



2005 DRAFTING REQUEST

Assembly Amendment (AA-AB100)

Received: 06/04/2005

Received By: **mglass**

Wanted: **Soon**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Hotynski**

This file may be shown to any legislator: **NO**

Drafter: **mglass**

May Contact:

Addl. Drafters:

Subject: **Nat. Res. - parks and forestry**

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

LFB:.....Hotynski -

Topic:

Expenditures from forestry revenues

Instructions:

See Attached

Drafting History:

| <u>Vers.</u> | <u>Drafted</u> | <u>Reviewed</u> | <u>Typed</u> | <u>Proofed</u> | <u>Submitted</u> | <u>Jacketed</u> | <u>Required</u> |
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| /1 | mglass 06/06/2005 | wjackson 06/08/2005 | rschluet 06/08/2005 | _____ | sbasford 06/08/2005 | | |
| /2 | mglass 06/13/2005 | wjackson 06/13/2005 | jfrantze 06/13/2005 | _____ | lnorthro 06/13/2005 | | |
| /3 | btradewe 06/13/2005 | wjackson 06/13/2005 | jfrantze 06/13/2005 | _____ | sbasford 06/14/2005 | | |

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| /4 | rkite 06/14/2005 | wjackson 06/14/2005 | jfrantze 06/14/2005 | _____ | lemery 06/14/2005 | | |
| /5 | mglass 06/15/2005 | wjackson 06/15/2005 | pgreensl 06/15/2005 | _____ | mbarman 06/15/2005 | | |

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FE Sent For:

13 Wlj 6/13

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1/2 WJ 6/13

Handwritten signatures and dates: J 6/13, J/P 6/13

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Topic:

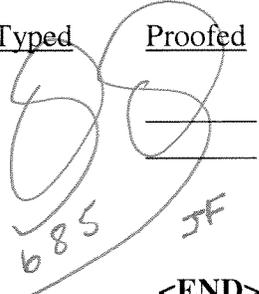
Expenditures from forestry revenues

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<END>

NATURAL RESOURCES -- FORESTRY AND PARKS

Forestry Program Expenditures

Motion: *inventory*

TALK TO BOON / *forested areas on state owned lands?*

done

1. Move to direct DNR to prioritize reducing the backlog of incomplete timber harvest, reconnaissance, and forest inventory work on state-owned land. ~~Provide \$587,000 SEG annually from the forestry account to fund estimated overtime costs relating to forest fire management, in order to allow DNR to fill forestry positions held vacant in order to pay for anticipated overtime costs in excess of amounts provided under the bill.~~

20,370(1)(mv) from (1)(mv)

2. Provide \$150,000 in 2005-06 and \$50,000 on a one-time basis in 2006-07 from the forestry account to North Central Technical College to initiate a program, designed collaboratively with Fox Valley Technical College, to train students to use mechanized equipment for the harvesting of timber.

PG?

(1)(mv)

3. Provide \$50,000 in 2005-06 and \$150,000 beginning in 2006-07 for grants to assist individuals pursuing Master Logger certification through the Wisconsin Professional Loggers Association (WPLA). Direct DNR to implement, through administrative rule, a scholarship program for up to 50% of the costs of individuals pursuing certification. *DNR to give out scholarships*

new

to whom who to administer

(1)(mv)

4. Provide \$1,213,000 forestry SEG in 2005-06 and \$1,113,000 in 2006-07 for payments to local units of government whose taxation district contains land enrolled as closed acreage under MFL. Specify that DNR distribute the funding proportionally between these municipalities, based on the number of closed acres located in each. Direct each municipality, in turn, to pay the county treasurer 20% of the amount received.

was drafted in previous budgets

(1)(mv)

5. Provide \$100,000 forestry SEG in 2006-07 only to the Paper Industry Hall of Fame, Inc., to support the development and operation of the Paper Discovery Center in Appleton, Wisconsin.

funding?

0160646

6. Delete the current requirement that DNR prepare a management plan for private forest landowners intending to enroll property under MFL. Instead, allow DNR to prepare such plans, and direct DNR to establish, by rule, on an annual basis a fee that the Department would charge to prepare a management plan, or to contract for a certified plan writer to prepare a plan for the landowner. Require DNR to base the fee on the comparable commercial market rate that would be charged for such a plan. This fee would be charged in addition to any recording or other fee required under current law. However, the current law requirement that any MFL application submitted without a management plan prepared by DNR or a certified plan writer be charged an

additional \$280 would be deleted. Any applications for enrollment under MFL that are received by the Department by May 31, 2005, would be processed under current law provisions. However, specify that any applications received beginning June 1, 2005, would be subject to the provisions included in the motion. Revenues generated by the fee would be available for both contracting and DNR forestry staff costs. The first \$280 of each fee collected for the preparation of a management plan would be deposited in the existing continuing appropriation for contracting for forest management plans. Any additional funds would be available for general forestry account expenditures.

