

2007 DRAFTING REQUEST

Bill

Received: **12/01/2006**

Received By: **agary**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Kornely**

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

Drafter: **agary**

May Contact:

Addl. Drafters:

Subject: **Transportation - highways**

Extra Copies: **BAB, RAC**

Submit via email: **YES**

Requester's email:

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

Pre Topic:

DOA:.....Kornely, BB0184 -

Topic:

General obligation bonding authority for I 94 North-South Corridor

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>
/?				_____			State
/1	agary 12/04/2006	kfollett 12/05/2006	rschlue 12/05/2006	_____	sbasford 12/05/2006		State
/2	agary 01/16/2007	kfollett 01/16/2007	jfrantze 01/16/2007	_____	cduerst 01/16/2007		State
/3	agary 01/30/2007	lkunkel 01/30/2007	sherritz 01/30/2007	_____	cduerst 01/30/2007		

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

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/2	agary 01/16/2007	kfollett 01/16/2007	jfrantze 01/16/2007	_____	cduerst 01/16/2007		

FE Sent For:

dh 1/30

dh/jf
1/30

<END>

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/?	agary	11/16/06 12/1/06		_____	_____	_____	_____
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FE Sent For:

<END>

2007-09 Budget Bill Statutory Language Drafting Request

- Topic: General Obligation Bonding Authority for I-94 North South Corridor
- Tracking Codes: BB0184
- SBO team: Environmental and Commercial Resources
- SBO analyst: Sara Kornely
 - Phone: 266-1039
 - Email: sara.kornely@wisconsin.gov
- Agency acronym: DOT
- Agency number: 395
- Priority (Low, Medium, High): High

AKG

**Department of Transportation
2007-2009 Biennial Budget Request
STATUTORY MODIFICATIONS**

DIN NUMBER: 5604

TOPIC: General Obligation (GO) Bonding Authority for the I-94 North South Corridor Initiative

DESCRIPTION OF CHANGE:

The Department requests s. 20 866(2)(uup) Wis Stats., be modified to include the reconstruction of I-94 in Milwaukee, Racine, and Kenosha Counties. The Department requests \$90,200,000 in GO bonding authority for the project.

JUSTIFICATION:

The I-94 corridor between the Illinois state line and the Mitchell Interchange includes about 34 miles of mainline freeway and 17 service interchanges. The corridor also includes the spur to General Mitchell International Airport as well the frontage road system in Kenosha and Racine counties.

The funding requested for FY 08 and FY 09 will allow the Department to begin construction in the corridor in calendar year 2009. It also provides necessary funding to maintain the schedule to rebuild the entire corridor by the end of calendar 2016. The funding will be used for a variety of purpose including: design, real estate acquisition, utility relocations, and let construction projects

in 12/4

DOA:.....Kornely, BB0184 - General obligation bonding authority for I 94 North South Corridor

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

D-Note

Don't Gen

1 AN ACT ...; relating to: general obligation bonding authority for I 94
2 reconstruction.

Analysis by the Legislative Reference Bureau

TRANSPORTATION

HIGHWAYS

Current law provides that, among the sources for funding southeast Wisconsin freeway rehabilitation projects, DOT may contract up to \$213,100,000 in public debt for the purpose of funding the Marquette interchange reconstruction project.

This bill increases from \$213,100,000 to \$303,300,000 the limit for this authorized general obligation bonding and allows proceeds from this bonding to also be used to fund another southeast Wisconsin freeway rehabilitation project, the reconstruction of I 94 in Milwaukee, Racine, and Kenosha counties.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

3 SECTION 1. 20.395 (6) (au) of the statutes is amended to read:

1 20.395 (6) (au) *Principal repayment and interest, Marquette interchange and*
 2 I 94 reconstruction project projects, state funds. A sum sufficient to reimburse s.
 3 20.866 (1) (u) for the payment of principal and interest costs incurred in financing
 4 the Marquette interchange reconstruction project and the reconstruction of I 94 in
 5 Milwaukee, Racine, and Kenosha counties, as provided under ss. 20.866 (2) (uup)
 6 and 84.555.

