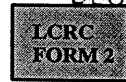


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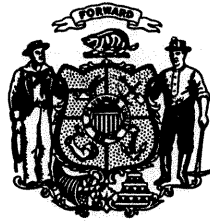


WISCONSIN LEGISLATIVE COUNCIL STAFF

RULES CLEARINGHOUSE

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CLEARINGHOUSE REPORT TO AGENCY

[THIS REPORT HAS BEEN PREPARED PURSUANT TO S. 227.15, STATS. THIS IS A REPORT ON A RULE AS ORIGINALLY PROPOSED BY THE AGENCY; THE REPORT MAY NOT REFLECT THE FINAL CONTENT OF THE RULE IN FINAL DRAFT FORM AS IT WILL BE SUBMITTED TO THE LEGISLATURE. THIS REPORT CONSTITUTES A REVIEW OF, BUT NOT APPROVAL OR DISAPPROVAL OF, THE SUBSTANTIVE CONTENT AND TECHNICAL ACCURACY OF THE RULE.]

CLEARINGHOUSE RULE 99-154

AN ORDER to repeal and recreate chapter Adm 47, relating to the Wisconsin land information program grants-in-aid to local government.

Submitted by **DEPARTMENT OF ADMINISTRATION**

11-03-99 RECEIVED BY LEGISLATIVE COUNCIL.

12-02-99 REPORT SENT TO AGENCY.

RNS:DD:jal;rv

LEGISLATIVE COUNCIL RULES CLEARINGHOUSE REPORT

This rule has been reviewed by the Rules Clearinghouse. Based on that review, comments are reported as noted below:

1. STATUTORY AUTHORITY [s. 227.15 (2) (a)]

Comment Attached YES NO

2. FORM, STYLE AND PLACEMENT IN ADMINISTRATIVE CODE [s. 227.15 (2) (c)]

Comment Attached YES NO

3. CONFLICT WITH OR DUPLICATION OF EXISTING RULES [s. 227.15 (2) (d)]

Comment Attached YES NO

4. ADEQUACY OF REFERENCES TO RELATED STATUTES, RULES AND FORMS
[s. 227.15 (2) (e)]

Comment Attached YES NO

5. CLARITY, GRAMMAR, PUNCTUATION AND USE OF PLAIN LANGUAGE [s. 227.15 (2) (f)]

Comment Attached YES NO

6. POTENTIAL CONFLICTS WITH, AND COMPARABILITY TO, RELATED FEDERAL
REGULATIONS [s. 227.15 (2) (g)]

Comment Attached YES NO

7. COMPLIANCE WITH PERMIT ACTION DEADLINE REQUIREMENTS [s. 227.15 (2) (h)]

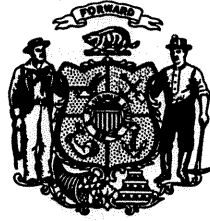
Comment Attached YES NO

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CLEARINGHOUSE RULE 99-154

Comments

[NOTE: All citations to "Manual" in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated September 1998.]

1. Statutory Authority

a. Projects for which grants may be used are specified in s. 16.967 (7) (a), Stats. The training and education of county land information office personnel, as set forth in s. Adm 47.03 (5), is not listed as an eligible project under s. 16.967 (7) (a), Stats. It is suggested that a tighter link be made between s. Adm 47.03 (5) and the projects listed in subs. (1) to (4) of s. Adm 47.03.

b. In s. Adm 47.04 (1), second sentence, there is no standard to guide the board in determining whether to grant more than \$300.

c. In s. Adm 47.04 (2), last sentence, there is no standard to guide the board in making a determination on a greater amount for the minimum threshold of retained fees.

d. Section Adm 47.05, first sentence, specifies that applications shall be submitted on the authority of the county board "on its own behalf" or on behalf of a local governmental unit. Section 16.967 (7) (a) (intro.), Stats., specifies that a county board may apply to the land information board "on behalf of any local governmental unit" for a grant. There is nothing in the statute referring to a county board making an application on its own behalf. However, it appears that the definition of "local governmental unit" in s. 59.72 (1) (c), Stats., covers a county land information office. The department should consider substituting "on behalf of an eligible applicant" for "on its own behalf or on behalf of a local governmental unit located wholly or partially within the county."

2. Form, Style and Placement in Administrative Code

a. It is suggested that s. Adm 47.02 (3) be revised to read as follows: ““County-wide plan for land records modernization” means the plan under s. 59.72 (3) (b), Stats., approved by the board under s. 16.967 (3) (e), Stats.” With the revised definition, reference to “that has been approved by the board under s. 16.967 (3) (e), Stats.,” or variations thereof, can be deleted from ss. Adm 47.02 (5), 47.04 (3) and 47.07 (3). Note, also, that the suggested revised definition eliminates reference to s. 59.72 (5) (b), Stats., as unnecessary.

b. In s. Adm 47.04 (intro.), it is suggested that the second sentence be divided into two sentences by adding a period after \$100,000, eliminating “however,” and capitalizing “the” as it appears before “board.”

c. In s. Adm 47.04 (1), second sentence, “a greater amount” should replace “greater.”

d. In s. Adm 47.04 (2), second sentence, “shall be” should replace “would have to be.” It appears that “state,” as it modifies “fiscal year” can be eliminated in this subsection and in sub. (3). (See the definition of “fiscal year.”)

e. It is suggested that s. Adm 47.04 (4) read as follows: “Strategic initiative grants for expediting and fostering statewide and regional strategic initiatives, consistent with specific statutory requirements and standards established by the board.” [See also the comment under category 4, below.]

f. It is suggested that s. Adm 47.07 be reorganized by changing the (intro.) clause to sub. (1) (intro.) and changing subs. (1) to (5) to pars. (a) to (e) of sub. (1). Subsections (6), (7) and (8) would then become subs. (2), (3) and (4), and not follow the (intro.) clause of sub. (1). Section Adm 47.06 could be combined with what becomes sub. (1) (intro.). Also, in s. Adm 47.07 (intro.), it is suggested that “requirements” replace “evaluation criteria.”

It is suggested that if it is determined that s. Adm 47.07 (6) is necessary, it be incorporated into s. Adm 47.04 (2). The same comment applies to subs. (7) and (8), i.e., if retained, they should be incorporated into subs. (3) and (4), respectively, of s. Adm 47.04.

4. Adequacy of References to Related Statutes, Rules and Forms

In s. Adm 47.04 (4), can the reference to “specific statutory requirements and standards established by the board” be more specific?

5. Clarity, Grammar, Punctuation and Use of Plain Language

a. In s. Adm 47.04 (intro.), what is meant by the authority granted to the board to “designate” grant categories?

b. In s. Adm 47.04 (1), is the \$300 level intended to be a minimum? If so, reference should be made to “at least \$300.”

c. In general, a tighter link should be made in subs. (1) to (4) of s. Adm 47.04 to eligible projects under s. Adm 47.03.

d. Section Adm 47.05 authorizes county boards to delegate their authority to apply for grants. To whom may the authority be delegated? If delegated, may the application be executed by the delegated authority? If so, the next-to-last sentence of this section should be revised.

e. The fiscal estimate, dated October 20, 1999, indicates that "the current budget bill proposes to extend the sunset "for this program." The fiscal estimate should be revised to reflect final action in 1999 Wisconsin Act 9 (the 1999-2001 Biennial Budget Act).

PROPOSED ORDER OF THE DEPARTMENT OF ADMINISTRATION

The Wisconsin Department of Administration proposes an order to repeal and recreate chapter Adm 47 of the Wisconsin Administrative Code, relating to the Wisconsin land information program grants-in-aid to local government.

Analysis Prepared by the Department of Administration:

Statutory Authority: ss. 16.004 (1) and 227.11, Stats.

Statutes Interpreted: ss. 16.967 (1), (3) and (7), and 59.72, Stats.

The Wisconsin Land Information Board is attached to the Department of Administration. The Board is authorized to implement and oversee a program of grants-in-aid to Wisconsin counties for land records modernization.

The purpose of the code change is to update the grants-in-aid program to reflect the changing needs of the Board's customers over the last 9 years. The changes streamline and simplify the application and award process; put funds to work more quickly at the local government level; and allocate funds based on statewide or regional initiatives designed to ensure timely completion of the foundational elements of the land information program.

The following items are the major code revisions proposed by the Department:

1. Expand eligible grant projects to include the design, development and implementation of systems integration projects. This recognizes a statutory revision since the original rule enactment. [Adm 47.03 (4)]
2. Expand the eligible grant activities to include county staff training and education in land records modernization or land information systems. [Adm 47.03(5)]
3. Require that the Board determine annual grant amounts by October 15, of each year, based on the funds available. [Adm 47.04]
4. Establish a training and education grant category for the county land information officer or the officer's designee. [Adm 47.04 (1)]
5. Establish a land information system base budget grant category to provide a minimum funding level to develop, maintain and operate a land information system. [Adm 47.04 (2)]
6. Establish a local government contribution based grant category to fund eligible projects and activities that are consistent with the county's land records modernization plan approved by the Board. [Adm 47.04 (3)]
7. Establish a strategic initiative grant category that the Board may make eligible to counties to expedite and foster statewide and regional strategic initiatives consistent with statutes and standards established by the Board. [Adm 47.04 (4)]

8. Change the grant application review and scoring by an evaluation committee comprised of Board members to a review and evaluation by Department staff prior to Board approval. [Adm 47.06]
9. Eliminate the evaluation criteria for first-time grant application since every Wisconsin county has now received grants under this program. Require that applicants complete and submit an annual land information program survey. [Adm 47.07 (4)]
10. Require that applicants subscribe to the Wisconsin land information program's internet land information officers technical assistance email list serve. [Adm 47.07 (5)]

Initial Regulatory Flexibility Analysis:

Pursuant to s. 227.114, Stats., the rule herein is not expected to negatively impact on small businesses.

TEXT OF RULE:

SECTION 1: Adm 47 is repealed and recreated to read.

Chapter Adm 47

**WISCONSIN LAND INFORMATION PROGRAM
GRANTS-IN-AID TO LOCAL GOVERNMENT**

Adm 47.01 Purpose and authority. This chapter is promulgated under the authority of ss. 16.004(1) and 227.11, Stats., to implement s. 16.967(7), Stats.

Adm 47.02 Definitions. In this chapter:

(1) "Applicant" means a local governmental unit as defined in s. 59.72(1)(c), Stats., applying for a grant under this chapter.

(2) "Board" has the meaning given in s. 16.967(1)(a), Stats.

(3) "County-wide plan for land records modernization" means the plan under s. 59.72(3)(b) and (5)(b), Stats., and submitted for approval by the board under s. 16.967(3)(e), Stats. *approved*

(4) "Department" means the department of administration.

(5) "Eligible applicant" means a local governmental unit as defined in s. 59.72(1)(c), Stats., located wholly or partially within a county that has established a land information office under s. 59.72(3), Stats., and has in effect a county-wide plan for land records modernization that has been approved by the board under s. 16.967(3)(e), Stats.

- (6) "Fiscal year" has the meaning given in s. 20.902, Stats. ✓
- (7) "Land information" has the meaning given in s. 16.967(1)(b), Stats. ✓
- (8) "Land information system" has the meaning given in s. 16.967(1)(c), Stats. ✓
- (9) "Land records" has the meaning given in s. 16.967(1)(d), Stats. ✓
- (10) "Land records modernization" means the process by which land information can ultimately be shared through the implementation of automated land information systems.
- (11) "Systems integration" has the meaning given in s. 16.967(1)(e), Stats. ✓

Adm 47.03 Eligible projects and activities. A county may apply to the board for a grant for any of the following projects:

- (1) The design, development and implementation of a land information system as provided by s. 16.967(7)(a) 1; Stats. ✓
specified in
- (2) The preparation of parcel property maps as provided by s. 16.967(7)(a) 2; Stats. ✓
specified in
- (3) The preparation of maps that are suitable for use by local governmental units for planning purposes as provided by s. 16.967(7)(a) 3, Stats. ✓
specified in
- (4) The design, development and implementation of systems integration projects as provided by s. 16.967(7)(a) 4, Stats. ✓
- (5) The training and education of county land information office personnel in land records modernization or land information systems.