20.370
(1) (CZ)

7. Create a new continuing appropriation for revenues received from the sale of timber harvested from state forests or land under the management or control of the Division of Forestry in excess of \$3.77 million for 2005-06 and 2006-07 (the amount expected under current law), and for all revenues received from the sale of timber from these properties in subsequent biennia.

26.38 ✓

a. From this continuing appropriation, provide an additional \$400,000 (or the amount available under the appropriation, whichever is less) annually in private forest grants to owners of 500 acres or less of non-industrial private forest land¹.

26.385 ✓

~~26~~

b. After allocating funds for private forest grants, provide \$500,000 (or the remaining amount available under the appropriation, whichever is less) in 2006-07 and \$3.5 million in 2007-08 only to fund a biomass (byproducts and waste generated by forestry practices) grant program within DNR. Specify that under the program DNR may make grants for: (1) research and development of technologies that use forestry biomass as energy sources; (2) encourage the use of forestry biomass as energy sources; (3) increase the beneficial uses of forestry biomass; and (4) encourage the development of bio-chemicals from forestry bio-mass. Specify that a grant, to the extent allowed by federal law, would not exceed \$300,000 for one project, of which up to \$150,000 could be for planning and \$150,000 for implementation and that a grant would not be allowed to exceed 50% of project costs. Specify forestry SEG revenues may only be used by DNR for state matching requirements for federal forestry biomass grants.

26.40

c. After allocating the amounts specified for these two purposes from the continuing appropriation, provide \$250,000 (or the remaining amount available under the appropriation, whichever is less) annually to support a forestry education grant program within DNR. Direct DNR to use this funding to award grants to nonprofit organizations to develop forestry educational programs and instructional materials for use in public schools. Specify that DNR may not award a grant unless it enters into a memorandum of understanding with the grant recipient and the director of the timber management program at the University of Wisconsin-Stevens Point regarding the use of the funds². Further, delete an appropriation in the Department of Commerce that had previously been used for this purpose.

26.39
(3m)

d. After allocating the amounts specified for the preceding three purposes from the continuing appropriation, provide \$446,000 (or the remaining amount available under the appropriation, whichever is less) annually to provide funding to school districts that have school forests for the purpose of transporting students to and from the school forest. Direct DNR to

develop administrative rules to administer this program, including educational and forest management requirements that school districts must meet in order to receive funding for this purpose.

38.04
(29)

e. After allocating the amounts specified for the preceding four purposes from the continuing appropriation, direct DNR to provide \$100,000 (or the remaining amount available under the appropriation, whichever is less) annually to the Wisconsin Technical College System (WTCS) for a Master Logger apprenticeship grant program. Direct the Technical College System Board to use the available funding to award grants to businesses that provide technical college students with forest product internships for the purpose of placing eligible apprentices with loggers who are certified by the Wisconsin Professional Loggers Association as "Master Loggers".

26.39
(3r)

f. After allocating the amounts specified for the preceding five purposes from the continuing appropriation, provide \$100,000 (or the remaining amount available under the appropriation, whichever is less) annually for forestry internships. Direct DNR to use the funding to provide internships to University of Wisconsin System students who are enrolled in a course of study that would result in a bachelor's or higher degree in forestry. Direct the Department to establish an application process and criteria for receipt of an internship under administrative rule.

*family program
delete*

Note:

1. Under current law, \$1,250,000 SEG is provided annually under the private forest grant program. Grants are available for the cost of developing and implementing forest stewardship management plans by owners of 500 acres or less of non-industrial private forest land. Management plans funded under this program are required to contain practices that protect and enhance: (a) soil and water quality; (b) endangered, threatened or rare forest communities; (c) sustainable forestry; (d) habitat for fish and wildlife; and (e) the recreational, aesthetic and environmental benefits that the forest land provides. Under administrative rule, grants are to be given for not less than 50%, but not more than 65% of eligible costs, with a maximum grant amount of \$10,000. DNR gives preference to projects that are directed to accomplish one or more of the following: (a) establish or reestablish forests through regeneration; (b) improve forest stand productivity, vigor, health or value; (c) encourage sustainability; (d) provide protection of soil and water resources; (e) include additional land under written forest stewardship management plans; (f) provide protection and enhancement of riparian areas and wetlands; (g) provide protection and enhancement of terrestrial wildlife habitat; or (h) provide endangered, threatened, or rare species habitat enhancement and natural community habitat maintenance and enhancement.

2. The forestry education grant program was created under 1997 Act 27 within the Department of Commerce, and was funded at \$250,000 annually from the forestry account. Funding for this program was deleted under 2003 Act 33. The motion would restore funding for the program, but in DNR.

The following table shows the maximum amount, by year, provided from the continuing timber harvest appropriation created in the motion. Under the motion each program would be funded to the extent of available revenues, by priority, as shown in Table 1. That is, private forestry grants would be funded first, then the next program and so on until all revenues are committed.

TABLE 1

Appropriations from Timber Harvest Revenues

| <u>Program</u> | <u>2005-06</u> | <u>2006-07</u> | <u>2007-08</u> |
|---|----------------|----------------|----------------|
| a. Private Forestry Grants | \$400,000 | \$400,000 | \$400,000 |
| b. Biomass Grant Program | 0 | 500,000 | 3,500,000 |
| c. Forestry Education Grant Program | 250,000 | 250,000 | 250,000 |
| d. School Forest Transportation Program | 446,000 | 446,000 | 446,000 |
| e. Master Logger Apprenticeship Program | 100,000 | 100,000 | 100,000 |
| f. Forestry Internships | <u>100,000</u> | <u>100,000</u> | <u>100,000</u> |
| | \$1,296,000 | \$1,796,000 | \$4,796,000 |

The new appropriation would receive timber revenues in excess of those anticipated under the bill (\$3.77 million each year) during the 2005-07 biennium to begin to support six new forestry initiatives, as shown in Table 1. Effective July 1, 2007, the continuing appropriation would receive all revenues from timber sales occurring on state forest land under the control or management of the Division of Forestry. Several items would be expected to increase anticipated revenues to the forestry account from timber harvest sales, including the Joint Committee on Finance's prior action to restore 34.75 forestry positions deleted under the bill, and provisions included under the motion that would fund the Division of Forestry's anticipated overtime costs associated with forest fire suppression (allowing the Division to fill existing vacancies held open to generate savings for this purpose).

Further, the motion would remove the requirement that DNR prepare MFL plans for landowners who request them. Rather, landowners would be encouraged to use private consulting foresters directly, or would be required to pay DNR market rates for the preparation of a management plan. This change is expected to reduce the number of plans that the Department is required to prepare, freeing up additional forestry staff to address other issues. (Although rates for individual plans may vary significantly, an average rate of approximately \$770 is currently paid by DNR for contracts to prepare MFL plans.) The motion would also direct DNR to prioritize reducing the backlog of incomplete timber harvest, reconnaissance, and forestry inventory work on state-owned land, therefore timber harvests on state owned land would be likely to increase in subsequent years until the existing backlog (estimated at approximately 170,000 acres) is addressed.

Several factors are likely to affect the rate at which the forestry account experiences an

increase in revenues as a result of these efforts, including the timing of timber sales, the length of time required for private timber contractors to complete marked harvests, the ability of the Division of Forestry to hire and train foresters to assist with the work, and market conditions at the time of harvest. While the timing is uncertain, increased revenues of up to \$870,000 may be received in 2006-07. However, it should be noted that as revenues from timber sales are returned to the account of the conservation fund that is responsible for funding the property's management costs, not all funds will be deposited to the forestry account. For example, if the timber harvest occurs on property managed by the Bureau of Wildlife Management for public hunting, revenues from the harvest would be deposited to the fish and wildlife account. Of the timber sale revenues received annually, an average of over 70% has been credited to the forestry account. If this trend continues, the forestry account may be expected to receive, perhaps, \$600,000 in additional revenues from increased timber sales in 2006-07. Revenues to the timber harvest appropriation could, potentially, increase to over \$5.8 million in 2007-08 (\$3.77 million under current law and an additional \$2 million under the motion) and \$7.7 million in 2008-09.

Under the bill, and Committee action to date, the forestry account of the conservation fund would be expected to have a June 30, 2007, balance of approximately \$4.35 million. Expenditures from the available balance of the forestry account would total \$4 million under the motion (as shown in Table 2). Consequently, the forestry account would be expected to have a balance of approximately \$350,000 on June 30, 2007.

TABLE 2

| | Funding | |
|---|----------------|----------------|
| | <u>2005-06</u> | <u>2006-07</u> |
| <u>Expenditure Adjustments</u> | | |
| Forestry Overtime | 587,000 | 587,000 |
| Payments to Local Units of Government | 1,213,000 | 1,113,000 |
| Paper Discovery Center | | 100,000 |
| North Central Technical College Training | 150,000 | 50,000 |
| Master Logger Scholarships | <u>50,000</u> | <u>150,000</u> |
| Total | \$2,000,000 | \$2,000,000 |
| Net Change to Forestry Account Ending Balance | | -\$4,000,000 |

[Change to Bill: \$4,600,000 SEG, \$600,000 SEG-REV]

2005 - 2006 LEGISLATURE

LRBb0270/7
MGG/PG:1:...

