

1 **SECTION 651.** 20.9275 (1) (b) of the statutes is amended to read:

2 20.9275 (1) (b) “Local governmental unit” means a city, village, town ~~or~~, county
3 or family care district under s. 46.2895 or an agency or subdivision of a city, village,
4 town or county.

5 **SECTION 652.** 20.9275 (2) (intro.) of the statutes is amended to read:

6 20.9275 (2) (intro.) No state agency or local governmental unit may authorize
7 payment of funds of this state, of any local governmental unit or, subject to sub. (3m),
8 of federal funds passing through the state treasury as a grant, subsidy or other
9 funding that wholly or partially or directly or indirectly involves pregnancy
10 programs, projects or services, that is a grant, subsidy or other funding under s.
11 46.93, ~~46.99~~, 46.995, ~~46.997~~, 253.05, 253.07, 253.08 or 253.085 or 42 USC 701 to 710,
12 if any of the following applies:

~~13~~ **SECTION 652m.** 20.928 (1m) of the statutes is created to read:

14 20.928 (1m) Notwithstanding sub. (1), the board of regents of the University
15 of Wisconsin System may not include in any certification to the department of
16 administration under sub. (1) any sum to pay the costs resulting from employer
17 contributions for the payment of health insurance premiums for any teacher
18 described under s. 40.02 (25) (b) 1m., for coverage before the first day of the 7th month
19 beginning after the teacher begins employment with the state.

20 **SECTION 653.** 20.930 of the statutes is amended to read:

21 **20.930 Attorney fees.** ~~No~~ Except as provided in ss. 46.27 (7g) (h), 49.496 (3)
22 (f) and 49.682 (6), no state agency in the executive branch may employ any attorney
23 until such employment has been approved by the governor.

24 **SECTION 655.** 21.25 (1) of the statutes is amended to read:

1 21.25 (1) The department of military affairs shall administer the Badger
2 Challenge program for disadvantaged youth. The department shall recruit 10% of
3 the 1999–2000 class of the program from families who are eligible to receive
4 temporary assistance for needy families under 42 USC 601 et seq. The department
5 shall recruit 25% of the 2000–01 class of the program from families who are eligible
6 to receive temporary assistance for needy families under 42 USC 601 et seq. The
7 department of military affairs shall promulgate rules for administering the Badger
8 Challenge program.

9 **SECTION 656.** 21.49 (2) (e) of the statutes is amended to read:

10 21.49 (2) (e) Delinquent in child support or maintenance payments and who
11 does not owe past support, medical expenses or birth expenses, as established by the
12 ~~receipt by the department of a certification under s. 49.855 (7)~~ appearance of the
13 guard member's name on the statewide support lien docket under s. 49.854 (2) (b),
14 unless the guard member provides to the department a payment agreement that has
15 been approved by the county child support agency under s. 59.53 (5) and that is
16 consistent with rules promulgated under s. 49.858 (2) (a).

17 **SECTION 658m.** 23.09 (2) (d) 6. of the statutes is amended to read:

18 23.09 (2) (d) 6. For preservation of any endangered species ~~defined in or~~
19 threatened species under s. 29.604 (2).

20 **SECTION 659m.** 23.09 (2) (d) 14. of the statutes is amended to read:

21 23.09 (2) (d) 14. For habitat areas and fisheries.

22 **SECTION 659p.** 23.09 (2) (d) 16. of the statutes is created to read:

23 23.09 (2) (d) 16. For bluff protection under s. 30.24.

24 **SECTION 659t.** 23.09 (2dm) (b) of the statutes is amended to read:

1 23.09 (2dm) (b) The department shall allocate at least \$1,720,000 of the
2 moneys appropriated under s. 20.866 (2) (tz) in each fiscal year for the acquisition
3 of lands within the boundaries of projects established after January 1, 1988. This
4 paragraph does not apply after June 30, 2000.

5 **SECTION 661b.** 23.09 (2p) (b) of the statutes is amended to read:

6 23.09 (2p) (b) ~~Beginning July 1, 1990, and except~~ Except as provided in par.
7 (c), an amount of money equal to the value of the donation under par. (a) shall be
8 released from the appropriation under s. 20.866 (2) (ta) or (tz) or both to be used for
9 land acquisition activities for the same project for which any donation was made on
10 or after August 9, 1989. The department shall determine how the moneys being
11 released are to be allocated from these appropriations. This paragraph does not
12 apply to transfers of land from agencies other than the department.

13 **SECTION 661c.** 23.09 (2p) (c) of the statutes is renumbered 23.09 (2p) (c) 1. and
14 amended to read:

15 23.09 (2p) (c) 1. If the moneys ~~to be released~~ allocated under par. (b) for release
16 from the appropriation under s. 20.866 (2) (tz) to match a donation under par. (b) will
17 exceed the expenditure limit under sub. (2r) for a given fiscal year, as adjusted under
18 s. 23.0915 (2), the department shall release from the moneys appropriated under s.
19 20.866 (2) (tz) the remaining amount available under the expenditure limit under
20 sub. (2r), as adjusted under s. 23.0915 (2) and after deducting the allocation under
21 sub. (2dm) (b), for the given fiscal year and shall release in each following fiscal year
22 from the moneys appropriated under s. 20.866 (2) (tz) an amount equal to the
23 expenditure limit under sub. (2r), as adjusted under s. 23.0915 (2) and after
24 deducting the allocation under sub. (2dm) (b), or equal to the amount still needed to

1 match the donation, whichever is less, until the entire amount necessary to match
2 the donation is released. This subdivision does not apply after June 30, 2000.

3 **SECTION 661d.** 23.09 (2p) (c) 2. of the statutes is created to read:

4 23.09 (2p) (c) 2. If the moneys allocated under par. (b) for release from the
5 appropriation under s. 20.866 (2) (ta) to match a donation under par. (b) will exceed
6 the annual bonding authority for the subprogram under s. 23.0917 (3) for a given
7 fiscal year, as adjusted under s. 23.0917 (5), the department shall release from the
8 moneys appropriated under s. 20.866 (2) (ta) the remaining amount available under
9 that annual bonding authority, as adjusted under s. 23.0917 (5), for the given fiscal
10 year and shall release in each following fiscal year from the moneys appropriated
11 under s. 20.866 (2) (ta) an amount equal to that annual bonding authority, as
12 adjusted under s. 23.0917 (5), or equal to the amount still needed to match the
13 donation, whichever is less, until the entire amount necessary to match the donation
14 is released.

15 **SECTION 661e.** 23.09 (19) (a) 2. of the statutes is amended to read:

16 23.09 (19) (a) 2. "~~Local governmental~~ Governmental unit" means a city, village,
17 town, county, lake sanitary district, as defined in s. 30.50 (4q), ~~or~~ public inland lake
18 protection and rehabilitation district or the Kickapoo reserve management board.

19 **SECTION 661f.** 23.09 (19) (a) 3. of the statutes is created to read:

20 23.09 (19) (a) 3. "Nature-based outdoor recreation" has the meaning given by
21 the department by rule under s. 23.0917 (4) (f).

22 **SECTION 661g.** 23.09 (19) (b) of the statutes is amended to read:

23 23.09 (19) (b) Any ~~local~~ governmental unit may apply for state aid for the
24 acquisition of lands and rights in lands for urban green space. Each application shall
25 include a comprehensive description of the proposal for urban green space

1 acquisition, plans for development and management of the land and any other
2 information required by the department.

3 **SECTION 661h.** 23.09 (19) (c) (intro.) of the statutes is amended to read:

4 23.09 (19) (c) (intro.) The department may ~~approve~~ award grants from the
5 appropriation under s. 20.866 (2) (tz) for the acquisition of land or rights in land for
6 urban green space under this subsection for the following purposes:

7 **SECTION 661i.** 23.09 (19) (cg) of the statutes is created to read:

8 23.09 (19) (cg) The department may award grants from the appropriation
9 under s. 20.866 (2) (ta) for the acquisition of land or rights in land for urban green
10 space under this subsection only for the purposes of nature-based outdoor
11 recreation.

12 **SECTION 661j.** 23.09 (19) (d) of the statutes is amended to read:

13 23.09 (19) (d) Grants under this subsection shall be for up to 50% of the ~~cost~~
14 ~~of acquiring~~ acquisition costs of the land or the rights in land for the urban green
15 space. The ~~local~~ governmental unit is responsible for the remainder of the
16 acquisition ~~cost~~ costs.

17 **SECTION 661k.** 23.09 (19) (e) of the statutes is amended to read:

18 23.09 (19) (e) As part of its approval of a grant, the department shall specify
19 for which of the purposes listed in par. (c) the ~~local~~ governmental unit may use the
20 land or the rights in the land acquired with the grant. The ~~local~~ governmental unit
21 may not convert the land or the rights in the land acquired under this subsection to
22 a use that is inconsistent with the uses as approved by the department.

23 **SECTION 661L.** 23.09 (19) (f) of the statutes is renumbered 23.09 (19) (f) 1. and
24 amended to read:

1 23.09 (19) (f) 1. Title Except as provided in subd. 2., title to land or to rights in
2 land acquired under this subsection shall vest in the local governmental unit.

3 **SECTION 661m.** 23.09 (19) (f) 2. of the statutes is created to read:

4 23.09 (19) (f) 2. Land or rights in land acquired under this subsection by the
5 Kickapoo reserve management board shall vest in the state.

6 **SECTION 661n.** 23.09 (19) (h) of the statutes is amended to read:

7 23.09 (19) (h) The department may not approve a grant under this subsection
8 unless the urban green space is identified in any master plan that the local
9 governmental unit may have.

10 **SECTION 661o.** 23.09 (19) (j) of the statutes is amended to read:

11 23.09 (19) (j) Any local governmental unit that acquires an area for gardening
12 with a grant under this subsection may charge fees for use of the garden that are
13 sufficient to recover the costs of maintaining the area. The local governmental unit
14 may reduce or waive any fee charged based on the user's inability to pay.