Adm 47.04 Grants. Subject to availability of funds, the board shall determine annual grant amounts by October 15, of each year. A grant may not exceed \$100,000 however, the board may award more than one grant to a county board as provided by s. 16.967(7)(b), Stats. Any funds not granted in any given year shall remain available for general distribution to eligible local units of government, at the discretion of the board in future grant cycles. The board may designate the following grant categories: ✓

- (1) Training and education grants shall be available to provide the county land information officer or the officer's designee with training for the design, development and implementation of a land information system. A county may receive \$300,000 or greater, as determined by the board, to participate in workshops and courses provided by institutions of higher education, professional land information organizations or land information system vendors. ✓

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Link to 47.03 sub (3) ✓

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(2) Land information system base budget grants shall be available to provide a minimum funding level to enable a county land information office to develop, maintain and operate a basic land information system. To be eligible for this category, the fees that a county retained under the provisions of s. 59.72(5)(b), Stats., would have to be less than \$35,000 for the preceding state fiscal year. The Board may determine a greater amount for the minimum threshold of retained fees.

(3) Local government contribution based grants shall be available to fund eligible projects and activities as provided in s. Adm 47.03, that are consistent with the countywide plan for land records modernization approved by the board under s. 16.967(3)(e), Stats. A county may receive an amount equal to the available funds divided proportionately according to the rate of county fee submittals under s. 59.72(5)(a), Stats., for the preceding state fiscal year.

(4) Strategic initiative grants may be available, as determined by the board, to expedite and foster statewide and regional strategic initiatives consistent with (specific statutory requirements and standards established by the board).

Adm 47.05 Grant application. All applications shall be submitted on the authority of the county board on its own behalf or on behalf of a local governmental unit located wholly or partially within the county. County board authority shall be obtained by specific action of the county board. The board may request evidence of such authority. County boards may delegate their authority to apply for grants. Any such delegation shall be explicit. All applications shall be fully completed and submitted on forms provided by the department before the deadline established by the board. Applications shall be executed under the authority of both the county and the eligible applicant. The department shall give notice of application periods to county land information offices at least 90 days prior to the deadline for submission of applications.

Note: Grant Applications can be obtained by calling or writing the Wisconsin Land Information Program, Department of Administration, P. O. Box 1645, Madison, WI 53701-1645 (telephone 608/267-2707). The application may also be viewed and printed at the following website: [http://www.doa.state.wi.us/olis/.](http://www.doa.state.wi.us/olis/)

Adm 47.06 Grant application evaluation. Each individual grant application shall be analyzed on the basis of the evaluation criteria set forth in s. Adm 47.07. Grant requests shall be reviewed and evaluated by department staff for board approval.

Adm 47.07 Evaluation criteria. All grant applications shall be evaluated on the applicant's responsiveness to the following evaluation criteria:

(1) Applicants shall evidence specific plans for cooperation and partnership with local units of government, located fully or partially within the geographic borders of the county making application, to collect, maintain, integrate and share land information, data and associated metadata.

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- b (2) Projects shall meet or exceed all relevant statutory requirements and standards established by the board under s. 16.967(3)(c) and (e), Stats.
- C (3) Projects shall be consistent with the countywide plan for land records modernization (approved by the board under s. 16.967(3)(e), Stats. ✓)
- y (4) Applicants shall complete and submit an annual land information program survey.
- v (5) Applicants shall subscribe to and participate in the Wisconsin land information program's internet land information officers technical assistance email list serve.
- (6) To request a land information system base budget grant for developing, maintaining and operating a basic land information system in the county land information office, the county shall be eligible as determined by the board under s. Adm 47.04(2). *ask ✓*
- (7) Requests for contribution based grant funding shall be in an amount consistent with the amount determined by the board under s. Adm 47.04(3). *ask ✓*
- (8) Requests for strategic initiative grant funding shall be in an amount and for a purpose consistent with that determined by the board under s. Adm 47.04(4). *ask ✓*

Adm 47.08 Grant Agreements. Grants are contingent upon the execution of a grant agreement. Failure of a grantee to execute a grant agreement shall result in withdrawal of the offer. The board, the department, and the grantee may negotiate the specific budget items, project goals, and other terms and conditions prior to the board approving the grant. Terms of a grant award shall be administered through the grant agreement.

This rule shall take effect on the first day of the month commencing after the date of publication in the Wisconsin Administrative Register as provided in s. 227.22(2)(intro.), Stats.

Dated: 10-29-04

George Lightbourn
George Lightbourn, Acting Secretary
Department of Administration

Senator Judith Robson

STATE OF WISCONSIN
DEPARTMENT OF ADMINISTRATION
101 East Wilson Street, Madison, Wisconsin

TOMMY G. THOMPSON
GOVERNOR

GEORGE LIGHTBOURN
SECRETARY



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February 3, 2000

Honorable Fred Risser, President
Wisconsin Senate
220 South, State Capitol
Madison, WI 53702

Honorable Scott Jensen, Speaker
Wisconsin Assembly
211 West, State Capitol
Madison, WI 53702

Dear Senator Risser and Representative Jensen:

RE: Clearinghouse Rule No. 99-154

Enclosed in final draft form is Chapter Adm 47, Wis. Adm. Code, relating to the Wisconsin Land Information Program Grants-in-aid to Local Government. A fiscal estimate is also attached.

The Wisconsin Land Information Board is attached to the Department of Administration for administrative purposes under s. 15.03, Wis. Stats. The Board is authorized to implement and oversee a program of grants-in-aid to Wisconsin counties for land records modernization. The purpose of the code change is to update the grants program to reflect the changing needs of the Board's customers over the last 9 years.

Enclosed is a copy of the Legislative Council staff clearinghouse report. All comments of the clearinghouse have been addressed and incorporated in the rule. Public hearings were held on the rule on December 13, 1999 in Green Bay and Rhinelander, and on December 14, 1999 in Eau Claire and Madison. The names of the persons who appeared at those hearings are provided on the enclosed hearing registration forms.


Also enclosed are the transcripts of the hearings and copies of the written comments received by the Department in response to the proposed rule. The final enclosure is a summary of all the comments received by the Department

February 3, 2000
Page 2

and the Department's response to those comments. This document explains the modifications made to the proposed rule as a result of the comments received by the Department.

We request submittal of the rule to the appropriate standing committees for review.

Sincerely,


George Lightbourn
Secretary

cc: Revisor of Statutes
Joint Committee for Review of Administrative Rules

PROPOSED ORDER OF THE DEPARTMENT OF ADMINISTRATION

The Wisconsin Department of Administration proposes an order to repeal and recreate chapter Adm 47 of the Wisconsin Administrative Code, relating to the Wisconsin land information program grants-in-aid to local government.

Analysis Prepared by the Department of Administration:

Statutory Authority: ss. 16.004 (1) and 227.11, Stats.

Statutes Interpreted: ss. 16.967 (1), (3) and (7), and 59.72, Stats.

The Wisconsin Land Information Board is attached to the Department of Administration. The Board is authorized to implement and oversee a program of grants-in-aid to Wisconsin counties for land records modernization.

The purpose of the code change is to update the grants-in-aid program to reflect the changing needs of the Board's customers over the last 9 years. The changes streamline and simplify the application and award process; put funds to work more quickly at the local government level; and allocate funds based on statewide or regional initiatives designed to ensure timely completion of the foundational elements of the land information program.

The following items are the major code revisions proposed by the Department:

1. Expand eligible grant projects to include the design, development and implementation of systems integration projects. This recognizes a statutory revision since the original rule enactment. [Adm 47.03(4)]
2. Expand the eligible grant activities to include county staff training and education in land records modernization or land information systems. [Adm 47.03(5)]
3. Require that the Board determine annual grant amounts by October 15, of each year, based on the funds available. [Adm 47.04]
4. Establish training and education grant category for the county land information officer or the officer's designee. [Adm 47.04(1)]
5. Establish a land information system base budget grant category to provide a minimum funding level to develop, maintain and operate a land information system. [Adm 47.04(2)]
6. Establish a local government contribution based grant category to fund eligible projects and activities that are consistent with the county's land records modernization plan approved by the Board. [Adm 47.04(3)]
7. Establish a strategic initiative grant category that the Board may make eligible to counties to expedite and foster statewide and regional strategic initiatives consistent with statutes and standards established by the Board. [Adm 47.04(4)]

8. Change the grant application review and scoring by an evaluation committee comprised of Board members to a review and evaluation by Department staff prior to Board approval. [Adm 47.06]
9. Eliminate the evaluation criteria for first-time grant application since every Wisconsin county has now received grants under this program. Require that applicants complete and submit an annual land information program survey. [Adm 47.06(4)]
10. Require that applicants subscribe to the Wisconsin land information program's internet land information officers technical assistance email list serve. [Adm 47.06(5)]

Final Regulatory Flexibility Analysis:

Pursuant to s. 227.114, Stats., the rule herein is not expected to negatively impact on small businesses.

TEXT OF RULE:

SECTION 1: Adm 47 is repealed and recreated to read.

Chapter Adm 47

**WISCONSIN LAND INFORMATION PROGRAM
GRANTS-IN-AID TO LOCAL GOVERNMENT**

Adm 47.01 Purpose and authority. This chapter is promulgated under the authority of ss. 16.004(1) and 227.11, Stats., to implement s. 16.967(7), Stats.

Adm 47.02 Definitions. In this chapter:

- (1) "Applicant" means a local governmental unit as defined in s. 59.72(1)(c), Stats., applying for a grant under this chapter.
- (2) "Board" has the meaning given in s. 16.967(1)(a), Stats.
- (3) "County-wide plan for land records modernization" means the plan under s. 59.72(3)(b), Stats., approved by the board under s. 16.967(3)(e), Stats.
- (4) "Department" means the department of administration.
- (5) "Eligible applicant" means a local governmental unit as defined in s. 59.72(1)(c), Stats., located wholly or partially within a county that has established a land information office under s. 59.72(3), Stats., and has in effect a county-wide plan for land records modernization.
- (6) "Fiscal year" has the meaning given in s. 20.902, Stats.

(7) "Land information" has the meaning given in s. 16.967(1)(b), Stats.

(8) "Land information system" has the meaning given in s. 16.967(1)(c), Stats.

(9) "Land records" has the meaning given in s. 16.967(1)(d), Stats.

(10) "Land records modernization" means the process by which land information can ultimately be shared through the implementation of automated land information systems.

(11) "Systems integration" has the meaning given in s. 16.967(1)(e), Stats.

Adm 47.03 Eligible projects and activities. A county may apply to the board for a grant for any of the following projects:

(1) The design, development and implementation of a land information system as provided by s. 16.967(7)(a) 1, Stats.

(2) The preparation of parcel property maps as provided by s. 16.967(7)(a) 2, Stats.

(3) The preparation of maps that are suitable for use by local governmental units for planning purposes as provided by s. 16.967(7)(a) 3, Stats.

(4) The design, development and implementation of systems integration projects as provided by s. 16.967(7)(a) 4, Stats.

(5) The training and education of eligible applicants as defined in s. 59.72(1)(c), Stats., involved in the design, development and implementation of land information systems and systems modifications.

Adm 47.04 Grants. Subject to availability of funds, the board shall determine annual grant amounts for eligible projects under s. Adm 47.03, by October 15, of each year. A grant may not exceed \$100,000. The board may award more than one grant to a county board as provided by s. 16.967(7)(b), Stats. Any funds not granted in any given year shall remain available for general distribution to eligible local units of government, at the discretion of the board in future grant cycles. The board may provide the following grant categories:

(1) Training and education grants as provided in s. Adm 47.03(5), shall be available to provide the county land information officer or the officer's designee with training for the design, development and implementation of a land information system. A county may receive up to \$300 to participate in workshops and courses provided by institutions of higher education, professional land information organizations or land information system vendors.

