



State of Wisconsin  
2017 - 2018 LEGISLATURE

LRB-3746/1  
AJM:jld&kjf

## 2017 BILL

1     **AN ACT** *to amend* 32.02 (3); and *to create* 32.03 (7) of the statutes; **relating to:**  
2             condemnation authority for certain railroad projects.

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***Analysis by the Legislative Reference Bureau***

This bill requires that, in order for a railroad corporation to acquire by condemnation any property or property interest that exceeds 100 feet in width, the legislature must enact a law that states the legislature's findings that the railroad corporation's acquisition serves the public interest and authorizes the acquisition of the property or property interest. Generally, under current law, a railroad corporation may acquire property or a property interest by condemnation when that corporation is not able to acquire the property by gift or at an agreed price.

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

3             **SECTION 1.** 32.02 (3) of the statutes is amended to read:  
4             32.02 (3) ~~Any~~ Subject to s. 32.03 (7), any railroad corporation, any grantee of  
5             a permit to construct a dam to develop hydroelectric energy for sale to the public, any  
6             Wisconsin plank or turnpike road corporation, any drainage corporation, any

**BILL**

1 interstate bridge corporation, or any corporation formed under chapter 288, laws of  
2 1899, for any public purpose authorized by its articles of incorporation.

3 **SECTION 2.** 32.03 (7) of the statutes is created to read:

4 32.03 (7) A railroad corporation may not acquire by condemnation any property  
5 or property interest that exceeds a width of 100 feet unless law is enacted that  
6 includes the legislative findings that the acquisition serves the public interest and  
7 that authorizes the acquisition.

8 (END)