15 **SECTION 661p.** 23.09 (19) (k) of the statutes is amended to read:

16 23.09 (19) (k) Except as provided in s. 23.0915 (2), the department may not
17 expend from the appropriation under s. 20.866 (2) (tz) more than \$750,000 in each
18 fiscal year for urban green space under this subsection and for grants for urban green
19 space under s. 23.096.

20 **SECTION 661q.** 23.09 (19) (L) of the statutes is created to read:

21 23.09 (19) (L) The department may not award a grant from the appropriation
22 under s. 20.866 (2) (tz) to the Kickapoo reserve management board.

23 **SECTION 661u.** 23.09 (20) (a) of the statutes is renumbered 23.09 (20) (am) and
24 amended to read:

1 23.09 (20) (am) Any city, village, town or county governmental unit may apply
2 for state aids for the acquisition and development of recreational lands and rights in
3 lands. State aids under this subsection that are expended from the appropriation
4 under s. 20.866 (2) (ta) may only be used for nature-based outdoor recreation. State
5 aids received by a municipality shall be used for the development of its park system
6 in accordance with priorities based on comprehensive plans submitted with the
7 application and consistent with the outdoor recreation program under s. 23.30. The
8 An application under this subsection shall be made in the manner the department
9 prescribes.

10 **SECTION 661v.** 23.09 (20) (ab) of the statutes is created to read:

11 23.09 (20) (ab) In this subsection:

12 1. “Governmental unit” means a municipality or the Kickapoo reserve
13 management board.

14 2. “Municipality” means a city, village, town or county.

15 3. “Nature-based outdoor recreation” has the meaning given by the
16 department by rule under s. 23.0917 (4) (f).

17 **SECTION 661w.** 23.09 (20) (b) of the statutes is amended to read:

18 23.09 (20) (b) State aid under this subsection is limited to no more than 50%
19 of the cost of acquiring acquisition costs and ~~developing~~ the development costs of
20 recreation lands and other outdoor recreation facilities. Costs associated with
21 operation and maintenance of parks and other outdoor recreational facilities
22 established under this subsection are not eligible for state aid. Administrative costs
23 of acquiring lands or land rights are not included in the “cost of land” acquisition
24 costs eligible for state aid under this subsection. Title to lands or rights in lands
25 acquired by a municipality under this subsection shall vest in the local unit of

1 ~~government municipality~~, but such land shall not be converted to uses inconsistent
2 with this subsection without prior approval of the state and proceeds from the sale
3 or other disposal of such lands shall be used to promote the objectives of this
4 subsection.

5 **SECTION 661x.** 23.09 (20) (d) of the statutes is amended to read:

6 23.09 (20) (d) Except as provided in s. 23.0915 (2), the department may not
7 expend from the appropriation under s. 20.866 (2) (tz) more than \$2,250,000 each
8 fiscal year for local park aids under this subsection and for grants for this purpose
9 under s. 23.096.

10 **SECTION 661y.** 23.09 (20) (e) of the statutes is created to read:

11 23.09 (20) (e) The department may not award state aid under this subsection
12 from the appropriation under s. 20.866 (2) (tz) to the Kickapoo reserve management
13 board.

14 **SECTION 661z.** 23.09 (20m) of the statutes is created to read:

15 23.09 (20m) GRANTS FOR ACQUISITION OF DEVELOPMENT RIGHTS. (a) In this
16 subsection:

17 1. “Governmental unit” means a city, village, town, county or the Kickapoo
18 reserve management board.

19 2. “Nature-based outdoor recreation” has the meaning given by the
20 department by rule under s. 23.0917 (4) (f).

21 3. “Nonprofit conservation organization” has the meaning given in s. 23.0955
22 (1).

23 (b) The department shall establish a program to award grants from the
24 appropriation under s. 20.866 (2) (ta) to governmental units and nonprofit
25 conservation organizations to acquire development rights in land for nature-based

1 outdoor recreation. The grants shall be limited to no more than 50% of the
2 acquisition costs of the development rights.

3 **SECTION 662p.** 23.09 (22) of the statutes is created to read:

4 23.09 (22) INFORMATION TO BE INCLUDED IN GEOGRAPHIC INFORMATION SYSTEMS.

5 The department shall include physical and chemical information about groundwater
6 and soil in its geographic information systems.

7 **SECTION 663b.** 23.0915 (1) (intro.) of the statutes is amended to read:

8 23.0915 (1) DESIGNATED AMOUNTS. (intro.) The legislature intends that the
9 department will expend the following designated amounts under the Warren
10 Knowles–Gaylord Nelson stewardship program from the appropriation under s.
11 20.866 (2) (tz) for the following purposes in each fiscal year, the expenditures
12 beginning with fiscal year 1990–91 and ending in fiscal year 1999–2000, except as
13 provided in ~~pars. (L), (Lg), (Lr), (m) and (n)~~ sub. (2c):

14 **SECTION 663c.** 23.0915 (1) (L) of the statutes is repealed.

15 **SECTION 663d.** 23.0915 (1) (Lg) of the statutes is amended to read:

16 23.0915 (1) (Lg) ~~Henry Hank Aaron State Park Trail, a total of \$290,000, to be~~
17 ~~expended beginning in fiscal year 1997–98 and ending in fiscal year 1999–2000~~
18 \$1,360,000.

19 **SECTION 663e.** 23.0915 (1) (Lr) of the statutes is amended to read:

20 23.0915 (1) (Lr) Flambeau Mine Trail, a total of \$100,000, to be expended
21 beginning in fiscal year 1997–98 ~~and ending in fiscal year 1999–2000.~~

22 **SECTION 663f.** 23.0915 (1) (m) of the statutes is amended to read:

23 23.0915 (1) (m) Horicon ~~marsh~~ Marsh interpretative center, a total of \$250,000,
24 to be expended beginning in fiscal year 1991–92 ~~and ending in fiscal year 1999–2000.~~

25 **SECTION 663g.** 23.0915 (1) (n) of the statutes is amended to read:

1 23.0915 (1) (n) Crex Meadows Wildlife Area education center, a total of
2 \$250,000, to be expended beginning in fiscal year 1997–98 and ending in fiscal year
3 1999–2000.

~~4~~ **SECTION 663gm.** 23.0915 (1m) (b) of the statutes is repealed.

5 **SECTION 663h.** 23.0915 (2) (a) of the statutes is amended to read:

6 23.0915 (2) (a) Beginning with fiscal year 1990–91, if the department expends
7 in a given fiscal year an amount from the moneys appropriated under s. 20.866 (2)
8 (tz) for a purpose under sub. (1) (a) or (c) to (k) that is less than the amount designated
9 for that purpose for that given fiscal year under sub. (1) (a) or (c) to (k), the
10 department may adjust the expenditure limit under the Warren Knowles–Gaylord
11 Nelson stewardship program for that purpose by raising the expenditure limit, as it
12 may have been previously adjusted under this paragraph and par. (b), for the next
13 fiscal year by the amount that equals the difference between the amount designated
14 for that purpose and the amount expended for that purpose in that given fiscal year.

15 **SECTION 663i.** 23.0915 (2) (b) of the statutes is amended to read:

16 23.0915 (2) (b) Beginning with fiscal year 1990–91, if the department expends
17 in a given fiscal year an amount from the moneys appropriated under s. 20.866 (2)
18 (tz) for a purpose under sub. (1) (a) or (c) to (k) that is more than the amount
19 designated for that purpose for that given fiscal year under sub. (1) (a) or (c) to (k),
20 the department shall adjust the expenditure limit under the Warren
21 Knowles–Gaylord Nelson stewardship program for that purpose by lowering the
22 expenditure limit, as it may have been previously adjusted under this paragraph and
23 par. (a), for the next fiscal year by an amount equal to the remainder calculated by
24 subtracting the amount designated for that purpose from the amount expended, as
25 it may be affected under par. (c) or (d), for that purpose in that given fiscal year.

1 **SECTION 663j.** 23.0915 (2) (e) of the statutes is created to read:

2 23.0915 (2) (e) Paragraphs (a) to (d) do not apply after June 30, 2000.

3 **SECTION 663k.** 23.0915 (2c) of the statutes is created to read:

4 23.0915 (2c) EXPENDITURES AFTER JULY 1, 1999. (a) In this subsection:

5 1. "Commit for expenditure" means to encumber, set aside or otherwise commit
6 or to expend without having previously encumbered or otherwise committed.

7 2. "Moneys available for expenditure" means moneys that have not been
8 committed for expenditure.

9 (b) If the amount of moneys available for expenditure for a purpose under sub.
10 (1) (a) to (n) on July 1, 2000, is greater than zero, the department may expend for that
11 purpose any portion of or all of the moneys available for expenditure in one or more
12 subsequent fiscal years.

13 (c) If the amount of moneys available for expenditure for a purpose under sub.
14 (1) (a) to (k) is not sufficient for a given project or activity and if the project or activity
15 is uniquely valuable in conserving the natural resources of the state, the department
16 may expend for that project or activity moneys that are designated for any of the
17 purposes under sub. (1) (a) to (k) in one or more subsequent years.

18 **SECTION 663L.** 23.0915 (2j) (a) of the statutes is amended to read:

19 23.0915 (2j) (a) From the moneys appropriated under s. 20.866 (2) (tz), ~~before~~
20 ~~June 30, 2000~~, the department shall expend \$100,000 for the Flambeau Mine Trail
21 and Rusk County visitor center.

22 **SECTION 663m.** 23.0915 (2m) (title) of the statutes is amended to read:

23 23.0915 (2m) (title) ~~MONEYS FOR HENRY HANK AARON STATE PARK STATE TRAIL~~

24 **SECTION 663n.** 23.0915 (2m) (a) of the statutes is amended to read:

1 23.0915 (2m) (a) From the moneys appropriated under s. 20.866 (2) (tz), the
2 department shall set aside ~~for the period of time specified in sub. (1) (L)~~ \$400,000 to
3 be used only for the development of ~~a state park to be located in the Menomonee~~
4 ~~valley in the city of Milwaukee and to be designated as the Henry Hank Aaron State~~
5 ~~Park Trail.~~

6 **SECTION 663o.** 23.0915 (2m) (b) of the statutes is repealed.

