

2009 DRAFTING REQUEST

Bill

Received: 01/07/2009

Received By: **rkite**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Wavrunek**

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

Drafter: **rkite**

May Contact:

Add. Drafters:

Subject: **Nat. Res. - miscellaneous**
Nat. Res. - fish and game

Extra Copies: **MGG**

Submit via email: **NO**

Pre Topic:

DOA:.....Wavrunek, BB0349 -

Topic:

Wildlife damage claim payment amounts

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>
/?				_____			State
/1	rkite 01/08/2009	wjackson 01/09/2009	phenry 01/12/2009	_____	lparisi 01/12/2009		State
/2	rkite 01/22/2009	wjackson 01/23/2009	chanaman 01/23/2009	_____	chanaman 01/24/2009		

FE Sent For:

<END>

2009 DRAFTING REQUEST

Bill

Received: **01/07/2009**

Received By: **rkite**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Wavrunek**

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

Drafter: **rkite**

May Contact:

Addl. Drafters:

Subject: **Nat. Res. - miscellaneous**
Nat. Res. - fish and game

Extra Copies: **MGG**

Submit via email: **NO**

Pre Topic:

DOA:.....Wavrunek, BB0349 -

Topic:

Wildlife damage claim payment amounts

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>
/?				_____			State
/1	rkite 01/08/2009	wjackson 01/09/2009	phenry 01/12/2009	_____	lparisi 01/12/2009		

FE Sent For:

1/2 WJ 1/23

<END>

2009 DRAFTING REQUEST

Bill

Received: **01/07/2009**

Received By: **rkite**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Wavrunek**

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

Drafter: **rkite**

May Contact:

Addl. Drafters:

Subject: **Nat. Res. - miscellaneous**
Nat. Res. - fish and game

Extra Copies: **MGG**

Submit via email: **NO**

Pre Topic:

DOA:.....Wavrunek, BB0349 -

Topic:

Wildlife damage claim payment amounts

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>
/?	rkite	1WLJ119	1/12 ph	1/12 ph / mp			

FE Sent For:

<END>

2009-11 Budget Bill Statutory Language Drafting Request

- Topic: Wildlife Damage Program Changes
- Tracking Code: BB0349
- SBO team: Agriculture, Environment and Justice
- SBO analyst: Leah Wavrunek
 - Phone: 267-0370
 - Email: leah.wavrunek@wisconsin.gov
- Agency acronym: DNR
- Agency number: 370
- Priority (Low, Medium, High): High

Intent: Change elements of the wildlife damage program to reduce expenditures.

The following changes are necessary:

1. Increase the minimum damage claim from \$250 to \$500.
2. Decrease the maximum damage payment from \$15,000 to \$10,000.

One other change, which may not be statutorily mandated, is the amount paid to counties for administrative costs. DNR will pay counties at the statewide average instead of the current practice, which pays counties for 100% of costs incurred. I am not sure if this requires a language change or not. DNR is also checking to see if any statutory or rule changes are required.



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1368/7

RNK: f:...

wlj

DOA:.....Wavrunek, BB0349 - Wildlife damage claim payment amounts
FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

Do Not Gen

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

✓ NATURAL RESOURCES

✓ FISH, GAME, AND WILDLIFE

Under the wildlife damage claim program, DNR ~~makes payments to~~ persons for damage to ~~that~~ ^{the} person's crops, orchard trees, nursery stock, apiaries, or livestock caused by certain wild animals. ~~The program is administered by~~ counties that participate in the program. A person is eligible for payment if the land where the damage occurred is located in a participating county. Current law requires DNR to provide funding to each participating county for costs incurred in administering the program. Payments for these costs are based on the actual administrative costs incurred by the county. This bill requires DNR to determine the amount of administrative costs payable to counties participating in the wildlife damage claim program on the basis of the statewide average cost of administering the program.

Under current law, a claimant is not entitled to ~~a~~ receive a wildlife damage payment if the amount of the claim is \$250 or less. Under this bill, a claimant may not receive a payment if the amount of the claim is \$500 or less.

Current law also provides that a claimant may not receive more than \$15,000 for each claim. This bill lowers the maximum payment to not more than \$10,000 for each claim.

also administer the program

STET

are eligible

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

1 **SECTION 1.** 29.889 (2) (d) of the statutes is amended to read:

2 29.889 (2) (d) *Administrative funds.* The department shall provide funding to
3 each county participating in the wildlife damage abatement program, wildlife
4 damage claim program or both for costs incurred in administering these programs.
5 The amount of funding to be allocated for each county shall be based on the estimate
6 of anticipated administrative costs prepared under sub. (3) (c) 8. ~~but~~
7 Notwithstanding the amount of funding allocated for each county, the department
8 shall determine payments to counties participating in the wildlife damage
9 abatement program based on the actual administrative costs incurred and shall
10 determine payments to counties participating in the wildlife damage claim program
11 on the basis of the statewide average cost of administering the wildlife damage claim
12 program. If actual costs of administering the wildlife damage abatement program
13 exceed the estimate, the department may allocate additional funding to counties
14 participating in the wildlife damage abatement program based on criteria and using
15 procedures established by rule.

