

2013 DRAFTING REQUEST

Bill

Received: **1/12/2013** Received By: **jkuesel**
Wanted: **Soon** Same as LRB:
For: **Administration-Budget 6-5468** By/Representing: **Bong**
May Contact: Drafter: **jkuesel**
Subject: **State Govt - miscellaneous** Addl. Drafters:
Extra Copies:

Submit via email: **YES**
Requester's email:
Carbon copy (CC) to: **Cathlene.Hanaman@legis.wisconsin.gov**
Gordon.Malaise@legis.wisconsin.gov

Pre Topic:

DOA:.....Bong, BB0350 -

Topic:

Sale or lease of state-owned real property

Instructions:

Per attached E mail, 1/8/13.

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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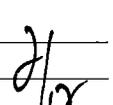
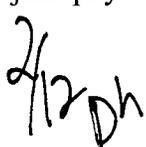
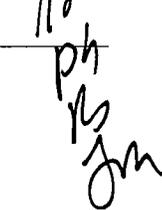
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/P1	jkuesel 1/30/2013			_____	sbasford 1/29/2013		
/P2	jkuesel 1/31/2013	evinz 1/30/2013	jmurphy 1/30/2013	_____	rosse 1/30/2013		
/P3	jkuesel	evinz	jmurphy 	JP _____	mbarman		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	2/3/2013	2/1/2013	2/1/2013	_____	2/1/2013		
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2013 DRAFTING REQUEST

Bill

Received: 1/12/2013 Received By: jkuesel
Wanted: Soon Same as LRB:
For: Administration-Budget 6-5468 By/Representing: Bong
May Contact: Drafter: jkuesel
Subject: State Govt - miscellaneous Addl. Drafters: mkunkel

Extra Copies:

Submit via email: YES
Requester's email:
Carbon copy (CC) to:

Pre Topic:

DOA:.....Bong, BB0350 -

Topic:

Sale or lease of state-owned real property

Instructions:

Per attached E mail, 1/8/13.

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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		2/1/2013	2/1/2013	_____	2/1/2013		

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/P2		evinz 1/30/2013	jmurphy 1/30/2013	_____	roose 1/30/2013		

1/30 *jkuesel*
1/30/13 *evinz*
1/30/13 *jmurphy*

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/P1	<i>jkuesel</i> 1/30/13	<i>ev</i> 1/30/13	<i>jm</i> 1/30	<i>jkuesel</i> 1/30	sbasford 1/29/2013		

FE Sent For:

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/?	jkuesel						
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Kuesel, Jeffery

From: Hanaman, Cathlene
Sent: Tuesday, January 08, 2013 1:15 PM
To: Kuesel, Jeffery
Subject: FW: Statutory Language Drafting Request - BB0350

Jenny notes that they are still briefing the governor on this one so the final details are not available yet.

From: SashaE.Bong@wisconsin.gov [mailto:SashaE.Bong@wisconsin.gov]
Sent: Monday, January 07, 2013 9:26 AM
To: Hanaman, Cathlene
Cc: Kraus, Jennifer - DOA; Bong, Sasha E - DOA; Thornton, Scott - DOA
Subject: Statutory Language Drafting Request - BB0350

Biennial Budget: 2013-15

DOA Tracking Code: BB0350

Topic: State-Owned Property Sales

SBO Team: GGCF

SBO Analyst: Bong, Sasha - DOA
Phone: (608) 266-5468
E-mail: SashaE.Bong@wisconsin.gov

Agency Acronym: DOA

Agency Number: 505

Priority: Medium

Intent:

Modify ss. 16.848 and 13.48 related to the sale of state-owned real property:

DOA may sell or lease for operation any state-owned real property, unless prohibited by the state Constitution or federal law [This includes repealing s. 16.848 (2)]. If DOA sells any state-owned property located on a campus of the UW System, the Board of Regents shall convey any systems, fixtures or additional property interests as specified by DOA to the purchaser of the property on terms determined by the department, notwithstanding s. 36.11 or any other section. Modify s. 84.09(5)(a) to add "except as provided under s. 16.848."

DOA shall report any sale to the Building Commission and Joint Committee on Finance.

Remaining net proceeds from a sale of state-owned real property by DOA or the Building Commission shall be used to refund general obligation bonds issued to support the Transportation Fund. If there are no bonds to be refunded, net proceeds from the sale shall be used to pay principal and interest costs on other outstanding public debt as under current law.

If DOA sells or leases any state-owned real property, it may attach such conditions to the sale or contract as found necessary or appropriate to carry out the sale or contract in the best interest of the state.

Notwithstanding ss. 196.49 and 196.80, any purchase is considered to be in the public interest and certification of a project under s. 196.49(3)(b).

If a property proposed for sale by DOA is co-owned by a nonstate agency, that entity shall be afforded right of first refusal to purchase the plant on reasonable financial terms established by DOA for the state's share of the real property.

The DOA Secretary may estimate and adjust FTE positions and operating budgets of affected agencies associated with the sale of any state-owned property. The Secretary would report FTE position and operating budget adjustments to the Joint Committee on Finance.

Note: As with the request related to state-owned heating plants (BB0336), decisions on this topic may result in additional changes to the proposed language.

Attachments: False

Please send completed drafts to statlanguage@wisapps.wi.gov

DOT may sell if BC appears sale
no repayment of sale to BC or JFC
net proceeds: 1st ~~from fund~~

~~2nd ~~Sec 6 fund~~~~
1st DOT Capital
2nd DOT Sec 6

13.48 B/C sales other outstanding debt