7 **SECTION 663p.** 23.0915 (2m) (c) of the statutes is renumbered 23.0915 (2m) (g)
8 and amended to read:

9 23.0915 (2m) (g) None of the moneys set aside under ~~par. (a)~~ this subsection
10 may be expended for stadium parking or for any other purpose not directly related
11 to the development of the ~~state park~~ Hank Aaron State Trail.

12 **SECTION 663q.** 23.0915 (2m) (e) of the statutes is amended to read:

13 23.0915 (2m) (e) From the moneys appropriated under s. 20.866 (2) (tz), the
14 department shall set aside ~~for the period of time specified in sub. (1) (Lg)~~ \$290,000
15 for the Henry Hank Aaron State Park Trail ~~in the Henry Aaron State Park.~~

16 **SECTION 663r.** 23.0915 (2m) (f) of the statutes is created to read:

17 23.0915 (2m) (f) From the moneys appropriated under s. 20.866 (2) (tz), the
18 department shall set aside \$670,000 for the Hank Aaron State Trail. For purposes
19 of sub. (1) moneys expended under this paragraph shall be treated as follows:

- 20 1. As moneys expended for urban rivers, \$400,000.
- 21 2. As moneys expended for stream bank protection, \$200,000.
- 22 3. As moneys expended for urban green space, \$70,000.

23 **SECTION 663rm.** 23.0915 (2p) of the statutes is created to read:

24 23.0915 (2p) UPPER WHITING PARK. From the appropriation under s. 20.866 (2)
25 (tz), the department shall provide to the village of Whiting \$38,000 in fiscal year

1 1999–2000 for the development of Upper Whiting Park. Notwithstanding s. 23.09
2 (20) (b), the 50% matching requirement under s. 23.09 (20) (b) does not apply to the
3 state aid provided under this subsection. For purposes of sub. (1), moneys provided
4 under this subsection shall be treated as moneys for local park aids.

5 **SECTION 663s.** 23.0915 (3) (a) of the statutes is amended to read:

6 23.0915 (3) (a) From the moneys appropriated under s. 20.866 (2) (tz), the
7 department shall set aside during fiscal year 1991–92 ~~for the period of time specified~~
8 ~~in sub. (1) (m)~~ \$250,000 for a project to develop a vacant building to be used as an
9 interpretative and administrative center for the Horicon ~~marsh~~ Marsh area.
10 Expenditures under this paragraph shall be made in a manner that, for every \$3
11 received by the department from private grants, gifts or bequests for the project, \$1
12 will be expended from the moneys under this paragraph.

13 **SECTION 663t.** 23.0915 (3m) (a) of the statutes is amended to read:

14 23.0915 (3m) (a) From the moneys appropriated under s. 20.866 (2) (tz), the
15 department shall set aside during fiscal year 1997–98 ~~for the period of time specified~~
16 ~~in sub. (1) (n)~~ \$250,000 for a project to construct and equip a wildlife education center
17 for Crex Meadows Wildlife Area. Expenditures under this paragraph shall be made
18 in a manner that, for every \$3 received by the department from private grants, gifts
19 or bequests for the project, \$1 will be expended from the moneys under this
20 paragraph.

21 **SECTION 663u.** 23.0917 of the statutes is created to read:

22 **23.0917 Warren Knowles–Gaylord Nelson stewardship 2000 program.**

23 (1) DEFINITIONS. In this section:

24 (a) “Annual bonding authority” means the amount that may be obligated under
25 a subprogram for a fiscal year.

1 (am) "Available bonding authority" means the annual bonding authority as it
2 may be adjusted under sub. (4g) (b), (4m) (k), (5) or (5m).

3 (b) "Baraboo Hills" means the area that is within the boundaries of Baraboo
4 Range National Natural Landmark.

5 (c) "Department land" means an area of land that is owned by the state, that
6 is under the jurisdiction of the department and that is used for one of the purposes
7 specified in s. 23.09 (2d).

8 (d) "Land" means land in fee simple, conservation easements, other easements
9 in land and development rights in land.

10 (dm) "Nonprofit conservation organization" has the meaning given in s.
11 23.0955 (1).

12 (e) "Obligate" means to encumber or otherwise commit or to expend without
13 having previously encumbered or otherwise committed.

14 (f) "Owner's acquisition price" means the amount equal to the price the owner
15 paid for the land or if the owner acquired the land as a gift or devise, the amount equal
16 to the appraised value of the land at the time it was transferred to the owner.

17 (g) "Remaining bonding authority" means the amount of moneys that has not
18 been obligated.

19 (i) "Total bonding authority" means the total amount that may be obligated
20 under a subprogram under the Warren Knowles-Gaylord Nelson stewardship 2000
21 program over the entire duration of the program.

22 (2) ESTABLISHMENT. (a) The department shall establish the following
23 subprograms under the Warren Knowles-Gaylord Nelson stewardship 2000
24 program:

1 1. A subprogram for land acquisition for conservation and recreational
2 purposes.

3 2. A subprogram for property development and local assistance.

4 3. A subprogram for bluff protection.

5 4. A subprogram for land acquisition in the Baraboo Hills for conservation
6 purposes.

7 (b) Except as provided in sub. (5m), no moneys may be obligated from the
8 appropriation under s. 20.866 (2) (ta) before July 1, 2000.

9 (3) LAND ACQUISITION SUBPROGRAM. (a) Beginning with fiscal year 2000–01 and
10 ending with fiscal year 2009–10, the department may obligate moneys under the
11 subprogram for land acquisition to acquire land for the purposes specified in s. 23.09
12 (2) (d) and grants for these purposes under s. 23.096.

13 (b) In obligating moneys under the subprogram for land acquisition, the
14 department shall set aside in each fiscal year \$3,000,000 that may be obligated only
15 for state trails and the ice age trail and for grants for the state trails and the ice age
16 trails under s. 23.096. The period of time during which the moneys shall be set aside
17 in each fiscal year shall begin on the July 1 of the fiscal year and end on the June 30
18 of the same fiscal year.

19 (c) In obligating moneys under the subprogram for land acquisition, the
20 department shall give priority to all of the following purposes and to awarding grants
21 under s. 23.096 for all the following purposes:

22 1. Acquisition of land that preserves or enhances the state's water resources,
23 including land in and for the Lower Wisconsin State Riverway; land abutting wild
24 rivers designated under s. 30.26, wild lakes and land along the shores of the Great
25 Lakes.

1 2. Acquisition of land for the stream bank protection program under s. 23.094.

2 3. Acquisition of land for habitat areas and fisheries under s. 23.092.

3 4. Acquisition of land for natural areas under ss. 23.27 and 23.29.

4 6. Acquisition of land in the middle Kettle Moraine.

5 (dm) Except as provided in subs. (4g)(b), (4m)(k), (5) and (5m), the department
6 may not obligate under the subprogram for land acquisition more than the following
7 amounts:

8 1. For fiscal year 2000–01, \$28,500,000.

9 2. For each fiscal year beginning with 2001–02 and ending with fiscal year
10 2009–10, \$34,500,000.

11 (e) For purposes of this subsection, the department by rule shall define “wild
12 lake”.

13 (4) PROPERTY DEVELOPMENT AND LOCAL ASSISTANCE SUBPROGRAM. (a) Beginning
14 with fiscal year 2000–01 and ending with fiscal year 2009–10, the department may
15 obligate moneys under the subprogram for property development and local
16 assistance. Moneys obligated under this subprogram may be only used for
17 nature-based outdoor recreation.

18 (b) The purposes for which moneys may be obligated for local assistance under
19 the subprogram for property development and local assistance are the following:

20 1. Grants for urban green space under ss. 23.09 (19) and 23.096.

21 2. Grants for local parks under ss. 23.09 (20) and 23.096.

22 3. Grants for acquisition of property development rights under ss. 23.09 (20m)
23 and 23.096.

24 4. Grants for urban rivers under ss. 23.096 and 30.277.

1 (c) The purposes for which moneys may be obligated for property development
2 under the subprogram for property development and local assistance are the
3 following:

4 1. Property development of department lands.

5 2. Property development on conservation easements adjacent to department
6 lands.

7 3. Grants under s. 23.098.

8 (d) In obligating moneys under the subprogram for property development and
9 local assistance, all of the following shall apply:

~~10~~ 1. The department may obligate not more than \$11,500,000 in each fiscal year
11 under the subprogram except as provided in sub. (5).

12 2. The department may obligate not more than \$8,000,000 in each fiscal year
13 for local assistance.

~~14~~ 3. The department shall obligate at least \$3,500,000 in each fiscal year for
15 property development.

~~16~~ (f) For purposes of this subsection, the department by rule shall define
17 "nature-based outdoor recreation".

~~18~~ (4g) BLUFF PROTECTION. (a) The department may not obligate more than
19 \$1,000,000 under the subprogram for bluff protection.

20 (b) If the total amount obligated for the subprogram for bluff protection on June
21 30, 2004, is less than \$1,000,000, the department shall calculate the unobligated
22 amount by subtracting the total obligated amount from \$1,000,000. The department
23 shall then adjust the available bonding authority for the subprogram for land
24 acquisition by increasing the available bonding authority in an amount equal to the
25 unobligated amount.

1 (c) The department may not obligate moneys for the subprogram for bluff
2 protection after June 30, 2004.

3 (4m) BARABOO HILLS. (a) *Definitions.* In this subsection:

4 1. "Assigned amount" means the sum of the amounts made available for
5 expenditure under par. (g) and the amounts set aside by the department under par.
6 (h) 1.

7 2. "Federal nontransportation moneys" means moneys received from the
8 federal government that are not deposited in the transportation fund and that are
9 not credited to the appropriations under ss. 20.115 (2) (m) and 20.445 (1) (ox).

