

Clearinghouse Rule 98-143

CERTIFICATE

STATE OF WISCONSIN)
) ss.
DEPARTMENT OF TRANSPORTATION)

TO ALL WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, CHARLES H. THOMPSON, Secretary of the Wisconsin Department of Transportation and custodian of the official records, do hereby certify that the rule, relating to **eligibility of TEA projects**, was duly approved and adopted by this Department on February 17, 1999.

I further certify that this copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.



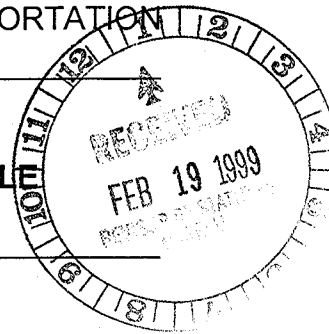
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department of Transportation at 4802 Sheboygan Avenue, in the City of Madison, Wisconsin, this 17 day of **February**, 1999.

Charles H. Thompson
for CHARLES H. THOMPSON
Secretary



4-1-99

The Wisconsin Department of Transportation adopts an order to amend TRANS 510.05, relating to eligibility of TEA projects.

ORDER ADOPTING RULE**Analysis Prepared by the Wisconsin Department of Transportation**

STATUTORY AUTHORITY: s. 84.185(4), Stats.

STATUTES INTERPRETED: s. 84.185, Stats.

General Summary of Rule. This rule will amend ch. Trans 510, relating to the Transportation Facilities Economic Assistance and Development (TEA) program. The rule change will delete language related to the eligibility of TEA projects which requires that a TEA project be at least 25% of the total transportation facility improvement cost. The not "less than 25%" rule excluded economic development projects based upon the size of a transportation improvement project. TEA projects were unintentionally and often unfairly excluded when projects generated a small number of jobs given the larger scope of the transportation improvement. The elimination of these small job creation projects puts an unnecessary burden on communities with limited financial resources and on those communities that wanted to use the TEA funds to leverage other financial commitments to help pay for needed infrastructure improvements.

Fiscal Effect. This rule will have a positive impact on all local governments since they will not be eliminated from TEA grant program based upon the overall size of the transportation facility improvement. Small and rural communities will be able to secure grants based upon the number of new jobs created by a business in the community and not be disqualified based upon the size of the transportation improvement project. State transportation dollars used to fund the TEA grant program will not be negatively impacted since grant awards are based upon the number of jobs created by businesses and not on the size of the transportation project.

Final Regulatory Flexibility Analysis. This rule will benefit many small businesses eligible under the TEA grant program. Small businesses such as manufacturers, wholesalers, distributors, etc. will be eligible to apply for needed infrastructure projects which promote better traffic circulation, improve accessibility to highway, rail, harbor and airport facilities and help to improve the overall transportation efficiency for the business and the local community.

Copies of Rule. Copies of this rule are available upon request, without cost, by writing to Dennis Leong, Division of Investment Management, Bureau of Planning, Economic Development Section, P. O. Box 7913, Room 901, Madison, WI 53707-7913, or by calling (608) 267-9910.

TEXT OF RULE

Under the authority vested in the state of Wisconsin, department of transportation, by s. 84.185(4), Stats., the department of transportation hereby adopts an order amending a rule interpreting s. 84.185, Stats., relating to eligibility of TEA projects.


SECTION 1. Trans 510.05 is amended to read:

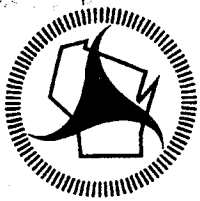
Trans 510.05 Evaluation of eligibility. Applications passing the initial screening shall be evaluated based on the criteria in s. 84.185(2)(b), Stats., and this chapter. Determination of the eligibility of an application for funding shall be documented in an evaluation report and shall be based on how well the application satisfies the criteria in s. 84.185(2)(b), Stats., and this chapter. ~~Applications shall be ineligible for funding if the criteria in this chapter would result in a grant ceiling of less than 25% of the reviewed transportation facility improvement cost.~~

(END OF RULE TEXT)

Effective Date. This rule shall take effect on the first day of the month following publication in the Wisconsin Administrative Register as provided in s. 227.22(2), Stats.

Signed at Madison, Wisconsin, this 17 day of February, 1999.


*CHARLES H. THOMPSON
Secretary
Wisconsin Department of Transportation



Wisconsin Department of Transportation

www.dot.state.wi.us

Tommy G. Thompson
Governor

Charles H. Thompson
Secretary

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February 18, 1999

Mr. Gary Poulson
Deputy Revisor of Statutes
131 West Wilson Street, Suite 800
Madison, Wisconsin 53703

RE: **CLEARINGHOUSE RULE 98-143**

In the Matter of the Adoption of **TRANS 510**, Wisconsin Administrative Code,
relating to **eligibility of TEA projects**

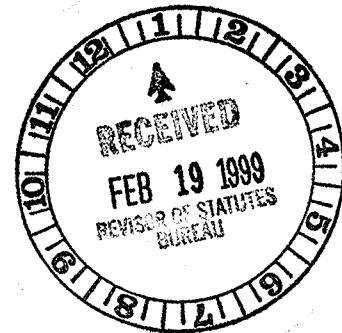
Dear Mr. Poulson:

Enclosed for filing, pursuant to s. 227.20, Wis. Stats., is a certified copy of **CR 98-143**, an administrative rule relating to the above-mentioned matter.

Sincerely,

A handwritten signature in cursive script that reads "Julie A. Johnson".

Julie A. Johnson
Paralegal



Enclosures

cc: Secretary's Office
Mike Goetzman
Sandy Beaupre
Jim Van Sistine
Dennis Leong