CR
1
WJ

soon

LFB:.....Hotynski - Expenditures from forestry revenues

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT,
TO 2005 ASSEMBLY BILL 100

1 At the locations indicated, amend the bill as follows:

2 ~~(END)~~



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT,
TO 2005 ASSEMBLY BILL 100

1 ~~At the locations indicated, amend the bill as follows:~~

2 ✓ 1. Page 300, line 6: after that line insert:

3 “SECTION 156m. 20.143 (1) (t) of the statutes is repealed.”.

4 ✓ 2. Page 316, line 10: after that line insert:

5 “SECTION 221m. 20.292 (1) (km) of the statutes is created to read:

6 20.292 (1) (km) *Master logger apprenticeship grants*. All moneys transferred
7 under s. 28.085 (5) for master logger apprenticeship grants under s. 38.04 (29).”.

8 ✓ 3. Page 317, line 14: after that line insert:

9 “SECTION 225g. 20.370 (1) (cx) of the statutes is amended to read:

10 20.370 (1) (cx) *Forestry — management plans*. All moneys received under s.
11 77.82 (2m) (dm) for payment for management plans prepared by the department or
12 by plan writers who are under contract with the department under s. 77.82 (3).

1 **SECTION 225m.** 20.370 (1) (cz) of the statutes is created to read:

2 20.370 (1) (cz) *Forestry — timber sale revenue.* All moneys received, in excess
3 of \$3,770,000 for each fiscal year, from the sale of timber from state forests and other
4 state-owned lands under the supervision, management, or control of the division of
5 forestry for the programs and purposes under s. 28.085.

6 **SECTION 225p.** 20.370 (1) (cz) of the statutes, as created by 2005 Wisconsin Act
7 ... (this act), is amended to read:

8 **20.370 (1) (cz) Forestry—timber sale revenue.** All moneys received, ~~in excess~~
9 of \$3,770,000 for each fiscal year, from the sale of timber from state forests and other
10 state-owned lands under the supervision, management, or control of the division of
11 forestry for the programs and purposes under s. 28.085.”.

12 √ **4.** Page 318, line 11: after that line insert:

13 “**SECTION 230m.** 20.370 (1) (mv) of the statutes is amended to read:

14 20.370 (1) (mv) *General program operations — state funds; forestry.* The
15 amounts in the schedule for general program operations that relate to the
16 management and protection of the state’s forestry resources and that are conducted
17 under ss. 23.09 to 23.11 and 27.01, subch. VI of ch. 77, and chs. 26 and 28. All moneys
18 received under s. 77.82 (3) (g) shall be credited to this appropriation.”.

INSERT
2-18

19 √ **5.** Page 395, line 10: after that line insert:

20 “**SECTION 541b.** 26.385 of the statutes is created to read:

21 **26.385 Forestry research and development grants.** (1) In this section,
22 “forestry biomass” means byproducts and waste generated by the practice of forestry
23 on forestry lands.

1 (2) The department may use the moneys allocated under s. 28.085 (2) for grants
2 to nonprofit organizations experienced in the commercialization of energy
3 technologies for any of the following projects:

4 (a) Research and development of technologies for using forestry biomass as
5 energy sources.

6 (b) Encouraging the use of forestry biomass as energy sources.

7 (c) Increasing the beneficial use of forestry biomass.

8 (d) Encouraging the development of biochemicals from forestry biomass.

9 (3) The department may provide the recipient of a grant under this section with
10 not more than \$300,000, of which not more than \$150,000 may be for planning and
11 not more than \$150,000 may be for implementation.

12 (4) The department may provide funding only for grants under this section that
13 match funding provided by the federal government for forestry biomass research and
14 development.

15 (5) The total amount of federal funding and funding from a grant under this
16 section may not exceed 50 percent of the total cost of the project.

17 ⁽⁵⁾ ~~SECTION 541e.~~ 26.39 ⁽⁵⁾ ~~(3m)~~ of the statutes is created to read:

18 ⁽⁵⁾ 26.39 ⁽⁵⁾ ~~(3m)~~ FUNDING FOR SCHOOL FORESTS. The department shall use the moneys
19 allocated under s. 28.085 (4) to provide funding to school districts that have school
20 forests for the purposes of maintaining the school forests and for transporting pupils
21 to and from the school forests. The department shall promulgate rules to implement
22 and administer this subsection, including educational and forest management
23 requirements that school districts must meet to receive funding under this
24 subsection.

