2019 ASSEMBLY BILL 1019

March 26, 2020 - Introduced by Representatives CONSIDINE, B. MEYERS, MILROY, C. TAYLOR, ZAMARRIPA, SPREITZER, HEBL, SARGENT, SINICKI, SHANKLAND, OHNSTAD, BILLINGS, NEUBAUER and GRUSZYNSKI, cosponsored by Senators BEWLEY, SMITH, SCHACHTNER, ERPENBACH, RINGHAND, CARPENTER and LARSON. Referred to Committee on Rules.

AN ACT to create 20.395 (2) (af) and 86.52 of the statutes; relating to: creating a flood mitigation program in the Department of Transportation, granting rule-making authority, and making an appropriation.

Analysis by the Legislative Reference Bureau

This bill requires the Department of Transportation to administer a flood mitigation program to provide counties, cities, towns, and villages with grants reimbursing up to 50 percent of the cost of modifying, replacing, or relocating highway culverts or bridges at risk of substantial impact from flooding.

For further information see the state and local 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:

SECTION 1. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert the following amounts for the purposes indicated:

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20.395 Transportation, department of

(2) LOCAL TRANSPORTATION ASSISTANCE

(a) Flood mitigation program GPR A -0- 15,000,000

SECTION 2. 20.395 (2) (af) of the statutes is created to read:

20.395 (2) (af) Flood mitigation program. From the general fund, the amounts in the schedule for the flood mitigation program under s. 86.52.

SECTION 3. 86.52 of the statutes is created to read:

86.52 Flood mitigation program. (1) DEFINITIONS. In this section:

(a) “Improvement” means a project to modify, replace, or relocate a highway bridge or culvert that is at risk of substantial impact from flooding, as determined by the department.

(b) “Political subdivision” means a county, city, village, or town.

(c) “Program” means the flood mitigation program.

(2) ADMINISTRATION. The department shall administer a flood mitigation program to make grants for the purpose of reimbursing political subdivisions for a portion of the cost of modifying, replacing, or relocating highway bridges and culverts at risk of substantial impact from flooding. Any grant of money under the program shall be paid from the appropriation under s. 20.395 (2) (af).

(3) REIMBURSEMENT OF IMPROVEMENTS. All costs of an improvement funded under this section shall be the responsibility of the political subdivision. Prior to the commencement of an improvement, the political subdivision may apply to the department for reimbursement of not more than 50 percent of eligible costs in the manner and form prescribed by the department.
(4) **RULES.** The department shall promulgate rules to implement and administer the program.