

State of Wisconsin



2021 Assembly Bill 238

Date of enactment:
Date of publication*:

2021 WISCONSIN ACT

AN ACT to create 86.313 of the statutes; **relating to:** allocation of federal American Rescue Plan Act of 2021 funds for local highways and bridges.

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

SECTION 1. 86.313 of the statutes is created to read:

86.313 Local highways and bridges supplement.

(1) In this section:

- (a) "Municipality" means a city, village, or town.
- (b) "Political subdivision" means a city, village, town, or county.

(c) "Qualifying improvement project" means a highway or bridge construction project for which no federal funds, other than funds allocated under 2021 Wisconsin Act ... (this act), section 9144 (1), are expended and that is any of the following:

- 1. Eligible for funding under s. 84.18.
- 2. Eligible for funding under s. 86.31 (3g) to (3r).
- 3. A project to increase the load-bearing capacity of a bridge.

(2) The department shall administer a local highways and bridges supplement program. Subject to sub. (3), from the amounts allocated under 2021 Wisconsin Act ... (this act), section 9144 (1), the department shall, upon application, award grants to political subdivisions to fund qualifying improvement projects on highways or bridges under the jurisdiction of the political subdivision. The department shall make a grant award determination as soon as practicable after receiving a complete application for a grant under this section. The department may not

provide grants under this section after December 31, 2024.

(3) (a) 1. From the amounts allocated under 2021 Wisconsin Act ... (this act), section 9144 (1), the department shall allocate \$144,000,000 to fund qualifying improvement projects on highways or bridges under the jurisdiction of counties.

2. The total amount of grants that may be paid by the department to each county under this section may not exceed \$2,000,000.

(b) 1. From the amounts allocated under 2021 Wisconsin Act ... (this act), section 9144 (1), the department shall allocate \$164,519,800 to fund qualifying improvement projects on highways or bridges under the jurisdiction of municipalities.

2. The total amount of grants that may be paid by the department to each municipality under this section may not exceed the amount calculated by multiplying the number of miles of highways under the jurisdiction of the municipality, as determined under s. 86.302 for calendar year 2020, by \$2,000.

(4) Amounts received under this section may not be included in cost calculations under s. 86.303.

SECTION 9144. Nonstatutory provisions; Transportation.

(1) LOCAL HIGHWAYS AND BRIDGES SUPPLEMENT. Of the moneys the governor accepts from the federal gov-

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."

2021 Wisconsin Act

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ernment under s. 16.54 pursuant to section 602 of the federal Social Security Act as amended by the federal American Rescue Plan Act of 2021, P.L. 117–2, the governor

shall allocate \$308,519,800 for the local highways and bridges supplement program under s. 86.313.