History: 1971 c. 40 s. 93; 1971 c. 42, 107; 1971 c. 125 ss. 122 to 137, 522 (1); 1971 c. 197, 211, 215, 307; 1973 c. 90, 142, 243, 333, 336; 1975 c. 39; 1975 c. 163 s. 16; 1975 c. 200, 224, 270, 288, 340, 422; 1977 c. 29, 377, 418; 1979 c. 34 ss. 322e to 420, 574, 575; 1979 c. 221; 1981 c. 20 ss. 238 to 300, 2202 (51) (c), (e); 1981 c. 165, 234; 1981 c. 314 s. 146; 1981 c. 347 s. 80; 1981 c. 362; 1983 a. 27 ss. 270g to 315, 2202 (20); 1983 a. 243; 1985 a. 29 ss. 357 to 402, 3202 (51) (a); 1985 a. 65, 76, 341; 1987 a. 27, 137, 349, 369, 399, 403; 1989 a. 31, 56; 1991 a. 39, 104, 239, 269; 1993 a. 16, 285, 354, 437; 1995 a. 27, 113, 201, 338, 445; 1997 a. 27, 35, 135, 237, 255; 1999 a. 9, 109, 146, 167, 185; 2001 a. 16, 104, 109; 2003 a. 33, 64, 139, 220, 320; 2005 a. 25, 319, 335.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

7 **SECTION 2.** 20.866 (2) (uup) of the statutes is amended to read:
 8 20.866 (2) (uup) *Transportation; Marquette interchange and I 94*
 9 *reconstruction project projects.* From the capital improvement fund, a sum sufficient
 10 for the department of transportation to fund the Marquette interchange
 11 reconstruction project under s. 84.014, as provided under s. 84.555, and the
 12 reconstruction of I 94 in Milwaukee, Racine, and Kenosha counties, as provided
 13 under s. 84.555 (1m) (a). The state may contract public debt in an amount not to
 14 exceed ~~\$213,100,000~~ \$303,300,000 for ~~this purpose~~ these purposes.

→ note: bud

History: 1971 c. 42; 1971 c. 100 s. 23; 1971 c. 125, 211, 215, 236, 307, 330, 336; 1973 c. 90 ss. 148 to 149m, 555m (2); 1973 c. 333; 1975 c. 26, 39, 40, 41, 200, 224, 422; 1977 c. 4, 6; 1977 c. 29 ss. 385 to 387, 1650m (4), 1656 (43); 1977 c. 418; 1979 c. 4; 1979 c. 34 ss. 675a to 677v, 2102 (6) (a), (39) (a), (52) (a); 1979 c. 107, 221; 1981 c. 1 ss. 17, 18, 47; 1981 c. 20, 108, 317, 336; 1983 a. 27; 1983 a. 36 s. 96 (4); 1983 a. 97, 192, 195, 212; 1983 a. 410 s. 2202 (2); 1985 a. 6; 1985 a. 8 ss. 4, 12; 1985 a. 29 ss. 589m to 598, 3202 (23) (c), (26) (a), (53) (a); 1985 a. 77, 120, 332; 1987 a. 27, 295, 298, 399, 403, 409; 1989 a. 31, 46, 107, 122, 219, 336, 359, 366; 1991 a. 39, 51, 269, 309, 324; 1993 a. 2, 16, 98, 115, 213, 343, 377, 413, 437, 453, 485; 1995 a. 27 ss. 1159 to 1168s, 9126 (19), 9145 (1); 1995 a. 40, 57, 60, 113; 1995 a. 216, s. 30m and 9127; 1995 a. 227, 246, 372, 388, 416, 452; 1997 a. 27, 35, 61, 164, 237, 252; 1999 a. 4, 9, 146; 1999 a. 150 s. 672; 1999 a. 184; 2001 a. 12, 16, 103, 109; 2003 a. 33, 64, 91, 129; 2005 a. 1, 22, 25, 102, 300.

15 **SECTION 3.** 84.555 (1m) (a) of the statutes is amended to read:
 16 84.555 (1m) (a) Notwithstanding sub. (1) and ss. 84.51 and 84.59, the proceeds
 17 of general obligation bonds issued under s. 20.866 (2) (uup) are allocated for
 18 expenditure obligations under s. 84.95 and s. 84.014 and the proceeds of general
 19 obligation bonds issued under s. 20.866 (2) (uup) may be used to fund expenditure
 20 obligations for the Marquette interchange reconstruction project under s. 84.014 and

1 for the reconstruction of I 94 in Milwaukee, Racine, and Kenosha counties under s.
2 84.014.

3 **History:** 2001 a. 109; 2003 a. 33; 2005 a. 25.

