

2001 Jr2 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB1)

Received: 03/11/2002

Received By: **kuesejt**

Wanted: **Soon**

Identical to LRB:

For: **Legislative Fiscal Bureau 6-3013**

By/Representing: **Runde**

This file may be shown to any legislator: **NO**

Drafter: **kuesejt**

May Contact:

Addl. Drafters:

Subject: **State Government - miscellaneous**

Extra Copies: **TNF - 1**

Submit via email: **NO**

Pre Topic:

LFB:.....Runde -

Topic:

Sale or lease of state properties

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>
/?	kuesejt 03/13/2002	jdyer 03/13/2002		_____			
/1			rschluet 03/13/2002	_____	lrb_docadmin 03/13/2002		
/2	kuesejt 03/13/2002	jdyer 03/13/2002	rschluet 03/13/2002	_____	lrb_docadmin 03/13/2002		

FE Sent For:

<END>

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/1	12 kuesejt 3/13		rschluet 03/13/2002	_____	lrb_docadmin 03/13/2002		

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3-13-2 <END>

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1?	kuesejt	1 3/13 jld					

FE Sent For:

3-13-2

<END>



Legislative Fiscal Bureau

One East Main, Suite 301 • Madison, WI 53703 • (608) 266-3847 • Fax: (608) 267-6873

Date: 10-11-02

DELIVER TO: Jeff Kux

Addressee Fax #: _____ Addressee Phone #: _____

of Pages, Including Cover: 2 Sender's Initials: AK

From: AL Runde 6-3013

Message: Motion discussed on voice mail

Thanks

AL

WORKING GROUP



Sale of State Properties

Deposit the net proceeds from sale of three state office facilities in the biennium to the budget stabilization fund instead of the general fund as is provided under the substitute amendment. The Department of Administration (DOA) estimates that the net proceeds from the sale of all three buildings affected by these provisions will result in revenues of \$4,000,000 in 2001-02 and \$750,000 in 2002-03. This would reduce revenues to general fund by \$4,000,000 in 2001-02 and \$750,000 in 2002-03 and make a corresponding increase in segregated revenues to the budget stabilization fund.

Further, direct DOA to sell the state office facility in the City of Eau Claire in which the Department of Transportation's District Six offices is the primary tenant. Further, require DOA to relocate the state offices and personnel housed in this facility to a privately-leased facility that would be less costly to the state than the current annual cost of housing the offices in the state-owned facility. Specify that the net proceeds from the sale of the facility, after any outstanding debt on the facility is paid, would be deposited to the budget stabilization fund.

718 W. Claremont Ave

Further, direct DOA to do the following.

- a. Compile a list of ^{surplus} state properties that have the potential to be sold ^{or leased} by the state and the fair market value of those properties, by March 15, 2003;
- b. Determine which ^{other} state properties that it would be in the long-term financial interest of ~~the state to sell~~, including office buildings, power plants and wastewater treatment facilities, regardless of whether the state currently occupies or uses the property, building or facility.
- c. By October 1, 2003, submit to the Joint Committee on Finance for approval, under a 14-day passive review process, a list of the properties that should be offered for sale by the state.

N/A to any property which the state is required by law to hold
N/A to Bot C & PC

Specify that the state would offer for sale those properties that are approved by the Joint Committee on Finance. Further, specify that the final sale of these properties would go through the same process that the state uses to sell property under the state surplus property program, except that the net proceeds from the sale of properties, after outstanding debt is paid, would be deposited to the state's budget stabilization fund.

