

1 forest land, other than land in the southern state forests, to towns, villages, or
2 counties for outdoor recreational purposes associated with spectator sports.

3 *b2221/3.71* **SECTION 1042kv.** 23.305 (3) of the statutes is amended to read:

4 23.305 (3) The lease shall be for a term not to exceed 15 years. The lease shall
5 contain covenants to protect the department entering into the lease from all liability
6 and costs associated with use of the land and to guard against trespass and waste.
7 The rents arising from the a lease entered into by the department shall be paid into
8 the state treasury and credited to the ~~proper~~ conservation fund. The rents arising
9 from a lease entered into by the department of forestry shall be paid into the state
10 treasury and credited to the forestry fund.”.

11 *b2221/3.72* **728.** Page 458, line 12: after that line insert:

12 *b2221/3.72* **SECTION 1046m.** 23.33 (1) (ig) of the statutes is amended to
13 read:

14 23.33 (1) (ig) “Law enforcement officer” has the meaning specified under s.
15 165.85 (2) (c) and includes a person appointed as a conservation warden ~~by the~~
16 department under s. 23.10 (1) or a state forest ranger appointed under s. 28.92.”.

17 *b2221/3.73* **729.** Page 461, line 25: after that line insert:

18 *b2221/3.73* **SECTION 1066am.** 23.33 (5) (a) of the statutes is amended to
19 read:

20 23.33 (5) (a) *Age restriction.* No person under 12 years of age may operate an
21 all-terrain vehicle unless he or she is operating the all-terrain vehicle for an
22 agricultural purpose and he or she is under the supervision of a person over 18 years
23 of age or unless he or she is operating a small all-terrain vehicle on an all-terrain
24 vehicle trail designated by the department of natural resources or by the department

1 of forestry and he or she is accompanied by his or her parent. No person who is under
2 12 years of age may operate an all-terrain vehicle which is an implement of
3 husbandry on a roadway under any circumstances. No person who is under 12 years
4 of age may operate an all-terrain vehicle on a roadway under the authorization
5 provided under sub. (4) (d) 6. under any circumstances. No person who is under 12
6 years of age may rent or lease an all-terrain vehicle. For purposes of this paragraph,
7 supervision does not require that the person under 12 years of age be subject to
8 continuous direction or control by the person over 18 years of age.”.

9 *b1994/8.35* **730.** Page 463, line 12: after “350.138” insert “(1)”.

10 *b2065/2.4* **731.** Page 463, line 23: after that line insert:

11 *b2065/2.4* “SECTION 1066av. 23.33 (7m) of the statutes is created to read:

12 23.33 (7m) REPORTING REQUIREMENT. The department shall submit an annual
13 report to the joint legislative audit committee on how the increase in conservation
14 warden positions under 2001 Wisconsin Act (this act), that provide additional
15 state law enforcement functions related to all-terrain vehicles has benefited the
16 department’s efforts to enforce the laws relating to the operation of all-terrain
17 vehicles and to educate the public on these laws. The department shall submit this
18 report no later than August 15 annually and shall submit the first report no later
19 than August 15, 2002. The report shall cover the fiscal year ending on the June 30
20 that immediately precedes the date of the report.”.

21 *b2221/3.74* **732.** Page 463, line 23: after that line insert:

22 *b2221/3.74* “SECTION 1066atg. 23.33 (5m) (c) 4. of the statutes, as created
23 by 2001 Wisconsin Act (this act), is amended to read:

1 23.33 (5m) (c) 4. Assisting the department of natural resources, the
2 department of forestry, and the department of tourism in creating an outreach
3 program to inform local communities of appropriate all-terrain vehicle use in their
4 communities and of the economic benefits that may be gained from promoting
5 tourism to attract all-terrain vehicle operators.

6 ***b2221/3.74* SECTION 1066ati.** 23.33 (5m) (c) 5. of the statutes, as created by
7 2001 Wisconsin Act (this act), is amended to to read:

8 23.33 (5m) (c) 5. Attempting to improve and maintain its relationship with the
9 department of natural resources, the department of forestry, the department of
10 tourism, all-terrain vehicle dealers, all-terrain vehicle manufacturers, snowmobile
11 clubs, as defined in s. 350.138 (1) (e), snowmobile alliances, as defined in s. 350.138
12 (1) (d), and other organizations that promote the recreational operation of
13 snowmobiles.

14 ***b2221/3.74* SECTION 1066atv.** 23.33 (8) (c) of the statutes is amended to read:

15 23.33 (8) (c) *Trails.* ~~–A~~ Any town, any village, any city, any county ~~or~~, the
16 department of natural resources, or the department of forestry may designate
17 corridors through land which it owns or controls, or for which it obtains leases,
18 easements or permission, for use as all-terrain vehicle trails.

19 ***b2221/3.74* SECTION 1066atz.** 23.33 (9) (b) (intro.) of the statutes is amended
20 to read:

21 23.33 (9) (b) *All-terrain vehicle projects.* (intro.) Any of the following
22 all-terrain vehicle projects ~~are~~ is eligible for funding as ~~a state~~ an all-terrain vehicle
23 project from the appropriation account under s. 20.370 (1) (ms) or 20.375 (3) (sr) or
24 for aid as a nonstate all-terrain vehicle project from the appropriation accounts
25 under s. 20.370 (5) (ct) and (cu):

1 ***b2221/3.74* SECTION 1066ai.** 23.33 (9m) of the statutes is created to read:

2 23.33 (9m) STATE TRAILS. The department of forestry shall designate, develop,
3 and maintain the all-terrain vehicle trails in state forests, other than southern state
4 forests.

5 ***b2221/3.74* SECTION 1066auk.** 23.33 (12) (a) of the statutes is amended to
6 read:

7 23.33 (12) (a) ~~An officer of the state traffic patrol under s. 110.07 (1), inspector~~
8 ~~under s. 110.07 (3), conservation warden appointed by the department under s.~~
9 ~~23.10, county sheriff or municipal peace~~ Any law enforcement officer has authority
10 and jurisdiction to enforce this section and ordinances enacted in conformity with
11 this section.”.

12 ***b0730/2.2* 733.** Page 464, line 14: after that line insert:

13 ***b0730/2.2* “SECTION 1066b.** 23.43 of the statutes is created to read:

14 **23.43 Watershed management center.** From the appropriation under s.
15 20.370 (4) (aq), the department shall annually provide to the board of regents of the
16 University of Wisconsin System \$150,000 to establish and operate the watershed
17 management center under s. 36.25 (46).”.

18 ***b1994/8.36* 734.** Page 464, line 19: after “29.024” insert “or the issuance of
19 vehicle admission receipts under s. 27.01 (7m) (d)”.

20 ***b0866/1.1* 735.** Page 466, line 6: after that line insert:

21 ***b0866/1.1* “SECTION 1088d.** 24.60 (1v) of the statutes is created to read:

22 24.60 (1v) Federated public library system means a federated public library
23 system whose territory lies within 2 or more counties.”.

24 ***b2221/3.75* 736.** Page 466, line 6: after that line insert:

1 ***b2221/3.75*** “SECTION 1067g. 24.39 (1) of the statutes is amended to read:

2 24.39 (1) The board of commissioners of public lands may grant leases of parts
3 or parcels of any public lands except state park lands and state forest lands; grant
4 easements, leases to enter upon any of said lands to flow the same or to prospect for
5 and to dig and remove therefrom ore, minerals and other deposits, and sell therefrom
6 such timber as the board shall find necessary to prevent future loss or damage. All
7 sales of standing live timber shall be on a selective cutting basis in line with federal
8 forest practices. Such easements, leases, licenses, and sales shall be made only for
9 a full and fair consideration paid or to be paid to the state, the amount and terms
10 whereof shall be fixed by said board, and such easements, leases, licenses and sales
11 shall conform to the requirements, so far as applicable, prescribed by ch. 26 for the
12 exercise by the department of natural resources of similar powers affecting state
13 park lands and state forest lands.

14 ***b2221/3.75*** SECTION 1067r. 24.39 (2) of the statutes is amended to read:

15 24.39 (2) In negotiating for such leases, licenses, or sales, and in exercising the
16 other powers conferred by this section the board of commissioners of public lands
17 shall, so far as it finds it desirable and practicable, request and make proper use of
18 such services and information as the department of natural resources or the
19 department of forestry may be able to furnish.”

20 ***b0866/1.2* 737.** Page 467, line 2: after that line insert:

21 “6. The board notifies the joint committee on finance in writing of its intention
22 to purchase the land. If the cochairpersons of the committee do not notify the board
23 that the committee has scheduled a meeting for the purpose of reviewing the
24 proposed purchase of land within 14 working days after the date of the board’s

1 notification, the land may be purchased by the board. If, within 14 working days
2 after the date of the board's notification, the cochairpersons of the committee notify
3 the board that the committee has scheduled a meeting for the purpose of reviewing
4 the proposed purchase, the land may be purchased only upon approval of the
5 committee.

6 ***b0866/1.2* SECTION 1089m.** 24.61 (3) (a) 11. of the statutes is created to read:

7 24.61 (3) (a) 11. A federated public library system, as provided under s. 43.17
8 (9) (h) or otherwise authorized by law.

9 ***b0866/1.2* SECTION 1089n.** 24.61 (3) (b) of the statutes is amended to read:

10 24.61 (3) (b) *Terms; conditions.* A municipality ~~or~~, cooperative educational
11 service agency, or federated public library system may obtain a state trust fund loan
12 for the sum of money, for the time and upon the conditions as may be agreed upon
13 between the board and the borrower, subject to the limitations, restrictions, and
14 conditions set forth in this subchapter.

15 ***b0866/1.2* SECTION 1089t.** 24.63 (2r) of the statutes is created to read:

16 24.63 (2r) FEDERATED PUBLIC LIBRARY SYSTEM LOANS. A state trust fund loan to
17 a federated public library system may be made for any term, not exceeding 20 years,
18 that is agreed upon between the federated public library system and the board and
19 may be made for a total amount that, together with all other indebtedness of the
20 federated public library system, does not exceed the federated public library system's
21 allowable indebtedness under s. 43.17 (9) (b).".

22 ***b0986/1.1* 738.** Page 467, line 3: delete the material beginning with that
23 line and ending with page 468, line 7.

24 ***b0866/1.3* 739.** Page 468, line 7: after that line insert:

1 ***b0866/1.3*** “**SECTION 1092m.** 24.66 (3v) of the statutes is created to read:

2 24.66 (3v) FOR FEDERATED PUBLIC LIBRARY SYSTEMS. An application for a loan by
3 a federated public library system shall be accompanied by a certified copy of a
4 resolution of the board of the federated public library system approving the loan.”.

5 ***b0866/1.4* 740.** Page 468, line 7: after that line insert:

6 ***b0866/1.4*** “**SECTION 1096m.** 24.67 (1) (intro.) of the statutes is amended to
7 read:

8 24.67 (1) (intro.) If the board approves the application, it shall cause
9 certificates of indebtedness to be prepared in proper form and transmitted to the
10 municipality ~~or~~, cooperative educational service agency, or federated public library
11 system submitting the application. The certificate of indebtedness shall be executed
12 and signed:

13 ***b0866/1.4* SECTION 1097m.** 24.67 (1) (m) of the statutes is created to read:

14 24.67 (1) (m) For a federated public library system, by its president.

15 ***b0866/1.4* SECTION 1098m.** 24.67 (2) (h) of the statutes is created to read:

16 24.67 (2) (h) For a federated public library system, by a member of the
17 federated public library system board designated by that board who is not the
18 president of that board.

19 ***b0866/1.4* SECTION 1099m.** 24.67 (3) of the statutes is amended to read:

20 24.67 (3) If a municipality has acted under subs. (1) and (2), it shall certify that
21 fact to the department of administration. Upon receiving a certification from a
22 municipality, or upon direction of the board if a loan is made to a cooperative
23 educational service agency or a federated public library system, the secretary of
24 administration shall draw a warrant upon the state treasurer for the amount of the

1 loan, payable to the treasurer of the municipality ~~or~~, cooperative educational service
2 agency, or federated public library system making the loan or as the treasurer of the
3 municipality ~~or~~, cooperative educational service agency, or federated public library
4 system directs. The certificate of indebtedness shall then be conclusive evidence of
5 the validity of the indebtedness and that all the requirements of law concerning the
6 application for the making and acceptance of the loan have been complied with.

7 ***b0866/1.4* SECTION 1100m.** 24.70 (1) of the statutes is amended to read:

8 24.70 (1) APPLICABILITY. This section applies to all outstanding state trust fund
9 loans to borrowers other than school districts and federated public library systems.

10 ***b0866/1.4* SECTION 1101m.** 24.715 of the statutes is created to read:

11 **24.715 Collections from federated public library systems. (1)**

12 APPLICABILITY. This section applies to all outstanding trust fund loans to federated
13 public library systems.

14 (2) CERTIFIED STATEMENT. If a federated public library system has a state trust
15 fund loan, the board shall transmit to the system board a certified statement of the
16 amount due on or before October 1 of each year until the loan is paid. The board shall
17 furnish a copy of each certified statement to the state treasurer and the department
18 of public instruction.

19 (3) PAYMENT TO STATE TREASURER. The system board shall transmit to the state
20 treasurer on its own order the full amount levied for state trust fund loans within 15
21 days after March 15. The state treasurer shall notify the board when he or she
22 receives payment. Any payment not made by March 30 is delinquent and is subject
23 to a penalty of one percent per month or fraction thereof, to be paid to the state
24 treasurer with the delinquent payment.

1 (4) FAILURE TO MAKE PAYMENT. If the system board fails to remit the amounts
2 due under sub. (3), the state superintendent, upon certification of delinquency by the
3 board, shall deduct the amount due including any penalty from any aid payments
4 due the system, shall remit such amount to the state treasurer and, no later than
5 June 15, shall notify the system board and the board to that effect.”.

6 ***b1461/3.8* 741.** Page 468, line 17: after that line insert:

7 ***b1461/3.8* “SECTION 1104.** 25.17 (1) (ag) of the statutes is created to read:
8 25.17 (1) (ag) Agricultural producer security fund (s. 25.463);”.

9 ***b2049/3.3* 742.** Page 468, line 19: after that line insert:

10 ***b2049/3.3* “SECTION 1104p.** 25.17 (1) (at) of the statutes is created to read:
11 25.17 (1) (at) Cemetery management insurance fund (s. 25.86);”.

12 ***b2154/3.9* 743.** Page 468, line 19: after that line insert:

13 ***b2154/3.9* “SECTION 1104n.** 25.17 (1) (aq) of the statutes is created to read:
14 25.17 (1) (aq) Cash building projects fund (s. 25.91).”.

15 ***b2221/3.76* 744.** Page 468, line 21: after that line insert:

16 ***b2221/3.76* “SECTION 1107g.** 25.17 (1) (fs) of the statutes is created to read:
17 25.17 (1) (fs) Forestry fund (s. 25.28).

18 ***b2221/3.76* SECTION 1107r.** 25.17 (1) (fv) of the statutes is created to read:
19 25.17 (1) (fv) Forestry land endowment fund (s. 25.294);”.

20 ***b2154/3.10* 745.** Page 469, line 1: delete lines 1 and 2.

21 ***b1006/1.3* 746.** Page 469, line 2: after that line insert:

22 ***b1006/1.3* “SECTION 1110m.** 25.17 (1) (yt) of the statutes is created to read:
23 25.17 (1) (yt) Wisconsin outdoor wildlife heritage trust fund (s. 25.297).”.

24 ***b2130/2.8* 747.** Page 469, line 6: after “(16)” insert “(a)”.

1 ***b2130/2.9* 748.** Page 469, line 10: after “June 1” insert “, less the amount
2 transferred to the tobacco control fund under s. 13.101 (16) (b)”.

3 ***b0957/1.2* 749.** Page 469, line 23: after that line insert:

4 ***b0957/1.2* “SECTION 1111j.** 25.17 (59) of the statutes is amended to read:
5 25.17 (59) Invest or deposit money from the appropriation under s. 20.143 (1)
6 (fm) in a public depository located in this state that is ~~at least 51% owned by a~~
7 ~~minority group member or minority group members, as defined in s. 560.036 (1) (f)~~
8 a minority business certified by the department of commerce under s. 560.036 (2).”.

9 ***b2221/3.77* 750.** Page 470, line 13: after that line insert:

10 ***b2221/3.77* “SECTION 1113g.** 25.28 of the statutes is created to read:

11 **25.28 Forestry fund.** (1) There is established a separate nonlapsible trust
12 fund designated as the forestry fund to consist of all of the following:

13 (a) All moneys accruing to the state for or in behalf of the department of forestry
14 under s. 29.235 (6) and chs. 23, 26, 27, and 28.

15 (b) All moneys received under subchs. I and VI of ch. 77.

16 (c) All moneys received under s. 70.58.

17 (d) All other state funds appropriated or transferred to the forestry fund.

18 (2) All moneys received from the United States for fire prevention and control,
19 forest planting, and other forestry activities shall be devoted to the purposes for
20 which these moneys are received.

21 ***b2221/3.77* SECTION 1113r.** 25.29 (1) (a) of the statutes is amended to read:

22 25.29 (1) (a) Except as provided in ss. 25.293 and 25.295, all moneys accruing
23 to the state for or in behalf of the department under chs. 26, 27, 28, 29, and 350,
24 ~~subchs. I and VI of ch. 77~~ and ss. 23.09 to 23.31, 23.325 to 23.42, 23.50 to 23.99, 30.50

1 to 30.55, ~~70.58~~, 71.10 (5) and 71.30 (10), including grants received from the federal
2 government or any of its agencies except as otherwise provided by law.”.

3 ***b1805/1.1* 751.** Page 470, line 23: after that line insert:

4 ***b1805/1.1* “SECTION 1117m.** 25.29 (3g) of the statutes is created to read:

5 25.29 (3g) For purposes of sub. (3) and s. 29.037, the joint committee on finance
6 shall determine what constitutes the administration of the department when it is
7 exercising its responsibilities that are specific to the management of the fish and
8 wildlife resources of this state.”.

9 ***b1006/1.4* 752.** Page 471, line 10: after that line insert:

10 ***b1006/1.4* “SECTION 1119m.** 25.297 of the statutes is created to read:

11 **25.297 Wisconsin outdoor wildlife heritage trust fund.** There is
12 established a separate nonlapsible trust fund designated as the Wisconsin outdoor
13 wildlife heritage trust fund, to consist of all gifts, grants, or bequests or other
14 contributions made to the Wisconsin outdoor wildlife heritage trust fund.”.

15 ***b2221/3.78* 753.** Page 471, line 10: after that line insert:

16 ***b2221/3.78* “SECTION 1119c.** 25.29 (6) of the statutes, as affected by 2001
17 Wisconsin Act ... (this act), is amended to read:

18 25.29 (6) All moneys received from the United States ~~for fire prevention and~~
19 ~~control, forest planting and other forestry activities~~, for wildlife restoration projects
20 and fish restoration and management projects, and for other purposes shall be
21 devoted to the purposes for which these moneys are received.

22 ***b2221/3.78* SECTION 1119g.** 25.29 (7) (intro.) of the statutes is renumbered
23 25.28 (3) (a).

1 ***b2221/3.78* SECTION 1119L.** 25.29 (7) (a) of the statutes is renumbered 25.28
2 (3) (am) and amended to read:

3 25.28 (3) (am) Eight percent of the tax levied under s. 70.58 or of the funds
4 provided for in lieu of the levy shall be used to acquire and develop forests of the state
5 for the purposes or capable of providing the benefits described under s. 28.04 (2)
6 within areas approved by the department of forestry and the governor and located
7 within the region composed of Manitowoc, Calumet, Winnebago, Sheboygan, Fond
8 du Lac, Ozaukee, Washington, Dodge, Milwaukee, Waukesha, Jefferson, Racine,
9 Kenosha, Walworth, Rock and Outagamie counties.

10 ***b2221/3.78* SECTION 1119p.** 25.29 (7) (b) of the statutes is renumbered 25.28
11 (3) (b) and amended to read:

12 25.28 (3) (b) An additional 4% of the tax levied under s. 70.58 or of the funds
13 provided in lieu of the levy shall be used to purchase forests for the state for the
14 purposes or capable of providing the benefits described under s. 28.04 (2) within
15 areas approved by the department of forestry and the governor and located within
16 the region specified under par. ~~(a)~~ (am).

17 ***b2221/3.78* SECTION 1119t.** 25.294 of the statutes is created to read:

18 **25.294 Forestry land endowment fund.** There is established a separate
19 nonlapsible trust fund designated as the forestry land endowment fund, to consist
20 of:

21 (1) All gifts, grants, or bequests made to the forestry land endowment fund. The
22 department of forestry may convert any noncash gift, grant, or bequest into cash for
23 deposit into the fund.