(END)

D-note

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0992/1dn

ARG: *kgf*

Date

ATTN: Sara Kornely *+*

X In this draft, I have assumed that the I 94 reconstruction is a southeast Wisconsin freeway rehabilitation project under s. 84.014 (2). Please verify this with DOT. If it is not, I will need to make changes, including additional statutory changes.

X Also, would it be better to create a separate general obligation bonding and expenditure authority for this project? One advantage or disadvantage (depending on the objective) of doing so is that it would strictly establish the amount of the bonding proceeds that should be allocated for each project, rather than providing a pool of funds that could be used for either.

Do you want this I 94 reconstruction project defined more precisely? Is this the same project as that defined in created s. 84.014 (5m) (ag) 1. of LRB-0424? If so, do you want to use that definition in this draft as well?

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

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

LRB-0992/1dn
ARG:kjf:rs

December 5, 2006

ATTN: Sara Kornely

In this draft, I have assumed that the I 94 reconstruction is a southeast Wisconsin freeway rehabilitation project under s. 84.014 (2). Please verify this with DOT. If it is not, I will need to make changes, including additional statutory changes.

Also, would it be better to create a separate general obligation bonding and expenditure authority for this project? One advantage or disadvantage (depending on the objective) of doing so is that it would strictly establish the amount of the bonding proceeds that should be allocated for each project, rather than providing a pool of funds that could be used for either.

Do you want this I 94 reconstruction project defined more precisely? Is this the same project as that defined in created s. 84.014 (5m) (ag) 1. of LRB-0424? If so, do you want to use that definition in this draft as well?

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

Gary, Aaron

From: Kornely, Sara - DOA
Sent: Sunday, January 14, 2007 3:35 PM
To: Gary, Aaron
Subject: FW: LRB Draft: 07-0992/1 General obligation bonding authority for I 94 North South Corridor
Attachments: 07-0992/1; 07-0992/1dn

Hi Aaron -

In your cover letter on this draft, you asked a couple of questions - short answer, yes, this is the same project as detailed in LRB-0424 - if it's easy to make the change to cross-reference that definition, that would be great.

As for whether there should be created a separate bonding authority section for the I-94 project, I think we're ok with everything as it is for this biennium. I think for the next budget, though, that's a good idea, because there will be 2 large SE projects happening at the same time (basically the only project for which we can do bonding during the 07-09 biennium will be the I-94 project). If you have any further thoughts on this, please let me know.

Thanks!

- Sara

From: Schlueter, Ron [mailto:Ron.Schlueter@legis.wisconsin.gov]
Sent: Tue 12/5/2006 3:33 PM
To: Kornely, Sara - DOA
Cc: Grinde, Kirsten - DOA; Hanaman, Cathlene - LEGIS; Palchik, Laurie A - DOA
Subject: LRB Draft: 07-0992/1 General obligation bonding authority for I 94 North South Corridor

Following is the PDF version of draft 07-0992/1.



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-0992/V Z

ARG:kjf/

UPS: fix request sheet pls. OK

in 1/16

RMR

DOA:.....Kornely, BB0184 - General obligation bonding authority for I 94 North-South Corridor

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

D-note

Don't Gen

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Analysis by the Legislative Reference Bureau

TRANSPORTATION

HIGHWAYS

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1 20.395 (6) (au) *Principal repayment and interest, Marquette interchange and*
 2 I 94 ^{north-south corridor (I)} ~~reconstruction project projects~~, state funds. A sum sufficient to reimburse s.
 3 20.866 (1) (u) for the payment of principal and interest costs incurred in financing
 4 the Marquette interchange reconstruction project and the reconstruction of I 94 in
 5 ^{the} ~~Milwaukee, Racine, and Kenosha counties~~ ^{the north-south corridor} as provided under ss. 20.866 (2) (uup)
 6 and 84.555.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

7 SECTION 2. 20.866 (2) (uup) of the statutes is amended to read:

8 20.866 (2) (uup) *Transportation; Marquette interchange and I 94* ^(I) ~~reconstruction project projects~~ ^{corridor} ~~reconstruction project projects~~. From the capital improvement fund, a sum sufficient
 9 for the department of transportation to fund the Marquette interchange
 10 reconstruction project under s. 84.014, as provided under s. 84.555, and the
 11 reconstruction of ^{the} ~~I 94 in Milwaukee, Racine, and Kenosha counties~~ ^{the north-south corridor} as provided
 12 under s. 84.555 (1m) (a). The state may contract public debt in an amount not to
 13 exceed \$213,100,000 \$303,300,000 for this purpose these purposes.