10 3. "Local governmental unit" means a city, village, town, county, lake sanitary
11 district, as defined in s. 30.50 (4q), or a public inland lake protection and
12 rehabilitation district.

13 (b) *Matching funding.* The department shall provide funding under the
14 subprogram for the Baraboo Hills to match the value of land acquisitions that are
15 certified as qualifying matching land acquisitions under par. (e).

16 (c) *Overall requirements.* 1. The department may obligate not more than
17 \$5,000,000 under the subprogram for the Baraboo Hills.

18 2. The amount of moneys, other than federal moneys, that may be used by local
19 governmental units or nonprofit conservation organizations to make land
20 acquisitions that are certified as qualifying matching land acquisitions under par.
21 (e) may not exceed \$2,500,000.

22 3. Land that is either certified as a qualifying matching land acquisition under
23 par. (e) or (h) 2. or acquired with moneys made available for expenditure under par.
24 (g) or (h) 2. may not be department land or land that is otherwise owned or under the

1 jurisdiction of the state on the effective date of this subdivision [revisor inserts
2 date].

3 (d) *Matching land acquisitions; requirements.* The department may only
4 certify as a qualifying matching land acquisition in the Baraboo Hills an acquisition
5 to which all of the following apply:

6 1. The land is being acquired for conservation purposes.

7 2. The land is being acquired by the federal government, by a local
8 governmental unit or by a nonprofit conservation organization.

9 3. Any federal moneys being used for the acquisition are federal
10 nontransportation moneys.

11 (e) *Matching land acquisitions; certification.* The department shall certify
12 which land acquisitions qualify as matching land acquisitions for the subprogram for
13 the Baraboo Hills and shall determine the values of these matching land acquisitions
14 as provided in par. (f).

15 (f) *Matching land acquisitions; valuation.* The value of a land acquisition that
16 is certified as a qualifying matching land acquisition under par. (e), shall be
17 calculated as follows:

18 1. For land that is acquired by purchase at fair market value, the value shall
19 equal the sum of the purchase price and the costs incurred by the federal
20 government, local governmental unit or nonprofit conservation organization in
21 acquiring the land.

22 2. For land that is acquired by gift or bequest or by purchase at less than fair
23 market value, the value shall equal the sum of the appraised fair market value of the
24 land at the time of the acquisition and the costs incurred by the acquiring entity in

1 acquiring the land. The acquiring entity shall supply the appraisal upon which the
2 appraised fair market value is based.

3 (g) *Matching land acquisitions; available moneys.* For each land acquisition
4 that is certified as a qualifying matching land acquisition under par. (e), the
5 department shall make available for expenditure moneys in an amount that equals
6 the value of the land acquisition, as calculated under par. (f). This paragraph does
7 not apply to a land acquisition that is acquired with moneys committed by the federal
8 government, local governmental unit or nonprofit conservation organization under
9 par. (h).

10 (h) *Matching land acquisitions; future commitments.* 1. In addition to the
11 moneys made available for expenditure under par. (g), the department shall set aside
12 moneys in amounts that equal amounts that the federal government, local
13 governmental units or nonprofit conservation organizations commit for the
14 acquisition of land in the Baraboo Hills for conservation purposes. Federal moneys
15 that are committed under this paragraph shall be federal nontransportation
16 moneys. The department may set aside moneys under this paragraph only for
17 commitments that are made before January 1, 2006.

18 2. For each land acquisition that is made by using moneys that are committed
19 by the federal government, a local governmental unit or a nonprofit conservation
20 organization under this paragraph and that is certified as a qualifying matching
21 land acquisition under par. (e), the department shall make available for expenditure
22 moneys in an amount that equals the value of the land acquisition, as calculated
23 under par. (f), after the acquisition is certified.

24 (i) *Available moneys; uses.* The moneys made available for expenditure under
25 par. (g) or (h) 2. may be used by the department to acquire land in the Baraboo Hills

1 for conservation purposes and to award grants to local governmental units and
2 nonprofit conservation organizations.

3 (j) *Available moneys; grant requirements.* A local governmental unit or
4 nonprofit conservation organization that receives a grant under par. (i) does not need
5 to provide any matching funding. Land acquired with moneys from a grant awarded
6 under par. (i) may not be certified by the department as a qualifying matching land
7 acquisition under par. (e). Grants awarded under par. (i) shall be used to acquire land
8 for conservation purposes in the Baraboo Hills.

9 (k) *Unassigned amount.* If the assigned amount for the subprogram for the
10 Baraboo Hills on January 1, 2006, is less than the available bonding authority, the
11 department shall calculate the unassigned amount by subtracting the assigned
12 amount from the available bonding authority. The department shall then adjust the
13 annual bonding authority for the subprogram for land acquisition by increasing its
14 annual bonding authority by an amount equal to this unassigned amount. The
15 department shall expend any assigned amount that has not been expended before
16 January 1, 2006, for acquisitions, by the department, of land for conservation
17 purposes and for grants that meet the requirements under par. (j).

18 (L) *Highway construction required.* No moneys may be obligated for the
19 subprogram for the Baraboo Hills before the department of transportation certifies
20 to the department of natural resources that highway construction that will result in
21 at least 4 traffic lanes has begun on the portion of USH 12 between the city of
~~22~~ Middleton and the village of Sauk City.

23 (5) ADJUSTMENTS FOR SUBSEQUENT FISCAL YEARS. (a) If for a given fiscal year the
24 department obligates an amount from the moneys appropriated under s. 20.866 (2)
25 (ta) for a subprogram under sub. (3) or (4) that is less than the annual bonding

1 authority for that subprogram for that given fiscal year, the department shall adjust
2 the annual bonding authority for that subprogram by raising the annual bonding
3 authority, as it may have been previously adjusted under this paragraph and par. (b),
4 for the next fiscal year by the amount that equals the difference between the amount
5 authorized for that subprogram and the obligated amount for that subprogram in
6 that given fiscal year.

7 (b) If for a given fiscal year the department obligates an amount from the
8 moneys appropriated under s. 20.866 (2) (ta) for a subprogram under sub. (3) or (4)
9 that is more than the annual bonding authority for that subprogram for that given
10 fiscal year, the department shall adjust the annual bonding authority for that
11 subprogram by lowering the annual bonding authority, as it may have been
12 previously adjusted under this paragraph and par. (a), for the next fiscal year by an
13 amount equal to the remainder calculated by subtracting the amount authorized for
14 that subprogram from the obligated amount, as it may be affected under par. (c) or
15 (d), for that subprogram in that given fiscal year.

16 (c) The department may not obligate for a fiscal year an amount from the
17 moneys appropriated under s. 20.866 (2) (ta) for a subprogram under sub. (3) or (4)
18 that exceeds the amount equal to the annual bonding authority for that subprogram
19 as it may have been previously adjusted under pars. (a) and (b), except as provided
20 in par. (d).

21 (d) For a given fiscal year, in addition to obligating the amount of the annual
22 bonding authority for a subprogram under sub. (3) or (4), or the amount equal to the
23 annual bonding authority for that subprogram, as adjusted under pars. (a) and (b),
24 whichever amount is applicable, the department may also obligate for that
25 subprogram up to 100% of the annual bonding authority for that subprogram for that

1 given fiscal year for a project or activity if the natural resources board determines
2 that all of the following conditions apply:

3 1. That moneys appropriated for that subprogram to the department under s.
4 20.370 and the moneys appropriated for that subprogram under s. 20.866 (2) (ta), (tp)
5 to (tw), (ty) and (tz) do not provide sufficient funding for the project or activity.

6 2. That any land involved in the project or activity covers a large area or the
7 land is uniquely valuable in conserving the natural resources of the state.

8 3. That delaying or deferring all or part of the cost to a subsequent fiscal year
9 is not reasonably possible.

10 **(5m)** ADJUSTMENTS FOR LAND ACQUISITIONS. (a) Beginning in fiscal year
11 1999–2000, the department, subject to the approval of the governor and the joint
12 committee on finance under sub. (6), may obligate under the subprogram for land
13 acquisition any amount not in excess of the total bonding authority for that
14 subprogram for the acquisition of land.

15 (b) For each land acquisition transaction under this subsection, all of the
16 following apply:

17 1. The department shall sell a portion of the acquired land.

18 2. All proceeds from the sale of the land, up to the amount obligated under par.
19 (a) as determined by the secretary of administration, shall be deposited in the
20 general fund and credited to the appropriation account under s. 20.370 (7) (ag).
21 Notwithstanding s. 25.29 (1) (a), the proceeds in excess of the amount obligated
22 under par. (a) shall be deposited in the general fund.

23 3. For bonds that are retired from the proceeds of the sale of the acquired land
24 within 3 years after the date on which the land was acquired by the department, the
25 department shall adjust the available bonding authority for the subprogram for land

1 acquisition by increasing the available bonding authority for the fiscal year in which
2 the bonds are retired by an amount equal to the total amount of the bonds issued for
3 the sale that have been retired in that fiscal year.

4 4. For bonds that are not retired from the proceeds of the sale of the acquired
5 land within 3 years after the date on which the land was acquired by the department,
6 the department shall adjust the available bonding authority for the subprogram for
7 land acquisition by decreasing the available bonding authority for the next fiscal
8 year beginning after the end of that 3-year period by an amount equal to the total
9 amount of the bonds that have not been retired from such proceeds in that fiscal year
10 and, if necessary, shall decrease for each subsequent fiscal year the available bonding
11 authority in an amount equal to that available bonding authority or equal to the
12 amount still needed to equal the total amount of the bonds that have not been retired
13 from such proceeds, whichever is less, until the available bonding authority has been
14 decreased by an amount equal to the total of the bonds that have not been retired.

15 (c) Notwithstanding sub. (2) (a) 1., land acquired under this subsection need
16 not be for conservation or recreational purposes.

