

2007 DRAFTING REQUEST

Bill

Received: **09/19/2006**

Received By: **agary**

Wanted: **As time permits**

Identical to LRB:

For: **Donald Friske (608) 266-7694**

By/Representing: **Tim Gary (aide)**

This file may be shown to any legislator: **NO**

Drafter: **agary**

May Contact:

Addl. Drafters:

Subject: **Transportation - highways**

Extra Copies: **BAB**

Submit via email: **YES**

Requester's email: **Rep.Friske@legis.wisconsin.gov**

Carbon copy (CC:) to: **aaron.gary@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Designating veterans memorial bridge in Tomahawk

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	agary 09/22/2006	jdye 09/26/2006		_____			
/1			jfrantze 09/26/2006	_____	lparisi 09/26/2006	sbasford 01/23/2007	

FE Sent For:

<END>

↳ Not Needed

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/?	agary	1/9/26 jld		Self 9/26			

FE Sent For:

<END>

Gary, Aaron

From: Gary, Aaron
Sent: Tuesday, September 19, 2006 4:47 PM
To: Gary, Tim
Subject: RE:

Hi Tim,

This draft will be 2007 LRB-0280.

In the rush of the end of the session, I was told that DOT had a problem with AB-1183 but didn't know exactly what the problem was. I drafted AA1 to AB-1183 guessing what the problem might be, but was later told that my guess was wrong. Eventually I learned that DOT's problem was actually that they didn't believe the bridge could be "marked" and since the bridge was a local bridge, they didn't have sufficient highway right-of-way under their jurisdiction to put markers at the end of the bridge. DOT wanted the local authority to dedicate a sufficient right-of-way at the end of the bridge to allow DOT to locate the markers there, at each end of the bridge. (I don't know what the locals' position on this would be.) Accordingly, if I redraft this bill with AA1, I'm not sure AA1 will actually add anything to the bill and DOT will have the same objection they had last session.

How do you want me to proceed in this redraft: 1. Include AA1? OR 2. Try to address DOT's concern last session? OR 3. Both?

Thanks. Aaron

Aaron R. Gary
Legislative Attorney
Legislative Reference Bureau
608.261.6926 (voice)
608.264.6948 (fax)
aaron.gary@legis.state.wi.us

From: Gary, Tim
Sent: Tuesday, September 19, 2006 9:50 AM
To: Gary, Aaron
Subject:

Aaron,

This session you drafted AB 1183. Representative Friske respectfully requests you draft up the amended version for the upcoming legislative session at your earliest convenience.

Please call me if you have any questions.

Tim Gary
Research Assistant for
Representative Donald R Friske

Gary, Aaron

From: Gary, Tim
Sent: Thursday, September 21, 2006 4:04 PM
To: Gary, Aaron

Aaron,

Rep. Friske respectfully requests LRB draft a bill, at its earliest convenience, for the upcoming legislative session that will create a CDL exemption under SS 343.055 for municipal officials operating commercial vehicles within their municipality for the purpose of conducting municipal business.

If you have any further questions regarding this request, please email me or call me at 266-7694.

Respectfully yours,
Tim Gary
Research Assistant to
Rep. Donald Friske

Ps: please draft the Tomahawk bridge bill as amended by the Wisconsin State Assembly for a /1. If it needs tweaking, we will get it in a /2, but will work with a /1 for now.

7
2005 ASSEMBLY BILL 1183

Soon

in 9/22

stays

RMNR

D-Note

April 18, 2006 - Introduced by Representatives FRISKE, AINSWORTH, DAVIS, JESKEWITZ, LEHMAN, MONTGOMERY, MUSSER, OTT, PETROWSKI, PRIDEMORE, SEIDEL, VAN ROY and M. WILLIAMS, cosponsored by Senators BRESKE and DECKER. Referred to Committee on Urban and Local Affairs.

