

CR 91-185

STATE OF WISCONSIN)
) SS.
DEPARTMENT OF ADMINISTRATION)

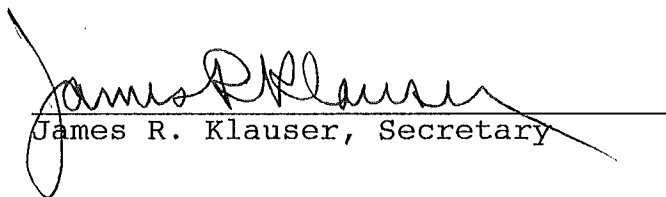
I, James R. Klauser, Secretary of the Department of Administration and custodian of the official records, certify that the annexed rules, relating to the Land Information Board, were duly approved and adopted by this department on April 13, 1992.

I further certify that this copy has been compared by me with the original on file in this department and that it is a true copy of the original, and of the whole of the original.

IN TESTIMONY WHEREOF, I have hereunto set my hand at 101 South Webster Street in the city of Madison, this 13th day of April, 1992.

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James R. Klauser, Secretary

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ORDER OF THE DEPARTMENT OF ADMINISTRATION

The Department of Administration proposes an order to create Chapter Adm 47, relating to the Wisconsin Land Information Program Grants-in-Aid to Local Government.

Analysis prepared by the Department of Administration:

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

Statutes Interpreted: 16.967(1), (3), (7), 59.88(1) and (3), Stats.

1989 Wisconsin Act 339 created a grants program within the Wisconsin Land Information Program. This rule implements the grants component of the program set forth in s. 16.967(7), Stats. The Wisconsin Land Information Board, an attached board to the Department of Administration, is required by statute to administer this grants program. This rule also interprets various statutory definitions in the Land Information Program statutes.

The rule provides that a participating county may apply to the Board for the design, development and implementation of an integrated land information system or the preparation of parcel maps for accurate boundary line or survey line information, or for the preparation of planning maps that document accuracy. Any local governmental unit as defined by s. 59.88(1)(c), Stats., may be eligible to receive an award. However, all applications must be submitted under the authority of the county board, whether on its own or on behalf of a local governmental unit located wholly or partially within the county. To be eligible for an award, all applicants must be located within a county that has in effect a County-Wide Plan for Land Records Modernization that has been approved by the Wisconsin Land Information Board. This Plan must address certain foundational elements which are projects which must meet or exceed all relevant statutory requirements and standards established by the Board under s. 16.967(3)(c) and (d), Stats.

The rule also sets forth the grant application evaluation and evaluation criteria. Grant requests will be scored by an evaluation committee comprised of Board members or others who are selected by Board members. All applications will be scored on the basis of their adherence to the statutes and each of the following criteria: 1) integration and cooperation; 2) foundational element focus; 3) consistency with County-Wide Plan for Land Records Modernization; 4) first-time grant applications; 5) likelihood of success; and 6) completed projects. All awards will be made on the basis of a majority vote of the Board.

Finally the rule provides for grant administration through the execution of a grant agreement. All terms, conditions, amount of the award, budget and project goals will be part of the negotiations leading to the execution of the grant agreement.

Text of Rule:

SECTION 1: CHAPTER Adm 47 is created 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. 59.88(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. 59.88(3)(b) and (5)(b), Stats., and submitted for approval 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. 59.88(1)(c), Stats., located wholly or partially within a county that has established a land information office under s. 59.88(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) "Land information" has the meaning set forth in s. 16.967(1)(b), Stats.

(7) "Land information systems" has the meaning set forth in s. 16.967(1)(c), Stats.

(8) "Land records" has the meaning set forth in s. 16.967(1)(d), Stats.

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

Adm 47.03 ELIGIBLE PROJECTS AND ACTIVITIES. A county may apply to the board for a grant under s. 16.967(7)(a), Stats., for any of the following projects:

(1) The design, development and implementation of an integrated land information system. A specific grant project may undertake one or more of the activities defined in s. 16.967(7)(a)1, Stats., as part of an overall strategy to implement an automated land information system.

(2) The preparation of parcel maps for accurate land title boundary line or survey line information referenced to the public land survey system.

(3) The preparation of planning maps that document accuracy.

Adm 47.04 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 evidenced by specific act. County boards may delegate their authority to apply for grants. Any such delegation must be explicit. All applications shall be fully completed and submitted on forms provided by the department before the filing deadline. Applications shall be executed under the authority of both the county and the eligible applicant. The board will 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 Board, Department of Administration, P. O. Box 7868, Madison, WI 53707-7868 (telephone 608/267-3369).

Adm 47.05 GRANT APPLICATION EVALUATION. Each individual grant application shall be analyzed on the basis of the evaluation criteria set forth in s. Adm 47.06. Grant requests shall be reviewed and scored by an evaluation committee comprised of board members and other authorized evaluators selected by the board. The scored applications shall be submitted for consideration by the board. All grant awards shall be made on the basis of a majority vote of the board.

Adm 47.06 EVALUATION CRITERIA. All grant applications shall be ranked and scored on the applicant's adherence to the statutes and responsiveness to the following evaluation criteria, that are ranked in priority of importance:

(1) Integration and cooperation, where integration means the coordination of land records modernization to ensure that land information can be shared, distributed and used within and between governments at all levels, the private sector and citizens; and cooperation means explicit relationships within and between public entities and public entities and private entities to share land information or collaboratively pursue land records modernization.

(2) Projects must meet or exceed all relevant statutory requirements and standards established by the board under s. 16.967(3)(c) and (e), Stats. The degree to which the application focuses on foundational elements, where foundational element means any of the following:

(a) Geographic frameworks, including base and imaging mapping, geodetic reference frameworks, public land survey monumentation and geographic control data.

(b) Parcels, including parcel mapping, parcel identification and parcel administration. Projects must meet or exceed all relevant statutory requirements and standards established by the board under s. 16.967(3)(c) and (e), Stats.

(c) Wetlands mapping.

(d) Soils mapping.

(e) Zoning mapping.

(3) Consistency with the county-wide plan for land records modernization.

(4) First-time grant applications, meaning a grant request by an eligible applicant where there has not been a previous grant award under the land information program to the county or any eligible applicant within the county.

(5) The likelihood of success of the proposed project based upon all of the following factors:

(a) The economic viability of a proposed project;

(b) That the project can be completed on time and within budget;

(c) The extent of financial participation by the grant applicant;

(d) Grant applicant's previous experience and success with similar projects;

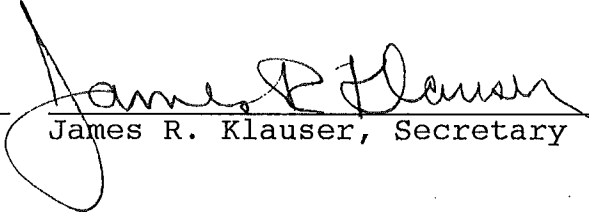
(e) The extent that preliminary work on the grant project has been completed.

(6) Specific and tangible products, meaning a grant proposal that plans the completion of specific projects with tangible products.

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

This rule shall take effect as provided in s. 227.22(2), (intro.), Stats.

Dated: 4-13-92


James R. Klauser, Secretary

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