

State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

RESEARCH APPENDIX - **PLEASE DO NOT REMOVE FROM DRAFTING FILE**

Date Transfer Requested: 06/15/2009 (Per: ARG)




Appendix A


 The 2009 drafting file for LRBb0137/P1 (For: Senator Leibham)


has been copied/added to the drafting file for

2009 LRBb1361 (For: Senator Leibham)

 Are These “Companion Bills” ?? ... No

If yes, who in the initial requestor’s office authorized the copy/transfer of the drafting history (“guts”) from the original file: _____

 The attached 2009 draft was incorporated into the new 2009 draft listed above. For research purposes, this cover sheet and the attached drafting file were copied, and added, as a appendix, to the new 2009 drafting file. If introduced this section will be scanned and added, as a separate appendix, to the electronic drafting file folder.

 This cover sheet was added to rear of the original 2009 drafting file. The drafting file was then returned, intact, to its folder and filed.

2009 DRAFTING REQUEST

Assembly Amendment (AA-AB75)

Received: 03/23/2009

Received By: agary

Wanted: As time permits

Identical to LRB:

For: Joseph Leibham (608) 266-2056

By/Representing: Cullen Werwie

This file may be shown to any legislator: NO

Drafter: agary

May Contact:

Addl. Drafters:

Subject: Transportation - highways

Extra Copies: EVM

Submit via email: YES

Requester's email: Sen.Leibham@legis.wisconsin.gov

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

Pre Topic:

No specific pre topic given

Topic:

Delay for Kiel project

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>
/?							
/P1	agary 03/24/2009	nnatzke 03/24/2009	phenry 03/25/2009	_____	sbasford 03/25/2009		

FE Sent For:

<END>

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1?	agary	1/P1 nwn 3/24	3/25 ph	3/25 ph/JF			
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FE Sent For:

<END>

Gary, Aaron

From: Gary, Aaron
Sent: Monday, March 23, 2009 8:40 PM
To: Werwie, Cullen
Subject: RE: Budget Amendment

Hi Cullen,

I can draft the amendment. The effective date of the budget bill is typically July 1 or later, but I can provide for an earlier effective date (the day after publication). Still, it seems unlikely that the budget will pass in May or earlier, so the amendment will likely become effective after the contract is let.

Also, can you send me the attachment again (or send a hard-copy) - I couldn't open it.

Thanks. Aaron

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

From: Werwie, Cullen
Sent: Monday, March 23, 2009 3:58 PM
To: Gary, Aaron
Subject: Budget Amendment

Aaron-

A while back you drafted standalone piece of legislation for Sen. Leibham that would outright ban roundabouts in Kiel, which is exactly what we asked for (LRB-1111/1 now SB 60).

My boss would like to get a budget amendment drafted that would require DOT to delay project ID 4322-08-71, which is the Kiel project, until at least 2012. According to information we received from DOT contracts for this project are currently scheduled for letting in May of 2009. The money saved from delaying this project would be transferred back into the transportation fund. Just incase you need a reference, attached is the correspondence our office has had with the DOT District 3 Administrator Mike Berg on this project.

If possible we'd like to have this amendment ready for JFC exec hearings. If you have any questions let me know.

If you have any questions let me know. Thanks for your help-

Cullen Werwie
Sen. Leibham's office
(608) 266-2056

<< Message: RE: Kiel roundabouts >>

Gary, Aaron

From: Berg, Michael - DOT [michael.berg@dot.state.wi.us]
Sent: Monday, January 26, 2009 2:52 PM
To: Werwie, Cullen
Subject: RE: Kiel roundabouts

The project ID is 4322-08-71.

Mike

-----Original Message-----

From: Werwie, Cullen [mailto:Cullen.Werwie@legis.wisconsin.gov]
Sent: Monday, January 26, 2009 12:45 PM
To: Berg, Michael - DOT
Subject: RE: Kiel roundabouts

Mike-

Just one follow-up question, what is the DOT's project number for the work being done in Kiel?

