

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2095/P1dn
ARG:lmk:jf

March 15, 2007

ATTN: Jennifer Oechsner

Please review the attached draft carefully to ensure that it is consistent with your intent. Based upon the limited drafting instructions and difficulty I had in reading the map provided, I am uncertain whether the attached draft accurately reflects your intent. I also wonder, if in fact you intended that a sign be erected on STH 57 in Milwaukee, whether that portion of STH 57 would be under DOT's jurisdiction for purposes of signage.

I have drafted these provisions as nonstatutory provisions, which is common for bills requiring DOT to do things like erect signs. Nonstatutory provisions are typically used for matters that have a limited duration. Technically, the bill requires DOT to erect the specified signs within the current biennium but would allow DOT to remove the signs at some point in the future. As a practical matter, it is unlikely that DOT would remove the signs once the biennium expires, but DOT might decline to conduct any maintenance of the signs. If you prefer, I can place these provisions in a statutory unit in ch. 86 and require maintenance of the signs as well.

Because this bill requires the erection of signs in the right-of-way of federal-aid highways, I recommend that DOT review the bill to advise whether the erection of such signs would affect the amount of federal highway funds or federal incentive payments received by the state.

Please let me know if you would like any changes made to the attached draft or if you have any questions. If the attached draft meets with your approval, let me know and I will convert it to an introducible "/1" draft.

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