

**2013 Assembly Bill 356 (LRB -3128)**

An Act to repeal 20.395 (2) (fs); to amend 20.395 (2) (ft) and 86.31 (3g); to create 20.395 (2) (fs) of the statutes; and to affect 2013 Wisconsin Act 20, section 9145 (7L) (b) (intro.) and 2013 Wisconsin Act 20, section 9145 (7L) (c); relating to: a grant for the relocation of a county trunk highway in Manitowoc and Sheboygan counties and making an appropriation. (FE)

**2013**

09-11.	A.	Introduced by Representative <b>Endsley</b> ; cosponsored by Senator <b>Leibham</b> .	306
09-11.	A.	Read first time and referred to Joint Committee on Finance	306
09-13.	A.	Representative Tittl added as a coauthor	308
09-13.	A.	Fiscal estimate received	
09-18.	A.	Executive action taken	
09-18.	A.	Assembly Amendment 1 offered by Joint Committee on Finance ( <b>LRB a0825</b> )	311
09-18.	A.	Report Assembly Amendment 1 adoption recommended by Joint Committee on Finance, Ayes 14, Noes 2	311
09-18.	A.	Report passage as amended recommended by Joint Committee on Finance, Ayes 14, Noes 2	311
09-18.	A.	Referred to Committee on Transportation	311
09-24.	A.	Public hearing held	
10-01.	A.	Executive action taken	
10-03.	A.	Report Assembly Amendment 1 adoption recommended by Committee on Transportation, Ayes 9, Noes 2	326
10-03.	A.	Report passage as amended recommended by Committee on Transportation, Ayes 9, Noes 2	326
10-03.	A.	Referred to Committee on Rules	326
10-03.	A.	Placed on calendar 10-8-2013 by Committee on Rules	
10-08.	A.	Read a second time	335
10-08.	A.	Assembly Amendment 1 <b>adopted</b>	335
10-08.	A.	Ordered to a third reading	335
10-08.	A.	Rules suspended	335
10-08.	A.	Read a third time and <b>passed</b> , Ayes 79, Noes 17	336
10-08.	A.	Ordered immediately messaged	336
10-09.	S.	Received from Assembly	402
10-09.	S.	Read first time and referred to committee on Senate Organization	403
10-09.	S.	Available for scheduling	
10-14.	S.	Public hearing requirement waived by committee on Senate Organization, pursuant to Senate Rule 18 (1m), Ayes 5, Noes 0	414
10-14.	S.	Placed on calendar 10-15-2013 pursuant to Senate Rule 18(1)	414
10-15.	S.	Read a second time	
10-15.	S.	Ordered to a third reading	
10-15.	S.	Rules suspended	
10-15.	S.	Read a third time and <b>concurred in</b> , Ayes 33, Noes 0	
10-15.	S.	Ordered immediately messaged	
10-16.	A.	Received from Senate concurred in	

*MB*

**2013**  
**ENROLLED BILL**

13en A B-356

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**ADOPTED DOCUMENTS:**

**Orig**     **Engr**         **SubAmdt**     

13-31281

**Amendments to above (if none, write "NONE"):** AA1 -

**Corrections - show date (if none, write "NONE"):** None

**Topic** Rel

10-17-13      JR Miller  
**Date**                      **Enrolling Drafter**



State of Wisconsin  
2013 – 2014 LEGISLATURE



LRB-3128/1  
ARG:sac:ph

## 2013 ASSEMBLY BILL 356

September 11, 2013 – Introduced by Representative ENDSLEY, cosponsored by Senator LEIBHAM. Referred to Joint Committee on Finance.

1     **AN ACT** *to repeal* 20.395 (2) (fs); *to amend* 20.395 (2) (ft) and 86.31 (3g); *to*  
2         *create* 20.395 (2) (fs) of the statutes; and *to affect* 2013 Wisconsin Act 20,  
3         section 9145 (7L) (b) (intro.) and 2013 Wisconsin Act 20, section 9145 (7L) (c);  
4         **relating to:** a grant for the relocation of a county trunk highway in Manitowoc  
5         and Sheboygan counties and making an appropriation.

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### ***Analysis by the Legislative Reference Bureau***

Under current law, as created in 2013 Wisconsin Act 20 (the Biennial Budget Act), the Department of Transportation (DOT) must award a grant in the 2013–15 fiscal biennium to Manitowoc County, Sheboygan County, the town of Centerville in Manitowoc County, the town of Mosel in Sheboygan County, the town of Sheboygan in Sheboygan County, and the village of Cleveland in Manitowoc County (affected local governments) for the relocation of CTH “LS” in Manitowoc and Sheboygan counties and the construction of access roads to properties along CTH “LS” (the project) if the affected local governments reach a jurisdictional transfer agreement that meets certain criteria. The amount of the grant may not exceed \$4,200,000 or 50 percent of the project costs, whichever is less. The grant must be paid from DOT’s appropriation for discretionary grants under the Local Roads Improvement Program (LRIP), notwithstanding limitations on or eligibility requirements for LRIP aids.