Thanks,

Cullen Werwie
Sen. Leibham's office
(608) 266-2056

From: Berg, Michael - DOT [mailto:michael.berg@dot.state.wi.us]
Sent: Thursday, December 11, 2008 1:37 PM
To: Werwie, Cullen
Subject: Kiel roundabouts

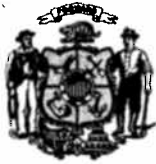
Hi Cullen,

The Kiel roundabouts are scheduled for contract letting in May of 2009. The project estimate for construction is estimated at \$2.4 to \$2.5 million dollars. The estimate is for the entire project including the roadway between the two intersections.

Hope this helps.

Mike

03/24/2009



State of Wisconsin
2009 - 2010 LEGISLATURE

LRBb0137/P1

ARG:f:....

nwn

in 3/24

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

**ASSEMBLY AMENDMENT,
TO 2009 ASSEMBLY BILL 75**

D-note

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

2 1. Page 1690, line 8: after that line insert:

3 (5m) ^{g Su} HIGHWAY IMPROVEMENT PROJECT IN THE CITY OF KIEL.

4 (a) In this subsection, "project" means the highway improvement project in the
5 city of Kiel that the department of transportation has identified as project number
6 4322-08-71.

7 (b) If the department of transportation has not awarded, prior to the effective
8 date of this paragraph, a contract for the construction of the project, the department
9 of transportation may not award any contract for the project until after June 30,
10 2012.

11 (c) If the department of transportation has awarded, prior to the effective date
12 of this paragraph, a contract for the construction of the project, the department of

1 transportation shall require that the contractor halt construction of the project until
2 after June 30, 2012.”✓

3 2. Page 1703, line 19:✓ after that line insert:

4 “(1^{g u}m) LAPSE OF MONEYS RELATED TO HIGHWAY IMPROVEMENT PROJECT IN THE CITY
5 OF KIEL. ✓

6 (a) In this subsection,✓ “project” has the meaning given in SECTION 9150 (5^um) (a) ✓

7 (b) Notwithstanding section 20.001 (3) (c) ✓ of the statutes, the secretary of administration, in
8 consultation with the secretary of transportation, shall lapse to the transportation
9 fund all moneys allocated for the project for the 2009-11 fiscal biennium that, as of
10 the effective date of this paragraph, ✓ have not been expended.”✓

11 3. Page 1742, line 23: after that line insert:

12 “(1^{g u}m) HIGHWAY IMPROVEMENT PROJECT IN THE CITY OF KIEL. The treatment of
13 SECTIONS 9150 (5^{g u}m) and 9250 (1^{g u}m) of this act takes effect on the day after
14 publication.”✓

15

(END)

D-Note

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

LRBb0137/P1dn

ARG:|.....

nwn

Date

ATTN: Cullen Werwie

Please review the attached draft carefully to ensure that it is consistent with your intent. If the project is let prior to the effective date of the attached draft, requiring DOT to halt the project may result in DOT's breach of contract with its contractor and damage claims arising from the breach.

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

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

LRBb0137/P1dn
ARG:nwn:ph

March 25, 2009

ATTN: Cullen Werwie

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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



State of Wisconsin
2009 - 2010 LEGISLATURE

LRBb0137/P1
ARG:nwn:ph

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TO 2009 ASSEMBLY BILL 75

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6 4322-08-71.

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9 of transportation may not award any contract for the project until after June 30,
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11 (c) If the department of transportation has awarded, prior to the effective date
12 of this paragraph, a contract for the construction of the project, the department of

1 transportation shall require that the contractor halt construction of the project until
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5 KIEL.

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7 of this act.

8 (c) Notwithstanding section 20.001 (3) (c) of the statutes, the secretary of
9 administration, in consultation with the secretary of transportation, shall lapse to
10 the transportation fund all moneys allocated for the project for the 2009-11 fiscal
11 biennium that, as of the effective date of this paragraph, have not been expended.”.

12 **3.** Page 1742, line 23: after that line insert:

13 “(14u) HIGHWAY IMPROVEMENT PROJECT IN THE CITY OF KIEL. The treatment of
14 SECTIONS 9150 (5u) and 9250 (1u) of this act takes effect on the day after publication.”.

15

(END)