

1999 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB133)

Received: 06/25/99

Received By: gibsom

Wanted: Soon

Identical to LRB:

For: Senate Democratic Caucus

By/Representing: Walter

This file may be shown to any legislator: NO

Drafter: gibsom

May Contact:

Alt. Drafters: rmarchan

Subject: Nat. Res. - miscellaneous

Extra Copies:

Pre Topic:

SDC:.....Walter - #2810,

Topic:

Black Point Estate repeal

Instructions:

See Attached

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>
/?	gibsom 06/27/99			_____			
/1	rmarchan 06/27/99	gilfokm 06/27/99	mclark 06/28/99	_____	lrb_docadmin 06/28/99		

FE Sent For:

<END>

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1?	gibsom 06/27/99 rmarchan	1-6-27 <i>KMG</i>	<i>mrc</i> 6/27	<i>MRC/JF</i> _____ _____ _____			

FE Sent For:

<END>

yes

SDC

Agency: Natural Resources - Recreational Programs

caucus number 2810

duplicate flag:

duplicate with:

Other reference numbers:

LFB Sum #:

bill number/amendment number:

LRB draft #

LRB P-draft:

description: Repeal 1997 budget action on the Black Point Estate. See attached discussion.

other notes

drafting instructions: See above and attached.

more instructions:

Agency: **Natural Resources - Recreational Programs**

Number of Amendments: 1

V J U

2810

Background

In the 1997 Budget the Black Point Estate project was added with very little discussion or analysis. The project was funded with \$1.6 million in borrowing and \$1.8 million in recreational boating aids. There was no LFB paper prepared, and no specific plans for the future of the property. The funds have not yet been expended.

However, for a non-profit corporation to operate Black Point as required by the legislation required the issuance of special use permits from Walworth County and the Town of Linn.

On May 3, 1999, the Town of Linn Board voted to deny a special use permit for Black Point. Last Friday, June 18, the Walworth County Plan and Zoning Board voted to deny a use permit for Black Point. The Walworth County Plan and Zoning Board is the final authority at the County level on use permits.

Requested Action

At this point in time, the state has yet to take action to acquire the property. Given the rejection of use permits by the local units of government, repeal of the authorization to accept the gift coupled with the repeal of the two appropriations would be appropriate. The following should be repealed:

Simple Repeal (Alternative #1)

1 SECTION 1. Section 23.0962 of the statute is repealed.

2 SECTION 2. Section 20.370(5)(cq) as amended by 1997 Wis. Acts 27 and 237 is amended as
3 follows:

4 “(cq) *Recreation aids – recreational boating and other projects.* As a continuing
5 appropriation, the amounts in the schedule for recreational boating aid under
6 s. 30.92, ~~for the grant for Black Point Estate under s.23.0962~~, for financial
7 assistance to the Wisconsin Lake Schooner Education Association under 1997
8 Wisconsin Act 27, section 9137(12f), for the Southeastern Wisconsin Fox River
9 commission under 1997 Wisconsin Act 237, section 9136(2), for the Portage
10 levee system under s.31.309 and for the engineering and environmental study
11 under s. 31.307.”

-
- Wis. Stat. 23.0962, which outlined the criteria for acceptance of the Black Point Estate and directs the DNR to make a grant of \$1.8 million.
 - Wis. Stat. 20.866(2)(wr), creating a sum sufficient appropriation for DOA to pay debt service on public debt not to exceed \$1.6 million for Black Point Estate.

Please feel free to contact me with any questions.

####

1 the grant under this section and any additional funds donated to the organization
2 to fund an endowment for the operation and maintenance of Black Point Estate.

3 (2) If the nonprofit conservation organization does not use the grant under this
4 section in the manner required under sub. (1) (e), the nonprofit conservation
5 organization shall reimburse the department of natural resources in an amount
6 equal to the grant.

7 **SECTION 6. Nonstatutory provisions; building commission.**

8 (1) 1997-99 STATE BUILDING PROGRAM ADDITIONS. In 1997 Wisconsin Act (Senate
9 Bill 77), section 9107 (1), the following new subdivision is created to add the following
10 new project to the 1997-99 state building program and the appropriate totals are
11 increased by the amount shown:

12 (a) DEPARTMENT OF ADMINISTRATION

13 1. *Projects financed by general fund supported*
14 *borrowing:*

15 Black Point Estate site improvements — Lake
16 Geneva

\$1,600,000

17 **SECTION 7. Effective date.**

18 (1) This act takes effect on the 2nd day after publication of the 1997-1999
19 biennial budget act.

20 (END)

Repeal

*1997 ACT
27*

Sec. 9107 (1)(g) L.



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb1273/1
MGG & RJM

SOON

~~SOON~~

~~Handwritten scribbles~~

MGG
RJR

SDC:.....Walter - #2810, Black Point Estate repeal

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

DUOTE

CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

20-385
(5)(e)

1 At the locations indicated, amend the substitute amendment as follows:

2 ✓ 1. Page 240, line 18: delete lines 18 and 19.

