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**WISCONSIN LEGISLATIVE COUNCIL  
AMENDMENT MEMO**

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**2005 Senate Bill 331**

**Senate Amendments 3 and 6  
(as Amended)**

*Memo published:* December 8, 2005

*Contact:* Don Salm, Senior Staff Attorney (266-8540)

**Senate Amendment 3**

Senate Amendment 3 would limit the expenditure of transportation fund revenues to transportation-related purposes. The amendment provides that:

1. Beginning on July 1, 2007, no moneys ***may be appropriated*** from the transportation fund ***except for purposes related to*** the following: (a) the planning, design, construction, reconstruction, expansion, rehabilitation, maintenance, or operation of highway, airport, harbor, ferry, railroad, bicycle, or pedestrian facilities or service or any costs attendant to such planning, design, construction, reconstruction, expansion, rehabilitation, maintenance, or operation; (b) the acquisition of transportation facilities or property necessary to construct or enlarge transportation facilities, or costs attendant to such acquisition or to disposal of any acquired facility or property; (c) costs associated with utility facilities within the rights-of-way of transportation facilities or with radio communications facilities and equipment owned or leased by, and services provided by, the Department of Transportation (DOT) and used for law enforcement; (d) aids or assistance to cities, villages, towns, or counties for transportation purposes; (e) the expenditure of federal transportation aid received by the state for any purpose for which the aid is provided or the provision of matching or supplemental funds associated with such aid; (f) the expenditure of funds derived from gifts or grants received by DOT for any purpose for which the gift or grant is provided; (g) state enforcement of traffic laws; (h) transportation safety programs; (i) the administration of laws related to motor vehicles, driver licensing, or aeronautics; (j) the payment of principal and interest on bonds issued for highway, railroad, or harbor improvements or other transportation facilities; (k) the general costs of administration of DOT; (l) the costs of administration of the taxes and fees that are deposited in the transportation fund; (m) terminal tax distribution payments to local governments for railroad terminal facilities; (n) tourism promotion; (o) transfers to the conservation fund for motor fuel tax collections on the use of fuel by snowmobiles, all-terrain vehicles, and motorboats; (p) any refunds of transportation

fund taxes and fees authorized by law; and (q) any other program administered by DOT on the effective date of the bill (if enacted into law).

2. Beginning on July 1, 2007, no moneys deposited in the transportation fund that ***are not appropriated*** may be transferred from the transportation fund to any other fund or appropriation account in any other fund, except for transfers to the transportation infrastructure loan fund by the Joint Committee on Finance, as provided under current law.

**Senate Amendment 6 (as Amended by Senate Amendment 1 to the Amendment)**

Senate Amendment 6 (as amended by Senate Amendment 1 to the amendment) would change the ***effective date*** of a recent change in state law providing for a one cent reduction in the three cent per gallon petroleum inspection fee. The amendment (as amended) would change the effective date to occur one month earlier: ***on April 1, 2006, rather than May 1, 2006*** (see s. 168. 12 (1), Stats., as affected by 2005 Wisconsin Act 25, and SECTION 94808 (1x) in that Act).

**Legislative History**

All of the amendments described in this memo were adopted by the Senate on a voice vote. Senate Amendment 3 was offered by Senator Lasee and others. Senate Amendment 6 was offered by Senator Schultz; Senate Amendment 1 to that amendment was offered by Senator Grothman. On December 6, 2005, Senate Bill 331, as amended, passed the Senate on a vote of Ayes, 20; Noes, 13.

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