

Senate Bill 477

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CHAPTER 396

AN ACT to amend and revise chapter 20 and to make divers other changes in the statutes, relating to state finances and appropriations, constituting the highway fund budget bill of the 1965 legislature and making appropriations.

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

SECTION 1. 20.005 (1) of the statutes, as it relates to the highway fund, is created to read:

20.005 STATE BUDGET (1) SUMMARY OF THE HIGHWAY FUND. The budget governing fiscal operations for the state of Wisconsin for the highway fund, from July 1, 1965, to June 30, 1967, is summarized as follows:

(a) *State highway fund budget summary.*

	1965-66	1966-67
Estimated opening balances	6,039,600	2,152,600
Estimated revenues	201,537,900	215,368,600
Total available	<u>207,577,500</u>	<u>217,521,200</u>
Estimated expenditures		
Highway commission	192,934,400	207,127,100
Motor vehicle department	10,044,900	9,945,300
Other agencies	2,420,600	2,408,100
Legislative awards	25,000	2,000
Subtotal, Expenditures	<u>205,424,900</u>	<u>219,482,500</u>
Estimated closing balances	2,152,600	(—)1,961,300
Total accountability	<u>207,577,500</u>	<u>217,521,200</u>

SECTION 2. 20.005 (2) of the statutes, as it relates to the highway fund, is created to read:

20.005 (2) PROGRAM APPROPRIATIONS. There are appropriated to each agency named in par. (a) the amounts shown therein for the programs and other purposes indicated. All appropriations are authorized from the highway fund unless otherwise indicated. The letter abbreviations shown designating the type of appropriation apply to both years in the schedule unless otherwise indicated.

(a) The following tabulation is an alphabetical arrangement by state agency of highway fund segregated revenue appropriations and general fund program revenue appropriations made by this act (1965), or of anticipated expenditures of highway and general fund program revenue appropriations made by this act (1965).

Agency and program	Statute	Type	1965-66	1966-67
Highway commission	20.420		[189,222,400]	[203,188,200]
Segregated revenue			189,047,400	203,013,200
Program revenue			175,000	175,000
State trunk and urban highways	(1)		[114,824,400]	[126,493,000]
Segregated revenue				
Gen. program opns.	(u)	A	5,355,600	5,525,300
STH allotment; counties	(v)	S	7,680,000	7,630,000
Municipal streets	(vm)	C	3,800,000	3,800,000
Roadside improvement	(w)	C	200,000	200,000
Outdoor advertising	(wg)	C	5,000	5,000
State fund for const. and maint.	(x)	C	10,700,000	10,700,000
State fund supplemental	(xb)	C	18,813,800	19,946,100
Additional fuel tax	(xd)	C	14,250,000	14,666,600
Investment and misc. income	(xg)	C	1,200,000	1,200,000
Federal aid	(y)	C	47,820,000	57,820,000
Special funds	(z)	C	5,000,000	5,000,000
Special roads and services	(2)		[1,432,600]	[1,422,000]
Program revenue				
Scenic easements	(g)	B	175,000	175,000
Segregated revenue				
Gen. program opns.	(u)	A	72,600	62,000
State park and forest roads	(v)	C	700,000	700,000
Institution roads	(w)	C	100,000	100,000
Public access roads	(x)	C	100,000	100,000
Federal aid; defense and forest roads and miscellaneous	(y)	C	180,000	180,000
Topographic maps	(z)	C	105,000	105,000
Aids and assistance to local governments	(3)		[72,965,400]	[75,273,200]
Segregated revenue				
Gen. program opns.	(u)	A	412,500	380,200
Bridge construction	(ug)	C	200,000	200,000
Bridge maint. and oper.	(um)	C	225,000	225,000
Bridge damages	(ut)	C	3,000	3,000
RR grade crossing protection	(v)	C	100,000	100,000
STH allotment; county bonds	(w)	C	399,000	399,000
Aids to localities	(x)	C	19,154,800	19,380,200
Aids, supplemental	(xg)	C	28,221,100	29,919,100
Additional fuel tax	(xm)	C	14,250,000	14,666,700
Federal aid	(y)	C	5,000,000	5,000,000
Special funds	(z)	C	5,000,000	5,000,000
Motor vehicle department	20.560		[10,044,900]	[9,945,300]
Segregated revenue				
Registration and licensing	(1)		[3,105,300]	[2,916,300]
Segregated fund revenue				
Gen. program opns.	(u)	A	2,961,200	2,771,500
Fringe benefits	(uc)	S	144,100	144,800
Driver control	(2)		[2,485,300]	[2,578,100]
Segregated fund revenue				
Gen. program opns.	(u)	A	2,315,900	2,406,500
Fringe benefits	(uc)	S	169,400	171,600
Enforcement and inspection	(3)		[4,454,300]	[4,450,900]
Segregated fund revenue				
Gen. program opns.	(u)	A	4,192,800	4,190,000
Fringe benefits	(uc)	S	261,500	260,900

SECTION 3. 20.006 of the statutes, as created by chapter 163, laws of 1965, is amended to read:

20.006 REVISING SCHEDULE AND TEXT. Immediately following the adjournment sine die of the legislature, or at convenient intervals prior thereto, the department of administration shall amend the schedule set forth in s. 20.005 to include all fiscal acts of the legislature, and submit such composite amended schedules to the revisor of statutes who shall print such revised ~~schedules~~ *schedule* of all state funds in the ensuing issue of the statutes as s. 20.005. Any dollar amounts, program revenue expenditure limitations or dates, shown in ss. 20.100 to 20.899, shall be changed for each biennium to correspond with s. 20.005 *except where the text contains language indicating that the appropriation is not to exceed a specified amount, in which case the text shall not be changed.*

SECTION 4. 20.420 of the statutes, except subs. (75m), (81) (b), (82) (c) and (91) thereof, is revised to read:

20.420 HIGHWAY COMMISSION. SOURCE OF FUNDS. There is appropriated to the state highway commission for the following programs the amount remaining from highway fund revenues collected by the motor vehicle department, department of taxation and public service commission after deducting the amounts appropriated from the state highway fund by ss. 20.130 (1) and 20.650 (2) and the amounts paid from appropriations from the state highway fund made by ss. 20.275 (1), 20.280 (4) (z), 20.520 (4), 20.560, 20.660 (1) and 20.800 (1). The revenues treated by this paragraph received in each fiscal year shall be apportioned and allotted by the commission in the amounts and at the dates specified in this section or, if unspecified, as the commission determines.

(1) **STATE TRUNK AND URBAN HIGHWAYS.** (u) *General program operations.* The amounts in the schedule for the costs of administration not otherwise financed. Of the appropriation made in this paragraph \$1,500 is allocated annually for the purpose of promoting the objectives of the governor's committee to keep Wisconsin clean and beautiful.

(v) *State trunk highway allotment; counties.* The amounts required to meet the provisions of s. 84.03 (3), except for retiring bonds.

(vm) *Municipal streets.* The amounts in the schedule for the improvement of connecting streets and state trunk highways in cities and villages and to supplement the appropriation made under par. (x) to carry out the purposes of s. 84.03 (9). These amounts may be used either independent of or in conjunction with any other funds which may be available for the same purposes.

(w) *Roadside improvement.* Not to exceed \$200,000 for the execution of its functions under s. 84.04.

(wg) *Outdoor advertising.* All moneys received from permits imposed by s. 84.30 for the execution of its functions thereunder.

(x) *State fund for construction and maintenance.* The amounts in the schedule for the execution of its functions under ss. 84.01 (7) and (21), 84.03 (9) and 84.07.

(xb) *State fund, supplemental.* On June 30, 40% of the amount remaining from highway fund revenues collected by the motor vehicle department, department of taxation and public service commission after deducting the amounts appropriated from the state highway fund by ss. 20.130 (1) and 20.650 (2), the amounts paid from the appropriations from the state highway fund made by ss. 20.275 (1), 20.280 (4) (z), 20.520 (4), 20.560, 20.660 (1) and 20.800 (1) and the amounts allotted from the appropriations made by pars. (u), (v), (vm), (w), (x), (xa) and (xd) and subs. (2) (u) to (x) and (z) and (3) (u) to (um), (v) to (x), (xc) and (xm) have been set aside, to supplement the appropriation made by par. (x).

