



## WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

**2015 Assembly Bill 459**

**Assembly Amendment 1**

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### **2015 ASSEMBLY BILL 459**

Under current law, a person may obtain title to or an interest in real property belonging to the state or a political subdivision of the state, broadly defined, only if the person adversely possesses or uses the property for more than 20 years and the claim is based on a continuously maintained fence line which has been mutually agreed upon by the land owners. This bill prohibits adverse possession and prescriptive easements against real property owned by the state or a political subdivision. The bill does not apply to a person who obtained title to or an interest in the real property based on adverse possession or use on or before the effective date of the bill.

### **ASSEMBLY AMENDMENT 1**

Assembly Amendment 1 also prohibits the adverse possession of private property by a political subdivision of the state.

### **BILL HISTORY**

Assembly Amendment 1 was offered by Representatives R. Brooks and Sargent on December 3, 2015. On January 7, 2016, the Assembly Committee on Housing and Real Estate voted to recommend adoption of the amendment and passage of the bill, as amended, on votes of Ayes, 8; Noes, 0.

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