24 (2) All interest and other income generated from these gifts, grants, and
25 bequests.

1 ***b2221/3.78* SECTION 1119x.** 25.295 (1) (b) of the statutes is amended to read:
2 25.295 (1) (b) Notwithstanding s. 23.15 (4), all moneys received by the
3 ~~department of natural resources~~ state from utility easements on property located in
4 the state park system, a southern state forest, or a state recreation area ~~under ss.~~
5 ~~23.09 (10), 27.01 (2) (g) and 28.02 (5).~~”.

6 ***b2160/2.1* 754.** Page 472, line 14: delete lines 14 to 16.

7 ***b0845/3.25* 755.** Page 472, line 23: delete that line.

8 ***b1461/3.9* 756.** Page 473, line 8: after that line insert:

9 ***b1461/3.9* “SECTION 1128.** 25.463 of the statutes is created to read:

10 **25.463 Agricultural producer security fund.** There is established a
11 separate nonlapsible trust fund designated as the agricultural producer security
12 fund, to consist of all fees, surcharges, assessments, reimbursements, and proceeds
13 of surety bonds received by the department of agriculture, trade and consumer
14 protection under ch. 126.”.

15 ***b2225/1.4* 757.** Page 473, line 14: after that line insert:

16 ***b2225/1.4* “SECTION 1132.** 25.61 of the statutes is amended to read:

17 **25.61 VendorNet fund.** There is created a separate nonlapsible trust fund
18 designated as the VendorNet fund consisting of all revenues accruing to the state
19 from fees assessed under s. ss. 16.701 and 16.702 (1) and from gifts, grants, and
20 bequests made for the purposes of s. ss. 16.701 and 16.702 (1) and moneys transferred
21 to the fund from other funds.”.

22 ***b2154/3.11* 758.** Page 473, line 15: delete lines 15 to 18.

23 ***b2130/2.10* 759.** Page 474, line 6: delete “beginning”.

24 ***b2130/2.11* 760.** Page 474, line 7: delete “each” and substitute “that”.

1 ***b2130/2.12* 761.** Page 474, line 8: after that line insert:

2 ***b2130/2.12* “SECTION 1136g.** 25.66 (1) (d) of the statutes is created to read:

3 25.66 (1) (d) Beginning in fiscal year 2003–04, all moneys transferred from the
4 permanent endowment fund under s. 13.101 (16) (b).”.

5 ***b2130/2.13* 762.** Page 474, line 16: delete “Beginning in” and substitute

6 “In”.

7 ***b2130/2.14* 763.** Page 474, line 17: delete “or in any fiscal year thereafter”.

8 ***b2130/2.15* 764.** Page 475, line 22: delete “s.” and substitute “~~s.~~ ss. 13.101

9 (16) (b) and”.

10 ***b2051/3.4* 765.** Page 476, line 10: after that line insert:

11 ***b2051/3.4* “SECTION 1142t.** 25.75 (2) of the statutes is amended to read:

12 25.75 (2) CREATION. There is created a separate nonlapsible trust fund known

13 as the lottery fund, to consist of gross lottery revenues received by the department

14 of revenue and moneys transferred to the lottery fund under ss. 20.435 (7) (kg),

15 20.455 (2) (g), and 20.505 (8) (am), (g), and (jm).”.

16 ***b2110/1.1* 766.** Page 477, line 1: delete “(1)” and substitute “(intro.)”.

17 ***b2110/1.2* 767.** Page 477, line 4: delete “(a)” and substitute “(1)”.

18 ***b2110/1.3* 768.** Page 477, line 6: delete “(b)” and substitute “(2)”.

19 ***b2160/2.2* 769.** Page 477, line 8: delete that line.

20 ***b2110/1.5* 770.** Page 477, line 9: delete lines 9 to 11.

21 ***b2049/3.4* 771.** Page 477, line 11: after that line insert:

22 ***b2049/3.4* “SECTION 1144m.** 25.86 of the statutes is created to read:

1 **25.86 Cemetery management insurance fund.** There is established a
2 separate nonlapsible trust fund designated as the cemetery management insurance
3 fund, to consist of the moneys received under s. 69.22 (7).”.

4 ***b2154/3.12* 772.** Page 477, line 12: after that line insert:

5 ***b2154/3.12* “SECTION 1145d.** 25.91 of the statutes is created to read:

6 **25.91 Cash building projects fund.** There is created a separate nonlapsible
7 fund designated as the cash building projects fund, consisting of moneys transferred
8 from the general fund under s. 16.518 (4).”.

9 ***b2221/3.79* 773.** Page 477, line 12: after that line insert:

10 ***b2221/3.79* “SECTION 1146g.** 26.01 of the statutes is amended to read:

11 **26.01 Definition.** In this chapter, unless the context requires otherwise
12 “department” means the department of ~~natural resources~~ forestry.

13 ***b2221/3.79* SECTION 1146r.** 26.06 (1) of the statutes is amended to read:

14 26.06 (1) Foresters, forest supervisors, and state forest rangers and wardens
15 of the department and the cruisers and foresters of the board of commissioners of
16 public lands have the enforcement powers specified in s. 26.97 with respect to, and
17 may seize, without process, any forest products unlawfully severed from public lands
18 of the state, federal lands leased to the state, county forest lands entered under s.
19 28.11, forest croplands entered under subch. I of ch. 77, or managed forest land
20 designated under subch. VI of ch. 77. Seized products cut from lands under the
21 control of the board of commissioners of public lands shall be held for the
22 commissioners and those cut from forest croplands, managed forest land, or county
23 forest shall be held for the owner, and subject to the payment of severance taxes, yield
24 taxes or severance share thereon to the state. Products cut from state forest lands

1 or federal lands leased to the department shall be appraised and sold. Products
2 appraised at more than \$500 shall be sold on sealed bids not less than 10 days after
3 a class 1 notice has been published, under ch. 985, in the county where the material
4 is located. Any sheriff may seize and hold for the owner thereof any forest products
5 unlawfully severed or removed.

6 ***b2221/3.79* SECTION 1146t.** 26.08 (1) of the statutes is amended to read:

7 26.08 (1) The department of forestry may, ~~from time to time,~~ lease parts or
8 parcels of ~~state park lands or state forest lands, other than lands in southern state~~
9 forests. The department of natural resources may lease parts or parcels of state park
10 lands or lands in southern state forests. These leases shall contain proper covenants
11 to guard against trespass and waste. The rents arising from these leases shall be
12 paid into the state treasury to the credit of the proper fund. Licenses also may be
13 granted to prospect for ore or mineral upon any of these lands; but proper security
14 shall be taken that the licensees will fully inform the department that grants a
15 license of every discovery of ore or mineral and will restore the surface to its former
16 condition and value if no discovery of valuable deposits is made. The department
17 that enters into a lease or grants a license shall retain a copy of each lease or license
18 and file the original in the office of the board of commissioners of public lands.

19 ***b2221/3.79* SECTION 1146u.** 26.08 (2) (a) of the statutes is amended to read:

20 26.08 (2) (a) Except as provided under pars. (b) to (d), ~~the department may lease~~
21 ~~state park land or state forest land for~~ leases under sub. (1) shall be for terms not
22 exceeding 15 years.”.

23 ***b2221/3.80* 774.** Page 477, line 15: after that line insert:

24 ***b2221/3.80* “SECTION 1147m.** 26.08 (3) of the statutes is amended to read:

1 26.08 (3) The department of natural resources and the department of forestry
2 shall furnish to the board of commissioners of public lands such maps, plats, surveys,
3 valuations, information, and other services as the board may request respecting any
4 of the public lands, for use by it in granting leases or licenses or in making sales under
5 s. 24.39.

6 ***b2221/3.80* SECTION 1147r.** 26.11 (6) of the statutes is amended to read:

7 26.11 (6) The department, as the director of the effort, may suppress a forest
8 fire on lands located outside the boundaries of intensive or extensive forest fire
9 protection districts but not within the limits of any city or village if the town
10 responsible for suppressing fires within its boundaries spends more than \$3,000, as
11 determined by rates established by the department, on suppressing the forest fire
12 and if the town chairperson makes a request to the department for assistance.
13 Persons participating in the suppression efforts shall act at the direction of the
14 department after the department begins suppression efforts under this subsection.
15 Funds expended by the state under this subsection shall be drawn from the
16 appropriation under s. ~~20.370 (1) (mu)~~ 20.375 (2) (q).”

17 ***b2221/3.81* 775.** Page 477, line 21: after that line insert:

18 ***b2221/3.81* “SECTION 1148c.** 26.11 (7) (a) of the statutes, as affected by 2001
19 Wisconsin Act ... (this act), is amended to read:

20 26.11 (7) (a) Notwithstanding s. 20.001 (3) (c), if the sum of the unencumbered
21 balances in the appropriation accounts under s. ~~20.370 (1) (es)~~ 20.375 (2) (r) and ~~(mz)~~
22 (z) exceeds \$1,000,000 on June 30 of any fiscal year, the amount in excess of
23 \$1,000,000 shall lapse from the appropriation account under s. ~~20.370 (1) (es)~~ 20.375
24 (2) (r) to the ~~conservation~~ forestry fund, except as provided in par. (b).

1 ***b2221/3.81* SECTION 1148f.** 26.11 (7) (b) of the statutes is amended to read:

2 26.11 (7) (b) Notwithstanding s. 20.001 (3) (c), if the amount in the
3 appropriation account under s. ~~20.370 (1) (es)~~ 20.375 (2) (r) is insufficient for the
4 amount that must lapse under par. (a), the remainder that is necessary for the lapse
5 shall lapse from the appropriation account under s. ~~20.370 (1) (mz)~~ 20.375 (2) (z).

6 ***b2221/3.81* SECTION 1148j.** 26.12 (2) of the statutes is amended to read:

7 26.12 (2) ORGANIZATION. The department shall organize each forest protection
8 area so as to most effectively prevent, detect and suppress forest fires, and to that
9 end may employ experienced wardens or state forest rangers to have charge of its
10 efforts in each area; may subdivide each area into patrol areas; may establish lookout
11 towers, construct ranger stations, telephone lines, purchase tools for fire fighting as
12 well as other necessary supplies or equipment, and carry on all other activities
13 considered necessary to effectively protect the area from forest fires, including the
14 promulgation of rules for the payment of fire fighters, the preparation of notices and
15 forms for publication and the disposition and use of all fire-fighting equipment or
16 property. All property or equipment purchased by the state shall be owned by the
17 state, but counties or towns may purchase and own equipment for fire suppression,
18 and the equipment shall be used for the improvement of the forest fire-fighting
19 organization.