17 (d) The department of administration shall monitor all transactions under this
18 subsection to ensure compliance with federal law and to ensure that interest on the
19 bonds is tax-exempt for the holders of the bonds.

~~20~~ (6) REVIEW BY JOINT COMMITTEE ON FINANCE. (a) The department may not
~~21~~ obligate from the appropriation under s. 20.866 (2) (ta) for a given project or activity
~~22~~ any moncys unless it first notifies the joint committee on finance in writing of the
23 proposal. If the cochairpersons of the committee do not notify the department within
24 14 working days after the date of the department's notification that the committee
25 has scheduled a meeting to review the proposal, the department may obligate the

1 moneys. If, within 14 working days after the date of the notification by the
2 department, the cochairpersons of the committee notify the department that the
3 committee has scheduled a meeting to review the proposal, the department may
4 obligate the moneys only upon approval of the committee.

~~5~~ (b) Paragraph (a) applies only to an amount for a project or activity that exceeds
6 \$250,000, except as provided in par. (c).

7 (c) Paragraph (a) applies to any land acquisition under sub. (5m).

8 (7) CALCULATION OF GRANT AMOUNTS; APPRAISALS. (a) Except as provided in pars.
9 (b) and (c), for purposes of calculating the acquisition costs for acquisition of land
10 under ss. 23.09 (19), (20) and (20m), 23.092 (4), 23.094 (3g), 23.096, 30.24 (4) and
11 30.277 from the appropriation under s. 20.866 (2) (ta), the acquisition costs shall
12 equal the sum of the land's current fair market value and other acquisition costs, as
13 determined by rule by the department.

14 (b) For land that has been owned by the current owner for less than one year,
15 the acquisition costs of the land shall equal the owner's acquisition price.

16 (c) For land that has been owned by the current owner for one year or more but
17 for less than 3 years, the acquisition costs of the land shall equal the sum of the
18 current owner's acquisition price and the annual adjustment increase.

19 (d) For purposes of par. (c), the annual adjustment increase shall be calculated
20 by multiplying the owner's acquisition price by 7.5% and by then multiplying that
21 product by one of the following numbers:

22 1. By one if the land has been owned by the current owner for one year or more
23 but for less than 2 years.

24 2. By 2 if the land has been owned by the current owner for 2 years or more but
25 for less than 3 years.

1 (e) For any land for which moneys are proposed to be obligated from the
2 appropriation under s. 20.866 (2) (ta) in order to provide a grant or state aid to a
3 governmental unit under s. 23.09 (19), (20) or (20m) or 30.277 or to a nonprofit
4 conservation organization under s. 23.096, the governmental unit or nonprofit
5 conservation organization shall submit to the department two appraisals if the
6 department estimates that the fair market value of the land exceeds \$200,000.

7 (8) PROHIBITIONS AND LIMITATIONS. (a) The department may not obligate moneys
8 from the appropriation under s. 20.866 (2) (ta) for the acquisition of land for golf
9 courses or for the development of golf courses.

10 (c) The department may not obligate moneys from the appropriation under s.
11 20.866 (2) (ta) for the acquisition by a city, village or town of land that is outside the
12 boundaries of the city, village or town unless the city, village or town acquiring the
13 land and the city, village or town in which the land is located approve the acquisition.

14 (d) The department may not acquire land using moneys from the appropriation
15 under s. 20.866 (2) (ta) without the prior approval of a majority of the members–elect,
16 as defined in s. 59.001 (2m), of the county board of supervisors of the county in which
17 the land is located if at least 66% of the land in the county is owned or under the
18 jurisdiction of the state, the federal government or a local governmental unit, as
19 defined in s. 66.299 (1) (a). Before determining whether to approve the acquisition,
20 the county in which the land is located shall post notices that inform the residents
21 of the community surrounding the land of the possible acquisitions.

22 (9) RULES ON LAND USE. The department shall promulgate rules to provide
23 incentives under the Warren Knowles–Gaylord Nelson stewardship 2000 program
24 to local units of government that submit applications for funding from the

1 appropriation under s. 20.866 (2) (ta) for projects or activities that are consistent
2 with local or regional land use plans and with local zoning ordinances.

3 (10) REPORT ON LAND PRICES. Before January 1, 2005, the department shall
4 submit a report to the joint committee on finance and the governor that includes all
5 of the following:

6 (a) Information on how changes in the prices for land, between July 1, 2000,
7 and the date that the report is submitted, have affected the department's ability to
8 protect land for conservation purposes.

9 (b) A range of options to maintain or restore the financial ability to purchase
10 land under the Warren Knowles-Gaylord Nelson stewardship 2000 program.

11 (11) REQUIREMENTS FOR SIGNS. For any land which is acquired in whole or in part
12 with moneys obligated from the appropriations under s. 20.866 (2) (ta) or (tz) or both,
13 the department shall provide signs on the land stating that the land has been
14 acquired with stewardship funds. The signs shall be clearly visible to the public at
15 access points to the land or along highways or other transportation routes that
16 provide access to the land. If the land is open to the public, the sign shall so state and
17 shall state the purposes for which the land may be used by the public.

18 (12) EXPENDITURES AFTER JUNE 30, 2010. If the remaining bonding authority for
19 a subprogram under sub. (3) or (4) on June 30, 2010, is an amount greater than zero,
20 the department may expend any portion of this remaining bonding authority for that
21 subprogram in one or more subsequent fiscal years.

22 **SECTION 664.** 23.0918 of the statutes is created to read:

23 **23.0918 Natural resources land endowment fund.** (1) In this section,
24 "land" includes any buildings, facilities or other structures located on the land.

1 (2) Unless the natural resources board determines otherwise in a specific case,
2 only the income from the gifts, grants or bequests in the fund is available for
3 expenditure. The natural resources board may authorize expenditures only for
4 preserving, developing, managing or maintaining land under the jurisdiction of the
5 department that is used for any of the purposes specified in s. 23.09 (2) (d). In this
6 subsection, unless otherwise provided in a gift, grant or bequest, principal and
7 income are determined as provided under s. 701.20 (3).

8 **SECTION 664b.** 23.092 (4) of the statutes is amended to read:

9 23.092 (4) The department may share the costs of implementing land
10 management practices with landowners, or with nonprofit organizations that are
11 qualified to enhance wildlife-based recreation if these organizations have the
12 landowner's permission to implement the practices. The department may share the
13 costs of acquiring easements for habitat areas with landowners or with these
14 nonprofit organizations. ~~This subsection does not apply before July 1, 1990~~ If the
15 funding for cost-sharing under this subsection will be expended from the
16 appropriation under s. 20.866(2)(ta), the amount expended for the cost-sharing may
17 not exceed 50% of the cost of the management practices or of the acquisition costs for
18 the easement.

19 **SECTION 664d.** 23.092 (5) (a) of the statutes is amended to read:

20 23.092 (5) (a) The department shall determine the value of land or an easement
21 donated to the department that is within a habitat area and is dedicated for purposes
22 of habitat protection, enhancement or restoration. For an easement, the valuation
23 shall be based on the extent to which the fair market value of the land is diminished
24 by the transfer. ~~Beginning on July 1, 1990, and except~~ Except as provided in par. (b),
25 an amount of money equal to the value of the donation shall be released from the

1 appropriation under s. 20.866 (2) (ta) or (tz) or both to be used for habitat protection,
2 enhancement or restoration activities for the same habitat area in which any
3 donation was made on or after August 9, 1989. The department shall determine how
4 the moneys being released are to be allocated from these appropriations.

5 **SECTION 664f.** 23.092 (5) (b) of the statutes is renumbered 23.092 (5) (b) 1. and
6 amended to read:

7 23.092 (5) (b) 1. If the moneys ~~to be released~~ allocated under par. (a) for release
8 from the appropriation under s. 20.866 (2) (tz) to match a donation under par. (a) will
9 exceed the expenditure limit under sub. (6) for a given fiscal year, as adjusted under
10 s. 23.0915 (2), the department shall release from the moneys appropriated under s.
11 20.866 (2) (tz) the remaining amount available under the expenditure limit under
12 sub. (6), as adjusted under s. 23.0915 (2), for the given fiscal year and shall release
13 in each following fiscal year from the moneys appropriated under s. 20.866 (2) (tz)
14 an amount equal to the expenditure limit under sub. (6), as adjusted under s. 23.0915
15 (2), or equal to the amount still needed to match the donation, whichever is less, until
16 the entire amount necessary to match the donation is released. This subdivision does
17 not apply after June 30, 2000.

18 **SECTION 664h.** 23.092 (5) (b) 2. of the statutes is created to read:

19 23.092 (5) (b) 2. If the moneys allocated under par. (a) for release from the
20 appropriation under s. 20.866 (2) (ta) to match a donation under par. (a) will exceed
21 the annual bonding authority for the subprogram under s. 23.0917 (3) for a given
22 fiscal year, as adjusted under s. 23.0917 (5), the department shall release from the
23 moneys appropriated under s. 20.866 (2) (ta) the remaining amount available under
24 that annual bonding authority, as adjusted under s. 23.0917 (5), for the given fiscal
25 year and shall release in each following fiscal year from the moneys appropriated

1 under s. 20.866 (2) (ta) an amount equal to that annual bonding authority, as
2 adjusted under s. 23.0917 (5), or equal to the amount still needed to match the
3 donation, whichever is less, until the entire amount necessary to match the donation
4 is released.

5 **SECTION 664i.** 23.092 (6) of the statutes is amended to read:

6 23.092 (6) Except as provided in s. 23.0915 (2), the department may not expend
7 from the appropriation under s. 20.866 (2) (tz) more than \$1,500,000 under this
8 section for fisheries, for habitat areas and for grants for this purpose under s. 23.096
9 in each fiscal year. Of this amount the department may not expend more than
10 \$75,000 for fisheries in each fiscal year.

