



## 2011 SENATE BILL 558

March 9, 2012 – Introduced by Senators HOLPERIN and TAYLOR, cosponsored by Representatives BEWLEY, SPANBAUER, SINICKI and MARKLEIN. Referred to Committee on Transportation and Elections.

1     **AN ACT** *to amend* 86.302 (1g) and 86.302 (1m) (b); and *to create* 86.302 (1r) of  
2           the statutes; **relating to:** general transportation aids for highways on  
3           boundary lines of municipalities.

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### *Analysis by the Legislative Reference Bureau*

Under current law, the Department of Transportation (DOT) administers a general transportation aids program that makes aid payments to a county based on a share-of-costs formula, and to a village, city, or town (municipality) based on the greater of a share-of-costs formula for municipalities or an aid rate per mile. Each municipality and county must annually file with DOT a certified plat of the municipality or county showing the highways under its jurisdiction and the mileage of these highways open and used for travel, unless there have been no changes since the last time the municipality or county filed a plat with DOT. One-half of the mileage of highways on boundary lines must be considered as lying in each municipality or county. DOT may use these plats in making computations of transportation aids.

This bill allows two municipalities to agree that any highway on a boundary line between the two municipalities is under the jurisdiction of only one of the municipalities for purposes of general transportation aid payments. If such an agreement is made, the certified plats filed by the two municipalities must reflect this agreement in showing the highways under their jurisdiction and the mileage of those highways, and the municipality claiming jurisdiction of the highway is entitled to claim the entire mileage of the highway on its certified plat.

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

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

1           **SECTION 1.** 86.302 (1g) of the statutes is amended to read:

2           86.302 **(1g)** Except as provided in sub. (1m), beginning on January 1, 2001, the  
3 board of every town, village and county, and the governing body of every city, shall  
4 file with the department not later than December 15 of every year, a certified plat  
5 of the municipality or county showing the highways under its jurisdiction and the  
6 mileage thereof to be open and used for travel as of the succeeding January 1. The  
7 department may use the plats in making computations of transportation aids.  
8 ~~One-half~~ Except as provided in sub. (1r), one-half of the mileage of highways on  
9 boundary lines shall be considered as lying in each municipality or county.

10           **SECTION 2.** 86.302 (1m) (b) of the statutes is amended to read:

11           86.302 **(1m)** (b) Upon incorporation of a village or city, the board of the village  
12 and the governing body of the city shall file with the department a certified plat of  
13 the village or city showing the highways under its jurisdiction and the mileage  
14 thereof to be open and used for travel as of the date of incorporation, which may be  
15 used by the department in making computations of transportation aids. ~~One-half~~  
16 Except as provided in sub. (1r), one-half of the mileage of highways on boundary  
17 lines shall be considered as lying in the village or city.

18           **SECTION 3.** 86.302 (1r) of the statutes is created to read:

19           86.302 **(1r)** (a) With respect to any highway on a boundary line between two  
20 municipalities, the two municipalities may agree that the highway is under the  
21 jurisdiction of only one of the municipalities for purposes of this section and s. 86.30.

