

**SENATE AMENDMENT 3,
TO 2005 SENATE BILL 331**

December 6, 2005 – Offered by Senators A. LASEE, LAZICH, STEPP, ROESSLER, HARS DORF, DARLING, BROWN, COWLES, REYNOLDS, LEIBHAM, KEDZIE, ZIEN, SCHULTZ and GROTHMAN.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 1, line 3: after “rate” insert “and the use of moneys in the
3 transportation fund”.

4 **2.** Page 1, line 4: before that line insert:

5 “**SECTION 1.** 25.40 (3) of the statutes is created to read:

6 25.40 **(3)** (a) Except as provided in s. 85.52 (3) (cm), beginning on July 1, 2007,
7 no moneys deposited in the transportation fund that are not appropriated may be
8 transferred from the transportation fund to any other fund or appropriation account
9 in any other fund.

10 (b) Beginning on July 1, 2007, no moneys may be appropriated from the
11 transportation fund except for purposes related to the planning, design,
12 construction, reconstruction, expansion, rehabilitation, maintenance, or operation
13 of highway, airport, harbor, ferry, railroad, bicycle, or pedestrian facilities or service,

1 or any costs attendant to such planning, design, construction, reconstruction,
2 expansion, rehabilitation, maintenance, or operation; the acquisition of
3 transportation facilities or property necessary to construct or enlarge transportation
4 facilities, or costs attendant to such acquisition or to disposal of any acquired facility
5 or property; costs associated with utility facilities within the rights-of-way of
6 transportation facilities or with radio communications facilities and equipment
7 owned or leased by, and services provided by, the department of transportation and
8 used for law enforcement; aids or assistance to cities, villages, towns, or counties for
9 transportation purposes; the expenditure of federal transportation aid received by
10 the state for any purpose for which the aid is provided or the provision of matching
11 or supplemental funds associated with such aid, or the expenditure of funds derived
12 from gifts or grants received by the department of transportation for any purpose for
13 which the gift or grant is provided; state enforcement of traffic laws; transportation
14 safety programs; the administration of laws related to motor vehicles, driver
15 licensing, or aeronautics; the payment of principal and interest on bonds issued for
16 highway, railroad, or harbor improvements or other transportation facilities; the
17 general costs of administration of the department of transportation; the costs of
18 administration of the taxes and fees that are deposited in the transportation fund;
19 terminal tax distribution payments under s. 76.24 (2) (a); tourism promotion under
20 s. 20.380 (1) (w); transfers to the conservation fund for motor fuel tax collections on
21 the use of fuel by snowmobiles, all-terrain vehicles, and motorboats; any refunds of
22 transportation fund taxes and fees authorized by law; or any other program
23 administered by the department of transportation on the effective date of this
24 subsection [revisor inserts date].”.