20 ***b2221/3.81* SECTION 1148r.** 26.14 (2) of the statutes is amended to read:

21 26.14 (2) All such state forest rangers, town chairpersons, emergency fire
22 wardens, conservation wardens and other duly appointed deputies may in the
23 performance of their official duty go on the lands of any person to fight forest fires,
24 and in so doing may set back fires, dig trenches, cut fire lines or carry on all other

1 customary activities in the fighting of forest fires, without incurring a liability to
2 anyone.”.

3 *b2221/3.82* **776.** Page 478, line 2: after that line insert:

4 *b2221/3.82* **SECTION 1149b.** 26.20 (6) (b) of the statutes is amended to read:

5 26.20 (6) (b) Any state forest ranger, conservation warden, sheriff or other duly
6 appointed authority may, in the performance of official duties, require any train
7 causing fires or suspected of causing fires to stop within a safe distance from the fires
8 to avoid further setting or spread of fire.

9 *b2221/3.82* **SECTION 1149c.** 26.22 of the statutes is amended to read:

10 **26.22 Sales, etc.** The department of forestry may sell any timber on the state
11 park or state forest lands ~~which, other than lands in southern state forests, that~~ has
12 been damaged by fire or wind, on such terms and in such manner as it shall deem
13 best for the interest of the state. The department of natural resources may sell any
14 timber on lands in southern state forests that has been damaged by fire or wind, on
15 such terms and in such manner as it shall deem best for the interest of the state.

16 *b2221/3.82* **SECTION 1149d.** 26.30 (2) of the statutes is amended to read:

17 26.30 (2) **POWERS.** The department is vested with authority and jurisdiction in
18 all matters relating to the prevention, detection and control of forest pests on the
19 forest lands of the state, and to do all things necessary in the exercise of such
20 authority and jurisdiction, except that this shall not be construed to grant any
21 powers or authority to the department for the silvicultural control of forest pests on
22 any land. This section shall apply only to the detection and control of forest pests on
23 forest lands and does not affect the authority of the department of agriculture, trade
24 and consumer protection under chs. 93 and 94. The action of the department under

1 sub. (4) shall be coordinated with the department of agriculture, trade and consumer
2 protection in accordance with s. 20.901. The secretaries of ~~natural resources forestry~~
3 and agriculture, trade and consumer protection shall execute annually a
4 memorandum of agreement to enable the coordination of pest control work of their
5 departments.

6 ***b2221/3.82* SECTION 1149e.** 26.30 (4) of the statutes is amended to read:

7 26.30 (4) SURVEYS, INVESTIGATIONS AND CONTROL. The department shall make
8 surveys and investigations to determine the presence, condition and extent of
9 infestations and it shall also carry on control measures when necessary. For such
10 purposes the department or its wardens or state forest rangers may enter public and
11 private lands at reasonable times without incurring a liability to anyone.

12 ***b2221/3.82* SECTION 1149g.** 26.37 (1) (intro.) of the statutes is amended to
13 read:

14 26.37 (1) (intro.) The department of ~~natural resources forestry~~ and the
15 department of commerce shall ~~jointly develop a~~ comply with any plan to establish
16 required to be developed by the department of natural resources and the department
17 of commerce to establish a lake states wood utilization consortium to provide
18 research, development and demonstration grants to enhance the forest products
19 industry in Wisconsin and other states. ~~The if the plan shall do~~ does all of the
20 following:

21 ***b2221/3.82* SECTION 1149h.** 26.37 (1) (a) of the statutes is amended to read:

22 26.37 (1) (a) ~~Define~~ Defines the powers, duties and responsibilities of the
23 consortium.

24 ***b2221/3.82* SECTION 1149i.** 26.37 (1) (b) of the statutes is amended to read:

1 26.37 (1) (b) ~~Establish~~ Establishes an implementation committee for the
2 consortium. Members of the committee may include one or more representatives
3 from the department of natural resources, the department of forestry, the
4 department of commerce and the forest products industry.

5 ***b2221/3.82* SECTION 1149j.** 26.37 (1) (c) of the statutes is amended to read:

6 26.37 (1) (c) ~~Specify~~ Specifies eligibility requirements for the grants and
7 criteria for awarding the grants, including how the grants are to be distributed to
8 each state participating in the consortium.

9 ***b2221/3.82* SECTION 1149k.** 26.37 (1) (d) of the statutes is amended to read:

10 26.37 (1) (d) ~~Require~~ Requires that the grants require matching funds or
11 in-kind contributions by industrial recipients of the grants.

12 ***b2221/3.82* SECTION 1149L.** 26.37 (1) (e) of the statutes is amended to read:

13 26.37 (1) (e) ~~Require~~ Requires the implementation committee to identify an
14 organization that can administer and award the grants and oversee the grant
15 program.

16 ***b2221/3.82* SECTION 1149Lb.** 26.37 (1) (f) of the statutes is amended to read:

17 26.37 (1) (f) ~~Require~~ Requires the consortium to actively pursue funding from
18 the states of Michigan and Minnesota of \$200,000 annually from each state for 3
19 years.

20 ***b2221/3.82* SECTION 1149Ld.** 26.37 (1) (g) of the statutes is amended to read:

21 26.37 (1) (g) ~~Require~~ Requires the consortium to actively pursue federal and
22 other funding sources.”.

23 ***b2221/3.83* 777.** Page 479, line 1: substitute “20.375 (2) (ru)” for “20.375 (1)

24 (cu)”.

1 ***b2221/3.85* 778.** Page 479, line 2: after that line insert:

2 ***b2221/3.85* “SECTION 1149md.** 26.39 (2) and (3) of the statutes, as created
3 by 2001 Wisconsin Act (this act), are amended to read:

4 26.39 (2) FORESTRY EDUCATION CURRICULUM; SCHOOLS. Using the moneys
5 appropriated under s. ~~20.370 (1) (eu)~~ 20.375 (2) (ru), the department, in cooperation
6 with the Center for Environmental Education in the College of Natural Resources
7 at the University of Wisconsin–Stevens Point, shall develop a forestry education
8 curriculum for grades kindergarten to 12.

9 (3) FORESTRY EDUCATION FOR THE PUBLIC. Using the moneys appropriated under
10 s. ~~20.370 (1) (ev)~~ 20.375 (2) (rv), the department shall develop a program to educate
11 the public on the value of sustainable forestry. The program shall include support
12 for educational efforts conducted by school districts at school forests or conducted by
13 other entities that provide education on the topic of sustainable forestry.

14 ***b2221/3.85* SECTION 1149rx.** 27.01 (7) (a) 3. of the statutes is amended to
15 read:

16 27.01 (7) (a) 3. In this subsection, “vehicle admission area” means the Bong
17 area lands acquired under s. 23.09 (13), the Wisconsin Dells natural area, the Point
18 Beach state forest, recreational areas in other state forests designated as such by the
19 department of natural resources or by the department of forestry, designated use
20 zones within other recreation areas established under s. 23.091 (3), and any state
21 park or roadside park except those areas specified in par. (c) 5.”.

22 ***b2221/3.84* 779.** Page 479, line 2: substitute “20.375 (2) (rv)” for “20.375 (1)
23 (cv)”.

24 ***b2068/1.4* 780.** Page 480, line 7: substitute “50 cents” for “\$1.50”.

1 ***b2221/3.86* 781.** Page 480, line 12: after that line insert:

2 ***b2221/3.86*** “SECTION 1153h. 27.01 (7) (gu) of the statutes, as created by 2001
3 Wisconsin Act (this act), is amended to read:

4 27.01 (7) (gu) *Transaction payments.* The department shall establish a system
5 under which ~~the department pays~~ each agent appointed under sub. (7m) (a) –
6 ~~payment of 1. is paid~~ 50 cents for each time that the agent processes a transaction
7 through the statewide automated system contracted for under sub. (7m) (d). This
8 payment is in addition to any issuing fee retained by the agent. ~~The department shall~~
9 ~~make these~~ These payments shall be made by allowing the agent to retain an amount
10 equal to the payments from the amounts that are collected by the agent and that
11 would otherwise be remitted to the department.”

12 ***b2221/3.87* 782.** Page 480, line 15: substitute “(g) (f)” for “(g)”.

13 ***b2221/3.88* 783.** Page 480, line 16: substitute “~~appointed~~” for “appointed”.

14 ***b2221/3.89* 784.** Page 480, line 16: substitute “(a) (b)” for “(a)”.

15 ***b2221/3.90* 785.** Page 480, line 18: after that line insert:

16 ***b2221/3.90*** “SECTION 1153ic. 27.01 (7) (h) of the statutes, as affected by 2001
17 Wisconsin Act (this act), is renumbered 27.01 (7) (h) 1.

18 ***b2221/3.90*** SECTION 1153iL. 27.01 (7) (h) 2. of the statutes is created to read:

19 27.01 (7) (h) 2. The department of forestry and the department of natural
20 resources shall enter into an agreement to determine how the moneys credited to the
21 conservation fund under subd. 1. will be allocated for use between the departments,
22 how the payments made under par. (gu) will be allocated for payment between the
23 departments, and how the fees collected for conservation patron licenses will be
24 allocated between the departments. The secretary of administration shall resolve

1 any disputes between the departments concerning the agreement entered into under
2 this subdivision.

3 *b2221/3.90* SECTION 1153iq. 27.01 (7m) (a) of the statutes is renumbered
4 27.01 (7m) (a) 1.

5 *b2221/3.90* SECTION 1153ir. 27.01 (7m) (a) 2. of the statutes is created to
6 read:

7 27.01 (7m) (a) 2. The department of forestry, as an agent of the department,
8 shall issue vehicle admission receipts and collect the vehicle admission fees under
9 sub. (7). The vehicle admission fees collected by the department of forestry shall be
10 deposited in the conservation fund.

11 *b2221/3.90* SECTION 1153is. 27.01 (7m) (b) of the statutes is renumbered
12 27.01 (7m) (b) 1. and amended to read:

13 27.01 (7m) (b) 1. An agent appointed under par. (a) 1. shall collect the
14 applicable issuing fee specified in sub. (7) (gr). The agent may retain the issuing fees
15 to compensate the agent for the agent's services in issuing the receipts.

16 *b2221/3.90* SECTION 1153it. 27.01 (7m) (b) 2. of the statutes is created to
17 read:

18 27.01 (7m) (b) 2. The department of forestry shall collect the applicable issuing
19 fee specified in sub. (7) (gr) for the vehicle admission receipts that it issues and shall
20 deposit the issuing fees into the forestry fund.”.

