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State of Misconsin 2021 - 2022 LEGISLATURE

LRB-3195/1 ZDW:cdc

2021 SENATE BILL 430

June 24, 2021 – Introduced by Senators FELZKOWSKI, MARKLEIN, BALLWEG, FEYEN, NASS, L. TAYLOR and WANGGAARD, cosponsored by Representatives BROOKS, BRANDTJEN, CALLAHAN, DITTRICH, GUNDRUM, KNODL, KUGLITSCH, MOSES, MURSAU, ROZAR, SCHRAA, SKOWRONSKI, STEFFEN, THIESFELDT, TRANEL and TUSLER. Referred to Committee on Government Operations, Legal Review and Consumer Protection.

- 1 AN ACT to create 85.155 of the statutes; relating to: sale of surplus real property
 - owned by the Department of Transportation.

Analysis by the Legislative Reference Bureau

This bill requires the Department of Transportation to identify, on a continuing basis, real property owned by DOT that is surplus and unmarketable. DOT must offer the surplus property for sale to owners of real property adjacent to the surplus property. DOT must accept sealed bids for the surplus property and sell the property to the person who offers the highest bid. If a property fails to sell, DOT must attempt to sell the property again within two years and shall continue the attempt until the property is sold.

For further information see the state 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.** 85.155 of the statutes is created to read:
- 4 **85.155 Sale of surplus real property.** (1) The department shall, on a
- 5 continuing basis, identify real property owned by the department that is surplus and
- 6 determined by the department to be unmarketable.

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(2) No later than 2 years following the identification of real property under sub.
 (1), the department shall contact all owners of real property adjacent to the
 department property and invite them to submit an offer for the purchase of the
 property.

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5 (3) The department shall accept sealed bids for property offered for sale under
6 sub. (2) and shall sell the property to the person who offers the highest bid.

7 (4) If a property fails to sell under sub. (3), the department shall repeat the
8 process under subs. (2) and (3) no later than 2 years after the initial sale attempt.

9 (5) The department shall repeat the process under subs. (2) to (4) until the
property is sold.

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(END)