



State of Wisconsin
2011 - 2012 LEGISLATURE



LRB-0799/3
EVM:nwn:jf

DOA:.....Byrnes, BB0166 – Mass transit operating aids amounts and funding source.

FOR 2011-13 BUDGET -- NOT READY FOR INTRODUCTION

AN ACT ...; **relating to:** the budget.

Analysis by the Legislative Reference Bureau

TRANSPORTATION

TRANSPORTATION AIDS

Under current law, DOT provides state aid payments to local public bodies in urban areas served by mass transit systems to assist the local public bodies with the expenses of operating those systems. There are five classes of mass transit systems and the total amount of state aid payments to four of these classes of mass transit systems is limited to a specified amount in each calendar year. The fifth class is for certain commuter or light rail systems. There is no specified amount payable to the rail mass transit system class.

This bill decreases the total amount of state aid payments to the four classes of mass transit systems for which aid amounts are specified, as follows:

1. For mass transit systems having annual operating expenses of \$80,000,000 or more, the bill maintains the current limit of \$68,583,200 in calendar year 2011 and reduces the limit to \$61,724,900 in calendar year 2012 and thereafter.

2. For mass transit systems having annual operating expenses of over \$20,000,000 but less than \$80,000,000, the bill maintains the current limit of \$18,021,300 in calendar year 2011 and reduces the limit to \$16,219,200 in calendar year 2012 and thereafter.

3. For mass transit systems serving urban areas having a population of at least 50,000 but having annual operating expenses of no more than \$20,000,000, the bill maintains the current limit of \$25,852,500 in calendar year 2011 and reduces the limit to \$23,267,200 in calendar year 2012 and thereafter.

4. For mass transit systems serving urban areas having a population of less than 50,000, the bill maintains the current limit of \$5,852,200 in calendar year 2011 and reduces the limit to \$5,267,000 in calendar year 2012 and thereafter.

This bill also changes the funding source for mass transit operating aids from the transportation fund to the general fund beginning in the 2012-2013 fiscal year.

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:

SECTION 1. 20.395 (1) (hr) of the statutes is renumbered 20.395 (1) (ha) and amended to read:

20.395 (1) (ha) *Tier B transit operating aids, state funds.* ~~The~~ From the general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 7.

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 2. 20.395 (1) (hs) of the statutes is renumbered 20.395 (1) (hb) and amended to read:

20.395 (1) (hb) *Tier C transit operating aids, state funds.* ~~The~~ From the general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 8.

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 3. 20.395 (1) (ht) of the statutes is renumbered 20.395 (1) (hc) and amended to read:

20.395 (1) (hc) *Tier A-1 transit operating aids, state funds.* ~~The~~ From the general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 6. cm.

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 4. 20.395 (1) (hu) of the statutes is renumbered 20.395 (1) (hd) and amended to read:

20.395 (1) (hd) *Tier A-2 transit operating aids, state funds.* ~~The~~ From the general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 6. d.

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 5. 20.395 (1) (hw) of the statutes is renumbered 20.395 (1) (he) and amended to read:

20.395 (1) (he) *Tier A-3 transit operating aids, state funds.* ~~The~~ From the general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 6. e.

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 6. 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

85.20 (4m) (a) 6. cm. From the appropriation under s. 20.395 (1) (ht), the department shall pay ~~\$63,784,700 for aid payable for calendar year 2008, \$65,299,200 for aid payable for calendar year 2009, \$66,585,600 for aid payable for calendar year 2010, and \$68,583,200 for aid payable for calendar year 2011, and \$61,724,900 for aid payable for calendar year 2012~~ and thereafter, to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses of \$80,000,000 or more. If the eligible applicant that receives aid under this subd. 6. cm. is served by more than one urban mass transit system, the eligible applicant may allocate the aid between the urban mass transit systems in any manner the eligible applicant considers desirable.

SECTION 7. 85.20 (4m) (a) 6. cm. of the statutes, as affected by 2011 Wisconsin Act (this act), is amended to read:

85.20 (**4m**) (a) 6. cm. From the appropriation under s. 20.395 (1) (~~ht~~) (hc), the department shall pay \$66,585,600 for aid payable for calendar year 2010, \$68,583,200 for aid payable for calendar year 2011, and \$61,724,900 for aid payable for calendar year 2012 and thereafter, to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses of \$80,000,000 or more. If the eligible applicant that receives aid under this subd. 6. cm. is served by more than one urban mass transit system, the eligible applicant may allocate the aid between the urban mass transit systems in any manner the eligible applicant considers desirable.