(2) Land information system base budget grants for eligible projects and activities provided in s. Adm 47.03 (1) through (5), shall be available to provide a minimum funding level to enable a county land information office to develop, maintain and operate a basic land information system. To be eligible for this category, the fees that a county retained under the provisions of s. 59.72(5)(b), Stats., shall be less than \$35,000 for the preceding fiscal year.

(3) Local government contribution based grants shall be available to fund eligible projects and activities as provided in s. Adm 47.03 (1) through (5), that are consistent with the countywide plan for land records modernization. A county may receive an amount equal to the available funds divided proportionately according to the rate of county fee submittals under s. 59.72(5)(a), Stats., for the preceding fiscal year.

(4) Strategic initiative grants for eligible projects and activities as provided in s. Adm 47.03(1) through (5), for expediting and fostering statewide and regional strategic initiatives consistent with specific statutory requirements and standards adopted by the board.

Note: The Wisconsin Land Information program statutes and the standards adopted by the Board may be obtained from the Department's Land Information Program office at 17 South Fairchild Street, Madison, Wisconsin or at the following website: www.doa.state.wi.us/olis.

Adm 47.05 Grant application. All applications shall be submitted on the authority of the county board on behalf of an eligible applicant. Application authority shall be obtained by specific action of the county board. The board may request evidence of such authority. County boards may delegate their authority to apply for grants to the entity responsible for administration of the county land information office established under s. 59.72(3), Stats. Any such delegation shall be explicit. All applications shall be fully completed and submitted on forms provided by the department before the deadline established by the board. Applications shall be executed under the authority of both the county or delegated authority and the eligible applicant. The department shall give notice of application periods to county land information offices at least 90 days prior to the deadline for submission of applications.

Note: Grant Applications can be obtained by calling or writing the Wisconsin Land Information Program, Department of Administration, P. O. Box 1645, Madison, WI 53701-1645 (telephone 608/267-2707). The application may also be viewed and printed at the following website: [http://www.doa.state.wi.us/olis/.](http://www.doa.state.wi.us/olis/)

Adm 47.06 Evaluation criteria. Grant requests shall be reviewed and evaluated by department staff for board approval. All grant applications shall be evaluated on the applicant's responsiveness to the following requirements:

(1) Applicants shall evidence specific plans for cooperation and partnership with local units of government, located fully or partially within the geographic borders of the county making application, to collect, maintain, integrate and share land information, data and associated metadata.

(2) Projects shall meet or exceed all relevant statutory requirements and standards established by the board under s. 16.967(3)(c) and (e), Stats.

(3) Projects shall be consistent with the countywide plan for land records modernization.

(4) Applicants shall complete and submit an annual land information program survey.

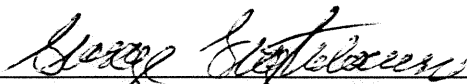
(5) Applicants shall subscribe to and participate in the Wisconsin land information program's internet land information officers technical assistance email list serve.

Adm 47.07 Grant Agreements. Grants are contingent upon the execution of a grant agreement. Failure of a grantee to execute a grant agreement shall result in withdrawal of the offer. The board, the department, and the grantee may negotiate the specific budget items, project goals, and other terms and conditions prior to the board approving the grant. Terms of a grant award shall be administered through the grant agreement.

This rule shall take effect on the first day of the month commencing after the date of publication in the Wisconsin Administrative Register as provided in s. 227.22(2)(intro.), Stats.

Dated: _____

3-4-00



George Lightbourn, Secretary
Department of Administration

Fiscal Estimate — 1999 Session

- Original Updated
 Corrected Supplemental

LRB Number	Amendment Number if Applicable
Bill Number	Administrative Rule Number ch. Adm 47

Subject
 Repeal and recreation of WI Land Information Board Grants-in-Aid Program

Fiscal Effect

State: No State Fiscal Effect

Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.

- Increase Existing Appropriation Increase Existing Revenues
 Decrease Existing Appropriation Decrease Existing Revenues
 Create New Appropriation

- Increase Costs — May be possible to absorb within agency's budget.
 Yes No
 Decrease Costs

Local: No Local Government Costs

1. Increase Costs
 Permissive Mandatory
2. Decrease Costs
 Permissive Mandatory
3. Increase Revenues
 Permissive Mandatory
4. Decrease Revenues
 Permissive Mandatory

5. Types of Local Governmental Units Affected:
 Towns Villages Cities
 Counties Others
 School Districts WTCS Districts

Fund Sources Affected
 GPR FED PRO PRS SEG SEG-S

Affected Chapter 20 Appropriations
 20.505 (1) (jj)

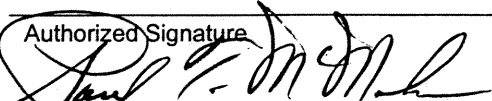
Assumptions Used in Arriving at Fiscal Estimate

The proposed changes streamline the county application process and the land information board's award process. It will result in simplifying cumbersome application and reporting requirements for local government and allow the board to award land record modernization grants more quickly to local government.

The amount of funds available for land record modernization grants to counties will not change.

Long-Range Fiscal Implications

This program will statutorily sunset 9-1-03.

Prepared By: Jeanne Storm	Telephone No. 264-6110	Agency DOA
Authorized Signature 	Telephone No. 6-1359	Date (mm/dd/ccyy) 1-27-00

1

WISCONSIN DEPARTMENT OF ADMINISTRATION
CHAPTER ADM 47, WISCONSIN LAND INFORMATION PROGRAM
GRANTS-IN-AID TO LOCAL GOVERNMENT
PUBLIC HEARING - GREEN BAY
DECEMBER 13, 1999

REGISTRATION

NAME: NOEL S. HALVORSEN

ADDRESS: PO BOX 23600

GREEN BAY, WI 54305-3600

PHONE: 920 448.6295

REPRESENTING: BROWN COUNTY

Please check applicable statement(s):

- () Appearing in favor.
- () Appearing in opposition.
- () Appearing for informational purposes.
- (X) I wish to testify.

2

WISCONSIN DEPARTMENT OF ADMINISTRATION
CHAPTER ADM 47, WISCONSIN LAND INFORMATION PROGRAM
GRANTS-IN-AID TO LOCAL GOVERNMENT
PUBLIC HEARING - GREEN BAY
DECEMBER 13, 1999

REGISTRATION

NAME: Tom Haight

ADDRESS: 421 Nebraska Street
Sturgeon Bay, WI 54235

PHONE: (920) 746-2391

REPRESENTING: Door County

Please check applicable statement(s):

- Appearing in favor.
- Appearing in opposition.
- Appearing for informational purposes.
- I wish to testify.

WISCONSIN DEPARTMENT OF ADMINISTRATION
CHAPTER ADM 47, WISCONSIN LAND INFORMATION PROGRAM
GRANTS-IN-AID TO LOCAL GOVERNMENT
PUBLIC HEARING - GREEN BAY
DECEMBER 13, 1999

REGISTRATION

NAME: Ken Pasich

ADDRESS: 200 Canal St
Chilbock WI 53014

PHONE: 920-849-2361 ext 263

REPRESENTING: Calumet County

Please check applicable statement(s):

- (X) Appearing in favor.
- () Appearing in opposition.
- () Appearing for informational purposes.
- () I wish to testify.

WISCONSIN DEPARTMENT OF ADMINISTRATION
CHAPTER ADM 47, WISCONSIN LAND INFORMATION PROGRAM
GRANTS-IN-AID TO LOCAL GOVERNMENT
PUBLIC HEARING - GREEN BAY
DECEMBER 13, 1999

REGISTRATION

NAME: Gerald Tate

ADDRESS: 410 S. Walnut St.

Appleton, WI 54911

PHONE: 920-832-5255

REPRESENTING: Outagamie County

Please check applicable statement(s):

- () Appearing in favor.
- () Appearing in opposition.
- (X) Appearing for informational purposes.
- () I wish to testify.

WISCONSIN DEPARTMENT OF ADMINISTRATION
CHAPTER ADM 47, WISCONSIN LAND INFORMATION PROGRAM
GRANTS-IN-AID TO LOCAL GOVERNMENT
PUBLIC HEARING - RHINELANDER
DECEMBER 13, 1999

REGISTRATION

NAME: Courten Rogers (Vilas County)

ADDRESS: 1885 Scattering Run Ln
Edge Grove

PHONE: (715) 479-3655

REPRESENTING: Vilas County

Please check applicable statement(s):

- Appearing in favor.
- Appearing in opposition.
- Appearing for informational purposes.
- I wish to testify.

WISCONSIN DEPARTMENT OF ADMINISTRATION
CHAPTER ADM 47, WISCONSIN LAND INFORMATION PROGRAM
GRANTS-IN-AID TO LOCAL GOVERNMENT
PUBLIC HEARING - RHINELANDER
DECEMBER 13, 1999

REGISTRATION

NAME: Calvin B. Korpela
ADDRESS: 1541 Sandstone Circle
Eagle River, Wi. 54521
PHONE: (715) 479-7912
REPRESENTING: Vilas County

Please check applicable statement(s):

- Appearing in favor.
- Appearing in opposition.
- Appearing for informational purposes. (DID NOT TESTIFY)
- I wish to testify.

WISCONSIN DEPARTMENT OF ADMINISTRATION
CHAPTER ADM 47, WISCONSIN LAND INFORMATION PROGRAM
GRANTS-IN-AID TO LOCAL GOVERNMENT
PUBLIC HEARING - RHINELANDER
DECEMBER 13, 1999

REGISTRATION

NAME: Mike Romportl

ADDRESS: PO Box 400

RHINELANDER WI 54501

PHONE: 715-369-6179

REPRESENTING: ONEIDA COUNTY

Please check applicable statement(s):

() Appearing in favor.

() Appearing in opposition.

Appearing for informational purposes. (DID NOT TESTIFY)

() I wish to testify.

WISCONSIN DEPARTMENT OF ADMINISTRATION
CHAPTER ADM 47, WISCONSIN LAND INFORMATION PROGRAM
GRANTS-IN-AID TO LOCAL GOVERNMENT
PUBLIC HEARING - EAU CLAIRE
DECEMBER 14, 1999

REGISTRATION

NAME: DAVID KAISER

ADDRESS: COURTHOUSE , 311 MINER AVE. E.

LADYSMITH, WI 54848

PHONE: 715-532-2165

REPRESENTING: RUSK COUNTY

Please check applicable statement(s):

- Appearing in favor.
- Appearing in opposition.
- Appearing for informational purposes.
- I wish to testify.

WISCONSIN DEPARTMENT OF ADMINISTRATION
CHAPTER ADM 47, WISCONSIN LAND INFORMATION PROGRAM
GRANTS-IN-AID TO LOCAL GOVERNMENT
PUBLIC HEARING - EAU CLAIRE
DECEMBER 14, 1999

REGISTRATION

NAME: MATTHEW JANIAK

ADDRESS: 721 OXFORD AVENUE
EAU CLAIRE WI 54703

PHONE: 715-839-4742

REPRESENTING: EAU CLAIRE COUNTY

Please check applicable statement(s):

- Appearing in favor.
- Appearing in opposition.
- Appearing for informational purposes.
- I wish to testify.

**WISCONSIN DEPARTMENT OF ADMINISTRATION
CHAPTER ADM 47, WISCONSIN LAND INFORMATION PROGRAM
GRANTS-IN-AID TO LOCAL GOVERNMENT
PUBLIC HEARING - MADISON
DECEMBER 14, 1999**

REGISTRATION

NAME: Phil Blazkowski

ADDRESS: 51 S. MAIN - Court house

PHONE: 608-757-5590

REPRESENTING: Rock County Land Records Office

Please check applicable statement(s):

- (x) Appearing in favor.
- () Appearing in opposition.
- () Appearing for informational purposes.
- () I wish to testify.

**Public Hearing on Adm 47 relating to Wisconsin Land Information Program
Grants-in-aid to Local Government
Monday December 13, 1999
8:30 a.m. - 10:30 a.m.
Meeting Rooms 1 & 2, Brown County Central Library, Green Bay**

Mike Blaska: Good morning everyone. We are going to officially get things started. We have a statement and then we'll give you an opportunity to speak. This is a public hearing on Administrative Code 47 relating to Wisconsin Land Information Program Grants-in-aid to Local Government. The Department of Administration has set at this time and place a public hearing pursuant to ss. 16.004(1) and 227.11(2)(a), of the Wisconsin Statutes, to consider the repeal and recreation of rules relating to the Wisconsin Land Information Program grants-in-aid to Local Government.

My name is Mike Blaska and I'm the Executive Director of the Wisconsin Land Information Board and the Director of the Office of Land Information Services for the Department of Administration. With me is Jeanne Storm, the Deputy Director of the Office of Land Information Services for the Department of Administration.

In the December 1, 1999, issue of the Wisconsin Administrative Register, notice was given that public hearings would be held to consider adoption of this rule. In addition, copies of the rule were made available to interested parties. Copies of the notice were also hand-delivered to the Press Boxes located in Room 235, Southwest in the State Capitol Building.

The purpose of today's hearing is to give all interested persons or their representatives an opportunity to present facts, views or arguments regarding the proposed rule. In addition to today's testimony, the department will accept written comments or questions received by December 30, 1999. Please direct written comments to Donna Sorenson, Department of Administration, 101 East Wilson Street, P.O. Box 7864, Madison, Wisconsin 53707.

The statutes require that all persons present at this hearing have an opportunity to present their arguments and comments to the agency officer responsible for promulgating these rules. The Secretary of the Department of Administration has final responsibility for promulgation of these proposed rules. The Secretary has determined that argument to him should be made in writing rather than by oral argument. Consequently, a transcript of this hearing, along with your written comments will be provided to the Secretary so that your arguments and comments will be presented to the Secretary prior to promulgation as required by s. 227.18(3), Stats.

The Department proposes repealing and recreating Chapter Adm 47 to update the grants-in-aid program to reflect the changing needs of the Wisconsin Land Information Board's customers over the last 9 years. The changes simplify the application and award process; put funds to work more quickly at the local governmental level; and allocate funds based

on statewide or regional initiatives designed to ensure timely completion of the foundational elements of the land information program.

The proposed rule was submitted to the Wisconsin Legislative Council Clearinghouse for their review, analysis and recommendations. The Legislative Council issued its report on the proposed rule on December 2, 1999. The comments suggested by the Legislative Council will be incorporated in the rule.

I'll now go through the appearance slips to see who wants to give testimony on the rule. When I call you, please state your name, who you are representing and if you are testifying in favor or in opposition to the proposed rule.

I notice that we had one person come in late so, not late but after I had, clearly was not late, but came in after I had introduced ourselves. My name is Mike Blaska. I am the Executive Director of the Wisconsin Land Information Board and Director of the Office of Land Information Services. With me is Jeanne Storm who is the Deputy Director of the Office of Land Information Services. With that we'll ask Noel Halvorsen to come forward.

Noel Halvorsen: Well thank you, and thanks for traveling around the state to do this, this is nice. I see we have some of the neighboring counties here. I'd like to speak. My name is Noel Halvorsen I'm Brown County Land Information Office Coordinator representing Brown County. I am in support of the administrative rule change. I have some testimony regarding its implementation that I'd like to share and have in the record. As a local program administrator, charged with implementing the land information program at the county level, there are a number of issues that I face annually, that we all do, and the key issue is budget preparation. Trying to get land records modernization and integration accomplished on a fixed budget is difficult enough, when that budget is varying, with little or no lead time in terms of exactly what that is going to be in your planning process, makes it kind of difficult. If in the implementation of the administrative rule change, and I'm anticipating a successful change to this rule, if we could focus on things like making the timing of the grants more routine, always knowing that they will be coming at the same time each year and having some consistency in that, would be wonderful. I got a letter a couple weeks ago from your office that had an estimated amount of what the grant might be next year, that was wonderful. If it had been a month and a half earlier in terms of a forecast it would have really helped out in our budget process because it would have come before the budget had been "put to bed" at the county level. If those amounts could be forecast and published to the county it would be great. On the issue of strategic initiatives, these are also great things. I think we need to openly discuss them and have ample lead time in the discussion, especially when they are going to have a broad impact on individual counties in terms of their budgeting. I know we're talking about a grant process and this isn't an entitlement that we're automatically guaranteed we're going to have so much money every year and that sort of thing but still they do have an impact and when we're trying to implement a plan that has been adopted by the Board and reviewed by your Office, it's challenging if we forecast the need to have resources in specific years and then we might not have those. So I think that those strategic initiatives need to be

broadly discussed to kind of an open debate on those things. That really is the about the extent of it. It's just all related to keeping the columns and numbers adding up when I'm reviewing where we're at with our funds and where we're going in terms of implementing our plan and the available budget. So, anything in the implementation of this that can help me as a local administrator stay on top of the game I'd appreciate it.

Jeanne Storm (follow-up question to Noel Halvorsen): In the rule, what we have set as a date for the board to determine the next grant cycle is October 15. Is that adequate lead time?

Noel Halvorsen: No. It's really getting late in the season then. If it was even a month earlier it would be possible to amend those budget amounts. But if it was September 15, it would be much easier to handle.

Jeanne Storm: And, just for your information, because it takes the state a while to reconcile the books and close the books, it's generally the first part of September before we get our initial notification for what the fees received actually were and that's not even sometimes finalized. But, I'm glad that you brought that up.

Noel Halvorsen: Yes, that's a trick. I look at our retained fees quarterly and try to forecast where we're going to be at the end of the year. That's another unknown that we're trying to work with funds that we'll be retaining locally and not knowing exactly what we're going to have. I make a forecast based on last years performance and where we're at every quarter. You won't have your third quarter results in at that time, even in September or October. I know it's a challenge, but sometimes you could do it. You could do a six month actual and make some sort of a forecast on that, even if we ballpark it a bit. If there's going to be a strategic initiative, that's going to affect the available funds too. If those discussions could be going on earlier in the year - I know this last year was kind of difficult they had them in January or something.

Jeanne Storm: Even estimates, if they were within a few thousand dollars? Those we can probably get out in August or by the first of September we could do estimates.

Noel Halvorsen: Yes, even if they're within a few thousands. Being able to say based on what our costs were this last year and where we think it's going this year and on the receipts after the first six months, given the same costs of last year this is about what it will be. That would be better than saying it's an unknown. Is it an optimistic unknown so we budget this or a pessimistic unknown so we budget that?

Mike Blaska: We appologize for getting the letter out rather late as far as the estimates were concerned. There was a little bit of reluctance to do that because we were in the process of doing rules. So, if we were making estimates we were making assumptions but going on what had occured last year that how we handled it.

Noel Halvorsen: Yes, I understand, I've sent correspondence out with lots of caveats all over the page with a number somewhere in the middle of it. I think we'd understand if

there was even wild variance on occasion in some of those things in terms of an estimate. It's just a tool to help us get the things done because we have to have budgeted all our grant amounts. If we don't have a grant amount budgeted and then we get a grant, we have to go through a budget transfer that requires a multitude of actions at the local level. I'm really talking about making my job as easy as possible. The closer I can get the less headaches I have later on.

Mike Blaska: Thank you Noel for testifying and thank you for helping us set up this room and making it available for us. Tom, would you like to come up?

Tom Haight (Door Co.): I came more for information.

Mike Blaska: That's fine. It's up to you if you'd like to say a few words, you're certainly welcome.

Tom Haight: Do you want me up here testifying or back there asking questions?

Mike Blaska: Why don't you get on the record then.

Tom Haight: I guess my questions revolve around the grant program. Since you have three types of grants right now and you're proposing a fourth grant. I'm just curious on how you're proposing the funding to go? My interpretation would be that the training and education would remain and that there will always be the \$300 going to the 72 counties, and the base program grant of \$35,000 will stay in tact. So those two aren't going to change so my interpretation would be that the formula based grant will be coming down some to support the strategic grant. Would there be some proposal on percentages of those? Would there be a cap?

Mike Blaska: I think at this point I don't think there is any intent by the Board in this next year to fund any strategic initiatives. I think the plan is to stay with the basic grant program that you've experienced in the past - education and training, base budget & contribution based. However, in future years if there are some strategic initiatives the assumption would be that there would be reductions in the contribution based grants. It is hard to say. As an example, this year we are funding the Soils initiative which amounts to \$415,000 per year from the program, but that was done in the state budget. The board had recommended that and the governor had included that and it was approved in the budget.

Tom Haight: I saw the WLIA proposed to cap the strategic at 10%. I don't know if I necessarily agree with that part of it. I thought they reviewed it and had some good recommendations and I agree somewhat that a cap should be set but I don't know about handcuffing the board to that that low of a percentage either.

Mike Blaska: There has been no discussion among board members, at either a board meeting or executive committee to talk about percentages for this grant.

Jeanne Storm: The way the rule is written at this point, there are four possible categories. There are three that are "shalls" and one that's a "may". When we put the rule together we said the board "shall" have a training and education award. And it will be a minimum of \$300, or more at the discretion of the board. One of the comments we got back actually from the clearinghouse was to say you need to put some criteria for why the board would raising. The same with the base budget. It's a "shall." The \$35,000 is the minimum. It's the minimum threshold established unless the board determines that it should be higher. Again, the clearinghouse came back and said to put some discretion in there as to why would they raise this. What's the benchmarks to raise it? The contribution based is also a "shall." There will always be a contribution based award. It's the strategic initiative that is the "may."

Tom Haight: And that one, the cities within the county could also be eligible, too?

Jeanne: Right.

Tom Haight: Thanks for the answers, I appreciate it.

Mike Blaska: Thank you Tom. We appreciate you coming down on this foggy morning.

Tom Haight: If the county wanted to develop testimony we can still write the letter?

Jeanne Storm: Please do. It needs to be in by Dec. 28th or 30th, or by the end of the month anyway.

Mike Blaska: Ken Pabich

Ken Pabich (Calumet County): I'm representing Calumet County. I have two main comments. The first one is just on, kind of going back to what Brown County, Noel Halverson said. In terms of the timing for the awards, for us if there is anyway (we discussed this at the WLIA meeting 2 weeks ago) you can get some rough projections back it would help us out tremendously. Our budget was already approved by the time this memo arrived. So actually our projections for last year were \$6,000 and this year it's \$22,000. For us it's a windfall and we're happy. But it would have helped us in some of our planning of what we could do and so forth. I think that is one comment - if there is any way we can get projections it will help us out tremendously. The other comments, we got a letter from Roxanne Brown submitted as far as comment from WLIA. Two of the comments were on s. 47.03 (5), where they recommended changing the wording of training and education of county land information office personnel, actually crossing out "county land information office personnel" and making it "eligible applicants as defined in s.59.72 (1) (c), which we agree with. What we're saying is that we should be able to train the appropriate county employees that we see need to get the training in the technology or in land records, rather than just limiting that to land information personnel. In our case, the land information personnel is just myself for the whole county. So, that means we couldn't train anyone else. So, by changing that wording we could actually train some of the other staff in the county in land records modernization. The second

change that WLIA made that the county agrees with is under s. 47.04 (3) the second sentence "the county may receive" WLIA recommended to change "may" to "shall" we agree with that also.

Mike Blaska: Which one is that?

Ken Pabich: S. 47.04(3), the first sentence starts with "Local government contribution based..." Then the next sentence down below that says "the county may receive" WLIA recommended change changing it to "shall" and we agree with that change also. And then the last change recommended by the board, was that 10% of the program fees and, again, it's not something that we don't disagree with but, I guess I agree with Door County in that we're not quite sure where that 10% came from. So we support it in a sense but we'd like to have more information on exactly what that means, the 10%.

Mike Blaska: You'd like the projections sooner too, probably sooner than October 1st?

Ken Pabich: Yes, in our county most of the budgets are up to the county board for approval in mid October.

Jeanne Storm: Middle of September work for you?

Ken Pabich: September would help. There are already some of our meetings going on, but we can always amend it at that point if we can get it early enough. It's gone through some of our committees and board by that time, but at least at that point we can adjust it before it gets to the full county board.