Regen

1 AN ACT *to create* 84.1024 of the statutes; **relating to:** designating and marking
2 a bridge across the [✓]Wisconsin River in the [✓]city of Tomahawk as Veterans
3 Memorial Bridge. [✓]

Analysis by the Legislative Reference Bureau

Under current law, certain highway routes and bridges have been designated and marked to memorialize, commemorate, or recognize certain individuals, groups, or events. This bill directs the Department of Transportation to designate and, upon receipt of sufficient contributions from interested parties, mark the 4th Street bridge across the Wisconsin River [✓] in the [✓]city of Tomahawk as "Veterans Memorial Bridge" [✓] as a living memorial to and in honor of all Wisconsin veterans, living and dead, of all wars in which the United States has engaged. No state funds, other than from contributions from interested parties, may be used for the erection or maintenance of any marker to identify the bridge as "Veterans Memorial Bridge."

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 SECTION [#] ^x 84.1024 of the statutes is created to read:

5 **84.1024 Veterans Memorial Bridge.** (1) The department shall designate
6 and, subject to [✓]sub. (2), mark the 4th Street bridge, under the department's

✓
insert
1-4

ASSEMBLY BILL 1183**SECTION 1**

1 jurisdiction under s. 84.10 (1), on CTH "L" across the Wisconsin River in the city of
2 Tomahawk in Lincoln County as "Veterans Memorial Bridge" as a living memorial
3 to and in honor of all Wisconsin veterans, living and dead, of all wars in which the
4 United States has engaged.

5 (2) Upon receipt of sufficient contributions from interested parties, including
6 any county, city, village, or town, to cover the costs of erecting and maintaining
7 markers at the bridge specified in sub. (1) to clearly identify to motorists the
8 designation of the bridge as "Veterans Memorial Bridge," the department shall erect
9 and maintain the markers. No state funds, other than from the receipt of
10 contributions under this subsection, may be expended for the erection or
11 maintenance of the markers.

12

(END)

D-Note

**ASSEMBLY AMENDMENT 1,
TO 2005 ASSEMBLY BILL 1183**

April 27, 2006 - Offered by Representative FRISKE.

LPS -
PWF
PLEASE

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At the locations indicated, amend the bill as follows:

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

SECTION [#] ~~c.~~ 84.10 (1) of the statutes is amended to read:

84.10 (1) The amounts allocated under s. 20.395 (3) (cq) and (eq) for the purposes described in this subsection shall be expended by the department for the maintenance and operation of bridges not on the state trunk highway system which were constructed, reconstructed, or purchased under s. 84.11 before August 9, 1989, and under s. 84.12 and free bridges located in connecting highways in 4th class cities, and towns, which have a length, not including approaches, of 300 feet or more, or a swing or lift span. Except as provided in a jurisdictional transfer agreement under s. 84.16, all matters relating to the maintenance and operation of such bridges shall be under the control of the department. Maintenance and operation shall not include the roadway lighting system and shall not include snow and ice removal and control

Insert 1-4



insert
1-4
cont'd

1 for bridges located on connecting highways. Notwithstanding any other provision
 2 of law, the department shall designate and mark the bridge specified in s. 84.1024
 3 in the manner and under the conditions specified in s. 84.1024. The department may
 4 arrange with any county highway committee or with any city, village or town for the
 5 operation or maintenance or both of any such bridge; and any county highway
 6 committee, city, village or town may enter into such arrangement. This subsection
 7 does not apply to sub. (2).

2. Page 1, line 4: delete "SECTION 1" and substitute "SECTION 1m".

(END)

(end Insert 1-4)

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0280/1dn

ARG:.....

JLD

ATTN: Tim Gary

As discussed by e-mail, I believe that bill section 1 of this draft is probably unnecessary and this draft does not resolve the concerns raised by DOT last session (that the MUTCD prohibits putting the markers directly on the bridge and DOT has no jurisdiction to erect signs on the land immediately adjacent to the bridge). If the city of Tomahawk authorizes DOT to erect the markers, this may be a practical resolution to these concerns. If you want any changes made to the attached draft, please let me know.

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DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0280/1dn
ARG:jld:jf

26 Sep 06

ATTN: Tim Gary

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Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

Basford, Sarah

From: Friske, Donald
Sent: Tuesday, January 23, 2007 10:09 AM
To: LRB.Legal
Subject: Draft Review: LRB 07-0280/1 Topic: Designating veterans memorial bridge in Tomahawk

Please Jacket LRB 07-0280/1 for the ASSEMBLY.