

2001 ASSEMBLY BILL 689

December 21, 2001 – Introduced by Representatives HUBER, DUFF, POWERS, J. LEHMAN, MILLER, FRISKE, WARD, LASSA, SERATTI, BOCK, LA FAVE, ALBERS, RYBA and FREESE, cosponsored by Senators DECKER, ROESSLER, HANSEN and PLACHE. Referred to Committee on Natural Resources.

1 **AN ACT** *to create* 23.155 of the statutes; **relating to:** approval by the joint
2 committee on finance of contracts to sell or exchange state land under the
3 jurisdiction of the department of natural resources.

Analysis by the Legislative Reference Bureau

Under current law, the department of natural resources (DNR) may not transfer ownership of state-owned land in any state park to a county, city, village, or town without the approval of the joint committee on finance (joint finance) of the state legislature as to the amount of reimbursement land that the state will receive for the land reflects the state's cost in acquiring and developing the land.

Under this bill, DNR may not enter into a contract to sell or exchange state-owned land that is under DNR's jurisdiction that was acquired for certain conservation purposes (department land) without first notifying joint finance of the proposed contract. Under the bill, if joint finance wishes to review the proposed contract, joint finance must notify DNR within 14 working days of receiving the notice from DNR that it has scheduled a meeting to review the proposed contract. DNR may then enter into the contract only with the approval of joint finance. To approve the proposed contract joint finance must determine that the amount or the value of the land received by DNR under the transaction adequately reimburses the state.

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For further information see the *state and local* 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:

1 **SECTION 1.** 23.155 of the statutes is created to read:

2 **23.155 Contracts to sell or exchange state-owned land under the**
3 **jurisdiction of the department. (1)** In this section, "department land" means an
4 area of land that is owned by the state, that is under the jurisdiction of the
5 department, and that is used for one of the purposes described in s. 23.09 (2) (d) 1.,
6 2., 3., 6., 7., 8., 10., 11., 12., 13., 14., 15., or 16.

7 **(2)** The department may not enter into a contract to sell or exchange
8 department land unless it first notifies the joint committee on finance in writing of
9 the proposed contract. If the cochairpersons of the committee do not notify the
10 department within 14 working days after the date of the department's notification
11 that the committee has scheduled a meeting to review the proposed contract, the
12 department may enter into the contract. If within 14 working days after the
13 notification by the department the cochairpersons of the committee notify the
14 department that the committee has scheduled a meeting to review the proposed
15 contract, the department may enter into the contract only on the approval of the
16 committee.

17 **(3)** The joint committee on finance may approve a contract under sub. (2) to sell
18 department land only if the committee determines that the level of reimbursement
19 to be received by the state adequately reimburses the state for its cost in acquiring
20 and developing the land. The joint committee on finance may approve a contract
21 under sub. (2) to exchange department land for other land only if the committee

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1 determines that the value of the land to be received by the state in the exchange
2 adequately reflects the state's cost in acquiring and developing the department land.

3 **(4)** The approval process under subs. (2) and (3) is in addition to any approval
4 process that may apply to the sale or exchange of the department land under s. 13.48
5 (14) (d).

6 **(END)**