25 ⁽⁶⁾ ~~SECTION 541j.~~ 26.39 ⁽⁶⁾ ~~(3n)~~ of the statutes is created to read:

— INSERT
3-16

1 26.39 ⁽⁶⁾ ~~(37)~~ FORESTRY INTERNSHIPS. The department shall use the moneys
 2 allocated under s. 28.085 (6) to provide internships to University of Wisconsin
 3 System students who are enrolled in a course of study that will result in a bachelor's
 4 or higher degree in forestry. The department shall promulgate rules establishing the
 5 application process and the criteria for receipt of an internship under this subsection. ⁽¹⁾

INSERT
4-5

6 **SECTION 541n.** 26.41 of the statutes is created to read:

7 **26.41 Forest certification incentive program.** (1) In this section:

8 (a) "Certification" means a determination by an independent 3rd-party
 9 certifying organization accredited by the forest stewardship council or the
 10 sustainable forestry initiative that private forest land meets the standards of the
 11 forest stewardship council or the sustainable forestry initiative and the goals of
 12 sustainable forestry.

13 (b) "Sustainable forestry" has the meaning given in s. 28.04 (1) (e).

14 (2) The department shall use the moneys allocated under s. 28.085 (7) to
 15 provide funding to landowners to obtain certification of private forest lands.

16 (3) The department shall promulgate rules to establish the application process
 17 and the criteria for receipt of funding under this section.

18 (4) The department shall pay each private landowner who is eligible to receive
 19 funding under this section, as determined by the department by rule, an amount
 20 equal to \$5 for each acre of forest land owned by the landowner.

21 (5) An owner of private forest land is not eligible to receive funding under this
 22 section if the owner's private forest land is designated as managed forest land under
 23 subch. VI of ch. 77.

24 **SECTION 541t.** 26.42 of the statutes is created to read:

1 **26.42 Forest certification grant program.** The department shall use the
 2 moneys allocated under s. 28.085 (8) for a program to award cost-sharing grants to
 3 private associations to become accredited by independent 3rd-party forest
 4 certification organizations recognized by the forest stewardship council or the
 5 sustainable forestry initiative. The department may award cost-sharing grants
 6 under this section to eligible private associations for up to 75 percent of an eligible
 7 association's costs. The department shall promulgate rules to implement and
 8 administer this program including the application process and criteria for receiving
 9 a grant under this section.”

INS 5-9

6. Page 397, line 24: after that line insert:

INS 5-10

SECTION 557m. 28.085 of the statutes is created to read:

28.085 Timber sales; use of revenues. From the appropriation under s.
20.370 (1 (cz), the department shall do all of the following:

(1) Allocate for private forest grants under s. 26.38 for each fiscal year,
beginning with fiscal year 2005-06, \$400,000 or the amount available under the
appropriation for the fiscal year, whichever is less.

(2) After allocating the amount required under sub. (2), allocate for forestry
research and development grants under s. 26.385 for fiscal year 2006-07 ^{\$ 500,000} \$4,000,000
or the remaining amount available under the appropriation for fiscal year 2006-07,
whichever is less.

(3) After allocating the amounts required under subs. (1) and (2), allocate for
the forestry education grant program under s. 26.40 for each fiscal year, beginning
with fiscal year 2005-06, \$250,000 or the remaining amount available under the
appropriation for the fiscal year, whichever is less.

1 (4) After allocating the amounts required under subs. (1) to (3), allocate for
2 school forest transportation funding under s. 26.39 ^{(5)✓} ~~(3m)~~ for each fiscal year,
3 beginning with fiscal year 2005–06, \$446,000 or the remaining amount available
4 under the appropriation for the fiscal year, whichever is less.

5 (5) After allocating the amounts required under subs. (1) to (4), allocate for
6 transfer to the appropriation under s. 20.292 (1) (km) [✓] for master logger
7 apprenticeship grants under s. 38.04 [✓] (29) for each fiscal year, beginning with fiscal
8 year 2005–06, \$100,000 or the remaining amount available under the appropriation
9 for the fiscal year, whichever is less.

10 (6) After allocating the amounts required under subs. (1) to (5), allocate for
11 forestry internships under s. 26.39 ⁽⁶⁾ ~~(3r)~~ for each fiscal year, beginning with fiscal year
12 2005–06, \$100,000 or the remaining amount available under the appropriation for
13 the fiscal year, whichever is less. [✓] ~~2/0~~

14 (7) After allocating the amounts required under subs. (1) to (6), allocate for the
15 forest certification incentive program under s. 26.41 for each fiscal year, beginning
16 with fiscal year 2005–06, \$100,000 or the remaining amount available under the
17 appropriation for the fiscal year, whichever is less.

18 (8) After allocating the amounts required under subs. (1) to (7), allocate for the
19 forest certification grant program under s. 26.42 for each fiscal year, beginning with
20 fiscal year 2005–06, \$100,000 or the remaining amount available under the
21 appropriation for the fiscal year, whichever is less.”