2001

Date (time) needed

Wed 3/13

LRB b 2449, 1

**ARC CAUCUS BUDGET AMENDMENT
[ONLY FOR CAUCUS]**

JTK:jld:

See form **AMENDMENTS — COMPONENTS & ITEMS.**

**January 2002 SPECIAL SESSION CAUCUS AMENDMENT
TO ASSEMBLY SUBSTITUTE AMENDMENT 1
TO 2001 ASSEMBLY BILL 1**

>>FOR CAUCUS SUPERAMENDMENT — NOT FOR INTRODUCTION<<

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

~~#. Page , line :~~

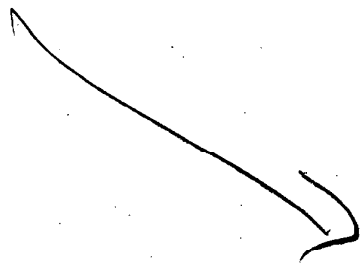
~~#. Page , line :~~

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2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb2449/1ins
JTK.....

- * 1. Page 28, line ⁸ ~~17~~: after that line insert:
* "SECTION 80m. 25.60 of the statutes ^{as affected by 2001 Wisconsin Act 16,} is amended to read:

25.60 Budget stabilization fund. There is created a separate nonlapsible trust fund designated as the budget stabilization fund, consisting of moneys transferred to the fund from the general fund under s. 16.518 (3) and moneys deposited into the fund under 2001 Wisconsin Act. ^Δ (this act), sections 9101 (9a) ^d and 9107 (1) (am) [✓] and (1b).".

History: 1985 a. 120; 2001 a. 16.

2. Page 352, line 12: after that line insert:

(9a) ^d RELOCATION OF EAU CLAIRE ^{STATE} OFFICE BUILDING TENANTS. Upon completion of the sale of the state office building required under SECTION 9107 (1) (a) [✓] of this act, the department of administration shall relocate the tenants in the building to one or more private leased facilities approved by the building commission that have a rental cost on the effective date of the relocation that is lower than ⁿ the total rental cost that ^{*} is paid by the tenants in the building immediately prior to the sale.

(9b) SALE OF STATE PROPERTIES. ^{ff} (a) In this subsection: [✓]

1. "State agency" has the meaning given under section 20.001 (1) [✓] of the statutes.
2. "State property" means land and improvements thereto that are owned by this state.
3. "Surplus property" means state property under the jurisdiction of the building commission or any other state agency that is not used or needed to carry out the program responsibilities of a state agency [✓] and is not included in the plan of a state agency for construction or development.

(b) The department of administration[✓] shall compile an inventory of surplus property that has the potential to be sold or leased by the state no later than March 15, 2003.

(c) The department of administration shall also review and determine which state property, other than surplus property, that is not required by law to be held or used for a specified purpose that it would be in the long-term best interests⁵ of the state^Λ * to sell. The review shall include office buildings, power plants, and wastewater^Λ * treatment facilities, regardless of whether the state occupies or uses the property on the effective date of this paragraph[✓]. This paragraph does not apply to any state property under the jurisdiction of the board of commissioners of public lands.

(d) No later than October 1, 2003, the department of administration shall submit to the cochairpersons of the[✓] joint committee on finance a list of state properties that the department recommends to be offered for sale. If the cochairpersons of the committee do not notify the department that the committee has scheduled a meeting for the purpose of reviewing the proposed sale of a particular state property that is included in the list, the department shall direct the building commission to proceed with the sale. If, within 14 working days after the date of the department's submittal, the cochairpersons of the committee notify the department that the committee has scheduled a meeting for the purpose of reviewing the proposed sale of a particular state property, the department and the building commission shall not proceed with the proposed sale unless the sale is approved by the committee.[✓].

3. Page 352, line 24: after "(a)" insert "Notwithstanding section 13.48[✓] (14) (am) of the statutes, the building commission shall offer for sale the state office building

located at 718 West Claremont Avenue[✓] in the city of Eau Claire[✓] and shall sell the building and appurtenant property in accordance with section 13.48 (14) (b)[✓] of the statutes. Notwithstanding section 13.48 (14) (c)[✓] of the statutes, the commission shall deposit any net proceeds from the sale, after depositing any amount required to be deposited into the bond security and redemption fund, into the budget stabilization fund. Section 13.48 (14) (d)[✓] of the statutes does not apply to the sale.