11 **SECTION 664j.** 23.092 (6) of the statutes, as affected by 1999 Wisconsin Act
12 (this act), is repealed and recreated to read:

13 23.092 (6) Except as provided in s. 23.0915 (2), the department may not expend
14 from the appropriation under s. 20.866 (2) (tz) more than \$1,500,000 under this
15 section for fisheries, for habitat areas and for grants for this purpose under s. 23.096
16 in each fiscal year.

17 **SECTION 665k.** 23.094 (3g) of the statutes is amended to read:

18 23.094 (3g) ACQUISITION BY POLITICAL SUBDIVISION. A political subdivision may
19 acquire by gift, devise or purchase land adjacent to a stream identified as a priority
20 stream under sub. (2) or acquire by gift, devise or purchase a permanent stream bank
21 easement from the owner of the land. The department may make grants from the
22 appropriation under s. 20.866 (2) (tz) to political subdivisions to purchase these lands
23 and easements. The department may make grants under s. 23.096 from the
24 appropriation under s. 20.866 (2) (ta) or (tz) or both. Whenever possible, the land or
25 easement shall include the land within at least 66 feet from either side of the stream.

1 **SECTION 665L.** 23.094 (3m) of the statutes is created to read:

2 23.094 (3m) LIMITS. A grant under sub (3g) may not exceed 50% of the
3 acquisition costs for the land or the easement.

4 **SECTION 665m.** 23.094 (4) (a) of the statutes is amended to read:

5 23.094 (4) (a) The department shall determine the value of land or an easement
6 donated to the department for purposes of this section and for stream bank
7 protection under s. 23.096. For an easement, the valuation shall be based on the
8 extent to which the fair market value of the land is diminished by the transfer.
9 ~~Beginning July 1, 1990, and except~~ Except as provided in par. (b), an amount of
10 money equal to the value of the donation shall be released from the appropriation
11 under s. 20.866 (2) ~~(ta) or (tz) or both~~ to be used to acquire easements and land under
12 this section and s. 23.096 for the same stream for which any donation was made on
13 or after August 9, 1989. The department shall determine how the moneys being
14 released are to be allocated from these appropriations.

15 **SECTION 665n.** 23.094 (4) (b) of the statutes is renumbered 23.094 (4) (b) 1. and
16 amended to read:

17 23.094 (4) (b) 1. If the moneys to be released allocated under par. (a) for release
18 from the appropriation under s. 20.866 (2) (tz) to match a donation under par. (a) will
19 exceed the expenditure limit under sub. (8) for a given fiscal year, as adjusted under
20 s. 23.0915 (2), the department shall release from the moneys appropriated under s.
21 20.866 (2) (tz) the remaining amount available under the expenditure limit under
22 sub. (8), as adjusted under s. 23.0915 (2), for the given fiscal year and shall release
23 in each following fiscal year from the moneys appropriated under s. 20.866 (2) (tz)
24 an amount equal to the expenditure limit under sub. (8), as adjusted under s. 23.0915
25 (2), or equal to the amount still needed to match the donation, whichever is less, until

1 the entire amount necessary to match the donation is released. This subdivision does
2 not apply after June 30, 2000.

3 **SECTION 665o.** 23.094 (4) (b) 2. of the statutes is created to read:

4 23.094 (4) (b) 2. If the moneys allocated under par. (a) for release from the
5 appropriation under s. 20.866 (2) (ta) to match a donation under par. (a) will exceed
6 the annual bonding authority for the subprogram under s. 23.0917 (3) for a given
7 fiscal year, as adjusted under s. 23.0917 (5), the department shall release from the
8 moneys appropriated under s. 20.866 (2) (ta) the remaining amount available under
9 that annual bonding authority, as adjusted under s. 23.0917 (5), for the given fiscal
10 year and shall release in each following fiscal year from the moneys appropriated
11 under s. 20.866 (2) (ta) an amount equal to that annual bonding authority, as
12 adjusted under s. 23.0917 (5), or equal to the amount still needed to match the
13 donation, whichever is less, until the entire amount necessary to match the donation
14 is released.

15 **SECTION 665p.** 23.094 (8) of the statutes is amended to read:

16 23.094 (8) APPROPRIATION. ~~The costs of acquiring easements and land under~~
17 ~~this section or s. 23.096 shall be paid from the appropriation under s. 20.866 (2) (tz).~~
18 Except as provided in s. 23.0915 (2), the department may not expend from the
19 appropriation under s. 20.866 (2) (tz) more than \$1,000,000 for fisheries, for the
20 acquisition of land and easements by the department under this section, for grants
21 under sub. (3g) and for grants for this purpose under s. 23.096 in each fiscal year.
22 Of this amount, the department may not expend more than \$300,000 in each fiscal
23 year for grants under sub. (3g) to cities, villages, towns and counties.

24 **SECTION 665q.** 23.094 (8) of the statutes, as affected by 1999 Wisconsin Act ...
25 (this act), is repealed and recreated to read:

1 23.094 (8) APPROPRIATION. Except as provided in s. 23.0915 (2), the department
2 may not expend from the appropriation under s. 20.866 (2) (tz) more than \$1,000,000
3 for fisheries, for the acquisition of land and easements by the department under this
4 section, for grants under sub. (3g) and for grants for this purpose under s. 23.096 in
5 each fiscal year.

6 **SECTION 665r.** 23.0955 (1) of the statutes is amended to read:

7 23.0955 (1) In this section ~~and s. 23.096~~, “nonprofit conservation organization”
8 means a nonprofit corporation, a charitable trust or other nonprofit association
9 whose purposes include the acquisition of property for conservation purposes and
10 that is described in section 501 (c) (3) of the internal revenue code and is exempt from
11 federal income tax under section 501 (a) of the internal revenue code.

12 **SECTION 665rc.** 23.0955 (2) (a) (intro.) of the statutes is amended to read:

13 23.0955 (2) (a) (intro.) ~~The~~ From the appropriation under s. 20.370 (5) (aw), the
14 department shall provide one grant of ~~\$75,000~~ \$250,000 in each fiscal year ~~1996–97~~,
15 beginning with fiscal year 1999–2000, to a nonstock, nonprofit corporation that is
16 described under section 501 (c) (3) or (4) of the ~~internal revenue code~~ Internal
17 Revenue Code, in existence on the effective date of this paragraph.... [revisor inserts
18 date], and organized in this state if the corporation meets all of the following
19 requirements:

20 **SECTION 665rd.** 23.0955 (2) (a) 3. of the statutes is amended to read:

21 23.0955 (2) (a) 3. The corporation has a board of directors whose members
22 represent, to the greatest extent practicable, all geographic areas of the state and
23 that has a majority of members who are representatives of nonprofit conservation
24 organizations.

25 **SECTION 665re.** 23.0955 (2) (am) of the statutes is repealed.

1 **SECTION 665rf.** 23.0955 (2) (b) (intro.) of the statutes is amended to read:

2 23.0955 (2) (b) (intro.) A corporation receiving a grant under this subsection
3 shall do all of the following, but shall emphasize the activities described in subs. 1.
4 and 2.:

5 **SECTION 665rg.** 23.0955 (2) (b) 2m., 4. and 5. of the statutes are created to read:

6 23.0955 (2) (b) 2m. Assist nonprofit conservation organizations in acquiring
7 property for conservation purposes and in managing property acquired for
8 conservation purposes.

9 4. Acquire a property for conservation purposes where no other nonprofit
10 conservation organization exists that is willing to assist or capable of effectively
11 assisting in the transfer of the property or that can adequately manage the property
12 after it is acquired.

13 5. For each fiscal year, prepare a report detailing the activities for which a grant
14 under this section was expended, describing any property acquired by the
15 corporation and explaining how the acquisition of that property furthers the goal of
16 conservation in the state. Copies of the report shall be submitted to the department
17 and to the legislature under s. 13.172 (2).

18 **SECTION 665rh.** 23.0955 (3) of the statutes is created to read:

19 23.0955 (3) (a) During the period beginning on January 1, 2004, and ending on
20 July 1, 2004, the department shall submit a comprehensive report describing the cost
21 of, and accomplishments achieved by, activities funded with grants under this
22 section, commencing with the grants provided in the 1999–2000 fiscal year. The
23 report shall evaluate all of the following:

24 1. How grants under this section have furthered the goal of encouraging private
25 resource conservation.

1 2. The extent to which grants under this section complement the resource
2 conservation goals of the department.

3 (b) The report shall contain a recommendation to the legislature on whether
4 the grant program under this section should be continued, eliminated or revised.

5 (c) The report shall be distributed to the speaker of the assembly and the
6 president of the senate under s. 13.172 (3).

7 **SECTION 665ri.** 23.0956 of the statutes is created to read:

8 **23.0956 Assistance for private conservation activities.** (1) From the
9 appropriation under s. 20.370 (5) (aw), the department shall provide one grant of
10 \$85,000 in each fiscal year, beginning with fiscal year 2000–01, to a nonstock,
11 nonprofit corporation that is described under section 501 (c) (3) or (4) of the Internal
12 Revenue Code and organized in this state if the corporation meets all of the following
13 requirements:

14 (a) The corporation is exempt from taxation under section 501 (a) of the
15 Internal Revenue Code.

16 (b) The corporation was created to accept and to utilize private contributions
17 made to protect and enhance the state’s natural resources.

18 (2) A corporation receiving a grant under sub. (1) shall use the grant to do all
19 of the following:

20 (a) Encourage private corporations and other private entities to undertake
21 activities, including the contribution of money, that encourage management and
22 restoration of the state’s endangered wild animals, wild plants and natural
23 communities.

24 (b) Encourage private corporations and other private entities to engage in land
25 management practices that protect and preserve natural resources.

1 (c) Provide grants to nonprofit and other groups to encourage education,
2 restoration and management activities to enhance the state's natural resources.

~~3~~ **SECTION 665rm.** 23.0957 of the statutes is created to read:

4 **23.0957 Annual grants to a nonstock, nonprofit corporation; urban**
5 **land conservation.** (1) In this section:

6 (a) "Local governmental unit" has the meaning given in s. 23.09 (19) (a) 2.