22 [✓] 7. Page 426, line 2: after that line insert:

23 “SECTION 707m. 38.04 (29) of the statutes is created to read:

1 38.04 (29) MASTER LOGGER APPRENTICESHIP GRANTS. The board shall use the
2 moneys appropriated under s. 20.292 (1) (km) to award grants to businesses that
3 provide technical college students with forest product internships for the purpose of
4 placing eligible apprentices with loggers who are certified by the Wisconsin
5 Professional Loggers Association as master loggers.”.

6 √ 8. Page 839, line 2: after that line insert:

7 “SECTION 1684b. 77.82 (2m) (a) of the statutes is repealed and recreated to
8 read:

9 77.82 (2m) (a) 1. A petition under sub. (2), (4m), or (12) shall be accompanied
10 by a nonrefundable application recording fee of \$20 unless a different amount for the
11 recording fee is established by the department.

12 2. If a petition under sub. (2), (4m), or (12) is not accompanied by any proposed
13 management plan or by a proposed management plan that meets the requirements
14 under par. (c), the department shall charge the plan preparation fee established
15 under par. (am).

16 SECTION 1684c. 77.82 (2m) (a) 2. of the statutes, as affected by 2005 Wisconsin
17 Act (this act), is amended to read:

18 77.82 (2m) (a) 2. If a petition under sub. (2), (4m), or (12) is not accompanied
19 by any a proposed management plan ~~or by a proposed management plan that meets~~
20 ~~the requirements under par. (c)~~, the department shall charge the plan preparation
21 fee established under par. (am).

22 SECTION 1684d. 77.82 (2m) (am) of the statutes is created to read:

23 77.82 (2m) (am) The department shall by rule establish on an annual basis a
24 fee that the department shall charge for a management plan prepared by the

1 department itself or by a certified plan writer contracted by the department. The fee
2 shall be based on the comparable commercial market rate that is charged for
3 preparation of such management plans.

4 **SECTION 1674e.** 77.82 (2m) (b) of the statutes, as affected by 2003 Wisconsin
5 Act 228, is repealed.

6 **SECTION 1684f.** 77.82 (2m) (c) (intro.) of the statutes is amended to read:

7 77.82 (2m) (c) (intro.) A proposed management plan that ~~qualifies for the~~
8 ~~reduced fee under par. (b)~~ is exempt from the plan preparation fee under par. (a) 2.
9 shall be one of the following:

10 **SECTION 1684g.** 77.82 (2m) (c) of the statutes, as affected by 2005 Wisconsin
11 Act (this act), is repealed.

12 **SECTION 1684h.** 77.82 (2m) (d) 1. of the statutes is renumbered 77.82 (2m) (d)
13 and amended to read:

14 77.82 (2m) (d) ~~All the fees collected under this subsection shall be deposited~~
15 ~~in the conservation fund. All of the recording fees collected under par. (b) (a) 1. and~~
16 ~~\$20 of each \$300 fee collected under par. (a) shall be credited to the appropriation~~
17 ~~under s. 20.370 (1) (cr), except as provided under subd. 2.~~

18 **SECTION 1684j.** 77.82 (2m) (d) 2. of the statutes is repealed.

19 **SECTION 1684k.** 77.82 (2m) (dm) of the statutes is amended to read:

20 77.82 (2m) (dm) ~~The~~ All of the plan preparation fees collected under pars. (a)
21 2. and (e) ~~that are not credited to the appropriation under s. 20.370 (1) (cr)~~ shall be
22 credited to the appropriation under s. 20.370 (1) (cx).

23 **SECTION 1684L.** 77.82 (2m) (e) of the statutes is amended to read:

24 77.82 (2m) (e) If a management plan accompanying a petition filed under sub.
25 (2), (4m), or (12) is not approved by the department under its initial review under sub.

1 (3) (a), the department shall collect from the petitioner a fee in an amount equal to
2 ~~\$300 less the amount the petitioner paid under par. (b)~~ the plan preparation fee
3 established under par. (am).

4 **SECTION 1684m.** 77.82 (3) (b) of the statutes is amended to read:

5 77.82 (3) (b) If the petitioner requests that the department prepare the
6 management plan, the department shall may comply with the request.

7 **SECTION 1684q.** 77.82 (3) (g) of the statutes is amended to read:

8 77.82 (3) (g) The department shall promulgate rules specifying the
9 qualifications that a person must satisfy to become a certified plan writer. For
10 management plans prepared by the department under this subsection, the
11 department may contract with plan writers certified by the department to prepare
12 these plans. The department shall by rule establish on an annual basis a fee that
13 the department will charge for a management plan prepared by the department
14 itself or by a certified plan writer contracted by the department. The fee shall be
15 based on the comparable commercial market rate that is charged for preparation of
16 such management plans. This fee shall be charged in addition to any other fee
17 imposed under sub. (2m) or (4) and s. 77.88 (2) (d) and shall be credited to the
18 appropriation under s. 20.370 (1) (mv).

19 **SECTION 1684s.** 77.82 (4) of the statutes is amended to read:

20 77.82 (4) ADDITIONS TO MANAGED FOREST LAND. An owner of land that is
21 designated as managed forest land under an order that takes effect on or after April
22 28, 2004, may petition the department to designate as managed forest land an
23 additional parcel of land in the same municipality if the additional parcel is at least
24 3 acres in size and is contiguous to any of that designated land. The petition shall
25 be accompanied by a ~~nonrefundable \$20 application~~ the nonrefundable recording fee

1 ~~unless a different amount for the fee is established by the department by rule at an~~
2 ~~amount equal to the average expense to the department of recording an order issued~~
3 ~~under this subchapter established under sub. (2m) (a) 1.~~ The recording fee shall be
4 deposited in the conservation fund and credited to the appropriation under s. 20.370
5 (1) (cr). The petition shall be filed on a department form and shall contain any
6 additional information required by the department.

7 **SECTION 1684v.** 77.88 (2) (d) 1. of the statutes is renumbered 77.88 (2) (d) and
8 amended to read:

9 77.88 (2) (d) Within 10 days after a transfer of ownership, the former owner
10 shall, on a form provided by the department, file with the department a report of the
11 transfer signed by the former owner and the transferee. The report shall be
12 accompanied by a \$100 fee which shall be deposited in the conservation fund. Twenty
13 dollars of the fee or a different amount of the fee as may be established under ~~subd.~~
14 ~~2. s. 77.82 (2m) (a) 1.~~ shall be credited to the appropriation under s. 20.370 (1) (cr).
15 The department shall immediately notify each person entitled to notice under s.
16 77.82 (8).

17 **SECTION 1684w.** 77.88 (2) (d) 2. of the statutes is repealed.”.

18 ↓ **9.** Page 1030, line 12: after that line insert:

19 “**SECTION 2361m.** 560.18 of the statutes is renumbered 26.40, and 26.40 (1m),
20 as renumbered, is amended to read:

21 26.40 (1m) ~~From the appropriation under s. 20.143 (1) (t), the~~ The department
22 may award grants to nonprofit organizations to develop forestry educational
23 programs and instructional materials for use in the public schools. The department
24 may not award a grant unless it enters into a memorandum of understanding with

1 the grant recipient and the director of the timber management program at the
2 University of Wisconsin–Stevens Point regarding the use of the funds.”

3 **10.** Page 1114, line 22: after that line insert: — INSERT 11-2 ✓

4 “(2k) MANAGED FOREST LAND PETITIONS. The treatment of sections 77.82 (2m)
5 (am), (b), (c) (intro.), (d) 1. and 2., (dm) and (e) and (4) and 77.88 (2) (d) 1. and 2. of
6 the statutes and the repeal and recreation of section 77.82 (2m) (a) of the statutes
7 first apply to petitions that are submitted under the managed forest land program
8 on May 31, 2005, for initial designations for conversions of forest croplands to
9 managed forest land, for renewing orders designating managed forest land, and for
10 transfers of ownership of managed forest land.”

11 **11.** Page 1127, line 17: after that line insert:

12 “(7k) TIMBER SALE REVENUES. The amendment of section 20.370 (1) (cz) of the
13 statutes takes effect on June 30, 2007.

14 (8k) MANAGED FOREST LAND PETITIONS. The treatment of sections 77.82 (2m) (a)
15 2. and (c) of the statutes takes effect on November 1, 2005.”

16 (END)

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Insert 2-18
Page 383, line 18: after that line insert:

SECTION 490m. 23.09 (18m) of the statutes is created to read:

23.09 (18m) MANAGED FOREST LANDS AID^s FOR CLOSED LANDS. (a) In this subsection "municipality" means town, village, or city.

(b) For fiscal year 2005-06 and fiscal year 2006-07, from the appropriation under s. 20.370 (1) (mv), the department shall make payments to each municipality that has land entered on the tax roll as closed land under s. 77.84 (1) on July 1 of the applicable fiscal year.

(c) The amount of the payment made in a fiscal year to an eligible municipality shall equal the municipality's proportionate share of ^{the} annual amount. The annual amount for fiscal year 2005-06 is \$1,213,000. The annual amount for fiscal year 2006-07 is \$1,113,000.

(d) An eligible municipality's proportionate share shall equal the number of acres within its boundaries that ~~are~~^{is} entered on the tax roll as closed land under s. 77.84 (1) on July 1 of the fiscal year divided by the total number of acres that ~~are~~^{is} entered on the tax roll as closed land under s. 77.84 (1) throughout the state on that same date multiplied by the applicable annual amount as specified under paragraph

(c).

(e) Each municipality shall pay to the county in which the municipality is located 20% of the amounts the municipality receives under this subsection for closed land located in that county."