SECTION 8. 85.20 (4m) (a) 6. d. of the statutes is amended to read:

85.20 (**4m**) (a) 6. d. From the appropriation under s. 20.395 (1) (hu), the department shall pay ~~\$16,754,000 for aid payable for calendar year 2008,~~ ~~\$17,158,400 for aid payable for calendar year 2009,~~ \$17,496,400 for aid payable for calendar year 2010, ~~and \$18,021,300 for aid payable for calendar year 2011,~~ and \$16,219,200 for aid payable for calendar year 2012 and thereafter, to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of \$20,000,000 but less than \$80,000,000. If the eligible applicant that receives aid under this subd. 6. d. is served by more than one urban mass transit system, the eligible applicant may allocate the aid between the urban mass transit systems in any manner the eligible applicant considers desirable.

SECTION 9. 85.20 (4m) (a) 6. d. of the statutes, as affected by 2011 Wisconsin Act (this act), is amended to read:

85.20 (4m) (a) 6. d. From the appropriation under s. 20.395 (1) (~~hu~~) (hd), the department shall pay \$17,496,400 for aid payable for calendar year 2010, \$18,021,300 for aid payable for calendar year 2011, and \$16,219,200 for aid payable for calendar year 2012 and thereafter, to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of \$20,000,000 but less than \$80,000,000. If the eligible applicant that receives aid under this subd. 6. d. is served by more than one urban mass transit system, the eligible applicant may allocate the aid between the urban mass transit systems in any manner the eligible applicant considers desirable.

SECTION 10. 85.20 (4m) (a) 6. e. of the statutes is amended to read:

85.20 (4m) (a) 6. e. From the appropriation under s. 20.395 (1) (~~hw~~) (he), the department may pay the uniform percentage for each eligible applicant for a commuter or light rail system that has been enumerated under s. 85.062 (3). An eligible applicant may not receive aid under subd. 6. cm. or d., 7., or 8. for a commuter rail or light rail transit system.

SECTION 11. 85.20 (4m) (a) 7. a. of the statutes is amended to read:

85.20 (4m) (a) 7. a. From the appropriation under s. 20.395 (1) (~~hr~~) (ha), beginning with aid payable for calendar year 2002 and for each calendar year thereafter, the uniform percentage for each eligible applicant served by an urban mass transit system operating within an urbanized area having a population as shown in the 2000 federal decennial census of at least 50,000 or receiving federal mass transit aid for such area, and not specified in subd. 6.

SECTION 12. 85.20 (4m) (a) 7. b. of the statutes is amended to read:

85.20 (4m) (a) 7. b. For the purpose of making allocations under subd. 7. a., the amounts for aids are ~~\$24,034,400 in calendar year 2008, \$24,614,500 in calendar~~

year 2009, \$25,099,500 in calendar year 2010, and \$25,852,500 in calendar year 2011, and \$23,267,200 in calendar year 2012 and thereafter. These amounts, to the extent practicable, shall be used to determine the uniform percentage in the particular calendar year.

SECTION 13. 85.20 (4m) (a) 8. a. of the statutes is amended to read:

85.20 (4m) (a) 8. a. From the appropriation under s. 20.395 (1) ~~(hs)~~ (hb), beginning with aid payable for calendar year 2002 and for each calendar year thereafter, the uniform percentage for each eligible applicant served by an urban mass transit system operating within an area having a population as shown in the 2000 federal decennial census of less than 50,000 or receiving federal mass transit aid for such area.

SECTION 14. 85.20 (4m) (a) 8. b. of the statutes is amended to read:

85.20 (4m) (a) 8. b. For the purpose of making allocations under subd. 8. a., the amounts for aids are ~~\$5,440,500 in calendar year 2008, \$5,571,800 in calendar year 2009, \$5,681,600 in calendar year 2010, and \$5,852,200 in calendar year 2011, and~~ \$5,267,000 in calendar year 2012 and thereafter. These amounts, to the extent practicable, shall be used to determine the uniform percentage in the particular calendar year.

SECTION 15. 85.20 (4s) of the statutes is amended to read:

85.20 (4s) PAYMENT OF AIDS UNDER THE CONTRACT. The contracts executed between the department and eligible applicants under this section shall provide that the payment of the state aid allocation under sub. (4m) (a) for the last quarter of the state's fiscal year shall be provided from the following fiscal year's appropriation under s. 20.395 (1) ~~(hr), (hs), (ht), (hu), or (hw)~~ (ha), (hb), (hc), (hd), or (he).

SECTION 9148. Nonstatutory provisions; Transportation.

(1) MASS TRANSIT OPERATING AIDS. In submitting information under section 16.42 of the statutes for purposes of the 2013-15 biennial budget act, the department of transportation shall include recommended changes to the distribution percentages and funding amounts of the urban mass transit operating assistance program under section 85.20 of the statutes, as affected by this act, in response to any changes in federal aid due to the 2010 decennial federal census.

SECTION 9448. Effective dates; Transportation.

(1) MASS TRANSIT OPERATING AIDS. The treatment of sections 20.395 (1) (hr), (hs), (ht), (hu), and (hw), 85.20 (4m) (a) 6. cm. (by SECTION 7), d. (by SECTION 9), and e., 7. a., and 8. a., and (4s) of the statutes takes effect on July 1, 2012.

(END)