7 (b) "Interested group" means a community group, nonprofit organization or
8 local governmental unit that is interested in acquiring urban land for urban forestry
9 protection, water resource management, conservation, recreation or other urban
10 open space purposes.

11 (2) The department shall provide one grant of \$75,000 in each fiscal year,
12 beginning with fiscal year 1999–2000, to a nonstock, nonprofit corporation that
13 meets all of the following requirements:

14 (a) The corporation is organized in this state.

15 (b) The corporation is described under section 501 (c) (3) or (4) of the Internal
16 Revenue Code and exempt from taxation under section 501 (a) of the Internal
17 Revenue Code.

18 (c) The corporation has a board of directors or an advisory council or both with
19 members who represent one or more urban or urbanizing areas and who collectively
20 have an interest or expertise in all of the following:

21 1. Nonprofit organizations.

22 2. Business.

23 3. Social services.

24 4. Land development.

25 5. Architecture.

1 6. Landscape architecture.

2 7. Conservation.

3 (d) The corporation contributes \$25,000 in funds annually to be used with the
4 grant under this subsection.

5 (3) A corporation receiving a grant under sub. (2) may use the grant for urban
6 forest protection, water resource enhancement or other urban open space objectives
7 and shall do all of the following with the grant:

8 (a) Provide to interested groups technical assistance, especially in the areas of
9 urban open space real estate transactions, reclaiming and restoring the natural
10 values of urban parks, urban forests and open space areas, designing and
11 constructing amenities in open space areas, cultivating citizen participation in
12 acquiring, developing and maintaining open space areas and securing public
13 financing for open space areas.

14 (b) Conduct conferences on the topics listed in par. (a).

15 (c) Assist community groups, nonprofit organizations and local governmental
16 units in acquiring urban property for open space purposes and in restoring urban
17 property acquired for conservation, recreation and other open space purposes.

18 (d) For each fiscal year, prepare a report detailing the activities for which a
19 grant under sub. (2) is expended. Copies of the report shall be submitted to the
20 department and to the appropriate standing committees of the legislature, as
21 determined by the speaker of the assembly or the president of the senate.

22 (4) A corporation receiving a grant under sub. (2) may acquire urban property
23 for conservation, recreation and other open space purposes.

24 **SECTION 665s.** 23.096 (1) of the statutes is renumbered 23.096 (1) (intro.) and
25 amended to read:

1 23.096 (1) (intro.) In this section, ~~“property”~~;

2 (b) “Property” means land or an interest in land.

3 **SECTION 665t.** 23.096 (1) (ag) of the statutes is created to read:

4 23.096 (1) (ag) “Nonprofit conservation organization” has the meaning given
5 in s. 23.0955 (1).

6 **SECTION 665u.** 23.096 (2) of the statutes is renumbered 23.096 (2) (a) and
7 amended to read:

8 23.096 (2) (a) The department may award grants from the appropriation under
9 s. 20.866 (2) (ta) or (tz) to nonprofit conservation organizations to acquire property
10 for all of the purposes described in ss. 23.09 (2) (d) 1. to 7., 9., 11., 12. and 15., (19)
11 and, (20) and (20m), 23.092, 23.094, 23.17, 23.175, 23.27, 23.29, 23.293, 30.24 and
12 30.277 ~~(2) (a).~~

13 **SECTION 665v.** 23.096 (2) (b) of the statutes is created to read:

14 23.096 (2) (b) A grant awarded under this section may not exceed 50% of the
15 acquisition costs of the property.

16 **SECTION 665vm.** 23.0962 (3) of the statutes is created to read:

17 23.0962 (3) (a) In this subsection:

18 1. “Local governmental unit” means county or town.

19 2. “Special zoning permission” has the meaning given in s. 59.69 (15) (g).

20 (b) Notwithstanding s. 18.04 (1) and (2), the building commission may
21 authorize public debt to be contracted, and the department may make a grant from
22 the appropriation under s. 20.370 (5) (cq), for the property known as Black Point
23 Estate only if all of the following apply:

1 1. A substantially completed application for any necessary special zoning
2 permission for the property has been submitted before December 1, 1999, to the
3 applicable local governmental unit.

4 2. The necessary special zoning permission, based on the application submitted
5 before December 1, 1999, is granted.

6 **SECTION 665w.** 23.098 (1) (c) of the statutes is created to read:

7 23.098 (1) (c) "Nonprofit conservation organization" has the meaning given in
8 s. 23.0955 (1).

9 **SECTION 665x.** 23.098 (2) of the statutes is amended to read:

10 23.098 (2) The department shall establish a program to ~~expend~~ make grants
11 from the ~~appropriation~~ appropriations under s. 20.866 (2) ~~(ta) and (tz) moneys for~~
12 ~~grants~~ to friends groups and nonprofit conservation organizations for projects for
13 property development activities on department properties. The department may not
14 encumber more than ~~\$200,000~~ \$250,000 in each fiscal year for these grants.

15 **SECTION 665y.** 23.098 (4) (am) of the statutes is created to read:

16 23.098 (4) (am) In awarding grants under this section for eligible projects, the
17 department shall establish a system under which the grants are offered to eligible
18 friends groups before being offered to eligible nonprofit conservation organizations.

19 **SECTION 665z.** 23.098 (5) of the statutes is amended to read:

20 23.098 (5) Each friends group and nonprofit conservation organization
21 receiving a grant under this section shall provide matching funds that are equal to
22 at least 50% of the ~~estimated~~ cost of the project for which a grant is being provided.

23 **SECTION 671b.** 23.175 (3) (b) (intro.) of the statutes is amended to read:

1 23.175 (3) (b) (intro.) ~~Beginning July 1, 1990, expend~~ Expend an amount from
2 the appropriation under s. 20.866 (2) ~~(ta) or (tz) or both~~ that equals any of the
3 following:

4 **SECTION 671d.** 23.175 (3m) of the statutes is created to read:

5 23.175 (3m) ALLOCATION BETWEEN APPROPRIATIONS. For purposes of sub. (3) (b),
6 the department shall determine how the moneys being expended are to be allocated
7 from the appropriations under s. 20.866 (2) (ta) and (tz). The department may not
8 allocate or expend any moneys from the appropriation under s. 20.866 (2) (ta) before
9 July 1, 2000.

10 **SECTION 671e.** 23.175 (4) of the statutes is amended to read:

11 23.175 (4) LIMITS ON SPENDING. Except as provided in s. 23.0915 (2), the
12 department may not expend from the appropriation under s. 20.866 (2) (tz) more
13 than \$1,000,000 under this section for trails and for grants for this purpose under
14 s. 23.096 in each fiscal year. Of this amount, the department may not expend from
15 the appropriation under s. 20.866 (2) (tz) more than \$500,000 under sub. (3) (b) in
16 each fiscal year.

17 **SECTION 671g.** 23.175 (4) of the statutes, as affected by 1999 Wisconsin Act
18 (this act), is repealed and recreated to read:

19 23.175 (4) LIMIT ON SPENDING. Except as provided in s. 23.0915 (2), the
20 department may not expend from the appropriation under s. 20.866 (2) (tz) more
21 than \$1,000,000 under this section for trails and for grants for this purpose under
22 s. 23.096 in each fiscal year.

23 **SECTION 671h.** 23.192 of the statutes is created to read:

24 **23.192 Mead Wildlife Area public interpretive center.** From the
25 appropriation under s. 20.866 (2) (tr), the department shall provide not more than

1 \$112,000 for a public interpretive center at the Mead Wildlife Area in Portage,
2 Marathon and Wood counties. Expenditures under this section shall be made in a
3 manner that, for every \$2 received by the department from private grants, gifts or
4 bequests for the project, \$3 will be expended from the moneys under this section.

5 **SECTION 671m.** 23.197 of the statutes is created to read:

6 **23.197 Warren Knowles–Gaylord Nelson stewardship programs;**
7 **specific projects or activities. (1) ROOT RIVER; MULTIPURPOSE PATHWAY.** (a) From
8 the appropriation under s. 20.866 (2) (ta) or (tz) or both, the department shall provide
9 funding to the city of Racine for a multipurpose pathway along the Root River. The
10 amount provided by the department may not exceed the amount that equals the
11 matching contribution for the pathway made by the city of Racine or \$750,000,
12 whichever is less.

13 (b) The department shall determine how the moneys being provided under par.
14 (a) will be allocated between the appropriations under s. 20.866 (2) (ta) and (tz). For
15 purposes of s. 23.0915 (1), moneys provided from the appropriation under s. 20.866
16 (2) (tz) shall be treated as moneys expended for any of the purposes specified under
17 s. 23.0915 (1) (a) to (k) or any combination of those purposes. For purposes of s.
18 23.0917, moneys provided from the appropriation under s. 20.866 (2) (ta) shall be
19 treated as moneys obligated from either or both of the subprograms under s. 23.0917
20 (3) and (4).

21 **(2) ROCK RIVER; RIVER WALL.** (a) From the appropriation under s. 20.866 (2) (ta)
22 or (tz) or both, the department shall provide funding to the city of Fort Atkinson for
23 the restoration of a river wall along the Rock River. The amount provided by the
24 department may not exceed the amount that equals the matching contribution made

1 for the river wall by the city of Fort Atkinson or \$96,500, whichever is less. The
2 requirements for matching contributions under s. 30.277 (5) shall apply.

3 (b) The department shall determine how the moneys being provided under par.
4 (a) will be allocated between the appropriations under s. 20.866 (2) (ta) and (tz). For
5 purposes of s. 23.0915 (1), moneys provided from the appropriation under s. 20.866
6 (2) (tz) shall be treated as moneys expended for urban river grants. For purposes of
7 s. 23.0917, moneys provided from the appropriation under s. 20.866 (2) (ta) shall be
8 treated as moneys obligated under the subprogram for property development and
9 local assistance.