Insert 3-16

SECTION 541c. 26.39 (title) of the statutes is amended to read:

1 **26.39 (title) Forestry education and training.**

2 History: 2001 a. 16, 109.

2 **SECTION 541d.** 26.39 (4) (title) of the statutes is repealed.

3 **SECTION 541e.** 26.39 (4) (a) of the statutes is repealed.

4 **SECTION 541f.** 26.39 (4) (b) of the statutes is renumbered 28.06 (2m) (b) and
5 amended to read:

6 28.06 (2m) (b) For fiscal year 2002-03 and each fiscal year thereafter, the
7 department shall credit 50% of the moneys received as surcharges under s. 28.06
8 (2m) par. (a) during the applicable fiscal year to the appropriation account under s.
9 20.370 (1) (cu) and the remaining 50% to the appropriation account under s. 20.370
10 (1) (cv).

(END INSERT 3-6)

11 History: 2001 a. 16, 109.

11 **SECTION 541m.** 26.39 (7) of the statutes is created to read:

12 26.39 (7) LOGGING CERTIFICATION SCHOLARSHIPS. (a) From the appropriation
13 under s. 20.370 (1) (mv), the department shall establish a scholarship grant program
14 to assist individuals who are seeking certification by the Wisconsin Professional
15 Loggers Association as master loggers. A scholarship grant under the program may
16 not exceed 50% of the total cost of receiving the certification. The department shall
17 promulgate rules that establish criteria for the program.

18 (b) The department shall allocate \$50,000 for fiscal year 2005-06 and \$150,000
19 for each subsequent fiscal year for scholarship grants under this program.”

(END INSERT 4-5)

Insert 5-9

Page 403, line 20: after that line insert

21 **SECTION 577g.** 28.06 (2m) of the statutes is renumbered 28.06 (2m) (a) and
22 amended to read:

23 28.06 (2m) (a) A person who purchases a seedling under sub. (2) shall pay, in
24 addition to the price of the seedling charged under sub. (2), a surcharge for each

INSERT 4-5

16

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INSERT 5-10

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1 seedling purchased. Beginning on September 1, 2001, and ending on June 30, 2002,
2 the surcharge shall be 2 cents for each seedling. Beginning on July 1, 2002, the
3 surcharge shall be 3 cents for each seedling. All surcharges collected under this
4 subsection paragraph shall be deposited in the conservation fund.

History: 1975 c. 365; 1981 c. 59; 1983 a. 422; 1985 a. 153; 1987 a. 27; 1993 a. 16; 2001 a. 16.

5 **SECTION 577j. 28.075** of the statutes is created to read:

6 **28.075 Forestry research and surveying.** (1) The department shall
7 undertake and maintain a state inventory of forested areas on land owned by the
8 state.

9 (2) The department in performing its duties under this chapter shall prioritize
10 the completion of inventory work regarding forested areas on land owned by the
11 state, including inventory work regarding the surveying of, and the harvesting from,
12 these forested areas.

13 **Insert 11-2**

14 ~~#1~~. Page 108, line 5: after that line insert:

15 “(4) **EMERGENCY RULES FOR FEES FOR MANAGED FOREST LAND PLANS.** Using the
16 procedure under section 227.24 of the statutes, the department of natural resources
17 shall promulgate the rule required under section 77.82 (2m) (am) of the statutes, as
18 created by this act, for the period before the effective date of the permanent rule
19 promulgated under section 77.82 (2m) (am) of the statutes, as created by this act,
20 but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the
21 statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the
22 department of natural resources is not required to provide evidence that
23 promulgating a rule under this subsection as an emergency rule is necessary for the

1 preservation of the public peace, health, safety, or welfare and is not required to
2 provide a finding of emergency for a rule promulgated under this subsection.

3 (5) PAPER INDUSTRY HALL OF FAME. From the appropriation under ^{section} ~~section~~
4 20.370 (1) (mv) of the statutes, ^{as affected by this act,} the department of natural resources shall provide
5 \$100,000 in fiscal year 2006-07 to the Paper Industry International Hall of Fame,
6 Inc., in the city of Appleton for the development and operation of an exhibit in the
7 Hall known ^{as} the Paper Discovery Center.

8 (6) MECHANIZED EQUIPMENT TRAINING PROGRAM. From the appropriation under
9 section 20.370 (1) (mv) of the statutes, ^{as affected by this act,} the department of natural resources shall
10 provide \$150,000 in fiscal year 2005-06 and \$50,000 in fiscal year 2006-07 to ^{the} ~~North~~ ^{STET}
11 Central Technical College to initiate a program, designed in collaboration with the
12 ^{for} Valley Technical College, ^{to} train students to use mechanized equipment for the
13 harvesting of timber.”.