(am)[✓]”.

4. Page 353, line 4: delete “general” and substitute “budget stabilization”[✓].”

5. Page 353, line 12: after that line insert:

nonstat

“(1b) SALE OF STATE PROPERTY. Notwithstanding section 13.48 (14) (am)[✓] of the statutes, the building commission shall offer for sale the state properties authorized under SECTION 9107 (9b)[✓] ^{of this act} in accordance with section 13.48 (14) (b)[✓] of the statutes. Notwithstanding section 13.48 (14) (c)[✓] of the statutes, the commission shall deposit any net proceeds from those sales, after depositing any amount required to be deposited into the bond security and redemption fund, into the budget stabilization fund. Section 13.48 (14) (d)[✓] of the statutes does not apply to those sales.”

(END)

1 term of the lease, until the lease expires or the lease is modified, renewed, or
2 extended, whichever first occurs.

3 SECTION 983mn. 20.9145 of the statutes, as created by 2001 Wisconsin Act ...

4 ~~(this act), is repealed."~~

5 #3. Page ¹⁵³ 805, line ²⁵ 20. after that line insert:

6 "SECTION ^{258m} ~~2307cg~~ 84.09 (9) of the statutes is created to read:

7 84.09 (9) Subsections (5), (5m), and (6) do not apply to ~~residual~~ state property

8 ~~subject to s. 20.9145~~ ^{that is directed to be sold under 2001 Wisconsin}
9 ~~Act ...~~ ^{(this act), section 9107(1b)."}

9 SECTION 2307cg. 84.09 (9) of the statutes, as created by 2001 Wisconsin Act ...

10 (this act), is repealed."

11 4. Page 1429, line 3: after that line insert:

12 "(5s) SALE OF RESIDUAL STATE PROPERTY. The treatment of section 13.48 (14) (am)
13 (by SECTION 107mm), (b) (by SECTION 107nm), and (d) 4. (by SECTION 107pm) of the
14 statutes and the repeal of sections 20.9145 (by SECTION 983mn) and 84.09 (9) (by
15 SECTION 2307cg) of the statutes take effect on March 1, 2004."

16 (END)

(end ins A)



State of Wisconsin
2001 - 2002 LEGISLATURE

LRBb2449/1 2

JTK:jld:rs

January 2002 Special Session

wanted 3/13 Wed

LFB:.....Runde - Sale of state properties

or lease

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT,

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO ASSEMBLY BILL 1

(X)

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

2 1. Page 28, line 8: after that line insert:

3 "SECTION 80m. 25.60 of the statutes, as affected by 2001 Wisconsin Act 16, is
4 amended to read:

5 **25.60 Budget stabilization fund.** There is created a separate nonlapsible
6 trust fund designated as the budget stabilization fund, consisting of moneys
7 transferred to the fund from the general fund under s. 16.518 (3) and moneys
8 deposited into the fund under 2001 Wisconsin Act (this act), sections 9101 (9ad)
9 and 9107 (1) (am) and (1b)."

10 2. Page 153, line 25: after that line insert:

1 **"SECTION 258m.** 84.09 (9) of the statutes is created to read:

2 84.09 (9) Subsections (5), (5m), and (6) do not apply to state property that is
3 directed to be sold under 2001 Wisconsin Act (this act), section 9107 (1b).".

4 **3.** Page 352, line 12: after that line insert:

5 “(9ad) RELOCATION OF EAU CLAIRE STATE OFFICE BUILDING TENANTS. Upon
6 completion of the sale of the state office building required under SECTION 9107 (1) (a)
7 of this act, the department of administration shall relocate the tenants in the
8 building to one or more private leased facilities approved by the building commission
9 that have a rental cost on the effective date of the relocation that is lower than the
10 total rental cost that is paid by the tenants in the building immediately prior to the
11 sale.

