



State of Wisconsin
2015 - 2016 LEGISLATURE

LRBa1385/2
ZDW:kjf

**SENATE AMENDMENT 1,
TO SENATE BILL 434**

January 12, 2016 - Offered by Senator TIFFANY.

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

2 **1.** Page 6, line 12: delete lines 12 to 15.

3 **2.** Page 9, line 6: delete the material beginning with “engaged” and ending
4 with “cutting” on line 7 and substitute “5 years of experience engaged in the full-time
5 profession of managing forests, including timber harvesting, wildlife management,
6 water quality, and recreation to maintain a healthy and productive forest”.

7 **3.** Page 9, line 11: delete the material beginning with “engaged” and ending
8 with “cutting” on line 12 and substitute “5 years of experience engaged in the
9 full-time profession of managing forests, including timber harvesting, wildlife
10 management, water quality, and recreation to maintain a healthy and productive
11 forest”.

12 **4.** Page 9, line 12: after that line insert:

13 “SECTION 12m. 77.06 (1) (b) 2. e. of the statutes is created to read:

1 77.06 (1) (b) 2. e. A person who has 5 years of experience engaged in the
2 full-time profession of managing forests, including timber harvesting, wildlife
3 management, water quality, and recreation to maintain a healthy and productive
4 forest.”.

5 **5.** Page 10, line 23: after that line insert:

6 “**SECTION 16m.** 77.81 (2r) of the statutes is created to read:

7 77.81 (2r) “Large property” means one or more separate parcels of land that
8 are under the same ownership, that collectively are greater than 1,000 acres in size,
9 and that are managed forest land or forest croplands or a combination thereof.”.

10 **6.** Page 11, line 22: delete the material beginning with “located.” and ending
11 with “date” on line 24 and substitute “located”.

12 **7.** Page 11, line 24: after that line insert:

13 “**SECTION 20m.** 77.82 (1) (b) 4. of the statutes is created to read:

14 77.82 (1) (b) 4. A parcel that is not accessible to the public on foot by public road
15 or from other land open to public access. This subdivision does not apply to a parcel
16 or part of a parcel that is closed to public access under s. 77.83 (1).”.

17 **8.** Page 15, line 14: delete the material beginning with “160” and ending with
18 “13.62 (5),” on line 15 and substitute “320 acres owned by any property owner”.

19 **9.** Page 15, line 23: after that line insert:

20 “**SECTION 36k.** 77.83 (2) (am) of the statutes is repealed.

21 **SECTION 36m.** 77.83 (2) (ar) of the statutes is created to read:

22 77.83 (2) (ar) An owner of managed forest land that is designated as closed may
23 enter into a lease or other agreement for consideration that permits persons to
24 engage in a recreational activity on the land.

1 **SECTION 36o.** 77.83 (4) (a) of the statutes is renumbered 77.83 (4).

2 **SECTION 36q.** 77.83 (4) (b) of the statutes is repealed.”.

3 **10.** Page 16, line 18: delete the material beginning with “engaged” and ending
4 with “cutting” on line 19 and substitute “5 years of experience engaged in the
5 full-time profession of managing forests, including timber harvesting, wildlife
6 management, water quality, and recreation to maintain a healthy and productive
7 forest”.

8 **11.** Page 16, line 23: delete the material beginning with “engaged” and ending
9 with “cutting” on line 24 and substitute “5 years of experience engaged in the
10 full-time profession of managing forests, including timber harvesting, wildlife
11 management, water quality, and recreation to maintain a healthy and productive
12 forest”.

13 **12.** Page 16, line 24: after that line insert:

14 **“SECTION 41m.** 77.86 (1) (b) 2. e. of the statutes is created to read:

15 77.86 (1) (b) 2. e. A person who has 5 years of experience engaged in the
16 full-time profession of managing forests, including timber harvesting, wildlife
17 management, water quality, and recreation to maintain a healthy and productive
18 forest.”.

19 **13.** Page 17, line 4: delete “notify” and substitute “send notice to”.

20 **14.** Page 17, line 6: after “notice” insert “and the reason for the department’s
21 decision”.

22 **15.** Page 24, line 5: after “program” insert “, except for land that is part of a
23 large property,”.

24 **16.** Page 24, line 10: after that line insert:

1 **“SECTION 74m.** 77.88 (5) (af) of the statutes is created to read:

2 77.88 (5) (af) *Tax liability; large property.* Except as provided in par. (am), for
3 land that is part of a large property that is withdrawn during a managed forest land
4 order, the withdrawal tax shall be the higher of the following:

5 1. An amount equal to the past tax liability multiplied by the number of years
6 the land was designated as managed forest land, less any amounts paid by the owner
7 under s. 77.84 (2) (a), (am), and (bp).

8 2. Five percent of the stumpage value of the merchantable timber on the land,
9 less any amounts paid by the owner under s. 77.84 (2) (a), (am), and (bp).”.

10 **17.** Page 24, line 14: delete the material beginning with “calculated” and
11 ending with “land” on line 15 and substitute “calculated under par. ~~(a)~~ (ae) or (af)”.

12 **18.** Page 27, line 6: after that line insert:

13 “(2) PAYMENTS TO COUNTIES AND MUNICIPALITIES. The department of natural
14 resources shall determine whether the amount payable to each county and
15 municipality in 2016 under section 77.84 (2) of the statutes, as affected by this act,
16 is less than the amount received by the respective counties and municipalities in
17 2015 under section 77.07 and section 77.87, 2013 stats. For each county and
18 municipality for which the department of natural resources determines that the
19 amount payable in 2016 is less than the amount received in 2015, the department
20 of natural resources shall pay to each of those counties and municipalities an amount
21 equal to the difference between the amount payable in 2016 and the amount received
22 in 2015. The department of natural resources shall pay the amounts required under
23 this subsection not later than December 1, 2016.”.

24 **19.** Page 27, line 15: after that line insert:

