



2013 SENATE BILL 643

February 28, 2014 - Introduced by LAW REVISION COMMITTEE. Referred to Committee on Economic Development and Local Government.

1 **AN ACT to amend** 82.08 (1) of the statutes; **relating to:** county aid for town
2 bridges and culverts.

Analysis by the Legislative Reference Bureau

Under current law, a town that has voted to construct or repair a bridge or culvert on a highway maintained by the town may petition the county in which the town is located for shared funding of the project. With certain exceptions, upon an adequate petition, the county must pay one-half of the cost of construction or repair. The Wisconsin Supreme Court in *Town of Madison v. County of Dane*, 311 Wis. 2d 402 (2008), determined that this requirement applies only to “highways in existence at the time of a bridge’s construction.” Under this holding, counties are required to share costs only for bridges or culverts that are either located on a town highway that is currently in existence or will be connected to a town highway by the completion of the construction. This bill clarifies the language of the statute to confirm the holding of the Wisconsin Supreme Court.

For further information, see the NOTES provided by the Law Revision Committee of the Joint Legislative Council.

For further information see the *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:

