

LRB-4799/P2 MPG:cjs

## PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

AN ACT *to amend* 16.84 (5) (b) (intro.) of the statutes; **relating to:** requirements for the Department of Administration to lease property for state use (suggested as remedial legislation by the Department of Administration).

## Analysis by the Legislative Reference Bureau

Under current law, the Department of Administration, before entering into, extending, or renewing a lease, must do all of the following:

- 1. Conduct a cost-benefit analysis comparing the lease with purchasing the space or another suitable space.
- 2. Evaluate comparable lease options within a prescribed radius of the property subject to the lease to ensure the lease rate per square foot does not exceed the lease rate per square foot on comparable properties or the market rate by more than five percent.

Under this bill, DOA need not undertake those considerations if no other suitable space or comparable lease option exists.

For further information, see the Notes provided by the Law Revision Committee of the Joint Legislative Council.

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

LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the Department of Administration and introduced by the Law

Revision Committee under s. 13.83 (1) (c) 4. and 5., stats. After careful consideration of the various provisions of the bill, the Law Revision Committee has determined that this bill makes minor substantive changes in the statutes, and that these changes are desirable as a matter of public policy.

- **SECTION 1.** 16.84 (5) (b) (intro.) of the statutes is amended to read:
- 2 16.84 (5) (b) (intro.) Before Unless no other suitable space or comparable lease
- 3 option exists, before entering into, extending, or renewing a lease, do all of the
- 4 following:

Note: This Section exempts DOA from complying with certain requirements prior to entering into, extending, or renewing a lease when there are no other suitable or comparable options. When this situation exists, DOA would not be required to conduct a cost-benefit analysis of leasing versus purchasing or to evaluate comparable lease options in the area.

5 (END)