



2019 SENATE BILL 281

June 7, 2019 - Introduced by Senators CRAIG, KAPENGA, NASS, COWLES, STROEBEL and BERNIER, cosponsored by Representatives SANFELIPPO, BRANDTJEN, GUNDRUM, HUTTON, KNODL, KUGLITSCH, MAGNAFICI, NEYLON, OTT, QUINN, RAMTHUN, WICHGERS and ALLEN. Referred to Committee on Transportation, Veterans and Military Affairs.

1 **AN ACT** *to create* 84.06 (1s) of the statutes; **relating to:** scope of highway
2 improvement plans.

Analysis by the Legislative Reference Bureau

This bill requires, with several exceptions, that a Department of Transportation plan for a highway improvement involving reconstruction or replacement of an existing highway must be for an improvement that is of substantially the same scope as the highway being reconstructed or replaced, including the use of the same or similar materials and substantial maintenance of the existing footprint.

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:

3 **SECTION 1.** 84.06 (1s) of the statutes is created to read:
4 84.06 **(1s)** REPLACE IN KIND. (a) Except as provided in par. (b), for any highway
5 improvement within the department's jurisdiction that involves the reconstruction
6 or replacement of an existing highway, the project plan prepared by the department

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1 shall be for an improvement that is of substantially the same scope as the highway
2 being reconstructed or replaced, including the use of the same or similar materials
3 and substantial maintenance of the existing footprint.

4 (b) The project plan prepared by the department may exceed the scope provided
5 under par. (a) to the extent that the department determines is necessary for safety
6 purposes, to meet current federal or state standards, or to accommodate estimated
7 traffic volume.

8 (END)