(xd) *Additional fuel tax.* One-sixth of the taxes collected under ss. 78.01 (1) and 78.40 (1) to supplement the appropriation made by par. (x).

(xg) *Investment and miscellaneous income.* All profits from investments of the highway fund and the service fees and sales of and by the highway commission, to be added to the appropriation made by par. (x). Expenses or losses relating to such investments and sales shall be charged to the appropriation made herein.

(y) *Federal aid.* All allotments of federal aid funds made to this state for use on the state trunk and urban highway system, as received in the state treasury.

(z) *Special funds.* All funds paid into the state treasury by any local unit of government or other source for use on the state trunk and urban highway system, for the purpose for which paid.

(2) SPECIAL ROADS AND SERVICES. (g) *Scenic easements.* Biennially, the amounts allocated by the state recreation committee under s. 20.703 (1) for the acquisition of scenic easements, development of historical markers, overlooks, waysides and related functions specified in ss. 84.04 and 84.09 (1).

(u) *General program operations.* The amounts in the schedule for the costs of administration.

(v) *State park and forest roads.* Not to exceed \$700,000 for the execution of its functions under s. 84.28.

(w) *Institution roads.* Not to exceed \$100,000 for the purposes specified in s. 84.27.

(x) *Public access roads.* The amounts in the schedule for providing public access roads to navigable waters. Such funds shall be used as provided for state park roads in s. 84.28.

(y) *Federal aid; defense and forest roads and miscellaneous.* All federal highway funds made available for use in this state for the improvement of federal defense and federal forest roads and miscellaneous roads, as received in the state treasury.

(z) *Topographic maps.* Not to exceed \$105,000 for the preparation of topographic maps of parts of Wisconsin in cooperation with the federal government. This appropriation shall not exceed amounts made available for this purpose by the federal government.

(3) AIDS AND ASSISTANCE TO LOCAL GOVERNMENTS. (u) *General program operations.* The amounts in the schedule for the costs of administration.

(ug) *Bridge construction.* Not to exceed \$200,000 to pay the state's portion of the cost of bridges under ss. 84.11 and 84.12 not on the state trunk highway system or a connecting street.

(um) *Bridge maintenance and operation.* Not to exceed \$225,000 for the purposes specified in s. 84.10.

(ut) *Bridge damages.* Any receipts available from other sources for the maintenance and operation of bridges specified in s. 84.10, to supplement the appropriation made by par. (um).

(v) *Railroad grade crossing protection.* Not to exceed \$250,000 to pay the cost of crossing protection under s. 195.28.

(w) *State trunk highway allotment; county bonds.* The amounts necessary to retire bonds issued under ss. 67.13 and 67.14 in accordance with the allotment procedure specified in s. 84.03 (3).

(x) *Aids to localities.* The amounts necessary to meet the provisions of ss. 59.965 (11), 83.10, 86.31, 86.32, 86.33, 86.34 and 86.35.

(xg) *Aids to localities, supplemental.* On June 30, 60% of the amount remaining from highway fund revenues collected by the motor vehicle department, department of taxation and public service commission after deducting the amounts appropriated from the state highway fund by ss. 20.130 (1) and 20.650 (2), the amounts paid from the appropriations from the state highway fund made by ss. 20.275 (1), 20.280 (4) (z), 20.520 (4), 20.560, 20.660 (1) and 20.800 (1) and the amounts allotted from the appropriations made by subs. (1) (u), (v), (vm), (w), (x), (xa) and (xd) and (2) (u) to (x) and (z) and pars. (u) to (um), (v) to (x), (xc) and (xm) have been set aside, to supplement the appropriation made by par. (x).

(xm) *Additional fuel tax.* One-sixth of the taxes collected under ss. 78.01 (1) and 78.40 (1), to supplement the appropriation made by par. (x).

(y) *Federal aid.* All allotments of federal highway aid funds made to this state for use on county trunk highways and town roads, as received in the state treasury.

(z) *Special funds.* All funds paid into the state treasury by any local unit of government or other source for use on county trunk highways and town roads, for the purpose for which paid.

