



2017 SENATE BILL 217

May 4, 2017 - Introduced by Senators STROEBEL, CRAIG, KAPENGA, LEMAHIEU, MARKLEIN, NASS, OLSEN, VUKMIR and WANGGAARD, cosponsored by Representatives R. BROOKS, NEYLON, AUGUST, BALLWEG, BERNIER, BORN, BRANDTJEN, E. BROOKS, DUCHOW, EDMING, FELZKOWSKI, GANNON, HORLACHER, HUTTON, JACQUE, JARCHOW, KATZMA, KITCHENS, KNODL, KOOYENGA, KREMER, KRUG, KUGLITSCH, MACCO, MURPHY, MURSAU, NYGREN, PETERSEN, QUINN, SANFELIPPO, SCHRAA, STEINEKE, TAUCHEN, TUSLER, VOS, TITTL, JAGLER, THIESFELDT and VORPAGEL. Referred to Committee on Transportation and Veterans Affairs.

1 **AN ACT to amend** 20.395 (2) (fx), 20.395 (3) (cq) and 20.395 (3) (cx); and **to create**
2 20.395 (2) (fq) and 84.54 of the statutes; **relating to:** funding for the
3 Department of Transportation and making appropriations.

Analysis by the Legislative Reference Bureau

This bill requires the Department of Transportation to transfer state moneys appropriated to DOT for state highway rehabilitation to an appropriation account for local transportation assistance programs. The bill also requires DOT to transfer an equivalent amount of federal moneys appropriated for local transportation assistance programs to an appropriation account for state highway rehabilitation.

Finally, the bill requires the Legislative Fiscal Bureau to adjust the appropriation schedule in chapter 20 of the statutes to reflect the amounts in the state highway rehabilitation and local transportation assistance program appropriation accounts immediately following the transfers.

For further information see the *state* 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:

4 **SECTION 1.** 20.395 (2) (fq) of the statutes is created to read:

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1 20.395 (2) (fq) *Local transportation facility improvement assistance, state*
2 *funds.* All moneys transferred under s. 84.54 (2) for providing public access roads
3 to navigable waters and for the purposes of ss. 84.27 and 84.28 and for improving
4 transportation facilities, including facilities funded under applicable federal acts or
5 programs, that are not state trunk or connecting highways.

6 **SECTION 2.** 20.395 (2) (fx) of the statutes is amended to read:

7 20.395 (2) (fx) *Local transportation facility improvement assistance, federal*
8 *funds.* All moneys received from the federal government for providing public access
9 roads to navigable waters and for the purposes of ss. 84.27 and 84.28 and for
10 improving transportation facilities, including facilities funded under applicable
11 federal acts or programs, that are not state trunk or connecting highways, for such
12 purposes and to make the transfers under s. 84.54 (1).

13 **SECTION 3.** 20.395 (3) (cq) of the statutes is amended to read:

14 20.395 (3) (cq) *State highway rehabilitation, state funds.* As a continuing
15 appropriation, the amounts in the schedule for improvement of existing state trunk
16 and connecting highways; for improvement of bridges on state trunk or connecting
17 highways and other bridges for which improvement is a state responsibility, for
18 necessary approach work for such bridges and for replacement of such bridges with
19 at-grade crossing improvements; for the construction and rehabilitation of the
20 national system of interstate and defense highways and bridges and related
21 appurtenances; for activities under s. 84.04 on roadside improvements; for bridges
22 under s. 84.10; for the bridge project under s. 84.115; for payment to a local unit of
23 government for a jurisdictional transfer under s. 84.02 (8); for the disadvantaged
24 business demonstration and training program under s. 84.076; for the purpose
25 specified in s. 84.017 (3); for the transfers required under 1999 Wisconsin Act 9,

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1 section 9250 (1) and 2003 Wisconsin Act 33, section 9153 (4q); and for the purposes
2 described under 1999 Wisconsin Act 9, section 9150 (8g), 2001 Wisconsin Act 16,
3 section 9152 (4e), and 2007 Wisconsin Act 20, section 9148 (9i) (b) and (9x); and to
4 make the transfers under s. 84.54 (2). This paragraph does not apply to any
5 southeast Wisconsin freeway megaprojects under s. 84.0145, to any southeast
6 Wisconsin freeway rehabilitation projects under s. 84.014 that also qualify as major
7 highway projects under s. 84.013, or to the installation, replacement, rehabilitation,
8 or maintenance of highway signs, traffic control signals, highway lighting, pavement
9 markings, or intelligent transportation systems, unless incidental to the
10 improvement of existing state trunk and connecting highways.

11 **SECTION 4.** 20.395 (3) (cx) of the statutes is amended to read:

12 20.395 (3) (cx) *State highway rehabilitation, federal funds.* All moneys
13 received from the federal government for improvement of existing state trunk and
14 connecting highways; for improvement of bridges on state trunk or connecting
15 highways and other bridges for which improvement is a state responsibility, for
16 necessary approach work for such bridges and for replacement of such bridges with
17 at-grade crossing improvements; for the construction and rehabilitation of the
18 national system of interstate and defense highways and bridges and related
19 appurtenances; for activities under s. 84.04 on roadside improvements; for the bridge
20 project under s. 84.115; for the purpose specified in s. 84.017 (3); and for the
21 disadvantaged business demonstration and training program under s. 84.076; and
22 all moneys received under 2003 Wisconsin Act 33, section 9153 (4q); and all moneys
23 transferred under s. 84.54 (1) for such purposes. This paragraph does not apply to
24 any southeast Wisconsin freeway megaprojects under s. 84.0145 or to any southeast

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1 Wisconsin freeway rehabilitation projects under s. 84.014 that also qualify as major
2 highway projects under s. 84.013.

3 **SECTION 5.** 84.54 of the statutes is created to read:

4 **84.54 Transfers of state and federal funding. (1)** From the appropriation
5 account under s. 20.395 (2) (fx), the department shall transfer to the appropriation
6 account under s. 20.395 (3) (cx) \$23,829,800 in fiscal year 2018-19, \$24,551,700 in
7 fiscal year 2019-20, and \$23,829,800 in fiscal year 2020-21.

8 **(2)** From the appropriation account under s. 20.395 (3) (cq), the department
9 shall transfer to the appropriation account under s. 20.395 (2) (fq) \$23,829,800 in
10 fiscal year 2018-19, \$24,551,700 in fiscal year 2019-20, and \$23,829,800 in fiscal
11 year 2020-21.

12 **(3)** In each fiscal year that the department makes the transfers required under
13 subs. (1) and (2), the legislative fiscal bureau shall adjust the amounts in the
14 schedule for s. 20.395 (2) (fq) and (fx) and (3) (cq) and (cx) to reflect the amounts in
15 those appropriation accounts immediately following the transfers.

16 **(END)**