OR LEASE ← CS

12 (9b) SALE OF STATE PROPERTIES.

13 (a) In this subsection:

14 1. “State agency” has the meaning given under section 20.001 (1) of the
15 statutes.

16 2. “State property” means land and improvements thereto that are owned by
17 this state.

18 3. “Surplus property” means state property under the jurisdiction of the
19 building commission or any other state agency that is not used or needed to carry out
20 the program responsibilities of a state agency and is not included in the plan of a state
21 agency for construction or development.

22 (b) The department of administration shall compile an inventory of surplus
23 property that has the potential to be sold or leased by the state no later than March
24 15, 2003.

1 (c) The department of administration shall also review and determine which
2 state property, other than surplus property, that is not required by law to be held or
3 used for a specified purpose ^{and} that it would be in the long-term best interests of the
4 state to sell ^{or lease}. The review shall include office buildings, power plants, and wastewater
5 treatment facilities, regardless of whether the state occupies or uses the property on
6 the effective date of this paragraph. This paragraph does not apply to any state
7 property under the jurisdiction of the board of commissioners of public lands.

8 (d) No later than October 1, 2003, the department of administration shall
9 submit to the cochairpersons of the joint committee on finance ^{a report containing} a list of state
10 properties that the department recommends to be offered for sale ^{or lease.} If the
11 cochairpersons of the committee do not notify the department that the committee has ^{In}
12 scheduled a meeting for the purpose of reviewing the proposed sale ^{the} of a particular
13 state property that is included in the ^{report} list, the department shall direct the building ^{department}
14 commission to proceed with the sale ^{or lease}. If, within 14 working days after the date of the ^{shall}
15 department's submittal, the cochairpersons of the committee notify the department ^{specifi}
16 that the committee has scheduled a meeting for the purpose of reviewing the ^{for} proposed sale ^{each}
17 ^{or lease} of a particular state property, the department and the building ^{property}
18 commission shall not proceed with the proposed sale ^{or lease} unless the sale ^{is} approved by ^{whether}
19 the committee. ^a ^{sale} ^{or} ^{lease} ^{is recommended}

20 4. Page 352, line 24: after "(a)" insert "Notwithstanding section 13.48 (14) (am)
21 of the statutes, the building commission shall offer for sale the state office building
22 located at 718 West Claremont Avenue in the city of Eau Claire and shall sell the
23 building and appurtenant property in accordance with section 13.48 (14) (b) of the
24 statutes. Notwithstanding section 13.48 (14) (c) of the statutes, the commission shall

1 deposit any net proceeds from the sale, after depositing any amount required to be
2 deposited into the bond security and redemption fund, into the budget stabilization
3 fund. Section 13.48 (14) (d) of the statutes does not apply to the sale.

4 (am)".

5 **5.** Page 353, line 4: delete "general" and substitute "budget stabilization".

6 **6.** Page 353, line 12: after that line insert:

7 "~~(1b) SALE OF STATE PROPERTIES~~ ^{OR LEASE PROPERTIES ← CS}. Notwithstanding section 13.48 (14) (am) of the
8 statutes, the building commission shall offer for sale ^{or lease} the state properties authorized
9 under SECTION 9107 (9b) of this act in accordance with section 13.48 (14) (b) of the
10 statutes. Notwithstanding section 13.48 (14) (c) of the statutes, the commission shall
11 deposit any net proceeds from ^{or leases of those properties} ~~those sales~~, after depositing any amount required to
12 be deposited into the bond security and redemption fund, into the budget
13 stabilization fund. Section 13.48 (14) (d) of the statutes does not apply to those
14 sales." ^{properties}

15 (END)



State of Wisconsin
2001 - 2002 LEGISLATURE
January 2002 Special Session

LRBb2449/2
JTK:jld:rs

LFB:.....Runde – Sale or lease of state properties

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

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TO ASSEMBLY BILL 1

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10 2. Page 153, line 25: after that line insert:

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4 **3.** Page 352, line 12: after that line insert:

5 “(9ad) **RELOCATION OF EAU CLAIRE STATE OFFICE BUILDING TENANTS.** Upon
6 completion of the sale of the state office building required under SECTION 9107 (1) (a)
7 of this act, the department of administration shall relocate the tenants in the
8 building to one or more private leased facilities approved by the building commission
9 that have a rental cost on the effective date of the relocation that is lower than the
10 total rental cost that is paid by the tenants in the building immediately prior to the
11 sale.

12 (9b) **SALE OR LEASE OF STATE PROPERTIES.**

13 (a) In this subsection:

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15 statutes.

16 2. “State property” means land and improvements thereto that are owned by
17 this state.

18 3. “Surplus property” means state property under the jurisdiction of the
19 building commission or any other state agency that is not used or needed to carry out
20 the program responsibilities of a state agency and is not included in the plan of a state
21 agency for construction or development.

22 (b) The department of administration shall compile an inventory of surplus
23 property that has the potential to be sold or leased by the state no later than March
24 15, 2003.

1 (c) The department of administration shall also review and determine which
2 state property, other than surplus property, that is not required by law to be held or
3 used for a specified purpose and that it would be in the long-term best interests of
4 the state to sell or lease. The review shall include office buildings, power plants, and
5 wastewater treatment facilities, regardless of whether the state occupies or uses the
6 property on the effective date of this paragraph. This paragraph does not apply to
7 any state property under the jurisdiction of the board of commissioners of public
8 lands.

9 (d) No later than October 1, 2003, the department of administration shall
10 submit to the cochairpersons of the joint committee on finance a report containing
11 a list of state properties that the department recommends to be offered for sale or
12 lease. In the report, the department shall specify, for each property listed, whether
13 a sale or lease is recommended. If the cochairpersons of the committee do not notify
14 the department that the committee has scheduled a meeting for the purpose of
15 reviewing the proposed sale or lease of a particular state property that is included
16 in the report, the department shall direct the building commission to proceed with
17 the sale or lease. If, within 14 working days after the date of the department's
18 submittal, the cochairpersons of the committee notify the department that the
19 committee has scheduled a meeting for the purpose of reviewing the proposed sale
20 or lease of a particular state property, the department and the building commission
21 shall not proceed with the proposed sale or lease unless the sale or lease is approved
22 by the committee.”.

23 **4.** Page 352, line 24: after “(a)” insert “Notwithstanding section 13.48 (14) (am)
24 of the statutes, the building commission shall offer for sale the state office building

1 located at 718 West Claremont Avenue in the city of Eau Claire and shall sell the
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3 statutes. Notwithstanding section 13.48 (14) (c) of the statutes, the commission shall
4 deposit any net proceeds from the sale, after depositing any amount required to be
5 deposited into the bond security and redemption fund, into the budget stabilization
6 fund. Section 13.48 (14) (d) of the statutes does not apply to the sale.

7 (am)”.

8 **5.** Page 353, line 4: delete “general” and substitute “budget stabilization”.

9 **6.** Page 353, line 12: after that line insert:

10 “(1b) SALE OR LEASE OF STATE PROPERTIES. Notwithstanding section 13.48 (14)
11 (am) of the statutes, the building commission shall offer for sale or lease the state
12 properties authorized under SECTION 9107 (9b) of this act in accordance with section
13 13.48 (14) (b) of the statutes. Notwithstanding section 13.48 (14) (c) of the statutes,
14 the commission shall deposit any net proceeds from sales or leases of those
15 properties, after depositing any amount required to be deposited into the bond
16 security and redemption fund, into the budget stabilization fund. Section 13.48 (14)
17 (d) of the statutes does not apply to those properties.”

18 (END)