

1987 Senate Bill 364

Date of enactment: April 18, 1988
Date of publication: April 25, 1988

1987 Wisconsin Act 295 (Vetoed in Part)

AN ACT to amend 20.370 (1) (kb), 20.370 (1) (kc), 20.370 (1) (mr), 20.866 (2) (tr) and 20.866 (2) (ts); and to create 20.866 (2) (tq), 23.09 (20), ~~27.01 (2m)~~ and 27.01 (15) of the statutes, relating to funding for state parks and recreation areas, granting bonding authority and making appropriations. **Vetoed in Part**

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

SECTION 1. 20.370 (1) (kb) of the statutes, as affected by 1987 Wisconsin Act 27, is amended to read:

20.370 (1) (kb) (title) *Resource maintenance and development — state funds.* As a continuing appropriation from the general fund, the amounts in the schedule for ~~land acquisition, preservation, development and improvement under ss. 23.09 (2), 23.27 (4), 23.30 and 30.26~~ the maintenance and development of state parks under ch. 27, recreation areas, other than game or fish refuges, in state forests under ch. 28 and other recreational lands owned by the department.

SECTION 2. 20.370 (1) (kc) of the statutes, as affected by 1987 Wisconsin Act 27, is amended to read:

20.370 (1) (kc) *Resource acquisition and development — principal repayment and interest.* From the general fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the acquisition, construction, development, enlargement or improvement of state recreation facilities under s. 20.866 (2) (tp) and (tr), in financing state aids for land acquisition and development of local parks under s. 20.866 (2) (tq) and in financing land acquisition activities under s. 20.866 (2) (ts) and (tt) but not including payments made under sub. (4) (jb).

SECTION 3. 20.370 (1) (mr) of the statutes is amended to read:

20.370 (1) (mr) *General program operations — state park and forest roads.* ~~From~~ As a continuing appropriation from the transportation fund, the amounts in the schedule for state park and forest roads under s. 84.28 and for the maintenance of roads in state parks under ch. 27 and recreation areas in state forests under ch. 28 which are not eligible for funding under s. 84.28. Beginning in fiscal year 1988-89 and ending in fiscal year 1993-94, the department may expend up to \$350,000 from this appropriation for state park and forest roads under s. 84.28 and shall expend the balance from the appropriation for the maintenance of roads which are not eligible for funding under s. 84.28.

SECTION 4. 20.866 (2) (tq) of the statutes is created to read:

20.866 (2) (tq) *Natural resources; local parks land acquisition and development.* From the capital improvement fund, a sum sufficient for the department of natural resources to pay the state's share of aids for land acquisition and development of local parks under s. 23.09 (20). The state may contract public debt in an amount not to exceed \$1,660,000 for this purpose.

SECTION 5. 20.866 (2) (tr) of the statutes, as affected by 1987 Wisconsin Act 27, is amended to read:

20.866 (2) (tr) *Natural resources; recreation development.* From the capital improvement fund, a sum sufficient for the department of natural resources to acquire, construct, develop, enlarge or improve state recreation facilities. The state may contract public debt in an amount not to exceed ~~\$5,675,000~~ \$6,015,000 for this purpose.

SECTION 6. 20.866 (2) (ts) of the statutes, as affected by 1987 Wisconsin Act 27, is amended to read:

20.866 (2) (ts) *Natural resources; land acquisition.* From the capital improvement fund, a sum sufficient for the department of natural resources for outdoor recreation land acquisition activities and for acquiring, ~~constructing, developing, enlarging and improving state recreation facilities and~~ state forest lands. The state may contract public debt in an amount not to exceed \$36,403,600 for this purpose.

SECTION 7. 23.09 (20) of the statutes is created to read:

23.09 (20) AID FOR THE ACQUISITION AND DEVELOPMENT OF LOCAL PARKS. (a) Any city, village, town or county may apply for state aids for the acquisition and development of recreational lands and rights in lands for the development of its park system in accordance with priorities based on comprehensive plans submitted with the application and consistent with the outdoor recreation program under s. 23.30. The application shall be made in the manner the department prescribes.

(b) State aid under this subsection is limited to no more than 50% of the cost of acquiring and developing recreation lands and other outdoor recreation facilities. Costs associated with operation and maintenance of parks and other outdoor recreational facilities

ties established under this subsection are not eligible for state aid. Administrative costs of acquiring lands or land rights are not included in the "cost of land" eligible for state aid under this subsection. Title to lands or rights in lands acquired under this subsection shall vest in the local unit of government, but such land shall not be converted to uses inconsistent with this subsection without prior approval of the state and proceeds from the sale or other disposal of such lands shall be used to promote the objectives of this subsection.

Vetoed
in Part

~~SECTION 9. 27.01(2m) of the statutes is created to read:~~

~~27.01 (2m) MAINTENANCE AND DEVELOPMENT OF STATE PARKS AND RECREATION AREAS. (a) It is the intent of the legislature that the department maintain and develop the state park system and other recreation areas in the state by expending the following amounts during the 5-year period from July 1, 1988 to June 30, 1993:~~

- ~~1. For the maintenance and development of state parks, recreation areas in state forests and other recreational lands, \$15,000,000.~~
- ~~2. For the maintenance of roads in state parks and recreation areas in state forests, \$5,000,000.~~
- ~~3. For state recreation facilities, \$5,000,000.~~
- ~~4. At least \$1,800,000 for maintenance and development of trails in state parks located substantially on abandoned railroad rights-of-way and trails connecting to those state park trails.~~

~~(b) No later than June 30 of each year beginning in 1989 and ending in 1994, the department shall submit to the presiding officer of each house of the legislature a report on the status of the program to provide aids~~

~~for the acquisition and development of local parks under s. 23.09(20).~~ Vetoed
in Part

SECTION 9. 27.01 (15) of the statutes is created to read:

27.01 (15) ELECTRIC RECEPTACLES. The department shall maintain a ratio of state park campsites with an electric receptacle to all state park campsites that is equal to or less than the ratio which exists on the effective date of this subsection [revisor inserts date].

SECTION 10. **Nonstatutory provisions; natural resources.** (1) RAILROAD RIGHTS-OF-WAY. The department of natural resources shall expend at least \$300,000 from the appropriation under section 20.370 (1) (kb) of the statutes, as affected by this act, during the period from July 1, 1988 to June 30, 1989, for maintenance and development of trails in state parks located substantially on abandoned railroad rights-of-way and trails connecting to those state park trails.

SECTION 11. **Appropriation changes; natural resources.** (1) PARK ROAD MAINTENANCE. The appropriation to the department of natural resources under section 20.370 (1) (mr) of the statutes, as affected by the acts of 1987, is increased by \$1,500,000 for fiscal year 1988-89 to fund the maintenance of roads in state parks and recreation areas in state forests.

(2) DEVELOPMENT AND MAINTENANCE OF PARKS. The appropriation to the department of natural resources under section 20.370 (1) (kb) of the statutes, as affected by the acts of 1987, is increased by \$1,500,000 for fiscal year 1988-89 to fund the maintenance and development of state parks, recreation areas in state forests and other recreational lands owned by the department of natural resources.