(9) GENERAL PROVISIONS. (u) *Administrative overhead.* Costs of administration and supervision not otherwise financed may be charged to a special account as determined by the department of administration and shall be charged back to the general program operations appropriation for the several programs at the end of each fiscal year, including fringe benefits related to administrative appropriations. Any cash balance remaining under the appropriations made by subs. (1) (u), (2) (u) and (3) (u) on August 15 following the close of any fiscal year shall be transferred to and is appropriated under sub. (1) (x). Any prior year's outstanding encumbrance and any claim of a prior fiscal year not evidenced by an encumbrance presented for payment after August 15 shall be charged to such appropriations for the fiscal year in progress.

(v) *Matching federal aid and other funds.* All or part of any allotment from the appropriations made by subs. (1) (v) to (xg), (2) (v) to (x) and (3) (ug), (um) and (v) to (xm) may be used to match or supplement federal aid or other funds made available by any act of congress or any county, city, village or town for the purposes set forth in such paragraphs, provided the commission and any municipality or other commission or official given any control over the disposition of any such allotment deems it advisable, and provided that every part of every allotment made from an appropriation in this section shall be expended only for the purpose for which the allotment is made. The intent of this subsection is to permit, where state funds are as herein provided made available for such purposes, the matching or supplementing of federal aid funds in accordance with the purposes of any act of congress, including without limitation because of designation the elimination of hazards to life at railroad grade crossing, the construction, reconstruction and improvement of secondary or feeder roads and any other highway purpose within the purview of any such act of congress.

(y) *Appropriation of federal aid and other special funds.* Appropriations made by subs. (1) (y), (2) (y) and (3) (y) shall be expended by the commission in connection with the appropriation provided in this section where applicable and in accordance with the requirements of and regulations made under and pursuant to any applicable act of congress. Section 20.902 shall not apply to that part of any debt or liability contracted or created on any highway project in anticipation of payment thereof out of federal aid funds pursuant to any applicable act of congress.

(z) *Special funds.* Appropriations made by subs. (1) (z) and (3) (z) shall be expended by the commission in accordance with the purposes for which such moneys were paid into the state treasury and may, where applicable, be used as state funds to match or supplement federal aid on projects for such purposes.

(za) The appropriations made by subs. (3) (xg) and (xm) shall be used to supplement the appropriation made by sub. (3) (x) as follows:

1. 30% to counties, apportioned in the same ratio as and to supplement the allotment under sub. (3) (x) pursuant to s. 83.10.

2. 30% to towns, apportioned in the same ratio as and to supplement the allotment under sub. (3) (x) pursuant to s. 86.31.

3. 15% to all villages and to cities with populations of not more than 10,000, to supplement the allotment under sub. (3) (x) pursuant to s. 86.31, to be allocated to each village and city in proportion to the mileage in each on which aids were allocated in s. 86.31.

4. 25% to applicable counties and to cities with populations of more than 10,000 to supplement the allotments under sub. (3) (x) pursuant to ss. 59.965 (11) and 86.31, apportioned in the same ratio as such allotments.

5. On April 15 an amount equal to one-half of the amount that was paid to such county, town, village and city under subs. (3) (xg) and (xm) from the revenues of the previous fiscal year shall be prepaid as part of the allotment due on the following June 30 pursuant to said paragraphs. The commission may adjust, as it deems necessary to avoid duplication or overpayment, the amounts of prepayments or payees to compensate for changes in incorporation status or boundaries of municipalities which have occurred since the payments from the revenues of the previous fiscal year.

SECTION 5. 20.420 (75m) of the statutes, as created by chapter 297, laws of 1965, is renumbered 20.420 (1) (vg).

SECTION 6. 20.420 (81) (b) of the statutes, as created by chapter 232, laws of 1965, is renumbered 20.420 (3) (xc).

SECTION 7. 20.420 (82) (c) of the statutes, as created by chapter 232, laws of 1965, is renumbered 20.420 (1) (xa).

SECTION 8. 20.420 (91) of the statutes is renumbered 25.40 and revised to read:

25.40 HIGHWAY FUND. (1) The separate nonlapsible trust fund designated as the state highway fund shall consist of the following:

(a) All collections of the motor vehicle department except sales taxes and other revenues specified in chs. 129 and 218.