Under this bill, the grant is not paid from the LRIP program appropriation. Instead, the grant is paid from a new, sum certain appropriation of \$4,000,000 for fiscal year 2013–14. The bill removes the requirement that the grant not exceed 50



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1 2007 Wisconsin Act 20, section 9148 (3) and (14qq), and ~~2013 Wisconsin Act 20,~~  
2 ~~section 9145 (7L),~~ and for the grant under 2007 Wisconsin Act 20, section 9148 (9z).

3 **SECTION 5.** 86.31 (3g) of the statutes is amended to read:

4 86.31 (3g) COUNTY TRUNK HIGHWAY IMPROVEMENTS — DISCRETIONARY GRANTS.

5 From the appropriation under s. 20.395 (2) (ft), the department shall allocate  
6 \$5,355,000 in fiscal year 2007-08, \$5,462,100 in fiscal year 2008-09, and \$5,127,000  
7 in fiscal year 2009-10 years 2011-12 and 2012-13, \$4,727,000 in fiscal year 2013-14,  
8 and \$5,127,000 in fiscal year 2014-15 and each fiscal year thereafter, to fund county  
9 trunk highway improvements with eligible costs totaling more than \$250,000. The  
10 funding of improvements under this subsection is in addition to the allocation of  
11 funds for entitlements under sub. (3).

12 **SECTION 6.** 2013 Wisconsin Act 20, section 9145 (7L) (b) (intro.) is amended to  
13 read:

14 [2013 Wisconsin Act 20] Section 9145 (7L) (b) (intro.) Notwithstanding  
15 ~~limitations on the amount and use of aids provided under section 86.31 of the~~  
16 ~~statutes, or on eligibility requirements for receiving aids under section 86.31 of the~~  
17 ~~statutes, the~~ <sup>INS. AAI-1</sup> From the appropriation under section 20.395 (2) (fs) of the statutes, as  
18 created by 2013 Wisconsin Act ... (LRB-3102/1), <sup>INS. AAI-2</sup> the department shall award a grant  
19 in the 2013-15 fiscal biennium to the affected local governments for the project if the  
20 affected local governments reach a jurisdictional transfer agreement that specifies  
21 all of the following to the satisfaction of the department:

22 **SECTION 7.** 2013 Wisconsin Act 20, section 9145 (7L) (c) is repealed. <sup>INS. AAI-3</sup>

23 **SECTION 8. Fiscal changes.**

24 (1) In the schedule under section 20.005 (3) of the statutes for the appropriation  
25 to the department of transportation under section 20.395 (2) (ft) of the statutes, as

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**SECTION 8**

1 affected by the acts of 2013, the dollar amount is decreased by \$4,000,000 for the first  
2 fiscal year of the fiscal biennium in which this subsection takes effect to decrease  
3 funding for the purposes for which the appropriation is made.

4 **SECTION 9. Effective dates.** This act takes effect on the day after publication,  
5 except as follows:

6 (1) The repeal of section 20.395 (2) (fs) of the statutes takes effect on July 1,  
7 2015.

8 (END)



**ASSEMBLY AMENDMENT 1,  
TO ASSEMBLY BILL 356**

September 18, 2013 – Offered by JOINT COMMITTEE ON FINANCE.

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

2 **1.** Page 3, line 17: delete “From” and substitute “Subject to paragraph (d),  
3 from”.

AA1-1

4 **2.** Page 3, line 18: delete “(LRB-3102/1)” and substitute “(Assembly Bill 356)”.

AA1-2

5 **3.** Page 3, line 22: delete that line and substitute:

AA1-3

6 “**SECTION 7m.** 2013 Wisconsin Act 20, section 9145 (7L) (c) is amended to read:  
7 [2013 Wisconsin Act 20] Section 9145 (7L) (c) The amount of the grant under  
8 paragraph (b) may not exceed \$4,200,000 or 50 percent of the project costs, whichever  
9 is less. Payment of the grant under paragraph (b) shall be made from the  
10 appropriation under section 20.395 (2) (ft) of the statutes, as affected by this act. Not  
11 more than \$600,000 of the grant amount may be paid from amounts appropriated  
12 under section 20.395 (2) (ft) of the statutes, as affected by this act, and allocated for  
13 purposes of section 86.31 (3g) of the statutes. Not more than \$3,600,000 of the grant

1 ~~amount may be paid from amounts appropriated under section 20.395 (2) (ft) of the~~  
2 ~~statutes, as affected by this act, that are not allocated for purposes of section 86.31~~  
3 ~~(3g), (3m), or (3r) of the statutes.~~

4 **SECTION 7r.** 2013 Wisconsin Act 20, section 9145 (7L) (d) is created to read:

5 [2013 Wisconsin Act 20] Section 9145 (7L) (d) The department shall specify as  
6 a condition of the grant under paragraph (b) that the affected local governments  
7 expend an amount for project costs incurred as a result of work performed under  
8 contract awarded through a competitive bidding process that is equal to or greater  
9 than the amount of the grant under paragraph (b).”

10 (END)