21 *b2221/3.91* 786. Page 480, line 22: after that line insert:

22 *b2221/3.91* “SECTION 1153Lb. 27.01 (10) (b) of the statutes is amended to
23 read:

1 27.01 (10) (b) *Establishment, operation and categories of campgrounds.* The
2 department of forestry and the department of natural resources may each establish
3 and operate state campgrounds ~~in state parks, state forests and other~~ on lands under
4 its their respective supervision and management. The Each department may
5 classify, by rule, its state campgrounds into separate categories.

6 ***b2221/3.91* SECTION 1153Lc.** 27.01 (10) (d) 1. of the statutes is amended to
7 read:

8 27.01 (10) (d) 1. The camping fee for each night at a campsite in a campground
9 which is classified as a Type “A” campground ~~by the department~~ under par. (b) is \$8
10 for a resident camping party.

11 ***b2221/3.91* SECTION 1153Ld.** 27.01 (10) (d) 2. of the statutes is amended to
12 read:

13 27.01 (10) (d) 2. The camping fee for each night at a campsite in a campground
14 which is classified as a Type “A” campground ~~by the department~~ under par. (b) is \$10
15 for a nonresident camping party.

16 ***b2221/3.91* SECTION 1153Le.** 27.01 (10) (d) 3. of the statutes is amended to
17 read:

18 27.01 (10) (d) 3. The camping fee for each night at a campsite in a state
19 campground which is classified as a Type “B” campground ~~by the department~~ under
20 par. (b) is \$7 for a resident camping party.

21 ***b2221/3.91* SECTION 1153Lf.** 27.01 (10) (d) 4. of the statutes is amended to
22 read:

23 27.01 (10) (d) 4. The camping fee for each night at a campsite in a state
24 campground which is classified as a Type “B” campground ~~by the department~~ under
25 par. (b) is \$9 for a nonresident camping party.

1 ***b2221/3.91* SECTION 1153Lg.** 27.01 (10) (d) 5. of the statutes is amended to
2 read:

3 27.01 (10) (d) 5. The camping fee for each night at a campsite in a campground
4 which is classified as a Type “C” campground ~~by the department~~ under par. (b) is \$6
5 for a resident camping party.

6 ***b2221/3.91* SECTION 1153Lh.** 27.01 (10) (d) 6. of the statutes is amended to
7 read:

8 27.01 (10) (d) 6. The camping fee for each night at a campsite in a campground
9 which is classified as a Type “C” campground ~~by the department~~ under par. (b) is \$8
10 for a nonresident camping party.

11 ***b2221/3.91* SECTION 1153Lj.** 27.01 (10) (e) of the statutes is amended to read:

12 27.01 (10) (e) *Determination of residency.* The ~~department~~ departments shall
13 base ~~its~~ their determination of whether a camping party is a resident or nonresident
14 camping party upon the residency of the person who applies for a reservation under
15 sub. (11) at the time the application for reservation is made or, if no reservation is
16 made, the residency of the person who registers for the campsite at the time of
17 registration.

18 ***b2221/3.91* SECTION 1153Lm.** 27.01 (10) (f) of the statutes is amended to
19 read:

20 27.01 (10) (f) *Waiver of fees; special fees.* The ~~department~~ departments may
21 waive camping fees, charge additional camping fees or charge special fees instead of
22 camping fees for certain classes of persons or groups, certain areas, certain types of
23 camping or times of the year and for admission to special events.

24 ***b2221/3.91* SECTION 1153Ln.** 27.01 (10) (g) (intro.) of the statutes is
25 amended to read:

1 27.01 (10) (g) *Additional camping fees.* (intro.) Besides the additional camping
2 fees authorized under par. (f), the ~~department~~ departments may charge:

3 ***b2221/3.91* SECTION 1153Lp.** 27.01 (10) (h) of the statutes is amended to
4 read:

5 27.01 (10) (h) *Increased camping fees.* In addition to ~~its~~ their authority under
6 par. (f), the ~~department~~ departments shall determine which state campgrounds
7 under their supervision and management are located in areas where local market
8 conditions justify the establishment of higher camping fees to be charged by the
9 ~~department.~~ For these state campgrounds, the department departments. The
10 departments shall promulgate rules for state campgrounds under their supervision
11 and management to establish higher camping fees to be based on the applicable local
12 market conditions.

13 ***b2221/3.91* SECTION 1153Lq.** 27.01 (11) (a) of the statutes is amended to
14 read:

15 27.01 (11) (a) *Authorization.* The department of natural resources and the
16 department of forestry may ~~establish and jointly~~ operate a campground reservation
17 system for state campgrounds in state parks, state forests and on other lands under
18 the either department's supervision and control. ~~The department~~ management and
19 may participate with owners of private campgrounds in a cooperative reservation
20 system.

21 ***b2221/3.91* SECTION 1153Ls.** 27.01 (11) (cm) 1. of the statutes is amended
22 to read:

23 27.01 (11) (cm) 1. The department may enter into a contract with another party
24 to operate the campground reservation system ~~that the department establishes~~
25 under par. (a).

1 ***b2221/3.91* SECTION 1153Lt.** 27.01 (11) (cm) 2. of the statutes is amended to
2 read:

3 27.01 (11) (cm) 2. A contract entered into under this paragraph shall require
4 that ~~the department retain~~ \$1 of each reservation fee collected shall be retained by
5 the department of natural resources or the department of forestry. The departments
6 shall enter an agreement to determine how these moneys will be allocated for use
7 between the departments. The secretary of administration shall resolve any
8 disputes between the departments concerning this agreement.

9 ***b2221/3.91* SECTION 1153Lu.** 27.01 (11) (i) of the statutes is amended to
10 read:

11 27.01 (11) (i) *Cooperation with tourism.* The department of natural resources,
12 the department of forestry, and the department of tourism shall work jointly to
13 establish an on any automated campground reservation system operated under par.
14 (a)".

15 ***b2221/3.92* 787.** Page 481, line 5: after that line insert:

16 ***b2221/3.92*** "SECTION 1153nc. 27.016 (1) (c) of the statutes is repealed.

17 ***b2221/3.92* SECTION 1153np.** 27.019 (12) of the statutes is amended to read:

18 27.019 (12) COOPERATION OF STATE DEPARTMENTS. The department of
19 agriculture, trade and consumer protection, the department of administration, the
20 department of natural resources, the department of forestry, and the agricultural
21 extension division of the University of Wisconsin shall cooperate with the several
22 county rural planning committees in carrying out this section.

23 ***b2221/3.92* SECTION 1153nx.** 28.005 of the statutes is amended to read:

1 **28.005 Definition.** “Department” when used in this chapter without other
2 words of description or qualification means the department of ~~natural resources~~
3 forestry.

4 ***b2221/3.92* SECTION 1153nxb.** 28.01 of the statutes is amended to read:

5 **28.01 Forestry supervision.** The department shall execute all matters
6 pertaining to forestry within the jurisdiction of the state, direct the management of
7 state forests, other than southern state forests, collect data relative to forest use and
8 conditions and advance the cause of forestry within the state.

9 ***b2221/3.92* SECTION 1153nxc.** 28.012 (title) of the statutes is created to read:

10 **28.012 (title) Powers of department.**

11 ***b2221/3.92* SECTION 1153nxd.** 28.012 (1) of the statutes is created to read:

12 28.012 (1) For the state forests, other than southern state forests, the
13 department may accept and administer, in the name of the state, any gifts, grants,
14 bequests, and devises, including land, interests in land and funds made available to
15 the department by the federal government under any act of congress relating to any
16 of the functions of the department.

17 ***b2221/3.92* SECTION 1153nxf.** 28.012 (2) of the statutes is created to read:

18 28.012 (2) The department may extend or consolidate lands or waters suitable
19 for the state forests, other than the southern state forests, by the exchange of other
20 lands or waters under its supervision.

21 ***b2221/3.92* SECTION 1153nxg.** 28.012 (3) of the statutes is created to read:

22 28.012 (3) The department may accept donations of buildings, facilities, and
23 structures to be constructed upon lands owned by this state in the state forests, other
24 than the southern state forests.

25 ***b2221/3.92* SECTION 1153nxh.** 28.012 (4) of the statutes is created to read:

1 28.012 (4) The department may grant easements to parts or parcels of areas
2 in the state forests, other than the southern state forests.

3 ***b2221/3.92* SECTION 1153nxj.** 28.012 (5) of the statutes is created to read:

4 28.012 (5) All funds included in the gifts, grants, bequests, and devises received
5 or expected to be received by the department for the state forests under its
6 jurisdiction in a biennium shall be included in the statement of its actual and
7 estimated receipts and disbursements for such biennium required to be contained in
8 the biennial state budget report under s. 16.46. Those funds shall be considered to
9 be, and shall be treated the same as, other actual and estimated receipts and
10 disbursements of the department. The department may acknowledge the receipt of
11 any funding from a particular person or group in any department pamphlet, bulletin,
12 or other publication.

13 ***b2221/3.92* SECTION 1153nxk.** 28.012 (6) of the statutes is created to read:

14 28.012 (6) The donor of any building, facility, or structure under sub. (3) may
15 contract for this construction according to plans and specifications provided by the
16 department or may enter into a contract for professional architectural and
17 engineering services to develop plans and specifications for the building, facility, or
18 structure and contract for their construction. Upon the completion of construction
19 satisfactory to the department, title to the building, facility, or structure shall vest
20 in the state. No person may construct any building, facility, or structure under this
21 subsection without the prior approval of the department regarding plans and
22 specifications, materials, suitability, design, capacity, or location. The plans and
23 specifications for any building, structure, or facility donated under sub. (2) (eg) shall
24 also be subject to the approval of the building commission.

25 ***b2221/3.92* SECTION 1153npx.** 28.012 (7) of the statutes is created to read:

1 28.012 (7) Any easements granted under sub. (4) or s. 28.02 (5) and any leases
2 under s. 23.305 or 26.08 by the department shall have the restrictions necessary to
3 preserve and protect the land subject to the lease or easement for the purposes for
4 which it was acquired or made part of the state forests.

5 ***b2221/3.92* SECTION 1153nxq.** 28.012 (8) of the statutes is created to read:

6 28.012 (8) (a) In this subsection, “easement” includes a negative easement, a
7 restrictive covenant, a covenant running with the land, and any other right for a
8 lawful use of the property together with the right to acquire all negative easements,
9 restrictive covenants, covenants running with the land, and all rights for use of
10 property.

