



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-5411/1
EVM:kjf

2017 SENATE BILL 788

February 7, 2018 - Introduced by Senators DARLING, CRAIG, WANGGAARD, KAPENGA, VUKMIR and L. TAYLOR, cosponsored by Representatives SANFELIPPO, KOOYENGA, HUTTON, ALLEN, DUCHOW, KUGLITSCH, OTT, RODRIGUEZ, SKOWRONSKI, WICHGERS, R. BROOKS, BRANDTJEN, KNODL and KLEEFISCH. Referred to Committee on Transportation and Veterans Affairs.

1 **AN ACT to renumber** 84.0145 (1) (a); **to amend** 84.013 (1) (a) (intro.); and **to**
2 **create** 84.013 (3) (c), 84.013 (3m) (L), 84.0145 (1) (ah) and 84.0145 (3) (b) 3. of
3 the statutes; **relating to:** the I 94 east-west corridor project.

Analysis by the Legislative Reference Bureau

This bill adds I 94 from 70th Street to 16th Street in Milwaukee County (I 94 east-west corridor project) to the current list of enumerated major highway projects and southeast Wisconsin freeway megaprojects approved for construction by the Department of Transportation.

The bill also does all of the following:

1. Requires DOT to reserve \$25,000,000 from the transportation fund for use in the I 94 east-west corridor project.

2. Requires DOT to identify efficiencies in the programs it administers, to designate not less than \$25,000,000 from appropriations to DOT from the transportation fund that DOT determines are not necessary for the satisfactory administration of departmental programs, and to lapse the designated moneys to the transportation fund.

3. Requires DOT to request that the federal highway administration reinstate the record of decision signed on September 9, 2016, and rescinded on October 4, 2017, relating to the I 94 east-west corridor project.

4. Prohibits DOT from proceeding with the I 94 east-west corridor project if DOT does not receive certain federal funding or upon certain action by the Joint Committee on Finance.

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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:

1 **SECTION 1.** 84.013 (1) (a) (intro.) of the statutes is amended to read:

2 84.013 (1) (a) (intro.) “Major highway project” means a project, except a project
3 providing an approach to a bridge over a river that forms a boundary of the state, a
4 high-cost state highway bridge project under s. 84.017, or a southeast Wisconsin
5 freeway megaproject under s. 84.0145, other than a project under s. 84.0145 (3) (b)
6 3., that satisfies any of the following:

7 **SECTION 2.** 84.013 (3) (c) of the statutes is created to read:

8 84.013 (3) (c) Subject to sub. (3m) (L), I 94 from 70th Street to 16th Street,
9 including all interchanges, and including work on local roads as necessary for the
10 completion of this project, in Milwaukee County.

11 **SECTION 3.** 84.013 (3m) (L) of the statutes is created to read:

12 84.013 (3m) (L) 1. The department shall maintain the schedule that existed on
13 October 10, 2017, for the project enumerated under sub. (3) (c) and s. 84.0145 (3) (b)
14 3.

15 2. The department may not construct the project enumerated under sub. (3) (c)
16 and s. 84.0145 (3) (b) 3. if the department is prohibited from expending proceeds of
17 general obligation bonds issued under s. 20.866 (2) (uuz) under 2017 Wisconsin Act
18 58, section 60 (1c).

19 3. The department shall submit a request to construct the project enumerated
20 under sub. (3) (c) and s. 84.0145 (3) (b) 3. to the joint committee on finance. If the
21 cochairpersons of the joint committee on finance do not notify the department within

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1 14 working days after the submission of the request that the committee intends to
2 schedule a meeting to review the request, the department may proceed with
3 construction as requested. If, within 14 working days after the date of the
4 submission of the request, the cochairpersons of the committee notify the
5 department that the committee intends to schedule a meeting for the purpose of
6 reviewing the request, the department may not construct the project enumerated
7 under sub. (3) (c) and s. 84.0145 (3) (b) 3., except as the committee determines.

8 **SECTION 4.** 84.0145 (1) (a) of the statutes is renumbered 84.0145 (1) (ap).

9 **SECTION 5.** 84.0145 (1) (ah) of the statutes is created to read:

10 84.0145 (1) (ah) "I 94 east-west corridor project" means the reconstruction of
11 the I 94 freeway in Milwaukee County from 70th Street to 16th Street, including all
12 interchanges, and including work on local roads as necessary for the completion of
13 this project.

14 **SECTION 6.** 84.0145 (3) (b) 3. of the statutes is created to read:

15 84.0145 (3) (b) 3. Subject to s. 84.013 (3m) (L), the I 94 east-west corridor
16 project.

17 **SECTION 7. Nonstatutory provisions.**

18 (1) Not later than June 30, 2019, the department of transportation shall
19 reserve \$25,000,000 from the transportation fund for use in the project enumerated
20 under sections 84.013 (3) (c) and 84.0145 (3) (b) 3. of the statutes.

21 (2) Not later than June 30, 2019, the department of transportation shall
22 identify efficiencies in the programs it administers, shall designate not less than
23 \$25,000,000 from appropriations to the department from the transportation fund
24 that the department determines are not necessary for the satisfactory
25 administration of departmental programs, and shall lapse the designated moneys to

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1 the transportation fund. Funds designated under this subsection may include funds
2 determined not to be necessary for the satisfactory administration of departmental
3 programs under an existing cost-saving or efficiency assessment program of the
4 department.

5 (3) Not later than 30 days after the effective date of this subsection, the
6 department of transportation shall request that the federal highway administration
7 reinstate the record of decision signed on September 9, 2016, and rescinded on
8 October 4, 2017, relating to the I 94 east-west corridor project.

9 (END)