

**2015 DRAFTING REQUEST**

**Bill**

Received: 12/2/2014 Received By: fknepp  
Wanted: As time permits Same as LRB: -1666  
For: Kathleen Vinehout (608) 266-8546 By/Representing: Joel Nilsestuen  
May Contact: Drafter: fknepp  
Subject: Real Estate - miscellaneous Addl. Drafters:  
Extra Copies:

Submit via email: YES  
Requester's email: Sen.Vinehout@legis.wisconsin.gov  
Carbon copy (CC) to: pam.kahler@legis.wisconsin.gov  
fern.knepp@legis.wisconsin.gov

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Add frac sanding contracts to real estate condition reports

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**Instructions:**

See attached

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**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>
/?	fknepp 12/3/2014	kfollett 12/13/2014	jmurphy 12/16/2014	_____			
/1				_____	sbasford 12/16/2014	sbasford 2/18/2015	

FE Sent For:

↳ Not Needed

<END>

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/?	fknepp	1/1/14 12/13		<u>        </u> Jan 12/16			

FE Sent For:

<END>

# Bill Request Form

**Legislative Reference Bureau**  
One East Main Street, Suite 200  
Legal Section 266-3561

You may use this form or talk directly with the LRB attorney who will draft the bill.

Date 12/2/14

Legislator, agency, or other person requesting this draft

Sen. Vincent

Person submitting request (name and phone number)

Joel Nilsson

Persons to contact for questions about this draft (names and phone numbers)

Sam, 6-8548

Describe the problem, including any helpful examples. How do you want to solve the problem?

Please redraft 2013 LRB 1550 relating to disclosure of contracts for frac sand mining on neighboring properties.

Please attach a copy of any correspondence or other material that may help us. If you know of any statute sections that might be affected, list them or provide a marked-up copy.

You may attach a marked-up copy of any LRB draft or provide its number (e.g., 2005 LRB-2345/1 or 2003 AB-67).

2013 LRB 1550

Requests are confidential unless stated otherwise. May we tell others that we are working on this for you? YES ~~NO~~

If yes:

Anyone who asks? YES ~~NO~~

YES ~~NO~~

Any legislator? YES ~~NO~~

YES ~~NO~~

Only the following persons \_\_\_\_\_

Do you consider this request urgent? YES ~~NO~~

YES ~~NO~~

If yes, please indicate why \_\_\_\_\_

Should we give this request priority over any pending request of this legislator, agency, or person?

YES ~~NO~~



State of Wisconsin  
2013-2014 LEGISLATURE  
2015-2016



LRB-15502-0757/1  
FFK:sac:jf  
BT RMWR

In 12-3

**2013 SENATE BILL 139**

Die  
Wed, 12/17

April 10, 2013 - Introduced by Senators VINEHOUT, CARPENTER, T. CULLEN, HARRIS, LASSA, LEHMAN, MILLER, WIRCH and ERPENBACH, cosponsored by Representatives DANOU, HULSEY, BARNES, BERCEAU, CLARK, GENRICH, GOYKE, OHNSTAD, SHANKLAND, C. TAYLOR and WACHS. Referred to Committee on Workforce Development, Forestry, Mining, and Revenue.

1 *repeal*  
AN ACT to create 709.03 (form) C. 25m. and 709.033 (form) C. 17m. of the  
2 statutes; relating to: disclosure of contracts for frac sand mining on  
3 neighboring properties.

***Analysis by the Legislative Reference Bureau***

Under current law, with certain exceptions, owners selling residential real property or vacant land must give prospective buyers a form, known as a real estate condition report for residential real property and as the vacant land disclosure report for vacant land, on which the owner discloses certain conditions of, and other information about, the real property of which the owner is aware. This bill requires an owner to disclose on the applicable report whether the owner has notice or knowledge of a contract, or an option to contract, that allows a person to mine frac sand on a neighboring property.

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

4 SECTION 1. 709.03 (form) C. 25m. of the statutes is created to read:  
5 709.03 (form)

**SENATE BILL 139**

**SECTION 1**

1 C. 25m. I am aware of a contract, or an option to con- ....  
 2 tract, that allows a person to mine frac sand  
 3 on a neighboring property. ✓

4 **SECTION 2.** 709.033 (form) C. 17m. of the statutes is created to read:  
 5 **709.033** (form)

6 C. 17m. I am aware of a contract, or an option to con- ....  
 7 tract, that allows a person to mine frac sand  
 8 on a neighboring property.

**SECTION 3. Nonstatutory provisions.**

(1) REAL ESTATE CONDITION AND VACANT LAND DISCLOSURE REPORTS. ✓

11 Notwithstanding section 709.035 of the statutes, the creation of sections 709.03  
 12 (form) C. 25m. and 709.033 (form) C. 17m. of the statutes does not require a property  
 13 owner who has furnished to a prospective buyer of the property an original or  
 14 amended report before the effective date of this subsection ✓ to submit an amended  
 15 report with respect to the information required by section 709.03 (form) C. 25m. or  
 16 709.033 (form) C. 17m. of the statutes, as created by this act.

**SECTION 4. Initial applicability.** ✓

18 (1) The treatment of sections 709.03 (form) C. 25m. and 709.033 (form) C. 17m.  
 19 of the statutes first apply to reports that are furnished on the effective date of this  
 20 subsection. ✓

(END)

**Basford, Sarah**

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**From:** Stafford, Beau  
**Sent:** Wednesday, February 18, 2015 12:37 PM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB -0757/1 Topic: Add frac sanding contracts to real estate condition reports

Please Jacket LRB -0757/1 for the SENATE.