11 (b) The department may acquire any easement for the benefit of any area in the
12 state forests, other than southern state forests.

13 ***b2221/3.92* SECTION 1153nrx.** 28.012 (9) of the statutes is created to read:

14 28.012 (9) If there are areas of the state forests under the jurisdiction of the
15 department that are inaccessible because they are surrounded by lands not
16 belonging to the state, and if the department determines that the usefulness or value
17 of these areas for those state forests will be increased if there is access to them over
18 lands not belonging to the state, the department may acquire the land necessary to
19 construct highways that will furnish the needed access.”.

20 ***b1617/1.1* 788.** Page 481, line 8: delete the material beginning with “As”
21 and ending with “health.” on line 16.

22 ***b2221/3.93* 789.** Page 481, line 16: after that line insert:

23 ***b2221/3.93* “SECTION 1153pc.** 28.02 (title) of the statutes is amended to read:

24 **28.02 (title) State forests forest lands.**

1 ***b2221/3.93* SECTION 1153pd.** 28.02 (1) of the statutes is amended to read:

2 28.02 (1) DEFINED. “State forests forest lands” include all lands granted to the
3 state by an act of congress entitled, “An act granting lands to the state of Wisconsin
4 for forestry purposes,” approved June 27, 1906; all lands donated to the state by the
5 Nebagamon Lumber Company for forestry purposes; all lands acquired pursuant to
6 chapter 450, laws of 1903, chapter 264, laws of 1905, chapter 638, laws of 1911, and
7 chapter 639, laws of 1911, or under ss. 1494–41 to 1494–62, 1915 stats., and all lands
8 subsequently acquired for forestry purposes. Unless an island is designated as state
9 forest land by the department, “state forest lands” do not include lands granted to
10 the state by an act of congress entitled, “An act granting unsurveyed and unattached
11 islands to the state of Wisconsin for forestry purposes,” approved August 22, 1912.
12 The department may designate as state forest lands any lands within state forest
13 boundaries which were purchased with other conservation funds and where forestry
14 would not conflict with a more intensive use.

15 ***b2221/3.93* SECTION 1153pdg.** 28.02 (2) of the statutes is amended to read:

16 28.02 (2) ACQUISITION. The department of forestry may acquire lands or
17 interest in lands by grant, devise, gift, condemnation or purchase within the
18 boundaries of established state forests or purchase areas; and outside of such
19 boundaries for forest nurseries, tracts for forestry research or demonstration and for
20 forest protection structures, or for access to such properties. The department of
21 natural resources may acquire lands or interest in lands by grant, devise, gift,
22 condemnation, or purchase within the boundaries of southern state forests. In the
23 case of condemnation the department shall first obtain approval from the
24 appropriate standing committees of each house of the legislature as determined by
25 the presiding officer thereof.

1 ***b2221/3.93* SECTION 1153pdm.** 28.03 (1) of the statutes is amended to read:

2 28.03 (1) DEFINED. State forests shall consist of well blocked areas of state
3 owned lands which have been established as state forests ~~by the department.~~

4 ***b2221/3.93* SECTION 1153pdr.** 28.03 (3) of the statutes is amended to read:

5 28.03 (3) DEPARTMENT MAY NAME. The department of forestry or the department
6 of natural resources may designate by appropriate name any state forest not
7 expressly named by the legislature.

8 ***b2221/3.93* SECTION 1153pdu.** 28.03 (4) of the statutes is created to read:

9 28.03 (4) SOUTHERN STATE FORESTS. The department of natural resources may
10 develop and shall operate and maintain the southern state forests.

11 ***b2221/3.93* SECTION 1153pe.** 28.035 (2) of the statutes is amended to read:

12 28.035 (2) The department shall ~~enter into an~~ comply with the agreement
13 entered into with the Wisconsin department of the American Legion for hunting in
14 the state forest lands described as lots 3, 4, 6 and 7 of section 8 and lots 2 and 3 of
15 section 17, township 38 north, range 7 east, Oneida County, which are used in
16 connection with Camp American Legion and which the Legion is now maintaining
17 on this location as a restoration camp for sick and disabled veterans and their
18 dependents.

19 ***b2221/3.93* SECTION 1153ph.** 28.035 (3) (b) of the statutes is amended to
20 read:

21 28.035 (3) (b) The ownership of all of the buildings and equipment of the camp
22 shall revert to the state upon the discontinuance of the use thereof for such purposes.

23 On or before January 15 of each year the department of the American Legion shall
24 file with the governor, the department of veterans affairs ~~and the department of~~

1 ~~natural resources, and the department of forestry~~ a written report of the operations
2 and the financial status of the camp.

3 *b2221/3.93* SECTION 1153phb. 28.04 (2) (a) of the statutes is amended to
4 read:

5 28.04 (2) (a) The department of forestry shall manage the state forests, other
6 than the southern state forests, and the department of natural resources shall
7 manage the southern state forests, to benefit the present and future generations of
8 residents of this state, recognizing that the state forests contribute to local and
9 statewide economies and to a healthy natural environment. The ~~department~~
10 departments shall assure the practice of sustainable forestry and use it to assure
11 that state forests can provide a full range of benefits for present and future
12 generations. The ~~department~~ departments shall also assure that the management
13 of state forests is consistent with the ecological capability of the state forest land and
14 with the long-term maintenance of sustainable forest communities and ecosystems.
15 These benefits include soil protection, public hunting, protection of water quality,
16 production of recurring forest products, outdoor recreation, native biological
17 diversity, aquatic and terrestrial wildlife, and aesthetics. The range of benefits
18 provided by the ~~department~~ departments in each state forest shall reflect its unique
19 character and position in the regional landscape.

20 *b2221/3.93* SECTION 1153phf. 28.04 (2) (b) of the statutes is amended to
21 read:

22 28.04 (2) (b) In managing the state forests, the department of forestry and the
23 department of natural resources shall recognize that not all benefits under par. (a)
24 can or should be provided in every area of a state forest.

1 ***b2221/3.93* SECTION 1153phk.** 28.04 (2) (c) of the statutes is amended to
2 read:

3 28.04 (2) (c) In managing the state forests, the department of forestry and the
4 department of natural resources shall recognize that management may consist of
5 both active and passive techniques.

6 ***b2221/3.93* SECTION 1153php.** 28.04 (3) (a) of the statutes is amended to
7 read:

8 28.04 (3) (a) The department of forestry shall prepare a plan for each state
9 forest, other than southern state forests, that describes how the state forest will be
10 managed. The department of natural resources shall prepare a plan for each
11 southern state forest that describes how the southern state forest will be managed.
12 The department departments shall work with the public to identify property goals
13 and objectives that are consistent with the purposes under sub. (2). The ~~department~~
14 departments shall identify in each plan the objectives of management for distinct
15 areas of the state forest.

16 ***b2221/3.93* SECTION 1153phs.** 28.04 (3) (b) of the statutes is amended to
17 read:

18 28.04 (3) (b) The department of forestry and the department of natural
19 resources shall establish procedures for the preparation and modification of those
20 plans, including procedures for public participation. In preparing and modifying
21 plans under this subsection, the ~~department~~ departments shall use the best
22 available information regarding the purposes and benefits of the state forests that
23 ~~the~~ each department acquires through inventories, evaluations, monitoring and
24 research. In evaluating such information, the ~~department~~ departments shall
25 consider both regional and local scales, including the impact on local economies. As

1 new information becomes available, the department of forestry or the department of
2 natural resources shall adapt its management of the state forest and, if necessary,
3 the plan for the state forest.

4 ***b2221/3.93* SECTION 1153pm.** 28.045 of the statutes is created to read:

5 **28.045 Designation of trails and areas.** (1) In this section, “special use
6 area” includes a trail, campground, or picnic area.

7 (2) The department shall designate special use areas in state forests, other
8 than southern state forests, and shall indicate the location of each special use area
9 in one of the following manners:

10 (a) By showing it on a map available at the district office of the department that
11 is nearest to the special use area.

12 (b) By indicating its location on a sign outside any office of the department that
13 is located within the same state forest.

14 (c) By placing a sign at the special use area.

15 (3) The department shall inspect trail signs and designated features twice a
16 year, once before July 1 and once after July 1.

17 (4) Subsection (3) does not apply to snowmobile trails on land under the control
18 of the department that are maintained by snowmobile clubs or other nonprofit
19 organizations.

20 ***b2221/3.93* SECTION 1153pr.** 28.05 (1) of the statutes is amended to read:

21 28.05 (1) LIMITATIONS. Cutting shall be limited to trees marked or designated
22 for cutting by a forester in the professional series of the state classified civil service
23 or by ~~a department-designated~~ an employee of the department of forestry or the
24 department of natural resources who is equally qualified by reason of long, practical
25 experience. The department of forestry, with respect to state forests other than

1 southern state forests, and the department of natural resources with respect to
2 southern state forests, may sell products removed in cultural or salvage cuttings and
3 standing timber designated in timber sale contracts, but all sales shall be based on
4 tree scale or on the scale, measure or count of the cut products. ~~The~~ That department
5 may require that a person purchasing products or standing timber under a timber
6 sale contract provide surety for the proper performance of the contract either directly
7 or through a bond furnished by a surety company authorized to do business in this
8 state.”.

9 *b2221/3.94* **790.** Page 481, line 24: after that line insert:

10 *b2221/3.94* “**SECTION 1153qc.** 28.06 (2m) of the statutes, as affected by 2001
11 Wisconsin Act (this act), is amended to read:

12 28.06 (2m) **SURCHARGE.** A person who purchases a seedling under sub. (2) shall
13 pay, in addition to the price of the seedling charged under sub. (2), a surcharge for
14 each seedling purchased. Beginning on the effective date of this subsection
15 [revisor inserts date], and ending on June 30, 2002, the surcharge shall be 2 cents
16 for each seedling. Beginning on July 1, 2002, the surcharge shall be 3 cents for each
17 seedling. All surcharges collected under this subsection shall be deposited in the
18 conservation forestry fund.

19 *b2221/3.94* **SECTION 1153r.** 28.08 of the statutes is amended to read:

20 **28.08 Income.** All income from state forest lands shall be paid into the state
21 treasury to the credit of the conservation forestry fund.

22 *b2221/3.94* **SECTION 1153rm.** 28.11 (5m) (a) (intro.) of the statutes is
23 amended to read:

1 28.11 (5m) (a) (intro.) The department may make grants, from the
2 appropriation under s. ~~20.370 (5) (bw)~~ 20.375 (2) (w), to counties having lands
3 entered under sub. (4) to fund all of the following for one professional forester in the
4 position of county forest administrator or assistant county forest administrator:”.