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Insert 2-15 →

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16 84.555 (1m) (a) Notwithstanding sub. (1) and ss. 84.51 and 84.59, the proceeds
 17 of general obligation bonds issued under s. 20.866 (2) (uum) are allocated for
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SECTION 3

the north-south corridor, as defined in
for the reconstruction of I 94 in Milwaukee, Racine, and Kenosha counties under s.

1

2

3

84.014.

(1) (ag)

(END)

Note

2007-2008 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0992/2ins
ARG:.....

INSERT 2-15:

SECTION 1. 84.014 (1) (a) of the statutes is renumbered 84.014 (1) (am).
✕

SECTION 2. 84.014 (1) (ag) of the statutes is created to read:

84.014 (1) (ag)

SEE ATTACHED INSERT

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

LRB-0992/2dn

ARG: *kgf*

Date

ATTN: Sara Kornely

I have redrafted this consistent with your e-mail. When the budget bill is compiled, I will reconcile the attached draft with LRB-0424, so that the definition of I-94 north-south corridor appears only once.

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Phone: (608) 261-6926
E-mail: aaron.gary@legis.wisconsin.gov

**DRAFTER'S NOTE
FROM THE
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LRB-0992/2dn
ARG:kjf:jf

January 16, 2007

ATTN: Sara Kornely

I have redrafted this consistent with your e-mail. When the budget bill is compiled, I will reconcile the attached draft with LRB-0424, so that the definition of I-94 north-south corridor appears only once.

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1/31mk 1/30

FE Sent For:

<END>



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-0992/3

ARG:kjfrs

RMR

DOA:.....Kornely, BB0184 - General obligation bonding authority for I 94
North-South Corridor

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

D-note

Do NOT Go

1 AN ACT ...; relating to: general obligation bonding authority for I 94
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For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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3 SECTION 1. 20.395 (6) (au) of the statutes is amended to read:

insert 2-1

20.395 (6) (au) *Principal repayment and interest, Marquette interchange and I 94 north-south corridor reconstruction project projects, state funds.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the Marquette interchange reconstruction project and the reconstruction of the I 94 north-south corridor, as provided under ss. 20.866 (2) (uup) and 84.555.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 2. 20.866 (2) (uup) of the statutes is 20.866 (2) (uup) *Transportation; Marquette interchange and I 94 north-south corridor reconstruction project projects.* From the amount appropriated sufficient for the department of transportation to finance the reconstruction project under s. 84.014, as provided in s. 20.866 (2) (uup), the amount for reconstruction of the I 94 north-south corridor, as provided in s. 20.866 (2) (uup). The state may contract public debt in an amount not to exceed \$303,300,000 for this purpose these purposes.

This note stays & should go before the other note
Thanks

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 3. 84.014 (1) (a) of the statutes is renumbered 84.014 (1) (am).

SECTION 4. 84.014 (1) (ag) of the statutes is created to read:

84.014 (1) (ag) "I 94 north-south corridor" means the Mitchell interchange of I 43, I 94, and I 894 in Milwaukee County, I 94 from the Illinois-Wisconsin state line in Kenosha County proceeding northerly through the Mitchell interchange to Howard Avenue in Milwaukee County, I 43/894 from the Mitchell interchange proceeding westerly to 35th Street in Milwaukee County, the STH 119 Airport Spur Parkway between I 94 and General Mitchell International Airport in Milwaukee

1 County, and all freeways, roadways, shoulders, interchange ramps, frontage roads,
2 and collector road systems adjacent or related to these routes or interchanges.

3 SECTION 5. 84.555 (1m) (a) of the statutes is amended to read:

4 84.555 (1m) (a) Notwithstanding sub. (1) and ss. 84.51 and 84.59, the proceeds
5 of general obligation bonds issued under s. 20.866 (2) (uum) are allocated for
6 expenditure obligations under s. 84.95 and s. 84.014 and the proceeds of general
7 obligation bonds issued under s. 20.866 (2) (uup) may be used to fund expenditure
8 obligations for the Marquette interchange reconstruction project under s. 84.014 and
9 for the reconstruction of the I 94 north-south corridor, as defined in s. 84.014^(5m)~~(1m)~~ (ag) 1

10 (END)

msent
3-10

D. Note

2007-2008 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0992/3ins
ARG:.....

