



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

RESEARCH APPENDIX -

PLEASE DO NOT REMOVE FROM DRAFTING FILE

Date Transfer Requested: 09/22/2009 (Per: RCT)

- | | |
|--|--|
| A ☞ The <u>2009</u> drafting file for LRB-2502 | H ☞ The <u>2009</u> drafting file for LRB-2509 |
| B ☞ The <u>2009</u> drafting file for LRB-2503 | I ☞ The <u>2009</u> drafting file for LRB-2510 |
| C ☞ The <u>2009</u> drafting file for LRB-2504 | J ☞ The <u>2009</u> drafting file for LRB-2511 |
| D ☞ The <u>2009</u> drafting file for LRB-2505 | K ☞ The <u>2009</u> drafting file for LRB-2528 |
| E ☞ The <u>2009</u> drafting file for LRB-2506 | L ☞ The <u>2009</u> drafting file for LRB-2591 |
| F ☞ The <u>2009</u> drafting file for LRB-2507 | M ☞ The <u>2009</u> drafting file for LRB-2592 |
| G ☞ The <u>2009</u> drafting file for LRB-2508 | N ☞ The <u>2009</u> drafting file for LRB-2593 |

☞ **Compile Draft – Appendix G**

has been copied/added to the drafting file for

2009 LRB-3254 (SB 279)

2009 DRAFTING REQUEST

Bill

Received: 03/31/2009

Received By: **btradewe**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Council - JLC**

By/Representing: **Larry Konopacki, LC**

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

Drafter: **btradewe**

May Contact:

Addl. Drafters:

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

Extra Copies:

Submit via email: **YES**

Requester's email: **john.stolzenberg@legis.wisconsin.gov**

Carbon copy (CC:) to: **larry.konopacki@legis.wisconsin.gov**

Pre Topic:

No specific pre topic given

Topic:

Agricultural and forestry diversification programs

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>
/?							
/P2	btradewe 04/14/2009	jdyer 04/15/2009	mduchek 04/15/2009	_____	cduerst 04/15/2009		State

FE Sent For:

<END>

2009 DRAFTING REQUEST

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By/Representing: Larry Konopacki, LC

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Drafter: btradewe

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Addl. Drafters:

Subject: Agriculture - other
Nat. Res. - parks and forestry

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1/?

btradewe

1/2 4/5 jld

MM

MM

4/5

JF

<END>

FE Sent For:

1 **AN ACT** to renumber and amend 93.46 (1) (d); and to create 26.42, 93.46 (1) (d) 1.
2 to 4. and 93.46 (1e) of the statutes; relating to: the agricultural diversification
3 program.

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

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This bill draft was prepared for the joint legislative council's special committee on domestic biofuels. The bill draft expands the agricultural diversification program administered by the department of agriculture, trade and consumer protection (DATCP) to include the promotion of marketable credits for reducing emissions of greenhouse gases derived from the production of agricultural commodities (also known as carbon offset credits) and of other types of energy made from these commodities in addition to alternative fuels made from agricultural source stocks. The bill draft creates a comparable forestry diversification program administered by the department of natural resources (DNR). The bill draft also directs DATCP and DNR to promote these new products in cooperation with and with the assistance of the other department and the University of Wisconsin-Extension.

The draft does not authorize DATCP or DNR to regulate greenhouse gas emissions.

4 **SECTION 1.** 26.42 of the statutes is created to read:

5 **26.42 Forestry diversification.** (1) The department shall establish a forestry
6 diversification program and shall promote and assist the development and use of industrial and
7 commercial products from forestry products, including:

8 (a) Alternative fuels, including fuels subject to the renewable fuel program under 42
9 USC 7545 (o).

10 (b) Heat.

11 (c) Electricity, including electricity subject to s. 196.378 (2).

1 (d) Marketable credits for reducing emissions of greenhouse gases, as defined in s.
2 285.78 (1) (c), derived from appropriate management practices used in the production of
3 timber.

4 (2) The department shall promote and assist the development and use of the products
5 identified in sub. (1) (a) to (d) in cooperation with and with the assistance of the department
6 of agriculture, trade and consumer protection and the University of Wisconsin-Extension.

7 **SECTION 2.** 93.46 (1) (d) of the statutes is renumbered 93.46 (1) (d) (intro.) and amended
8 to read:

9 93.46 (1) (d) Promote and assist the development and use of industrial and commercial
10 products from agricultural commodities ~~and forestry products~~ and from the production of
11 these commodities, including ~~alternative fuels produced from agricultural source stocks;~~

COMMENT: Section 93.46 (1) contains the agricultural diversification program.

12 **SECTION 3.** 93.46 (1) (d) 1. to 4. of the statutes are created to read:

13 93.46 (1) (d) 1. Alternative fuels, including fuels subject to the renewable fuel program
14 under 42 USC 7545 (o).

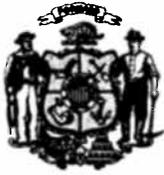
15 2. Heat.

16 3. Electricity, including electricity subject to s. 196.378 (2).

17 4. Marketable credits for reducing emissions of greenhouse gases, as defined in s.
18 285.78 (1) (c), derived from appropriate management practices used in the production of the
19 agricultural commodity.

COMMENT: The renewable fuel program referenced in subd. 1. is the federal renewable fuels standard. The reference in subd. 3. is to the state renewable portfolio standard applicable to electricity sold by retail electric utilities and cooperatives.

20 **SECTION 4.** 93.46 (1e) of the statutes is created to read:



State of Wisconsin
2009 - 2010 LEGISLATURE
SOON (in 4/14)

LRB-2508/P 2

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jld rmt

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

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i Gen and forestry
AN ACT ...; relating to: the agricultural diversification program.

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FE-S

CS
Analysis by the Legislative Reference Bureau
This bill is explained in the Notes provided by the Joint Legislative Council in the bill.

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

* JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This bill draft was prepared for the joint legislative council's special committee on domestic biofuels. The bill draft expands the agricultural diversification program administered by the department of agriculture, trade and consumer protection (DATCP) to include the promotion of marketable credits for reducing emissions of greenhouse gases derived from the production of agricultural commodities (also known as carbon offset credits) and of other types of energy made from these commodities in addition to alternative fuels made from agricultural source stocks. The bill draft creates a comparable forestry diversification program administered by the department of natural resources (DNR). The bill draft also directs DATCP and DNR to promote these new products in cooperation with and with the assistance of the other department and the University of Wisconsin-Extension.

The draft does not authorize DATCP or DNR to regulate greenhouse gas emissions.

2 SECTION 1. 26.42 of the statutes is created to read:

3 26.42 Forestry diversification. (1) The department shall establish a
4 forestry diversification program and shall promote and assist the development and
5 use of industrial and commercial products from forestry products, including all of the following

SECTION 1

1

(a) Alternative fuels, including fuels subject to the renewable fuel program

that are considered to be renewable fuels under

2

under 42 USC 7545 (o).

3

(b) Heat.

that satisfies the requirements in

4

(c) Electricity, including electricity subject to s. 196.378 (2).

5

(d) Marketable credits for reducing emissions of greenhouse gases, as defined

6

in s. 285.78 (1) (c), derived from appropriate management practices used in the

7

production of timber.

8

(2) The department shall promote and assist the development and use of the

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products identified in sub. (1) (a) to (d) in cooperation with and with the assistance

10

of the department of agriculture, trade and consumer protection and the University

P.W.F.

of Wisconsin-Extension.

12

SECTION 2. 93.46 (1) (d) of the statutes is renumbered 93.46 (1) (d) (intro.) and

13

amended to read:

(intro.)

14

93.46 (1) (d) Promote and assist the development and use of industrial and

15

commercial products from agricultural commodities and forestry products and from

16

the production of these commodities, including alternative fuels produced from

17

agricultural source stocks:

all of the following

18

SECTION 3. 93.46 (1) (d) 1. to 4. of the statutes are created to read:

considered to be

19

93.46 (1) (d) 1. Alternative fuels, including fuels subject to the renewable fuel

that are renewable fuels under

20

program under 42 USC 7545 (o).

