



2013 ASSEMBLY BILL 64

March 14, 2013 - Introduced by Representatives JACQUE, WEININGER, BERNIER, BROOKS, KAHL, KLENKE and BERNARD SCHABER, cosponsored by Senators COWLES, LASEE and LEHMAN. Referred to Committee on Energy and Utilities.

1 **AN ACT to amend** 15.105 (4), 84.295 (4m) (e) 2., 234.86 (1) (c), 281.59 (1) (c),
2 281.61 (1) (a) and 281.625 (1) (b) of the statutes; **relating to:** costs of
3 replacement or relocation of certain municipal utility facilities required by the
4 construction of a freeway and eligibility for the safe drinking water loan
5 program.

Analysis by the Legislative Reference Bureau

Under current law, the state is required to pay 90% of the eligible costs of the relocation or replacement of municipal utility facilities required by the construction of a freeway. The current definition of "municipal utility facilities" includes utility facilities owned by a town, village, city, town sanitary district, or metropolitan sewerage district. Also under current law, under the safe drinking water loan program, the state provides loans at subsidized interest rates to local governmental units for projects for the construction or modification of public water systems. The current definition of "local governmental units" includes cities, villages, towns, counties, town sanitary districts, public inland lake protection and rehabilitation districts, and municipal water districts.

Also under current law, certain local governmental units may contract with one or more local governmental units to establish a joint local water authority, to jointly produce, treat, store, transmit, distribute, purchase, sell, or exchange water.

This bill adds utility facilities owned by a joint local water authority to the group of municipal utility facilities that is subject to state cost sharing when

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relocation or replacement of the facilities is required by the construction of a freeway. This bill also adds joint local water authorities to the group of local governmental units that are eligible to participate in the safe drinking water loan program.

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:

1 **SECTION 1.** 15.105 (4) of the statutes is amended to read:

2 15.105 (4) PUBLIC RECORDS BOARD. There is created a public records board which
3 is attached to the department of administration under s. 15.03. The public records
4 board shall consist of the governor, the director of the historical society, the attorney
5 general, the state auditor, and the director of the legislative council staff, or their
6 designated representatives, and a representative of the small business community,
7 a representative of a school board or the governing body of a municipality, as defined
8 in s. 281.59 (1) (c), other than a joint local water authority created under s. 66.0823,
9 and one other member.

10 **SECTION 2.** 84.295 (4m) (e) 2. of the statutes is amended to read:

11 84.295 (4m) (e) 2. "Municipal utility facilities" mean any utility facilities owned
12 by any town, village, or city or any joint local water authority created under s.
13 66.0823 or any town sanitary district established under subch. IX of ch. 60, or under
14 the jurisdiction of any metropolitan sewerage district established under ss. 200.01
15 to 200.15.

16 **SECTION 3.** 234.86 (1) (c) of the statutes is amended to read:

17 234.86 (1) (c) "Local governmental unit" has the meaning given in s. 281.61 (1)
18 (a), except that the term does not include a joint local water authority created under
19 s. 66.0823.