Jeanne Storm: Just for your information. On the second point that you made on s. 47.04 (3). I believe in the second sentence where it's a "may" "a county may receive" the reason the "may" is there is because we have some counties that do not apply for these grants. Because we are going to require an application, if you don't apply we will not be sending you out a check that type of thing. That's why the "may" is there. Maybe there is some confusion with that. There always will be, there shall be a contribution based award and it will be the formula that's been basically used.

Ken Pabich: OK, that makes more sense. When we were talking about it, we thought well our county isn't going to get anything this time or something like that. That's what we're concerned about, the board will decide well this county isn't going to get anything. If that's the case it makes more sense.

Jeanne Storm: There are criteria. You have to have an approved land records modernization plan and you have to do some of those types of things, but they're fairly basic requirements.

Ken Pabich: OK

Mike Blaska: Thank you. We appreciate you coming down on this foggy Monday morning.

Jeanne Storm: We're going to go off the record.

Jeanne Storm: We're back on the record. It is 9:10.

Mike Blaska: It's 9:10 and for the benefit of Gerald, my name is Mike Blaska and I am the Executive Director of the Wisconsin Land Information Board and the Director of the Office of Land Information Services. With me, is Jeanne Storm the Deputy Director of the Office of Land Information Services. Gerald, do you have any comments? Please come forward.

Gerald Tate: My name is Gerald Tate from Outagamie County. I'm the chairman of Land Information Committee & Assistant Planning Director. I guess my comments are on the procedural aspects of this as it relates to the requirement that the board determine the annual grant amount by October 15, of each year based on funds available. From a budgeting perspective, we pretty much are completed with our budgets and they're submitted to the county board by October 15. To give us the money at that point in time would not facilitate our planning process and it's difficult sometimes to know what the amounts will be. For example in Outagamie County the 1998 allocation was around \$30,000, the 1999 allocation is going to be around \$80,000, so we need to have some information on the amount available to be able to plan appropriately for funding. If we don't have that information in a timely manner, we'll end up to piece mealing things or putting together projects at the last minute, and that is not best for the overall planning of the program. So I would like to see that moved back, if possible, to Aug 15, as the date they we would be notified of the amount. We could then plan appropriately to be able to create a more comprehensive plan.

Jeanne Storm: Anything else?

Gerald Tate: No that's it.

Jeanne Storm: The same comment has been expressed three times. Basically what we've said is that it will be possible for us, probably by Sept. 1, to give estimates out. With the state, because we wait for all the fees to be collected through July 1, it's frequently into September before we actually get the final reconciled amounts. However, we do know estimates before then.

Gerald Tate: OK. Well I'd like to see that in the law or at least in some administrative rule somewhere, that estimates will be required by a certain date, rather than just kind of "we'll try to do this." People get bogged down in work and sometimes what tries to get done doesn't get done.

Mike Blaska: Thank you. It's 9:17, we'll go off the record once more.

Mike Blaska: Being 10:30, we'll now close this public hearing in Green Bay this Monday morning, December 13th.

**Public Hearing on Adm 47 relating to Wisconsin Land Information Program
Grants-in-aid to Local Government
Monday December 13, 1999
3:00 p.m. - 5:00 p.m.
UW-Ext. Meeting Room, Rhinelander-Oneida Co. Airport Terminal Building,
Rhinelander**

Mike Blaska: It being 3:00 we will start the public hearing on Administrative Code 47, relating to the Wisconsin Land Information Program Grants-in-aid to Local Government. We're hear in Rhinelander on December 13, 1999 at 3:00. The Department of Administration has set at this time and place a public hearing pursuant to ss. 16.004(1) and 227.11(2)(a), of the Wisconsin Statutes, to consider the repeal and recreation of rules relating to the Wisconsin Land Information Program grants-in-aid to Local Government.

My name is Mike Blaska and I'm the Executive Director of the Wisconsin Land Information Board and the Director of the Office of Land Information Services for the Department of Administration. With me is Jeanne Storm, the Deputy Director of the Office of Land Information Services for the Department of Administration.

In the December 1, 1999, issue of the Wisconsin Administrative Register, notice was given that public hearings would be held to consider adoption of this rule. In addition, copies of the rule were made available to interested parties. Copies of the notice were also hand-delivered to the Press Boxes located in Room 235, Southwest in the State Capitol Building.

The purpose of today's hearing is to give all interested persons or their representatives an opportunity to present facts, views or arguments regarding the proposed rule. In addition to today's testimony, the department will accept written comments or questions received by December 30, 1999. Please direct written comments to Donna Sorenson, Department of Administration, 101 East Wilson Street, P.O. Box 7864, Madison, Wisconsin 53707.

The statutes require that all persons present at this hearing have an opportunity to present their arguments and comments to the agency officer responsible for promulgating these rules. The Secretary of the Department of Administration has final responsibility for promulgation of these proposed rules. The Secretary has determined that argument to him should be made in writing rather than by oral argument. Consequently, a transcript of this hearing, along with your written comments will be provided to the Secretary so that your arguments and comments will be presented to the Secretary prior to promulgation as required by s. 227.18(3), Stats.

The Department proposes repealing and recreating Chapter Adm 47 to update the grants-in-aid program to reflect the changing needs of the Wisconsin Land Information Board's customers over the last 9 years. The changes simplify the application and award process; put funds to work more quickly at the local governmental level; and allocate funds based

on statewide or regional initiatives designed to ensure timely completion of the foundational elements of the land information program.

The proposed rule was submitted to the Wisconsin Legislative Council Clearinghouse for their review, analysis and recommendations. The Legislative Council issued its report on the proposed rule on December 2, 1999. The comments suggested by the Legislative Council will be incorporated in the rule.

I'll now go through the appearance slips to see who wants to give testimony on the rule. When I call you, please state your name, who you are representing and if you are testifying in favor or in opposition to the proposed rule. Coureen you're welcome to testify, if you have any comments we'd love to hear them. If you want to sit up here, we can pick you up on tape.

Coureen Rogers: Coureen Rogers, I'm representing Vilas County. I have some comments. I guess on the base budget, the education of \$300 & also, the strategic state initiatives - I would like to see a cap on all three. \$35,000 for a base budget I think that is fine but I think we'd do better putting the money into some state initiatives. I think we'd be able to accomplish for the WLIB would be able to accomplish their goals better. And also, I'd like to have a cap on any state initiatives. Just so that the rest of the counties have a good idea of how much they will be receiving every year. Here in Vilas we have to do our base map, or GPS, it's very costly & we'd like to plan on how much we're receiving per year to get a good idea. I think some of these state initiatives are really good, but I'm hoping that other government agencies or private industries that would benefit by this would also be able to fund some of these programs.

Mike Blaska: OK, any thing else?

Coureen Rogers: That's about it. Otherwise, I just want to say Vilas County is very happy for the program, we've really benefited by it & I think it's a great program & I do hope it continues because we still have a long way to go.

Mike Blaska: OK. So you would like to see the base budget capped at \$35,000 but no more than that?

Coureen Rogers: Right.

Mike Blaska: And then you like the idea of state initiatives, but you would also like to see that capped?

Coureen Rogers: Yes, so that we know what's remaining that we would have. So for planning we'd know that we have so much per year for the grants.

Mike Blaska: We'll go off the record for a few moments until more people come.

Mike Blaska: It being 5:00, and there's no other registrants here, we'll close the public hearing here in Rhineland.

**Public Hearing on Adm 47 relating to Wisconsin Land Information Program
Grants-in-aid to Local Government
Tuesday December 14, 1999
9:00 a.m. - 11:00 a.m.
Room 2559, Eau Claire County Courthouse, Eau Claire**

Mike Blaska: Welcome. The Department of Administration has set at this time and place a public hearing pursuant to ss. 16.004(1) and 227.11(2)(a), of the Wisconsin Statutes, to consider the repeal and recreation of rules relating to the Wisconsin Land Information Program grants-in-aid to Local Government.

My name is Mike Blaska and I'm the Executive Director of the Wisconsin Land Information Board and the Director of the Office of Land Information Services for the Department of Administration. With me is Jeanne Storm, the Deputy Director of the Office of Land Information Services for the Department of Administration.

In the December 1, 1999, issue of the Wisconsin Administrative Register, notice was given that public hearings would be held to consider adoption of this rule. In addition, copies of the rule were made available to interested parties. Copies of the notice were also hand-delivered to the Press Boxes located in Room 235, Southwest in the State Capitol Building.

The purpose of today's hearing is to give all interested persons or their representatives an opportunity to present facts, views or arguments regarding the proposed rule. In addition to today's testimony, the department will accept written comments or questions received by December 30, 1999. Please direct written comments to Donna Sorenson, Department of Administration, 101 East Wilson Street, P.O. Box 7864, Madison, Wisconsin 53707.

The statutes require that all persons present at this hearing have an opportunity to present their arguments and comments to the agency officer responsible for promulgating these rules. The Secretary of the Department of Administration has final responsibility for promulgation of these proposed rules. The Secretary has determined that argument to him should be made in writing rather than by oral argument. Consequently, a transcript of this hearing, along with your written comments will be provided to the Secretary so that your arguments and comments will be presented to the Secretary prior to promulgation as required by s. 227.18(3), Stats.

The Department proposes repealing and recreating Chapter Adm 47 to update the grants-in-aid program to reflect the changing needs of the Wisconsin Land Information Board's customers over the last 9 years. The changes simplify the application and award process; put funds to work more quickly at the local governmental level; and allocate funds based on statewide or regional initiatives designed to ensure timely completion of the foundational elements of the land information program.

The proposed rule was submitted to the Wisconsin Legislative Council Clearinghouse for their review, analysis and recommendations. The Legislative Council issued its report on the proposed rule on December 2, 1999. The comments suggested by the Legislative Council will be incorporated in the rule.

I'll now go through the appearance slips to see who wants to give testimony on the rule. When I call you, please state your name, who you are representing and if you are testifying in favor or in opposition to the proposed rule. I'll call on David Kaiser from Rusk County.

David Kaiser: My name is Dave Kaiser, Rusk County Surveyor and Land Information Officer. I'm here this morning to definitely testify in favor of the proposed change. Rusk County is one of the poorer and less populated counties in the state. The proposed increase in the base budget that's on this change is definitely a plus for Rusk County. As we stand right now, our Land Information Office is staffed with myself, full-time, and a half-time assistant. Being also the county surveyor, I'm out in the field more than I'm in the office. So many days in Rusk County, the general public cannot get service in the Land Information Office, to be specific Tuesday, Thursday and Wednesday afternoons if I'm in the field. This increase of \$10,000 in the proposed base budget grant, I'm hoping very hard, will give us the opportunity to have a full time person in there to serve the public for one thing. The Wisconsin Land Information Program woke Rusk County up to land information with a couple of grants that we received when the large grants were going out. I believe ours were both about \$70,000 apiece. That got us a good start, but then the grants stopped and there we sit. So again, we're definitely in favor of the proposed change. I guess the only question we have is, I realize that there is a time crunch as far as notification of grant time, but if we could at least get some estimates earlier it would sure make it a lot easier. We work on budgets in August & this proposed change notifies us in October. The other thing is, my committee voted to send me here to testify and we will be following up with an official County Board resolution next week that we'll send to Donna before the 39th.

Mike Blaska: OK. Thank you, anything else, David? We appreciate you coming down this morning.

David Kaiser: No.

Mike Blaska: We appreciate you coming down this morning to testify. Next I'll call Matt Janiak.

Matthew Janiak: My name is Matthew Janiak. I'm the Eau Claire County Surveyor. I'm also supervision of the Eau Claire County Land Information Division. In reviewing the proposed changes to the administrative code, I think Eau Claire County is generally in agreement with them and have no major concerns. One concern that we have and have had in the past is in regards to the budget process. Our budget process starts in June and we have to have final figures to our county by August. So even having preliminary figures in June or August would be better than what we're getting now. It's hard to go to

our county board and try to give them figures when we have no certainty at all if it will go through. We can't plan projects and state to them "we might get so much money" and usually the county board agrees "ok you have the project if you get that specific number we give them." It's very bad for us to do that. Our big thing is if we could get some type of notification earlier on, say mid summer, at least something to give us to project to the County Board. I realize that might need some changes at the state level as for your budgeting and how things work. It's a hand me down situation and unfortunately since we're the last ones, the earlier we get it the better off we are. Currently, they also have the \$300 allotment grant for training for land information program officers. We feel that is very much of a token. If it is really is going to be for training to maybe consider raising it a little bit more. \$300 with any consultant or any convention, you'll far spend that much money. That would be something just to help, not necessarily our county, but maybe a little smaller county that needs a little more training because they don't have the staff. In general, with the changes that appear for streamlining which has been done in the past, we really appreciate and it's to the best interest of the local governments. We are not the writer of grants. Our job is an everyday job we do and for a lot of counties, having to go out and hire consultants just to write the terminology of a grant to submit to the state to get a "yes" or "no" is we feel a waste of tax payer dollars. The streamlining process we feel has worked very well. We'd like to see it streamlined more, but there is a limitation. Also in regards to raising the \$35,000 amount that is proposed, we are in favor of it. We do not know if it would benefit us in particular, but we have seven counties that surround us that are very rural, very poor in nature, do not generate much in retained fee and it would benefit them tremendously. We feel we, in turn, will benefit because so many of our constituents do things in those counties.

Mike Blaska: Have any questions of us at all? OK. Thank you very much. If that's it, at 9:18 we'll go off the record.

Mike Blaska: It's 11:00 here in Eau Claire, being there is no more registrants we'll close this public hearing.

**Public Hearing on Adm 47 relating to Wisconsin Land Information Program
Grants-in-aid to Local Government
Tuesday December 14, 1999
4:00 p.m. - 6:00 p.m.**

St. Croix Room (1st Floor), Department of Administration Building, Madison

Mike Blaska: It being 4:00 we'll convene this public hearing on Administrative 47 relating to the Wisconsin Land Information Program Grants In Aid To Local Government here in Madison December 14th, at 4:00 p.m.

The Department of Administration has set at this time and place a public hearing pursuant to ss. 16.004(1) and 227.11(2)(a), of the Wisconsin Statutes, to consider the repeal and recreation of rules relating to the Wisconsin Land Information Program grants-in-aid to Local Government.

My name is Mike Blaska and I'm the Executive Director of the Wisconsin Land Information Board and the Director of the Office of Land Information Services for the Department of Administration. With me is Jeanne Storm, the Deputy Director of the Office of Land Information Services for the Department of Administration.

In the December 1, 1999, issue of the Wisconsin Administrative Register, notice was given that public hearings would be held to consider adoption of this rule. In addition, copies of the rule were made available to interested parties. Copies of the notice were also hand-delivered to the Press Boxes located in Room 235, Southwest in the State Capitol Building.

The purpose of today's hearing is to give all interested persons or their representatives an opportunity to present facts, views or arguments regarding the proposed rule. In addition to today's testimony, the department will accept written comments or questions received by December 30, 1999. Please direct written comments to Donna Sorenson, Department of Administration, 101 East Wilson Street, P.O. Box 7864, Madison, Wisconsin 53707.

The statutes require that all persons present at this hearing have an opportunity to present their arguments and comments to the agency officer responsible for promulgating these rules. The Secretary of the Department of Administration has final responsibility for promulgation of these proposed rules. The Secretary has determined that argument to him should be made in writing rather than by oral argument. Consequently, a transcript of this hearing, along with your written comments will be provided to the Secretary so that your arguments and comments will be presented to the Secretary prior to promulgation as required by s. 227.18(3), Stats.

The Department proposes repealing and recreating Chapter Adm 47 to update the grants-in-aid program to reflect the changing needs of the Wisconsin Land Information Board's customers over the last 9 years. The changes simplify the application and award process; put funds to work more quickly at the local governmental level; and allocate funds based

on statewide or regional initiatives designed to ensure timely completion of the foundational elements of the land information program.

The proposed rule was submitted to the Wisconsin Legislative Council Clearinghouse for their review, analysis and recommendations. The Legislative Council issued its report on the proposed rule on December 2, 1999. The comments suggested by the Legislative Council will be incorporated in the rule.

I'll now go through the appearance slips to see who wants to give testimony on the rule. When I call you, please state your name, who you are representing and if you are testifying in favor or in opposition to the proposed rule. I'll call on Phil Blaskowski from Rock County. Phil, welcome.

Phil Blaskowski: Thank you, my name is Phil Blaskowski. I'm the Director Planning and Development for Rock County, Wisconsin. I'm here to speak in support of the amendments to the administrative rule. There is one issue I'd like to raise and call attention to. That is in dealing with the major code revision proposed by the department under item number 6 "establishing a local government contribution based on grant categories to fund eligible projects and activities." We in Rock County haven't been supporting our land record program with direct tax based revenues into the program but we have been putting substantial amounts of staff time into our program. I would like to suggest that in administering the rule and in interpreting the rule, that the Department of Administration provide for either "money in lieu of" type fee or an "in kind" contribution in combination with direct tax base revenues that would go into the land record program. So that it would be either direct tax base revenues that would come from the property tax base for the local contribution, or the other would be, work that would be proceed and be documented as to going into improving and supporting the local land records program.

Mike Blaska: You are referring to item 6 in the short analysis?

Phil Blaskowski: Yes.

Mike Blaska: OK.

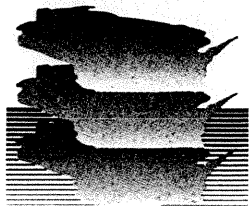
Phil Blaskowski: With that we do support the changes in the administrative code. I think it's quite timely that this work be done at this time.

Mike Blaska: OK. Any other comments?

Phil Blaskowski: No.

Mike Blaska: If not, thank you for coming today, we do appreciate it. It now being 4:13 we'll go off the record.

Mike Blaska: It being 6:00 we'll close this public hearing in Madison, Wisconsin.



W I S C O N S I N
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313

December 9, 1999

Box 389 • Wild Rose, WI 54984 • 1/800/344/0421
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Donna Sorenson
Dept. of Administration
101 E Wilson St. 10th Fl.
P O Box 7864
Madison WI 53707-7864

RE: revision of Ch. Adm. 47, relating to the Wisconsin Land Information Program Grants-in-aid to Local Government.

Officers

Roxanne Brown, President

Stephen Ventura, President-Elect

Diann Daniels, Past President

Directors

Damon Anderson

Timothy Barnett

Jeff Bluske

Allen Brokmeier

Paula Cummings

Terry Dietzel

Todd Halvorson

Hugh Harper

Brenda Hemstead

James Johnston

Michael Koutnik

Patricia Wodele

Ron Voigt, Secretary/Treasurer

Dear Ms. Sorenson

As President, I am writing on behalf of the Wisconsin Land Information Association (WLIA). WLIA is a grassroots organization representing concerned professionals working to foster the understanding, development, operation and maintenance of a network of statewide land information systems. Our membership of nearly 600, is composed of both the public and private sector. Our membership is diverse, but united in the desire to improve Wisconsin's land information for all its many uses. Toward this end we are very interested in the Wisconsin Land Information Program (WLIP) Grants-in-aid to Local Governments.

The Board of Directors of WLIA met on December 2, and reviewed the proposed changes to the Chapter 47 Administrative Rule regarding the WLIP. The following day, recommendations were put before the general membership meeting and were passed by voice vote.

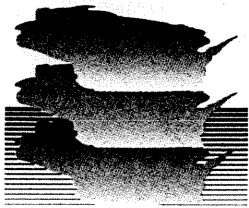
Please submit the following as part of the testimony pertaining to the revision of Ch. Adm. 47, relating to the Wisconsin Land Information Program Grants-in-aid to Local Government.

- The first change will enhance the eligible recipients for the training and educational grants. County land information office personnel are varied and diverse and the definition of who is eligible for training funds should be left up to the individual local government. We would like to see:

Adm. 47.03 Eligible projects and activities

(5) The training and education of county land information office personnel eligible applicants as defined in ss. 59.72(1)(c) involved in land records modernization or land information systems.

- The next change is to tighten up the language so that the grant funds will be distributed on an equitable basis.



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Adm. 47.04 Grants

(3) Local government contribution based grants shall be available to fund eligible projects and activities as provided in s. Adm. 47.03, that are consistent with the countywide plan for land records modernization approved by the board under s. 16.967 (3)(e), Stats. A county may shall receive an amount equal to the available funds divided proportionately according to the rate of county fee submittals under s. 59.72(5)(a), Stats., for the preceding state fiscal year.

- The last recommendation is based on the belief that while the Wisconsin Land Information Board should have discretionary use of the funds for statewide initiatives; a cap is necessary to safeguard the grant-in-aid to local governments. The statute and the cap refer to the grant funds administered by the WLIB. Therefore WLIA proposes the following:

Adm. 47.04 Grants

(4) Strategic initiative grants may be available, as determined by the board, to expedite and foster statewide and regional strategic initiatives consistent with specific statutory requirements and standards established by the board. The amount of funds available for strategic initiative grants shall not exceed 10% of program fees as defined in s. 59.72(5)(a), Stats.

The Wisconsin Land Information Association is pleased that the Wisconsin Land Information Board and the Wisconsin Department of Administration are revising the Administrative Rule regarding the Wisconsin Land Information Program Grant-in-aid to Local Government. We are hopeful of a wise and judicious outcome of the hearings and anticipate the enactment of the rule in a timely manner. If you have any questions regarding our proposed amendments do not hesitate to contact me.

Thank you for your consideration of these recommendations and please consider them as testimony on behalf of WLIA.

Sincerely

Roxanne Brown, President
Wisconsin Land Information Association

Cc: Ted Koch, Chair WLIB
J. Michael Blaska, OLIS

Officers

Roxanne Brown, President

Stephen Ventura, President-Elect

Diann Danielsen, Past President

Directors

Damon Anderson

Timothy Barnett

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Paula Cummings

Terry Dietzel

Todd Halvorson

Hugh Harper

Brenda Hemstead

James Johnston

Michael Koutnik

Patricia Wodele

Ron Voigt, Secretary/Treasurer

cc: Jeanne Soren 12/17

**ONEIDA COUNTY LAND
RECORDS COMMITTEE**

Courthouse Building
P.O. Box 400
Rhineland, Wisconsin 54501-0400
Telephone (715) 369-6179
Fax (715) 369-6277

12/16

December 14, 1999

Donna Sorenson
Department of Administration
PO Box 7864
Madison WI 53707-7864

RE: Chapter 47 Administrative Rule Public Hearing

Dear Donna:

At the December 7th 1999 Oneida County Land Records Committee meeting they discussed the proposed revisions to Chapter 47 and request that you include these comments in the record of the rule making process.

Oneida County and local units of government in the County have benefited significantly from countywide land information data sets that have been created as a result of the Wisconsin Land Information Program and associated grants. Oneida County depends on grant funds to further advance our geographic information system and yet we understand the grant program is intended to also foster improved systems statewide.

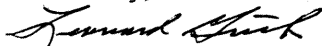
The land information system base budget and strategic initiative grants cited under 47.04 (2) and (4) provides a mechanism to work toward improved systems statewide. However, in order for Oneida County and other 'contributor counties' to plan for future projects and to predict anticipated revenues, we recommend the following changes to the proposed rule.

47.04 (2) Delete the sentence 'The Board may determine a greater amount for the minimum threshold of retained fees.'

47.04(4) Add a sentence that states ' The total amount of these grants shall not exceed \$200,000 per grant period.'

Thank you for considering these changes and we look forward to the continuation of the Wisconsin Land Information Program and Board to help shape the future of land records modernization.