21

2. Heat.

that satisfies the requirements in

22

3. Electricity, including electricity subject to s. 196.378 (2).

23

4. Marketable credits for reducing emissions of greenhouse gases, as defined

24

in s. 285.78 (1) (c), derived from appropriate management practices used in the

25

production of the agricultural commodity.



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-2508/P2
RCT:jld:md

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT to renumber and amend** 93.46 (1) (d); and **to create** 26.42, 93.46 (1)
2 (d) 1. to 4. and 93.46 (1e) of the statutes; **relating to:** the agricultural and
3 forestry diversification programs.

Analysis by the Legislative Reference Bureau

This bill is explained in the NOTES provided by the Joint Legislative Council in the bill.

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:

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This bill was prepared for the joint legislative council's special committee on domestic biofuels. The bill expands the agricultural diversification program administered by the department of agriculture, trade and consumer protection (DATCP) to include the promotion of marketable credits for reducing emissions of greenhouse gases derived from the production of agricultural commodities (also known as carbon offset credits) and of other types of energy made from these commodities in addition to alternative fuels made from agricultural source stocks. The bill creates a comparable forestry diversification program administered by the department of natural resources (DNR). The bill also directs DATCP and DNR to promote these new products in cooperation with and with the assistance of the other department and the University of Wisconsin-Extension.

The bill does not authorize DATCP or DNR to regulate greenhouse gas emissions.

1 **SECTION 1.** 26.42 of the statutes is created to read:

2 **26.42 Forestry diversification.** (1) The department shall establish a
3 forestry diversification program and shall promote and assist the development and
4 use of industrial and commercial products from forestry products, including all of the
5 following:

6 (a) Alternative fuels, including fuels that are considered to be renewable fuels
7 under the renewable fuel program under 42 USC 7545 (o).

8 (b) Heat.

9 (c) Electricity, including electricity that satisfies the requirements in s. 196.378
10 (2).

11 (d) Marketable credits for reducing emissions of greenhouse gases, as defined
12 in s. 285.78 (1) (c), derived from appropriate management practices used in the
13 production of timber.

14 **(2)** The department shall promote and assist the development and use of the
15 products identified in sub. (1) (a) to (d) in cooperation with and with the assistance
16 of the department of agriculture, trade and consumer protection and the University
17 of Wisconsin-Extension.

18 **SECTION 2.** 93.46 (1) (d) of the statutes is renumbered 93.46 (1) (d) (intro.) and
19 amended to read:

20 93.46 (1) (d) (intro.) Promote and assist the development and use of industrial
21 and commercial products from agricultural commodities and forestry products and
22 from the production of these commodities, including alternative fuels produced from
23 agricultural source stocks. all of the following:

24 **SECTION 3.** 93.46 (1) (d) 1. to 4. of the statutes are created to read:

Biofuels Recommendations 8/6/09

Final Draft	Topic	LRB #	Redraft Requested	Status
WLC:-0356/2	state financial assistance	- 2528	----	DONE
WLC:-0357/2	use value property tax	-2504	----	DONE
WLC:-0358/2	feedstocks assessment	-2592	----	DONE
WLC:-0359/1	management practices	-2507	----	DONE
WLC:-0360/2	carbon offset education	-2508	----	DONE
WLC:-0361/1	training assessment	-2593	----	DONE
WLC:-0362/1	regulatory burden study	-2509	----	DONE
WLC:-0363/1	marketing order	-2510	----	DONE
WLC:-0364/3	personal fuel production exemption	-2505	----	DONE
WLC:-0365/3 (3/11 amdt)	blender pump tax credit	-2503	----	DONE
WLC:-0367/2	wholesale unblended fuel	- 2506	----	DONE
WLC:-0368/5 (3/11 amdt)	renewable fuels requirement	-2511	----	DONE
WLC:-0369/2	state fleet	-2502	----	DONE (no elec. copy)
WLC:-0370/2	OEI powers & duties	-2591	----	DONE
Letter to Cong. Delegation	w/o reference to "switchgrass"			
Letter to Gov.				

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Need (14)
 Compile Drafts
 Added To
 SB 279
 (LRB-3254/1)



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LEGISLATIVE REFERENCE BUREAU

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☞ **Compile Draft – Appendix G**

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2009 LRB-3254 (SB 279)