

No. 285, S.]

[Published Aug. 1, 1949.

CHAPTER 563.

AN ACT to create 13.351, 20.07 (9), 20.071 and 20.12 (11) of the statutes, relating to a long-range building program, creating the state building commission and state building trust fund, and making appropriations.

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

SECTION 1. 13.351 of the statutes is created to read:

13.351 LONG RANGE PUBLIC BUILDING PROGRAM. (1) POLICY. The legislature of 1949 hereby finds and determines that it is necessary to improve the adequacy of the public building facilities that are required by the various state agencies including the educa-

tional institutions, for the proper performance of their duties and functions, and that it is in the interest of economy, efficiency and the public welfare that such improvement be accomplished by means of a long-range public building program, with funds to be provided by successive legislatures. Projects in such long-range program shall include the necessary lands, new buildings, and all facilities and equipment required and also the remodeling, reconstruction and re-equipping of existing buildings and facilities, but shall not include ordinary maintenance.

(2) STATE BUILDING COMMISSION; POWERS AND DUTIES. (a) There is created a state building commission which shall consist of the governor, who shall be chairman, and 6 members of the legislature of whom 3 shall be from each house, to be appointed as are standing committees in the respective houses and one citizen member to be appointed by the governor who shall serve at the pleasure of the governor as an ex officio member. The terms of all legislative members shall expire on May 1 in each odd-numbered year. The members shall act without liability except for misconduct, and shall receive no compensation for their services but they shall be reimbursed for travel expenses actually and necessarily incurred in the performance of their duties out of the appropriation made in section 20.12 (11).

(b) The commission shall have all the powers that are necessary to carry out its duties and is authorized to accept all donations, gifts and bequests made to the state for public building purposes, including any grants that may be made by the federal government and to apply the same in accordance with the terms of the grant or the wishes of the donors, insofar as such is practicable. In the construction of all new buildings or additions to existing buildings used for housing state offices and constructed for general state purposes and not specially for the use of any particular state agency, the state building commission shall function with respect to such construction in the same manner as other state agencies function with respect to buildings constructed for such agencies. The commission shall have authority to determine what agencies of the state shall at the outset be housed in such buildings, to assign space to such agencies and to fix the rental therefor, and, notwithstanding any other provision of statute, shall have authority to remove to such buildings any departments housed in the state capitol other than the constitutional offices. After the completion of such buildings, they shall be in the charge of the state chief engineer as provided by section 15.77. The commission with respect to any of such buildings shall have all the powers so far as applicable as were conferred by law on the state office building commission with respect to the state office building.

(c) In performing its duties, the commission may be assisted by a technical advisory committee consisting of the director of budget and accounts, the state chief engineer, the state architect, the director of regional planning, and such other state officials and employes as the commission may require.

(3) STATE BUILDING TRUST FUND. In the interest of the continuity of the program, there shall be transferred from the general fund to the state building trust fund as a building depreciation reserve, annually on July 1, a sum equal to one per cent of the value of all state buildings, structures, utilities and utility service facilities, as appraised by the bureau of engineering in each even-numbered year. Such appraisal shall be an estimate of the cost of reproduction of such buildings, structures and facilities, and shall be certified by the state chief engineer not later than November 20 of each even-numbered year, to the incoming governor, who shall include the sums so to be transferred in his budget. Such sums, together with all donations, gifts, bequests or contributions of money or other property, and any additional appropriations made thereto by the legislature shall constitute the state building trust fund which shall be released by the governor to become available for projects in the long-range building program, at such times as the state building commission shall direct. In issuing such directions, the commission shall consider the cash balance in the state building trust fund, the necessity and urgency of the proposed improvement, employment conditions and availability of materials in the locality in which the improvement is to be made.

(4) STATE AGENCIES TO REPORT PROPOSED PROJECTS. Each state agency contemplating a project under this program shall report its proposed projects to the state building commission not later than August 1 of each even-numbered year. Such reports shall be as prescribed by the commission on forms provided by it, and shall show the projects proposed to be carried out within the next 3 succeeding bienniums, the estimated cost of each, and the preferred priority of execution. The first of such reports shall be made in 1950.

(5) BUREAU OF ENGINEERING TO ASSIST. In order to assist the various state agencies in their duties under subsection (4), the bureau of engineering shall, when requested by the agency and approved by the governor, make or cause to be made such preliminary studies with respect to any proposed project as are necessary to provide

sound estimates of cost. The costs of such studies shall be paid in the first instance out of the appropriation in 20.12 (11), but shall be a first charge against any funds subsequently made available for the project and the amount thereof shall thereafter be repaid into the general fund and credited to section 20.12 (11).

(6) REVIEW OF PROJECTS. All reports submitted as provided by subsection (4) shall be reviewed by the commission, which shall make its report not later than November 20 next succeeding. Such report shall include specific recommendations with priorities for such project as the commission shall deem essential and shall recommend additional appropriations if necessary for the execution thereof. Copies shall be filed with the governor, the chief clerks of the legislature, and the legislative council.

SECTION 2. 20.07 (9) of the statutes is created to read:

20.07 (9) TRANSFER TO STATE BUILDING TRUST FUND. There is transferred from the general fund to the state building trust fund on July 1, 1949, and again on July 1, 1950, an amount equal to one per cent of the value of state buildings, structures, utilities and utility service facilities as last appraised by the bureau of engineering prior to July 1, 1949; and on July 1, 1951, and annually thereafter, an amount equal to one per cent of the value of state buildings, structures, utilities and utility service facilities as appraised by the bureau of engineering in accordance with 13.351 (3).

SECTION 3. 20.071 of the statutes is created to read:

20.071. STATE BUILDING COMMISSION. There is appropriated from the state building trust fund to the state building commission from time to time sums sufficient for carrying out the long-range building program under section 13.351.

SECTION 4. 20.12 (11) of the statutes is created to read:

20.12 (11) On July 1, 1949, \$200,000 as a nonlapsible appropriation for making preliminary studies of the proposed projects under the long-range public building program as provided by 13.351 (5) and to pay the travel expenses of the members of the state building commission. All amounts repaid into the general fund in accordance with 13.351 (5) shall be credited to this appropriation.

SECTION 5. In order that the provisions of 13.351 of the statutes may be made applicable to the biennium beginning July 1, 1949, the reports on proposed building projects prepared by the various state agencies by request of the legislative council, as assembled by the state planning board and filed with the council on January 10, 1949, shall be accorded the status of reports by such agencies as required by 13.351 (4) of the statutes. An amount equal to one per cent of the latest appraisal of the value of state buildings and facilities made by the bureau of engineering, prior to July 1, 1949, shall be transferred to the state building trust fund and be available on July 1, 1949, and a like amount shall be transferred and made available on July 1, 1950.

Approved July 28, 1949.