History: 1983 a. 27; 1985 a. 29 ss. 662 to 668m, 3202 (39) (g); 1985 a. 332 ss. 41, 251 (1); 1987 a. 280; 1989 a. 31, 336; 1995 a. 27, 79; 1997 a. 27, 237; 1997 a. 248 ss. 396, 645 to 668, 706; Stats. 1997 s. 29.889; 2001 a. 56, 109; 2005 a. 82; 2007 a. 97.

16 **SECTION 2.** 29.889 (7) (b) 1. of the statutes is amended to read:

17 29.889 (7) (b) 1. If the amount of the claim is ~~\$250~~ \$500 or less, the claimant
18 will receive no payment.

History: 1983 a. 27; 1985 a. 29 ss. 662 to 668m, 3202 (39) (g); 1985 a. 332 ss. 41, 251 (1); 1987 a. 280; 1989 a. 31, 336; 1995 a. 27, 79; 1997 a. 27, 237; 1997 a. 248 ss. 396, 645 to 668, 706; Stats. 1997 s. 29.889; 2001 a. 56, 109; 2005 a. 82; 2007 a. 97.

19 **SECTION 3.** 29.889 (7) (b) 2. of the statutes is amended to read:

Kite, Robin

From: Wavrunek, Leah J - DOA [Leah.Wavrunek@wisconsin.gov]
Sent: Wednesday, January 21, 2009 6:19 PM
To: Kite, Robin
Subject: Changes to LRB-1368/1

Hi Robin,

I am requesting one change to draft 1368/1, relating to wildlife damage program changes. We no longer wish to make changes to the county administrative costs (section 1 of the draft), and only make changes to the deductible and maximum payment for damage claims.

Please let me know if you have any questions.

Thank you,
Leah Wavrunek

Leah Wavrunek
State Budget Office
Ph: (608) 267-0370
F: (608) 267-0372
leah.wavrunek@wisconsin.gov



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1368/4

RNK:wlj:ph

RM run
2
Stops

DOA:.....Wavrunek, BB0349 - Wildlife damage claim payment amounts

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

Do Not Gen

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

NATURAL RESOURCES

FISH, GAME, AND WILDLIFE

Under the wildlife damage claim program, DNR makes payments to any eligible person for damage to the person's crops, orchard trees, nursery stock, apiaries, or livestock caused by certain wild animals. ~~Counties that participate in the program also administer the program. A person is eligible for payment if the land where the damage occurred is located in a participating county. Current law requires DNR to provide funding to each participating county for costs incurred in administering the program. Payments for these costs are based on the actual administrative costs incurred by the county. This bill requires DNR to determine the amount of administrative costs payable to counties participating in the wildlife damage claim program on the basis of the statewide average cost of administering the program.~~

Under current law, a ^Aclaimant is not entitled to receive a wildlife damage payment if the amount of the claim is \$250 or less. Under this bill, a claimant may not receive a payment if the amount of the claim is \$500 or less.

Current law also provides that a claimant may not receive more than \$15,000 for each claim. This bill lowers the maximum payment to not more than \$10,000 for each claim.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

1 **SECTION 1.** 29.889 (2) (d) of the statutes is amended to read:

2 29.889 (2) (d) *Administrative funds.* The department shall provide funding to
3 each county participating in the wildlife damage abatement program, wildlife
4 damage claim program or both for costs incurred in administering these programs.
5 The amount of funding to be allocated for each county shall be based on the estimate
6 of anticipated administrative costs prepared under sub. (3) (c) 8. ~~but~~
7 Notwithstanding the amount of funding allocated for each county, the department
8 shall determine payments to counties participating in the wildlife damage
9 abatement program based on the actual administrative costs incurred and shall
10 determine payments to counties participating in the wildlife damage claim program
11 on the basis of the statewide average cost of administering the wildlife damage claim
12 program. If actual costs of administering the wildlife damage abatement program
13 exceed the estimate, the department may allocate additional funding to counties
14 participating in the wildlife damage abatement program based on criteria and using
15 procedures established by rule.

16 **SECTION 2.** 29.889 (7) (b) 1. of the statutes is amended to read:

17 29.889 (7) (b) 1. If the amount of the claim is ~~\$250~~ \$500 or less, the claimant
18 will receive no payment.

19 **SECTION 3.** 29.889 (7) (b) 2. of the statutes is amended to read:



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1368/2
RNK:wlj:ph

DOA:.....Wavrunek, BB0349 - Wildlife damage claim payment amounts
FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

NATURAL RESOURCES

FISH, GAME, AND WILDLIFE

Under the wildlife damage claim program, DNR makes payments to any eligible person for damage to the person's crops, orchard trees, nursery stock, apiaries, or livestock caused by certain wild animals. A claimant is not entitled to receive a wildlife damage payment if the amount of the claim is \$250 or less. Under this bill, a claimant may not receive a payment if the amount of the claim is \$500 or less.

Current law also provides that a claimant may not receive more than \$15,000 for each claim. This bill lowers the maximum payment to not more than \$10,000 for each claim.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

2 SECTION 1. 29.889 (7) (b) 1. of the statutes is amended to read:

