

2005 DRAFTING REQUEST

Assembly Substitute Amendment (ASA-AB(LRBx2736/2))

Received: 06/06/2005

Received By: jkreye

Wanted: Today

Identical to LRB:

For: Jason Fields (608) 266-3756

By/Representing: neci

This file may be shown to any legislator: NO

Drafter: jkreye

May Contact:

Addl. Drafters:

Subject: Tax, Property - other

Extra Copies:

Submit via email: YES

Requester's email: Rep.Fields@legis.state.wi.us

Carbon copy (CC:) to: joseph.kreye@legis.state.wi.us

Pre Topic:

No specific pre topic given

Topic:

Assigning property contaminated by a hazardous substance

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> |
|--------------|----------------------|------------------------|------------------------|----------------|----------------------|----------------------|-----------------|
| /? | | | | | | | |
| /1 | jkreye 06/06/2005 | wjackson 06/06/2005 | jfrantze 06/07/2005 | _____ | lemery 06/07/2005 | lemery 06/07/2005 | |

FE Sent For:

<END>

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|--------------|----------------|-----------------|--------------|----------------|------------------|-----------------|-----------------|
| /? | jkreye | 1 NY 6/6 | | J/Self 6/7 | | | |

FE Sent For:

<END>

Kreye, Joseph

From: Riley, Neci
Sent: Monday, June 06, 2005 10:22
To: Kreye, Joseph
Subject: LRB 2736 re Brownfields

Hi Joe,

LRB 2736 is a request from the City of Milwaukee. Please see the email below from the City regarding the change or amendment to LRB 2736.

Thanks for you assistance.

Neci

Neci Riley
Office of State Representative Jason M. Fields
11th Assembly District
420 North State Capitol
PO Box 8952
Madison, WI 53708

Phone: (608) 266-3756
Fax: (608) 282-3611

From: Hector Colon [mailto:hcolon@milwaukee.gov]
Sent: Friday, June 03, 2005 12:38 PM
To: Rep.Fields; Sen.Kanavas
Subject: Brownfields

Hello Senator Kanavas and Rep Fields,

Our city attorney reviewed the legislation to include residential brownfields into 75.106. He indicated that he had a conversation with DNR and they had concerns that 560.13 was taken out of this statute. DNR has stated that 560.13 and its definition of brownfields should stay as it is but that for the purposes of 75.106 the definition of brownfields would include residential.

The meaning of brownfield given in 560.13 should not be deleted. Rather its definition for the purposes of 75.106 should read, "Brownfields means abandoned, idle or underused industrial, commercial or **residential** facilities or sites the expansion or redevelopment of which is adversely affected by actual or perceived environmental contamination.

Please let me know that you have received this message and that you are willing to make these amendments. Thanks for your help.

Hector Colon
Legislative Fiscal Manager-Sr.
Department of Administration
City Hall, Room 606
200 East Wells
Milwaukee, WI 53202

06/06/2005

414-286-8553

2005 ASSEMBLY BILL

1 AN ACT *to amend* 75.106 (1) (a) of the statutes; **relating to:** the assignment of
2 property contaminated by hazardous substances.

Analysis by the Legislative Reference Bureau

Under current law, a county may assign to a person the county's right to take judgment on property that is subject to foreclosure for delinquent taxes, if the parcel is a brownfield and if the person to whom the property is assigned agrees to clean up the property. Under current law, a brownfield is, generally, any abandoned, idle, or underused industrial or commercial property that has not been expanded or redeveloped because of actual or perceived environmental contamination. Under this bill, for purposes of assigning contaminated property, a brownfield is any abandoned, idle, or underused industrial or commercial property or any abandoned residential property.

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:

3 SECTION 1. 75.106 (1) (a) of the statutes is amended to read:
4 75.106 (1) (a) "Brownfield" has the meaning given in s. ~~560.13 (1) (a)~~ means
5 abandoned, idle, or underused industrial or commercial facilities or sites or

ASSEMBLY BILL

SECTION 1

1 abandoned residential property, if the county in which the facility, site, or property
2 is located has commenced a foreclosure action under s. 75.521.

3

(END)



State of Wisconsin
2005 - 2006 LEGISLATURE

LRBs0134/1

JK.:/:...

Wlj

ASSEMBLY SUBSTITUTE AMENDMENT, ✓
TO 2005 ASSEMBLY BILL (LRB-2736/2) ✓

in 6-6-05
D-V

due
Tuesday
6-7

Gen

1 AN ACT ...; relating to: the assignment of property contaminated by hazardous
2 substances.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 SECTION 1. 75.106 (1) (a) of the statutes is amended to read:
4 75.106 (1) (a) "Brownfield" has the meaning given in s. 560.13 (1) (a), except
5 that, for purposes of this section, "brownfield" also means abandoned, idle, or
6 underused residential facilities or sites, the expansion or redevelopment of which is
7 adversely affected by actual or perceived environmental contamination.

History: 1999 a. 121.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBs0134/1dn

JK: |.....

Wlj

Representative Fields:

Please review this draft carefully to ensure that it is consistent with your intent.

Joseph T. Kreye
Senior Legislative Attorney
Phone: (608) 266-2263
E-mail: joseph.kreye@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBs0134/1dn
JK:wjjf

June 7, 2005

Representative Fields:

Please review this draft carefully to ensure that it is consistent with your intent.

Joseph T. Kreye
Senior Legislative Attorney
Phone: (608) 266-2263
E-mail: joseph.kreye@legis.state.wi.us