INSERT 2-1:

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note: bud from p. 2 here →
***NOTE: This is reconciled s. 20.395 (6) (au). This SECTION has been affected by drafts with the following LRB numbers: LRB-0992 and LRB-1621. ✓ This draft incorporates material from LRB-1621. ✓

INSERT 3-10:

***NOTE: This is reconciled s. 84.555 (1m) (a). This SECTION has been affected by drafts with the following LRB numbers: LRB-0992 and LRB-0424. ✓ This draft eliminates the definition from LRB-0992 and changes the cross-reference to reference the same definition in LRB-0424. ✓

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0992/3dn
ARG:.....

(date)

ATTN: Sara Kornely and Frank Hoadley

This draft reconciles LRB-0992/2, LRB-1621/2, and LRB-0424/1. The attached draft incorporates material from LRB-1621 into amended s. 20.395 (6) (au). The treatment of this provision will therefore be eliminated from LRB-1621. The attached draft also eliminates bill sections 3 and 4 of LRB-0992/2 and changes the cross-reference in bill section 5 to incorporate the same definition from LRB-0424/1. LRB-0992, LRB-1621, and LRB-0424 should all continue to appear in the compiled bill.

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

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

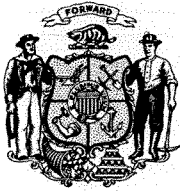
LRB-0992/3dn
ARG:kjf:sh

January 30, 2007

ATTN: Sara Kornely and Frank Hoadley

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State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-0992/3
ARG:kjf:sh

DOA:.....Kornely, BB0184 - General obligation bonding authority for I 94
North-South Corridor

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1 AN ACT ...; relating to: general obligation bonding authority for I 94
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Current law provides that, among the sources for funding southeast Wisconsin freeway rehabilitation projects, DOT may contract up to \$213,100,000 in public debt for the purpose of funding the Marquette interchange reconstruction project.

This bill increases from \$213,100,000 to \$303,300,000 the limit for this authorized general obligation bonding and allows proceeds from this bonding to also be used to fund another southeast Wisconsin freeway rehabilitation project, the reconstruction of the I 94 north-south corridor.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

3 SECTION 1. 20.395 (6) (au) of the statutes is amended to read:

1 20.395 (6) (au) *Principal repayment and interest, Marquette interchange and*
2 *I 94 north-south corridor reconstruction project projects, state funds.* A sum
3 sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs
4 incurred in financing the Marquette interchange reconstruction project and the
5 reconstruction of the I 94 north-south corridor, as provided under ss. 20.866 (2) (uup)
6 and 84.555, and to make payments under an agreement or ancillary arrangement
7 entered into under s. 18.06 (8) (a).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

****NOTE: This is reconciled s. 20.395 (6) (au). This SECTION has been affected by drafts with the following LRB numbers: LRB-0992 and LRB-1621. This draft incorporates material from LRB-1621.

8 **SECTION 2.** 20.866 (2) (uup) of the statutes is amended to read:

9 20.866 (2) (uup) *Transportation; Marquette interchange and I 94 north-south*
10 *corridor reconstruction project projects.* From the capital improvement fund, a sum
11 sufficient for the department of transportation to fund the Marquette interchange
12 reconstruction project under s. 84.014, as provided under s. 84.555, and the
13 reconstruction of the I 94 north-south corridor, as provided under s. 84.555 (1m) (a).
14 The state may contract public debt in an amount not to exceed \$213,100,000
15 \$303,300,000 for this purpose these purposes.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

16 **SECTION 3.** 84.555 (1m) (a) of the statutes is amended to read:

17 84.555 (1m) (a) Notwithstanding sub. (1) and ss. 84.51 and 84.59, the proceeds
18 of general obligation bonds issued under s. 20.866 (2) (uum) are allocated for
19 expenditure obligations under s. 84.95 and s. 84.014 and the proceeds of general
20 obligation bonds issued under s. 20.866 (2) (uup) may be used to fund expenditure
21 obligations for the Marquette interchange reconstruction project under s. 84.014 and

1 for the reconstruction of the I 94 north-south corridor, as defined in s. 84.014 (5m)

2 (ag) 1.

****NOTE: This is reconciled s. 84.555 (1m) (a). This SECTION has been affected by drafts with the following LRB numbers: LRB-0992 and LRB-0424. This draft eliminates the definition from LRB-0992 and changes the cross-reference to reference the same definition in LRB-0424.

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(END)