Sincerely,



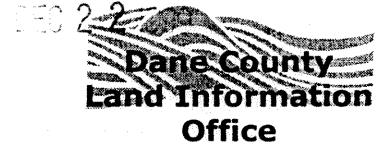
Leonard Guth

Chair, Oneida County Land Records Committee

Cc: Joseph Handrick, Representative 34th District
Roger M. Breske, 12th Senate District



COUNTY OF DANE Land Information Office



<u>MEMBERS</u>	Howard Braunschweig, Chair Manager, Information Management	James Amundson Dane County Treasurer	Kevin Connors Dane County Conservationist	Jane Licht Dane County Register of Deeds	Jeanie Steling Director, Planning & Development
<u>ADVISORS</u>	Kamran Mesbah Environmental Engineer	Ron Ripp County Surveyor			
<u>STAFF</u>	Diann Danielsen LIO Manager	Steven Cripps Management Information Specialist	Tim Confare GIS Analyst	Frederic Iausly GIS Analyst	

December 20, 1999

Donna Sorenson
Department of Administration
101 E. Wilson Street, 10th Floor
PO Box 7864
Madison WI 53707-7864

RE: Revision of Chapter 47 Administrative Rule (WLIP Grants-in-Aid to Local Government)

Dear Ms. Sorenson,

The Dane County Land Information Office has discussed the proposed revisions to Chapter 47 Administrative Rule and requests that you include these comments in the record of the rule making process.

Dane County and the local units of government in the County have benefited greatly from the Wisconsin Land Information Program and its grants-in-aid to local government program. This grant program has allowed us to complete many projects related to land records modernization. As a result, we have been able to modernize information systems in the offices of the Treasurer, Real Property Lister and Register of Deeds, develop computer programs to automate and exchange land information among units of government, and develop and distribute digital data sets which support government business and decision-making.

Dane County depends on these grant funds to further advance land records modernization and the deployment of geographic information technology throughout the County. We also understand and support the need for strategic initiatives which benefit other areas of the state and those working across statewide or regional extents. The base budget and strategic initiatives grants proposed in the rule revision provides a mechanism to assure local, as well as statewide, benefits.

However, in order for Dane County and other "contributor counties" to plan for future projects and to anticipate revenues, we recommend the following changes to the proposed rule:

47.03 (5) Replace "county land information office personnel" with "eligible applicants as defined in ss. 59.72(1)(C) involved".

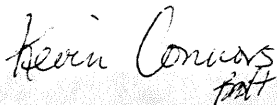
47.04 (2) Delete the sentence "The Board may determine a greater amount for the minimum threshold of retained fees."

47.04 (3) Replace "A county may receive an amount..." with "A county shall receive an amount..."

47.04 (4) Add a sentence that states "The amount of funds available for strategic initiative grants shall not exceed 10% of program fees as defined in ss. 59.72(5)(a), Stats."

Thank you for your consideration of these comments. We look forward to the continuation of the Wisconsin Land Information Program and Board, and their assistance with land records modernization in Dane County and the State of Wisconsin.

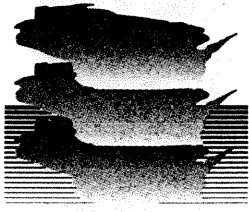
Sincerely,



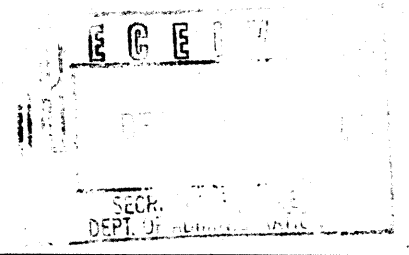
Kevin Connors
Chair, Dane County Land Information Office

cc: Ted Koch, Chair, Wisconsin Land Information Board
Mike Blaska, Executive Director, Wisconsin Land Information Board
Kathleen Falk, Dane County Executive
Charity Eleson, Dane County Legislative Lobbyist
Wisconsin Senators Scott Fitzgerald, Charles Chvala, Fred Risser, Jon Erpenbach
Wisconsin Representatives David Ward, Tom Hebl, Eugene Hahn, Mark Miller,
Terese Berceau, Spencer Black, Mark Pocan, Rick Skindrud, David Travis

cc: Jenne Storm 12/23



WISCONSIN
LAND INFORMATION
ASSOCIATION



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www.wlia.org • fax 715/366/4501

December 21, 1999

Donna Sorenson
Dept. of Administration
101 E Wilson St. 10th Floor
P O Box 7864
Madison WI 53707-7864

Officers

- Roxanne Brown, President
- Stephen Ventura, President-Elect
- Diann Danielsens, Past President

Directors

- Damon Anderson
- Timothy Barnett
- Jeff Bluske
- Allen Brokmeier
- Paula Cummings
- Terry Dietzel
- Todd Halvorson
- Hugh Harper
- Brenda Hemstead
- James Johnston
- Michael Koutnik
- Patricia Wodele
- Ron Voigt, Secretary/Treasurer

RE: Revision of Ch. Adm. 47, relating to the Wisconsin Land Information Program Grants-in-aid to Local Government.

Dear Ms. Sorenson

Once again I am writing to send you a motion that was passed by the Wisconsin Land Information Association (WLIA) Board of Directors.

The WLIA Board of Directors met on December 17th and passed the following motion:

The WLIA Board of Directors recommends that the following line be struck from the proposed Administrative Rule: " The Board may determine a greater amount for the minimum threshold of retained fee."

The original proposal of the WLIA task force regarding the Grant Program included wording that allowed for \$35,000 as a "base grant". The Board of Directors felt that the minimum threshold of the retained fee wording should remain at \$35,000, to avoid the potential of conflict within the community.

Thank you for your consideration of these recommendations and please consider them as testimony on behalf of the Board of Directors of the Wisconsin Land Information Association.

Sincerely

Roxanne M. Brown, President
Wisconsin Land Information Association

CC: Ted Koch, Chair WLIB
J. Michael Blaska, OLIS

DEC 22 1999

Door County Land Information Office

Tom Haight
GIS/LIO Coordinator

Courthouse
421 Nebraska Street
Sturgeon Bay, WI 54235-0670

Phone (920) 746-2391
FAX (920) 746-2330

December 21, 1999

Donna Sorenson
Department of Administration
P.O. Box 7864
Madison, WI 53707-7864

RE: Chapter Adm 47 of WI Adm. Code, relating to Wisconsin Land Information Program
Grants-in-aid to Local Government.

Dear Ms. Sorenson:

As Door County's Land Information Office Coordinator, I am writing on behalf of Door County. Please submit the following as part of the testimony pertaining to the revision of Ch. Adm. 47, relating to the Wisconsin Land Information Program Grants-in-aid to Local Government.

Door County supports the intentions of all four types of grants, but does have uncertainties on what effects this may have on funding. The grants have a funding ambiguity due to the training & education and base budget grants having minimum thresholds and the other two grants having no guidelines. By including one more slice – strategic initiative grant – in the funding pie, further distribution guidelines need to be identified. As currently written, the Wisconsin Land Information Board would have the full discretion to shift all remaining funds (after awards are made for the training & education and base budget grants) in any proportion between the local government contribution based and the new strategic initiative grants. Therefore, Door County recommends that a cap be set to the strategic initiative grant to assure Counties that all Grants will exist with ample funding.

With funding amounts being unknown and different from year-to-year, the cap needs to be set on a percentage or ratio basis. If in a given year there are few projects identified as worthy of a strategic initiative grant, then increased funding would be available to local government contribution based grants. However, if in a given year there are many projects identified as worthy of a strategic initiative grant, funding is then limited to a specific percentage so as not to greatly inhibit funding for the local government contribution based grants. Door County recommends that funding for strategic initiative grants be less than or equal to an amount provided for local government contribution based grants.

Door County views this as a fairly loose constraint on the Wisconsin Land Information Board's discretion of funds, yet it provides and ensures funding guidelines for all four types of grants.

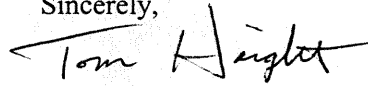
Therefore Door County proposes the following:

Adm. 47.04 Grants

(4) Strategic initiative grants may be available, as determined by the board, to expedite and foster statewide and regional strategic initiatives consistent with specific statutory requirements and standards established by the board. The amount of funds available for strategic initiative grants shall not exceed that amount of funds available for local government contribution based grants.

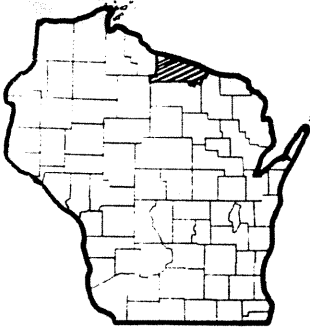
If you have any questions regarding this proposed amendment do not hesitate to contact me. Thank you for your consideration.

Sincerely,

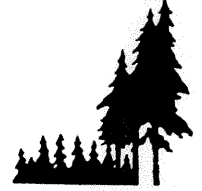
A handwritten signature in black ink that reads "Tom Haight". The signature is written in a cursive style with a long horizontal stroke at the end.

Tom Haight

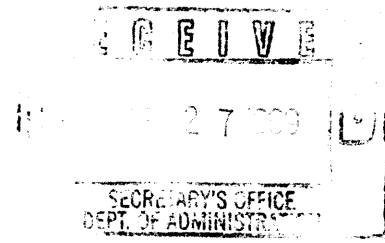
Door County GIS / LIO Coordinator



VILAS COUNTY LAND RECORDS OFFICE



P.O. BOX 369, COURTHOUSE
EAGLE RIVER, WISCONSIN 54521
715/479-3655



December 22, 1999

Donna Sorenson
Department of Administration
PO Box 7864
Madison, WI 53707-7864

RE: Chapter 47 Administrative Rule Public Hearing

Dear Ms. Sorenson:

The Vilas County Land Records Committee is submitting the following comments for review regarding the Administrative Ruling of Chapter 47.

1. Place a cap of \$35,000 on the base budget grant category. We feel that the money spent on state and regional strategic initiatives will accomplish the goals of the Land Information Program at a faster pace.
2. Vilas would like to see a set amount be set for strategic initiatives each year. That way the remaining counties would be able to plan on anticipated revenues coming back to them.

Vilas is very appreciative of the Wisconsin Land Information Program and the grant funding, but we need it to continue to achieve our goals.

Thank you for your consideration in these comments, and again thank you for the Land Information Program. It has been very beneficial to our county along with other government agencies as well.

Sincerely,

LAND RECORDS COMMITTEE

William Egtvedt, Chairman

RECEIVED

DEC 23

SECRETARY'S OFFICE
DEPT. OF ADMINISTRATION

December 22, 1999

Ms. Donna Sorenson
Department of Administration
P. O. Box 7864
Madison, WI 53707-7864

Dear Ms. Sorenson:

In accordance with the procedures established for receiving public comment concerning the repeal and recreation of Chapter Adm 47 of the Wisconsin Administrative Code relating to the Wisconsin Land Information Program Grants-in-aid to Local Government, we the undersigned Land Information Officers, representing the Counties of Kenosha, Milwaukee, Ozaukee, Racine, Walworth, Washington, and Waukesha, would like to submit the following comments to be included in the record of rule-making proceedings.

We find, in general, that the proposed text of this administrative rule represents an improvement over the earlier version of Chapter Adm 47. However, there are several points within the proposed text of the new rule that we would prefer be modified or removed before the rule becomes final. More specifically, our comments pertain to Sections 47.03(5), 47.04(1), 47.04(2), 47.04(3), and 47.04(4) as follows:

1. With respect to Section 47.03(5), we believe the language concerning eligibility for training and education grants is overly restrictive and we support the position taken by the Wisconsin Land Information Association in this regard to expand this eligibility. We would respectfully request that the phrase, "... county land information office personnel. . ." be replaced with the phrase, "... eligible applicants as defined in ss. 59.72(1)(c) involved. . ." in this section of the proposed rule prior to its finalization.
2. With respect to Section 47.04(1), wherein the proposed text provides latitude for the Wisconsin Land Information Board to increase the stated level of funding for training and education grants, we believe that the amount stated within the text of the proposed rule at a level of \$300 per year is sufficient and should not be subject to increase upon action of the Board. We would

respectfully request reconsideration of the authority given to the Board in the proposed rule to increase this amount and would further request that this authority be removed from the text of the proposed rule prior to its finalization.

