



1997 ASSEMBLY BILL 154

March 4, 1997 - Introduced by Representatives GOETSCH, FREESE, OWENS, HAHN, DOBYNS, AINSWORTH, OTTE, LORGE and MUSSEY, cosponsored by Senator CLAUSING. Referred to Committee on Agriculture.

1 **AN ACT to amend** 91.13 (1) of the statutes; **relating to:** the requirement that an
2 application for a farmland preservation agreement be signed by all persons
3 holding a mortgage on the land to be covered by the agreement.

Analysis by the Legislative Reference Bureau

Under current law, one of the ways that an owner of land can become eligible for the farmland preservation credit is to enter into a farmland preservation agreement that covers the land. One of the conditions for entering into a farmland preservation agreement is that the application form must be signed by all persons holding a recorded mortgage on the land to be covered by the agreement. This bill eliminates that condition for landowners who seek to extend a farmland preservation agreement.

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:

4 **SECTION 1.** 91.13 (1) of the statutes is amended to read:
5 91.13 (1) Any owner of eligible farmlands who desires to have the lands covered
6 by a farmland preservation agreement may apply to the county clerk by executing

ASSEMBLY BILL 154**SECTION 1**

1 a form provided by the department. If an application is ~~received by the county clerk~~
2 ~~on or after May 14, 1992, and it, other than an application for an extension of a~~
3 farmland preservation agreement, is not signed by all persons holding a recorded
4 mortgage on the land to be covered by the agreement, the application is void and may
5 not be processed by the county clerk. The application shall include a land survey or
6 legal description of all eligible farmland to be covered under the agreement, a map
7 showing significant natural features and all structures and physical improvements
8 on the lands or an aerial photograph of all land which is an integral part of the
9 owner's farming operation which is marked to indicate the farmland and structures
10 to be covered by the agreement, the soil classification of the lands and such other data
11 as the department deems reasonably necessary to determine the eligibility of the
12 lands for coverage under the agreement.

13 (END)