5 ***b2221/3.95* 791.** Page 482, line 17: after that line insert:

6 ***b2221/3.95* “SECTION 1153sc.** 28.11 (5r) (b) of the statutes, as created by 2001
7 Wisconsin Act ... (this act), is amended to read:

8 28.11 (5r)(b) The department may make grants, from the appropriation under
9 s. ~~20.370 (5) (bw)~~ 20.375 (2) (w), to counties having lands entered under sub. (4) to
10 fund the cost of activities designed to improve sustainable forestry on the lands.

11 ***b2221/3.95* SECTION 1153t.** 28.11 (8) (a) of the statutes is amended to read:

12 28.11 (8) (a) *Acreage payments.* As soon after April 20 of each year as feasible,
13 the department shall pay to each town treasurer 30 cents per acre, based on the
14 acreage of such lands as of the preceding June 30, as a grant out of the appropriation
15 made by s. ~~20.370 (5) (bv)~~ 20.375 (2) (vm) on each acre of county lands entered under
16 this section.

17 ***b2221/3.95* SECTION 1153u.** 28.11 (8) (b) 1. of the statutes is amended to read:

18 28.11 (8) (b) 1. A county having established and maintaining a county forest
19 under this section is eligible to receive from the state from the appropriations under
20 s. ~~20.370 (5) (bq)~~ 20.375 (2) (t) and ~~(bs)~~ (u) an annual payment as a noninterest
21 bearing loan to be used for the purchase, development, preservation and
22 maintenance of the county forest lands and the payment shall be credited to a county
23 account to be known as the county forestry aid fund. A county board may, by a
24 resolution adopted during the year and transmitted to the department by December

1 31, request to receive a payment of not more than 50 cents for each acre of land
2 entered and designated as “county forest land”. The department shall review the
3 request and approve the request if the request is found to be consistent with the
4 comprehensive county forest land use plan. If any lands purchased from the fund
5 are sold, the county shall restore the purchase price to the county forestry aid fund.
6 The department shall pay to the county the amount due to it on or before March 31
7 of each year, based on the acreage of the lands as of the preceding June 30. If the
8 amounts in the appropriations under s. ~~20.370 (5) (bq)~~ 20.375 (2) (t) and ~~(bs) (u)~~ are
9 not sufficient to pay all of the amounts approved by the department under this
10 subdivision, the department shall pay eligible counties on a prorated basis.

11 ***b2221/3.95* SECTION 1153v.** 28.11 (8) (b) 2. of the statutes is amended to read:

12 28.11 (8) (b) 2. The department may allot additional interest free forestry aid
13 loans on a project basis to individual counties to permit the counties to undertake
14 meritorious and economically productive forestry operations, including land
15 acquisitions. These additional aids may not be used for the construction of
16 recreational facilities or for fish and game management projects. Application shall
17 be made in the manner and on forms prescribed by the department and specify the
18 purpose for which the additional aids will be used. The department shall make an
19 investigation as it deems necessary to satisfy itself that the project is feasible,
20 desirable and consistent with the comprehensive plan. If the department so finds,
21 it may make allotments in such amounts as it determines to be reasonable and
22 proper and charge the allotments to the forestry fund account of the county. These
23 allotments shall be credited by the county to the county forestry aid fund. After
24 determining the loans as required under subd. 1., the department shall make the
25 remainder of the amounts appropriated under s. ~~20.370 (5) (bq)~~ 20.375 (2) (t) and ~~(bs)~~

1 (u) for that fiscal year available for loans under this subdivision. The department
2 shall also make loans under this subdivision from the appropriations under s. ~~20.370~~
3 ~~(5) (bt)~~ 20.375 (2) (um) and ~~(bu)~~ (v).

4 ***b2221/3.95* SECTION 1153w.** 28.11 (9) (am) of the statutes is amended to read:

5 28.11 (9) (am) The acreage loan severance share payments shall be deposited
6 in the ~~conservation~~ forestry fund and credited to the appropriation under s. ~~20.370~~
7 ~~(5) (bq)~~ 20.375 (2) (t), and the project loan severance share payments shall be
8 deposited in the ~~conservation~~ forestry fund and credited to the appropriation under
9 s. ~~20.370 (5) (bu)~~ 20.375 (2) (v).

10 ***b2221/3.95* SECTION 1153x.** 28.11 (9) (ar) 1. of the statutes is amended to
11 read:

12 28.11 (9) (ar) 1. Notwithstanding s. 20.001 (3) (c), if the sum of the
13 unencumbered balances in the appropriations under s. ~~20.370 (5) (bq), (bt)~~ 20.375 (2)
14 (t), (um), and ~~(bu)~~ (v) exceeds \$400,000 on June 30 of any fiscal year, the amount in
15 excess of \$400,000 shall lapse from the appropriation under s. ~~20.370 (5) (bq)~~ 20.375
16 (2) (t) to the ~~conservation~~ forestry fund, except as provided in subd. 2.

17 ***b2221/3.95* SECTION 1153y.** 28.11 (9) (ar) 2. of the statutes is amended to
18 read:

19 28.11 (9) (ar) 2. Notwithstanding s. 20.001 (3) (c), if the amount in the
20 appropriation under s. ~~20.370 (5) (bq)~~ 20.375 (2) (t) is insufficient for the amount that
21 must lapse under subd. 1., the remainder that is necessary for the lapse shall lapse
22 from the appropriation under s. ~~20.370 (5) (bu)~~ 20.375 (2) (v).

23 ***b2221/3.95* SECTION 1153yc.** 28.90 (title) of the statutes is created to read:

24 **28.90 (title) Enforcement.**

25 ***b2221/3.95* SECTION 1153yf.** 28.90 (1) of the statutes is created to read:

1 In testimony whereof, the secretary has hereunto affixed the secretary's
2 signature and the official seal of the department, at its office in the city of Madison,
3 Wisconsin, this day of,

4 (Seal)

STATE OF WISCONSIN

5 DEPARTMENT OF FORESTRY

6 By

7 (3) The department shall furnish to each state forest ranger at the time of the
8 ranger's appointment, a pocket identification folder in the same form and substance
9 as the folder described in s. 23.10 (5), except that the impression shall be the seal of
10 the department.

11 (4) A state forest ranger shall carry the identification folder on his or her person
12 at all times that he or she is on official duty, and a state forest ranger shall, on
13 demand, exhibit the same to any person to whom he or she may represent himself
14 or herself as a state forest ranger.

15 *b2221/3.95* SECTION 1153yj. 28.94 of the statutes is created to read:

16 **28.94 Resisting or falsely impersonating a state forest ranger.** Any
17 person who does any of the following may be fined not more than \$10,000 or
18 imprisoned for not more than 9 months or both:

19 (1) Assaults or otherwise resists or obstructs any state forest ranger in the
20 performance of his or her duties.

21 (2) Falsely represents himself or herself to be a state forest ranger or assumes
22 to act as a state forest ranger without having been first appointed.

23 *b2221/3.95* SECTION 1153ym. 28.98 of the statutes is created to read:

1 **28.98 General penalty provision.** Any person who violates any provision
2 of this chapter or any rule promulgated or order issued under this chapter for which
3 no other penalty is prescribed is subject to a forfeiture of not more than \$100.”.

4 ***b1613/1.1* 792.** Page 483, line 21: delete the material beginning with that
5 line and ending with page 484, line 2.

6 ***b2072/2.1* 793.** Page 484, line 2: after that line insert:

7 ***b2072/2.1* “SECTION 1162h.** 29.089 (1) of the statutes is amended to read:
8 29.089 (1) Except as provided in ~~sub.~~ subs. (3) and (4), no person may hunt or
9 trap on land located in state parks or state fish hatcheries.

10 ***b2072/2.1* SECTION 1162p.** 29.089 (2) of the statutes is amended to read:

11 29.089 (2) Except as provided in ~~sub.~~ subs. (3) and (4), no person may have in
12 his or her possession or under his or her control a firearm on land located in state
13 parks or state fish hatcheries unless the firearm is unloaded and enclosed within a
14 carrying case.

15 ***b2072/2.1* SECTION 1162t.** 29.089 (3) of the statutes is amended to read:

16 29.089 (3) A person may hunt deer, wild turkeys or small game in a state park,
17 or in a portion of a state park, if the state park is open for the purpose of hunting
18 under sub. (4) or if the department has authorized by rule the hunting of that type
19 of game in the state park, or in the portion of the state park, and if the person holds
20 the approvals required under this chapter for hunting that type of game.

21 ***b2072/2.1* SECTION 1162w.** 29.089 (4) of the statutes is created to read:

22 29.089 (4) All land located in a state park shall be open for the purpose of
23 hunting during the appropriate open season to the maximum extent possible if the
24 state park in which the land is located has received any funding from the fish and

1 wildlife account of the conservation fund at any time during the preceding 10 years.
2 The natural resources board may exempt a state park from this requirement.

3 ***b2072/2.1* SECTION 1162wm.** 29.09 of the statutes is created to read:

4 **29.09 Fishing on land in state parks.** The department may not prohibit
5 fishing on land located in a state park during the appropriate open season and shall
6 allow fishing to the maximum extent possible if the state park in which the land is
7 located has received any funding from the fish and wildlife account of the
8 conservation fund at any time during the preceding 10 years. The natural resources
9 board may exempt a state park from this requirement.”.

10 ***b2071/1.1* 794.** Page 484, line 3: delete the material beginning with that
11 line and ending with page 486, line 17.

12 ***b2071/1.2* 795.** Page 487, line 19: delete the material beginning with that
13 line and ending with page 488, line 7.

14 ***b1659/1.1* 796.** Page 488, line 17: after that line insert:

15 ***b1659/1.1* “SECTION 1184m.** 29.519 (2) (e) of the statutes is created to read:
16 29.519 (2) (e) *Retention of licenses.* 1. A commercial fishing licensee who is
17 authorized under the license to conduct commercial fishing operations in the waters
18 of Green Bay may retain the license without conducting any commercial fishing
19 operations as authorized under the license for one period of up to 7 consecutive years.
20 During this period, the commercial fishing licensee may not be required to transfer
21 the license, may not be required to invest in any fishing gear or equipment, and is
22 exempt from paying the applicable fees for the license under s. 29.563.

23 2. A commercial fishing licensee who conducts commercial fishing operations
24 as authorized under the license in the waters of Green Bay may choose for one period

1 of up to 7 consecutive years to be exempt from any minimum requirement on the
2 amount of fish harvested that is established by the department and that applies to
3 the licensee.”.