(b) Motor carrier fees and taxes collected by the public service commission;

(c) Motor fuel taxes and other revenues collected under ch. 78;

(d) All revenues collected by the highway commission;

(e) All moneys paid into the state treasury by any local unit of government or other source for highway purposes;

(f) All federal aid for highways in this state made available by any act of congress, subject to applicable federal regulations;

(g) The investment income of the highway fund.

(2) Payments from the highway fund, except for appropriations made by ss. 20.130 (1) (g), 20.275 (1) (u), 20.280 (4) (z), 20.520 (4) (u), 20.560, 20.650 (2) (v), 20.660 (1) (u), 20.800 (1) (u), 20.822 and 20.850 (1) (u) or authorized by s. 25.17 shall be made only on the order of the state highway commission, from which order the commissioner of administration shall draw his warrant in favor of the payee and charge the same to the state highway fund.

SECTION 9. 20.550 (31) of the statutes is created to read:

20.550 (31) All fringe benefit contributions by the state pursuant to ss. 66.905 (1), 66.919 and 66.99 for salaries paid from the appropriations in s. 20.420 of the highway fund shall be charged to the respective appropriations from which the salaries are paid.

SECTION 10. 20.560 of the statutes, except subs. (71m) and (80) thereof, is repealed and recreated to read:

20.560 MOTOR VEHICLE DEPARTMENT. There is appropriated

from the highway fund to the motor vehicle department for the following programs:

(1) REGISTRATION AND LICENSING. (u) *General program operations.* The amounts in the schedule for vehicle registration and licensing.

(2) DRIVER CONTROL. (u) *General program operations.* The amounts in the schedule for driver control and licensing.

(3) ENFORCEMENT AND INSPECTION. (u) *General program operations.* The amounts in the schedule for enforcing the motor vehicle code.

(9) GENERAL APPROPRIATIONS AND PROVISIONS. (u) *Administration.* All administrative expenses may be charged to a special account determined by the department of administration and charged back to the applicable program appropriations at the end of the fiscal year.

(uc) *Fringe benefits.* The sums necessary to pay the cost of living bonus under ss. 20.550 (37) and 20.932 and the state highway fund's share of the motor vehicle department employer's contributions to the Wisconsin retirement fund, public employes social security fund, group life insurance, health and accident insurance, workmen's compensation and unemployment insurance. In this section expenditure estimates for these outlays shall appear in the schedule under the applicable program as par. (uc).

SECTION 11. 20.560 (71m) of the statutes, as created by chapter 232, laws of 1965, is renumbered 20.560 (9) (w).

SECTION 12. 20.560 (80) of the statutes, as created by chapter 237, laws of 1965, is renumbered 20.560 (9) (x).

SECTION 13. 20.951 (5) of the statutes, as amended by chapter 66, laws of 1965, is repealed.

SECTION 14. 110.07 (3) of the statutes is amended to read:

110.07 (3) The commissioner of motor vehicles may employ ~~not to exceed 83~~ inspectors, who shall not wear the uniform of the state patrol, whose duties shall be to enforce and assist in administering s. 110.10 (11) and chs. 129, 194, 340 to 345 and 347 to 349 ~~of the motor vehicle code and chs. 129 and 194.~~ Such inspectors, in the performance of these duties, shall have the powers and authority of state traffic officers. ~~Inspectors shall not enforce ch. 346 relating to the rules of the road.~~ For the purpose of death, disability and retirement coverage, such inspectors shall be subject to ss. 66.191, ~~and 66.90 to 66.918 in the same manner as members of as is~~ the state traffic patrol. The commissioner may furnish to such inspectors ~~as he may determine such articles of clothing, shoulder patches, badges or other necessary means of identification as in his judgment are in clothe and equip inspectors as the interest of public safety and ease of identification their duties require.~~

SECTION 15. 110.07 (4) of the statutes is repealed.

SECTION 16. 341.08 (4) of the statutes is amended to read:

341.08 (4) Applications for renewal of registration shall contain the information required in sub. (2) for original applications or such parts thereof as the department deems necessary to assure the proper registration of the vehicle. The department may require that applications for renewal of registration be accompanied by the certificate of title issued for the vehicle ~~until December 31, 1966, after which the department may require the title only when the true ownership or proper prior registration of the vehicle is in doubt and cannot be resolved from records maintained by the department.~~

Approved November 23, 1965.