3. With respect to Section 47.04(2), wherein the proposed text provides latitude for the Wisconsin Land Information Board to increase the stated level of funding for land information system-based budget grants, we again believe that the amount stated within the text of the proposed rule at a level of \$35,000 per year is sufficient and should not be subject to increase upon action of the Board. We would note with respect to this issue, that the level of \$35,000 per year for this category of grant was established after long and spirited debate within the Wisconsin land information systems community. This is a level of guaranteed funding which, in the end, all participants to the debate agreed to support. Providing an opportunity for the Board to increase this amount upon its own motion would serve to reopen debate on an issue which many in the land information systems community believe has been closed. Therefore, we would respectfully request reconsideration of the authority given to the Board to increase this amount and would further request that the authority given to the Board to increase this category of award be removed from the text of the proposed rule prior to its finalization.
4. With respect to Section 47.04(3), concerning local government contribution-based grants, we believe that the language should be changed from the permissive "may" to a more forceful "shall". We would respectfully request that the portion of the proposed text concerning local government contribution-based grants be revised to read "A county shall receive an amount equal to the available funds divided proportionately according to the rate of county fee submittals. . ." prior to finalization of the rule.
5. With respect to Section 47.04(4) concerning strategic initiative grants, we would respectfully request that this Section be struck in its entirety from the final rule. We are concerned that the award of such grants has the potential to seriously reduce the funds available for local government contribution based grants under the program. For our respective counties, local government contribution based grants represent a significant portion of the funds available to our counties for land records modernization activities. Accordingly, we are concerned about the potential for reduction in the amounts available for local government contribution based grants posed by the presence of the strategic initiative grants category


Ms. Donna Sorenson

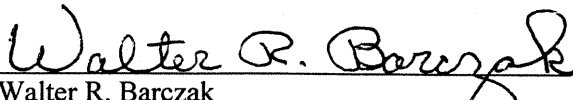
December 22, 1999

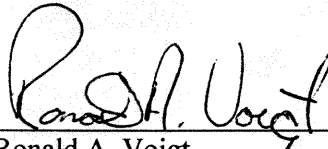
Page 3

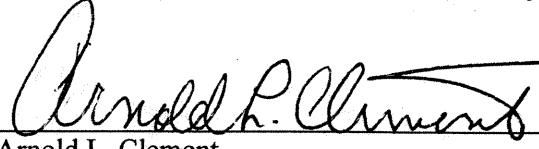
Thank you for the opportunity to make these comments concerning the proposed revision to Chapter Adm 47 of the Wisconsin Administrative Code.

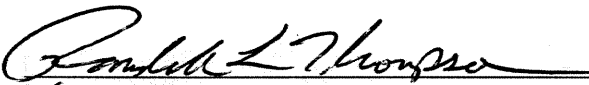
Sincerely,



George E. Melcher
Land Information Officer, Kenosha County

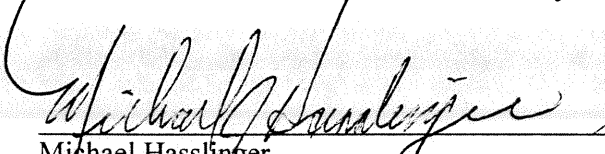

Walter R. Barczak
Land Information Officer, Milwaukee County


Ronald A. Voigt
Land Information Officer, Ozaukee County


Arnold L. Clement
Land Information Officer, Racine County


Mr. Randall Thompson
Land Information Officer, Walworth County


Brian W. Braithwaite
Land Information Officer, Washington County


Michael Hasslinger
Land Information Officer, Waukesha County

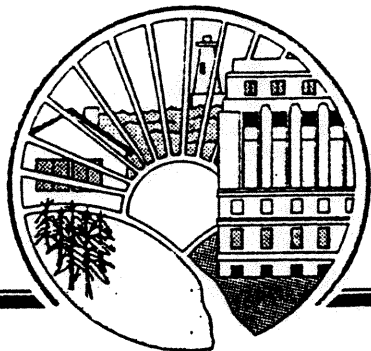
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SHEBOYGAN COUNTY FINANCE COMMITTEE

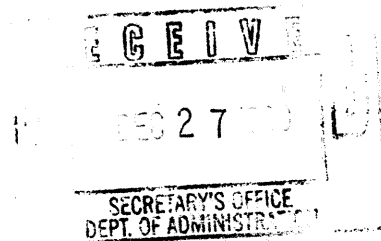
508 New York Avenue
Sheboygan, Wisconsin 53081-4126

Phone (920) 459-3003 Ext - 3003
Toll Free 1-800-924-0700 Fax (920) 459-0304



December 23, 1999

Donna Sorenson
Department of Administration
P. O. Box 7864
Madison, WI 53707-7864



Subject: Repeal and Recreation of Chapter Adm. 47
of Wisconsin Administrative Code

Dear Ms. Sorenson,


Please accept these written comments to the public hearings held on December 13th and 14th, on the subject issue. We have reviewed the proposed changes to Adm. 47. The Finance Committee of the Sheboygan County Board objects to the creation of a strategic initiative grant category.


Many Wisconsin counties have been very active in Land Information Modernization. They have paid for the development of a wide range of data sets from Wisconsin Land Information Program (WLIP) retained fees or grants, and with money from their levies. The strategic initiative approach will furnish some of these same data sets to counties which have not yet acquired them, free of charge. The money that will be used for these initiatives is money which would otherwise be available to the aggressive group of counties, through grants, for new projects. Counties like Sheboygan will, in effect, pay for their data twice.

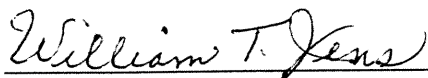
The strategic initiative proposal removes control over the direction of county level Land Information Modernization from counties. We believe that in many cases, counties which will benefit from a strategic initiative would rather see the money spent on some other activity in their county. This may be the reason that the county has not already pursued the project.

We have no objection to the remaining changes to Adm. 47.

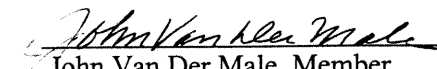
Thanking you for your consideration of these issues,
Sheboygan County Finance Committee


Daniel LeMahieu, Chairman


Constance Ziegelbauer, Vice-Chair


William Jens, Secretary

Glen Markus, Member


John Van Der Male, Member

CC: Senator Baumgart, Senator Panzer, Rep. Kestell, Rep. Leibham, Rep. Grothman

RESOLUTION #99- 83

SUPPORTING THE REPEAL AND RECREATION OF CHAPTER ADM. 47

WHEREAS, 1989 Wisconsin Act 31 established the Wisconsin Land Information Program and authorized County Land Information offices and financial aids to counties for land record modernization projects; and

WHEREAS, the Wisconsin Land Information Program has assisted many of the small counties, including Rusk, in embarking on a modest remonumentation, computerization and mapping effort; and

WHEREAS, the Wisconsin Department of Administration now proposes an order to repeal and recreate Chapter Adm. 47 of the Wisconsin Administrative Code; and

WHEREAS, the purpose of this Code change is to update the Grants-In-Aid Program to reflect the changing needs of the Board's customers over the last 9 years, and

WHEREAS, these proposed changes streamline and simplify the application and award process; put funds to work more quickly at the local government level; and allocate funds based on statewide or regional initiatives designed to insure timely completion of the foundational elements of the Land Information Program; and

NOW, THEREFORE BE IT RESOLVED that the Rusk County Board of Supervisors, meeting in regular session, do hereby strongly support the Administrative Rule change and ask our Senator Russell Decker and Representative Martin Reynolds to do everything in their power to insure final approval of the rule change.

Date this Sixth day of December, 1999

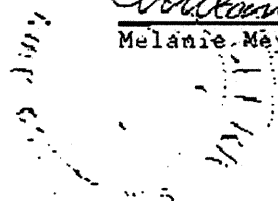
Land Information Committee

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TO WHOM IT MAY CONCERN:

I, Melanie Meyer, County Clerk for Rusk County, Wisconsin, hereby certify that the foregoing is a true and correct copy of Resolution #99-83 adopted by the Rusk County Board of Supervisors on December 28, 1999.

[Handwritten signature]
Melanie Meyer, Rusk County Clerk



Summary of rule revisions based on comments from the Rules Clearinghouse, hearing testimony and written comments received by the Department:

Rule Section Recommended Change and Response

s. 47.02 (3) Change (2.a.) recommended by Rules Clearinghouse was made.

s. 47.02 (5) Change (2.a.) recommended by Rules Clearinghouse was made.

s. 47.03 (5) Change (1.a) recommended by Rules Clearinghouse was made.

In addition, "*county land information office personnel*" was changed to "*eligible applicants as defined in ss. 59.72(1)(c) involved*" as requested by the WLIA (Letter), Calumet Co. (Testimony), Dane Co. (Letter), and Kenosha-Milwaukee-Ozaukee-Racine-Walworth-Washington-Waukesha (Joint Letter). This change will give counties more flexibility for training appropriate county staff.

s. 47.04 Changes (2.b., 5.a. and 5.c.) recommended by Rules Clearinghouse were made.

The Department is unable to issue earlier notification of grant amounts as requested by Outagamie Co. (Testimony) and Eau Claire Co. However, as a result of these concerns, the Department has committed to providing counties with estimated grant amounts by September.

s. 47.04 (1) Change (5.c) recommended by Rules Clearinghouse was made.

In addition, the Rules Clearinghouse recommendation (1.b. and 2.c.) to include a standard for awarding more than \$300 was addressed by removing this language from the rule. This change sets the grant amount at \$300 and eliminates the Board's ability to raise the amount [also requested by Vilas Co. (Testimony) and Kenosha/Milwaukee/Ozaukee/Racine/Walworth/Washington/Waukesha (Joint Letter)].

s. 47.04 (2) Changes (2.a., 2.d. and 5.c.) recommended by Rules Clearinghouse were made.

The Rules Clearinghouse recommendation (1.c.) to include a standard for determining greater amounts was addressed by removing this language from the rule. This change sets the threshold for retained fees at \$35,000 and eliminates the Board's ability to raise the threshold. This change was also requested by the WLIA Board of Directors (Letter), Vilas Co. (Testimony & Letter), Dane Co. (Letter), Oneida Co. (Testimony) and Kenosha-Milwaukee-Ozaukee-Racine-Walworth-Washington-Waukesha (Joint Letter).

- s. 47.04 (3) Changes (2.d. and 5.c.) recommended by Rules Clearinghouse were made.

The Department did not change the "may" to "shall" in the second sentence of this section as requested by the WLIA (Letter), Calumet Co. (Testimony), Dane Co. (Letter), and Kenosha-Milwaukee-Ozaukee-Racine-Walworth-Washington-Waukesha (Joint Letter) because some counties do not apply for these grants. If a county does not submit an application for the funds, an award should not be mandatory.

- s. 47.04 (4) Changes (2.e. and 5.c.) recommended by Rules Clearinghouse were made.

In response to the Rules Clearinghouse suggestion (4.) to provide specific information regarding the statutory requirements and standards established by the Board, a note has been added to this section to provide information about where to obtain program statutes as well as the standards adopted by the Board.

The Department does not agree with the requests to cap or delete the strategic grant category as proposed by the WLIA (Letter), Door Co. (Testimony & Letter), Vilas Co., Dane Co. (Letter), Oneida Co. (Testimony), the Sheboygan Co. Finance Committee (Letter) and Kenosha-Milwaukee-Ozaukee-Racine-Walworth-Washington-Waukesha (Joint Letter). The intent of this section is to provide the Wisconsin Land Information Board the flexibility to fund strategic initiative proposals.

- s. 47.05 Changes (1.d. and 5.d) recommended by Rules Clearinghouse were made.

- s. 47.06 Change (2.f) recommended by Rules Clearinghouse to consolidate this section into the intro" of the next section was made.

- s. 47.07 Changes (2.a. and 2.f.) recommended by Rules Clearinghouse were made and the section is now renumbered as s. 47.06.

Changes (2.f.) recommended by Rules Clearinghouse were addressed by eliminating (6), (7) and (8) because they are no longer necessary.

- s. 47.08 By consolidating previous sections, this section is now renumbered s. 47.07.