4 *b2068/1.5* **797.** Page 489, line 10: substitute “50 cents” for “\$1.50”.

5 *b2068/1.6* **798.** Page 489, line 15: after that line insert:

6 *b2068/1.6* **SECTION 1196rk.** 29.566 (1r) of the statutes is created to read:

7 29.566 (1r) ISSUING PAYMENT FOR SPECIAL DEER HUNTING PERMITS. The
8 department shall establish a system under which the department pays each agent
9 appointed under s. 29.024 (6) (a) 2. or 3. a payment of 50 cents each time that the
10 agent uses the statewide automated system contracted for under s. 29.024 (6) (a) 4.
11 to issue to an individual one or more deer hunting permits as authorized under s.
12 29.177. The department shall make these payments by allowing the agent to retain
13 an amount equal to the payments from the amounts that are collected by the agent
14 and that would otherwise be remitted to the department.”.

15 *b1678/2.3* **799.** Page 490, line 5: after that line insert:

16 *b1678/2.3* **SECTION 1197hm.** 29.591 (3) of the statutes is amended to read:

17 29.591 (3) INSTRUCTION FEE. The department shall ~~establish by rule the may~~
18 ~~not charge a fee for the course of instruction under the hunter education program and~~
19 ~~the bow hunter education program. The instructor shall collect this instruction fee~~
20 ~~from each person who receives instruction under the hunter education program and~~
21 ~~the bow hunter education program and remit the fee to the department. The~~
22 ~~department may determine the portion of this fee, which may not exceed 50%, that~~
23 ~~the instructor may retain to defray expenses incurred by the instructor in conducting~~
24 ~~the course. The instructor shall remit the remainder of the fee or, if nothing is~~

1 retained, the entire fee to the department may reimburse instructors for allowable
2 costs, as determined by the department, up to \$5 for each person who receives
3 instruction from that instructor.”.

4 *b2070/1.1* **800.** Page 490, line 17: after that line insert:

5 *b2070/1.1* “SECTION 1225m. 29.89 (1) (intro.) and (a) of the statutes are
6 consolidated, renumbered 29.89 (1) and amended to read:

7 29.89 (1) ~~DEFINITIONS. DEFINITION.~~ In this section: (a) “Charitable “charitable
8 organization” means a nonprofit corporation, charitable trust or other nonprofit
9 association that is described in section 501 (c) (3) of the Internal Revenue Code and
10 that is exempt from taxation under section 501 (a) of the Internal Revenue Code.

11 *b2070/1.1* SECTION 1225r. 29.89 (1) (b) of the statutes is repealed.”.

12 *b2070/1.2* **801.** Page 490, line 24: after that line insert:

13 *b2070/1.2* “SECTION 1228c. 29.89 (3) (c) of the statutes is renumbered 29.89
14 (5) (b) 2. b.”.

15 *b2070/1.3* **802.** Page 491, line 10: delete lines 10 to 14 and substitute:

16 *b2070/1.3* “SECTION 1232c. 29.89 (5) (b) of the statutes is renumbered 29.89
17 (5) (b) 1. and amended to read:

18 29.89 (5) (b) 1. The department shall reimburse counties under this section
19 from the appropriation under s. 20.370 (5) (~~fq~~) (ft).

20 2. c. Moneys are available under s. 20.370 (5) (fq) after first deducting from s.
21 20.370 (5) (fq) payments made for county administrative costs, payments made for
22 wildlife damage abatement assistance, and wildlife damage claim payments under
23 s. 29.889.

1 ***b2070/1.3* SECTION 1232e.** 29.89 (5) (b) 2. (intro.) and a. of the statutes are
2 created to read:

3 29.89 (5) (b) 2. (intro.) The department shall reimburse counties under this
4 section from the appropriation under s. 20.370 (5) (fq) if all of the following apply:

5 a. The total amount of reimbursable costs exceeds the amount available under
6 s. 20.370 (5) (ft).

7 ***b2070/1.3* SECTION 1232f.** 29.89 (5) (b) 2. b. of the statutes, as affected by
8 2001 Wisconsin Act (this act), is repealed.”.

9 ***b2071/1.3* 803.** Page 491, line 20: delete the material beginning with that
10 line and ending with page 492, line 2.

11 ***b2078/1.1* 804.** Page 492, line 2: after that line insert:

12 ***b2078/1.1* “SECTION 1245g.** 30.015 of the statutes is created to read:

13 **30.015 Time limits for issuing permit determinations.** In issuing permits
14 under this chapter, the department shall initially determine whether a complete
15 application for the permit has been submitted and, no later than 60 days after the
16 application is submitted, notify the applicant in writing about the initial
17 determination of completeness. If the department determines that the application
18 is incomplete, the notice shall state the reason for the determination and the specific
19 items of information necessary to make the application complete. An applicant may
20 supplement and resubmit an application that the department has determined to be
21 incomplete. There is no limit on the number of times that an applicant may resubmit
22 an application that the department has determined to be incomplete under this
23 section. The department may not demand items of information that are not specified
24 in the notice as a condition for determining whether the application is complete

1 unless both the department and the applicant agree or unless the applicant makes
2 material additions or alterations to the project for which the application has been
3 submitted.

4 ***b2078/1.1* SECTION 1245p.** 30.02 (3) of the statutes is amended to read:

5 30.02 (3) Upon receipt of a complete permit application or a request for a
6 determination under s. 236.16 (3) (d), the department shall either schedule a public
7 hearing to be held within 60 days after receipt of the application or request or provide
8 notice stating that it will proceed on the application or request without a public
9 hearing if, within 30 days after the publication of the notice, no substantive written
10 objection to issuance of the permit is received or no request for a hearing concerning
11 the determination under s. 236.16 (3) (d) is received. The notice shall be provided
12 to the clerk of each municipality in which the project is located and to any other
13 person required by law to receive notice. The department may provide notice to other
14 persons as it deems appropriate. The department shall provide a copy of the notice
15 to the applicant, who shall publish it as a class 1 notice under ch. 985 in a newspaper
16 designated by the department that is likely to give notice in the area affected. The
17 applicant shall file proof of publication with the department.

18 ***b2078/1.1* SECTION 1245r.** 30.02 (4) (a) of the statutes is amended to read:

19 30.02 (4) (a) If a public hearing is ordered, the division of hearings and appeals
20 shall mail a written notice at least 10 days before the hearing to each person given
21 notice under sub. (3) and in the case of an application for a permit, to any person who
22 submitted a substantive written objection to issuance of the permit. The public
23 hearing shall be conducted within 60 days after the hearing is ordered.

24 ***b2078/1.1* SECTION 1245s.** 30.02 (4) (b) of the statutes is amended to read:

1 30.02 (4) (b) The applicant shall publish a class 1 notice under ch. 985 of the
2 public hearing in a newspaper designated by the department that is likely to give
3 notice in the area affected. The applicant shall file proof of publication under this
4 paragraph with the hearing examiner at or prior to the hearing.”.

5 ***b2076/1.1* 805.** Page 492, line 3: delete lines 3 to 24.

6 ***b2093/1.1* 806.** Page 494, line 8: after that line insert:

7 ***b2093/1.1* “SECTION 1252m.** 30.121 (3g) of the statutes is created to read:

8 30.121 (3g) EXCEPTION; HISTORICAL OR CULTURAL VALUE. Subsection (3) does not
9 apply to the repair or maintenance of a boathouse or a fixed houseboat if the
10 boathouse or fixed houseboat has a historic or cultural value, as determined by the
11 state historical society or a local or county historical society established under s.
12 44.03.”.

13 ***b1707/1.1* 807.** Page 494, line 19: after that line insert:

14 ***b1707/1.1* “SECTION 1255d.** 30.134 (1) (e) of the statutes is repealed.

15 ***b1707/1.1* SECTION 1255h.** 30.134 (2) of the statutes is amended to read:

16 30.134 (2) AUTHORIZATION. Members of the public may use any exposed shore
17 area of a stream without the permission of the riparian ~~to engage in a water-related~~
18 ~~recreational activity~~ only if it is necessary to ~~exit the body of water to bypass an~~
19 obstruction.

20 ***b1707/1.1* SECTION 1255j.** 30.134 (3) (a) (intro.) of the statutes is renumbered
21 30.134 (3) (a) and amended to read:

22 30.134 (3) (a) ~~In engaging in a water-related recreational activity in the using~~
23 an exposed shore area of a stream, as authorized under sub. (2), a member of the
24 public may not ~~do any of the following:~~ enter the exposed shore area except from the

1 water, from a point of public access on the stream, or with the permission of the
2 riparian.

3 *b1707/1.1* SECTION 1255k. 30.134 (3) (a) 1. of the statutes is repealed.

4 *b1707/1.1* SECTION 1255n. 30.134 (3) (a) 2. of the statutes is repealed.

5 *b1707/1.1* SECTION 1255p. 30.134 (3) (a) 3. of the statutes is repealed.

6 *b1707/1.1* SECTION 1255q. 30.134 (3) (a) 4. of the statutes is repealed.

7 *b1707/1.1* SECTION 1255r. 30.134 (3) (a) 5. of the statutes is repealed.

8 *b1707/1.1* SECTION 1255s. 30.134 (3) (a) 6. of the statutes is repealed.

9 *b1707/1.1* SECTION 1255t. 30.134 (3) (a) 7. of the statutes is repealed.

10 *b1707/1.1* SECTION 1255u. 30.134 (3) (b) of the statutes is repealed.

11 *b1707/1.1* SECTION 1255v. 30.134 (5) (intro.) of the statutes is amended to
12 read:

13 30.134 (5) EXCEPTIONS. (intro.) The right granted to the public to engage in
14 ~~recreational activities on~~ under this section to use an exposed shore area of a stream
15 does not apply to any of the following:".

16 *b0841/1.1* **808.** Page 497, line 21: after that line insert:

17 *b0841/1.1* "SECTION 1261gk. 30.204 (1) of the statutes is amended to read:

18 30.204 (1) AUTHORIZATION. Between May 15, 1984, and January 1, ~~2002~~ 2008,
19 the department is authorized to conduct a lake acidification experiment on the lake
20 specified under sub. (2).".

21 *b2207/1.1* **809.** Page 497, line 21: after that line insert:

22 *b2207/1.1* "SECTION 1261k. 30.2026 of the statutes is created to read:

23 **30.2026 Lake Belle View and Sugar River project. (1) AUTHORIZATION.**

24 (a) Subject to the restrictions under sub. (2), the village of Belleville may place fill