3 ✓ 2. Page 318, line 8: delete "for the grant for Black Point Estate under s.
4 23.0962" and substitute "~~for the grant for Black Point Estate under s. 23.0962~~ for the
5 Southeastern Wisconsin Fox River commission under 1997 Wisconsin Act 237,
6 section 9136 (2)".

7 ✓ 3. Page 318, line 16: delete "for the grant for Black Point Estate under s.
8 23.0962," and substitute "~~for the grant for Black Point Estate under s. 23.0962,~~".

9 ✓ 4. Page 318, line 24: delete "for the grant for Black Point Estate under s.
10 23.0962,".

1 ✓ **5.** Page 378, line 12: after that line insert:

2 "SECTION 535m. 20.505 (5) (c) of the statutes is repealed."

3 ✓ **6.** Page 399, line 24: delete "(c)," and substitute "(e);".

4 ✓ **7.** Page 407, line 6: after that line insert:

5 "SECTION 637m. 20.866 (2) (wr) of the statutes is repealed."

6 ✓ **8.** Page 447, line 12: after that line insert:

7 "SECTION 665vm. 23.0962 of the statutes is repealed."

~~INS. 2-7~~

8 ✓ **9.** Page 1462, line 25: after that line insert:

~~"SECTION 3261j. 1997 Wisconsin Act 27, section 9107 (1) (a) 1. is repealed."~~

9

10

(END)

*action: Act. repeal
this may be wrong component, please fix*

INSERT
2-9

(CS)

RECREATIONAL BOATING; FUNDING; OTHER PROJECTS-

(5v) AQUATIC NUISANCE SPECIES. (a) The treatment of section 20.370 (5) (c) (by SECTION 319h) of the statutes takes effect on July 1, 2000.

INSERT
2-9

(CS)

Am #. Page 1611, line 25: delete "AQUATIC NUISANCE SPECIES."
and substitute "RECREATIONAL BOATING FUNDING; OTHER PROJECTS."

Am # Page 1612, line 5: delete lines 5 and 6.

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb1273/1dn
MGG & RJM:



that
Attached is the amendment you requested repealing the Black Point Estate project. Please note that this amendment assumes that title to the property has not passed to the state. If the state has taken title to the property, this project will need to be repealed in a different manner.

Also, this amendment assumes that the state has incurred no obligations with regard to this project. If the state has incurred obligations for this project, then the amendment will need to be redrafted to account for the repayment of those obligations.

Robert J. Marchant
Legislative Attorney
Phone: (608) 261-4454
E-mail: Robert.Marchant@legis.state.wi.us

1999

INS. 2-7

Nonstat File Sequence:

AAA

LRB _____ / _____

(Building Program)

NONSTAT BLDGPROG

- In the component bar:
 For the action phrase, execute: create → action: → *NS: → buildpro
 For the budget action phrase, execute create → action: → *NS: → 9107
 For the text, execute create → text: → *NS: → buildadd
 For the table layout, execute: create → <Table> → buildpro
- Nonstatutory subunits are numbered automatically if "(#1)", "(#a)", etc., is filled in. Below, fill in "____" or "()" only if a "frozen" number is needed.

SECTION # [9107]. Nonstatutory provisions; building commission.

(#1) () 1999-01 STATE BUILDING PROGRAM ADDITIONS. In 1999 Wisconsin Act , section 9107 (1), the following [projects are / project is] added to the 1999-01 state building program and the appropriate totals are increased by the amounts shown:

(#a) () In paragraph () , under projects

financed by

.....

..... \$

.....

..... \$

- In the component bar:
 For the action phrase, execute: create → action: → *NS: → buildpro
 For the budget action phrase, execute: create → action: → *NS: → 9107
 For the text, execute: create → text: → *NS: → builddel
- Nonstatutory subunits are numbered automatically if "(#1)", "(#2)", etc., is filled in. Below, fill in "____" or "()" only if a "frozen" number is needed.

SECTION # [9107]. Nonstatutory provisions; building com-

#. Page 1499, line 6: before that line insert:

mission. (12) STATE BUILDING PROGRAM DELETIONS. In 1997 Wisconsin Act 27, section 9107 (1) (a) under projects financed by general fund.

supported borrowing the 1999-01 state building program project identified as is deleted and the appropriate totals are decreased accordingly.

Black Point Estate site improvements, Lake Geneva

etc =

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb1273/1dn
RJM:kmg:mrc

June 27, 1999

Attached is the amendment that you requested repealing the Black Point Estate project. Please note that this amendment assumes that title to the property has not passed to the state. If the state has taken title to the property, this project will need to be repealed in a different manner.

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State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb1273/1
MGG&RJM:kmg:mrc

SDC:.....Walter - #2810, Black Point Estate repeal

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