

### Fiscal Estimate - 2019 Session

Original     
  Updated     
  Corrected     
  Supplemental

<b>LRB Number</b> 19-0150/1	<b>Introduction Number</b> SB-065
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**Description**  
 condemnation authority for recreational trails

**Fiscal Effect**

**State:**

No State Fiscal Effect  
 Indeterminate  
 Increase Existing Appropriations     
  Increase Existing Revenues     
  Increase Costs - May be possible to absorb within agency's budget  
 Decrease Existing Appropriations     
  Decrease Existing Revenues     
   
  Yes    
  No  
 Create New Appropriations     
   
  Decrease Costs

**Local:**

No Local Government Costs  
 Indeterminate

1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	3. <input type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	5. Types of Local Government Units Affected <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities <input type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts
2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	

<b>Fund Sources Affected</b>	<b>Affected Ch. 20 Appropriations</b>
<input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	

<b>Agency/Prepared By</b> DNR/ Paul Neumann (608) 266-0818	<b>Authorized Signature</b> Paul Neumann (608) 266-0818	<b>Date</b> 3/14/2019
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## Fiscal Estimate Narratives

DNR 3/14/2019

LRB Number	19-0150/1	Introduction Number	SB-065	Estimate Type	Original
<b>Description</b> condemnation authority for recreational trails					

### Assumptions Used in Arriving at Fiscal Estimate

The bill allows DNR to condemn lands for the purpose of establishing or extending any of the following:

- a recreational trail;
- a bicycle way as defined in s. 340.01 (5s);
- a bicycle lane as defined in s. 340.01 (5e); or
- a pedestrian way as defined in s. 346.02 (8) (a).

S. 23.09 (2) (d) Wis. Stats. grants DNR authority to condemn lands or waters suitable for such purposes after obtaining approval of the appropriate standing committee of each house of the legislature as determined by the presiding officers thereof excepting for recreational trails, bicycle ways, bicycle lanes or pedestrian ways.

Over the past decades, DNR has only dealt with willing sellers and has not acted on its existing condemnation authority. DNR expects no significant change on current acquisition practices due to authorities proposed in the bill and estimates no significant effect on workload or staffing.

#### A. State Fiscal Effect

No significant fiscal impact. If future department administrations choose to act on the authorities granted under the bill, condemned acquisitions would be constrained by the same appropriated funds and bonding authorities that exist for acquisitions from willing sellers.

#### B. Local Fiscal Effect

The bill also gives local governments the authority to use condemnation to acquire recreational trails. Since local governments already have broad condemnation authority under Wisconsin statutes and must strictly follow condemnation law, this bill has no impact on local units of government.

### Long-Range Fiscal Implications