10 **(2m) ROCK RIVER; RECREATIONAL CORRIDOR.** (a) From the appropriation under
11 s. 20.866 (2) (tz), the department shall provide funding to the city of Janesville under
12 the urban rivers grant program under s. 30.277 for the Rock River recreational
13 corridor. The amount provided by the department under this paragraph may not
14 exceed that amount that equals the matching contributions made for the corridor by
15 the city of Janesville or \$100,000, whichever is less. The requirements for matching
16 contributions under s. 30.277 (5) shall apply.

17 (b) The funding under par. (a) is in addition to any encumbrance or expenditure
18 approved by the joint committee on finance under s. 23.0915 (4) for the Rock River
19 recreational corridor.

20 **(3) KEYES LAKE; RECREATIONAL AREA.** (a) From the appropriation under s. 20.866
21 (2) (ta) or (tz) or both, the department shall provide the amount necessary for the
22 development of a recreational area on Keyes Lake in Florence County, but the
23 amount may not exceed \$125,000.

24 (b) The department shall determine how the moneys being provided under par.
25 (a) will be allocated between the appropriations under s. 20.866 (2) (ta) and (tz). For

1 purposes of s. 23.0915 (1), moneys provided from the appropriation under s. 20.866
2 (2) (tz) shall be treated as moneys expended for any of the purposes specified under
3 s. 23.0915 (1) (a) to (k) or any combination of those purposes. For purposes of s.
4 23.0917, moneys provided from the appropriation under s. 20.866 (2) (ta) shall be
5 treated as moneys obligated from either or both of the subprograms under s. 23.0917
6 (3) and (4).

7 **(3m) RIB MOUNTAIN STATE PARK.** From the appropriation under s. 20.866 (2) (ta)
8 or (tz) or both, the department shall provide funding in the amount of \$500,000 to
9 rebuild a chalet at Rib Mountain State Park. The department shall determine how
10 the moneys being provided under this subsection will be allocated between the
11 appropriations under s. 20.866 (2) (ta) and (tz). For purposes of s. 23.0915 (1),
12 moneys provided from the appropriation under s. 20.866 (2) (tz) shall be treated as
13 moneys expended for general property development. For purposes of s. 23.0917,
14 moneys provided from the appropriation under s. 20.866 (2) (ta) shall be treated as
15 moneys obligated under the subprogram for property development and local
16 assistance.

17 **(4) GRANT FOR LAND ACQUISITION AND HABITAT RESTORATION.** (a) In this
18 subsection:

19 1. "Nonprofit organization" means a nonprofit corporation, a charitable trust
20 or other nonprofit association that is described in section 501 (c) (3) of the Internal
21 Revenue Code and is exempt from federal income tax under section 501 (a) of the
22 Internal Revenue Code.

23 2. "Land" has the meaning given in s. 23.0917 (1) (d).

24 (b) From the appropriation under s. 20.866 (2) (ta), the department may award
25 a single grant of \$20,000 to an organization that is not a nonprofit organization but

1 that has entered into an agreement with a nonprofit organization in order to apply
2 for the grant. The grant may be used for land acquisition for conservation or
3 recreation purposes or for habitat restoration or both. For purposes of s. 23.0917,
4 moneys obligated for this grant shall be treated as moneys obligated under the
5 subprogram for land acquisition.

6 (c) In order to receive the grant under this section, the nonprofit organization
7 and the other organization who are parties to the agreement specified under par. (b)
8 shall enter into a contract with the department that contains conditions imposed by
9 the department on the use of the grant, on any land acquired with moneys from the
10 grant and on any transfer to a 3rd party of any such acquired land.

11 (d) Title to the land acquired with moneys from the grant under this section
12 shall vest in the nonprofit organization. If the nonprofit organization or the other
13 organization violates any essential provision of the contract entered into under par.
14 (c), title to the land shall vest in the state.

15 (6) SHEBOYGAN; RIVERFRONT PARK. From the appropriation under s. 20.866 (2)
16 (tz), the department shall provide \$173,763 for the development and expansion of
17 Workers Water Street Riverfront Park in the city of Sheboygan. For purposes of s.
18 23.0915 (1), moneys provided from the appropriation under s. 20.866 (2) (tz) shall be
19 treated as moneys expended for any of the purposes specified under s. 23.0915 (1) (a)
20 to (k) or any combination of those purposes.

21 **SECTION 671mn.** 23.198 of the statutes is created to read:

22 **23.198 Milwaukee Lakeshore State Park. (1) STEWARDSHIP FUNDING.** (a)
23 From the appropriation under s. 20.866 (2) (ta), the department shall provide up to
24 \$1,500,000 for the development of a state park which will provide access to Lake
25 Michigan in the city of Milwaukee. For purposes of s. 23.0917, moneys provided

1 under this paragraph shall be treated as moneys obligated under the subprogram for
2 property development and local assistance.

3 (b) From the appropriation under s. 20.866 (2) (tz), the department shall
4 provide up to \$500,000 for development of a state park as described in par. (a). For
5 purposes of s. 23.0915 (1), moneys provided under this paragraph shall be treated as
6 moneys expended for general property development.

7 (2) OTHER FUNDING. (a) The department shall expend the following amounts
8 from the appropriation under s. 20.370 (5) (cq) for the development of a state park
9 as described in sub. (1):

10 1. Up to \$2,400,000 of the moneys appropriated from that appropriation for
11 fiscal year 1999–2000.

12 2. Up to \$2,000,000 of the moneys appropriated from that appropriation for
13 fiscal year 2000–01.

14 (b) Of the amounts authorized for expenditure under par. (a) 1., the department
15 shall provide up to \$400,000 to the Milwaukee Art Museum for the construction of
16 a breakwater.

17 (c) Beginning on July 1, 2000, the department shall expend from the
18 appropriation under s. 20.370 (7) (fs) \$1,000,000 for a state park as described in sub.
19 (1).

20 **SECTION 671n.** 23.22 of the statutes is created to read:

21 **23.22 MacKenzie environmental center staffing.** The department shall
22 maintain a staffing level for the performance of facilities repair work functions at the
23 MacKenzie environmental center in Poynette that is at least 1.0 position greater
24 than the level that existed on April 29, 1999.

25 **SECTION 671p.** 23.27 (4) of the statutes is amended to read:

1 23.27 (4) NATURAL AREAS LAND ACQUISITION; CONTINUING COMMITMENT. It is the
2 intent of the legislature to continue natural areas land acquisition activities from
3 moneys available from the ~~appropriation~~ appropriations under ss. 20.370 (7) (fa) and
4 20.866 (2) (ta), (ts) and (tz). This commitment is separate from and in addition to the
5 commitment to acquire natural areas under the Wisconsin natural areas heritage
6 program. Except as provided in s. 23.0915 (2), the department may not expend from
7 the appropriation under s. 20.866 (2) (tz) more than \$1,500,000 in each fiscal year
8 for natural areas land acquisition activities under this subsection and for grants for
9 this purpose under s. 23.096.

10 **SECTION 672d.** 23.27 (5) of the statutes is amended to read:

11 23.27 (5) NATURAL AREAS LAND ACQUISITION; COMMITMENT UNDER THE WISCONSIN
12 NATURAL AREAS HERITAGE PROGRAM. It is the intent of the legislature to initiate
13 additional natural areas land acquisition activities with moneys available from the
14 appropriations under ss. 20.370 (1) (mg) and 20.866 (2) (ta), (tt) and (tz) under the
15 Wisconsin natural areas heritage program. This commitment is separate from and
16 in addition to the continuing commitment under sub. (4). Moneys available from the
17 appropriations under ss. 20.370 (1) (mg) and 20.866 (2) (ta), (tt) and (tz) under the
18 Wisconsin natural areas heritage program may not be used to acquire land through
19 condemnation. The department may not acquire land under this subsection unless
20 the land is suitable for dedication under the Wisconsin natural areas heritage
21 program and upon purchase or as soon after purchase as practicable the department
22 shall take all necessary action to dedicate the land under the Wisconsin natural
23 areas heritage program. Except as provided in s. 23.0915 (2), the department may
24 not expend from the appropriation under s. 20.866 (2) (tz) more than \$500,000 in

1 each fiscal year for natural areas land acquisition activities under this subsection
2 and for grants for this purpose under s. 23.096.

3 **SECTION 672f.** 23.29 (2) of the statutes is amended to read:

4 **23.29 (2) CONTRIBUTIONS; STATE MATCH.** The department may accept
5 contributions and gifts for the Wisconsin natural areas heritage program. The
6 department shall convert donations of land which it determines, with the advice of
7 the council, are not appropriate for the Wisconsin natural areas heritage program
8 into cash. The department shall convert other noncash contributions into cash.
9 These moneys shall be deposited in the general fund and credited to the
10 appropriation under s. 20.370 (1) (mg). These moneys shall be matched by an equal
11 amount released from the appropriation under s. 20.866 (2) (ta), (tt) or (tz) or both
12 from any combination of these appropriations to be used for natural areas land
13 acquisition activities under s. 23.27 (5). The department shall determine how the
14 moneys being released are to be allocated from these appropriations. ~~No moneys may~~
15 ~~be released under s. 20.866 (2) (tz) before July 1, 1990.~~

16 **SECTION 672g.** 23.29 (3) of the statutes is amended to read:

17 **23.29 (3) LAND DEDICATIONS; VALUATION; STATE MATCH.** The department shall
18 determine the value of land accepted for dedication under the Wisconsin natural
19 areas heritage program. If the land dedication involves the transfer of the title in
20 fee simple absolute or other arrangement for the transfer of all interest in the land
21 to the state, the valuation shall be based on the fair market value of the land prior
22 to the transfer. If the land dedication involves the transfer of a partial interest in
23 land to the state, the valuation shall be based on the extent to which the fair market
24 value of the land is diminished by that transfer and the associated articles of
25 dedication. If the land dedication involves a sale of land to the department at less

1 than the fair market value, the valuation of the dedication shall be based on the
2 difference between the purchase price and the fair market value. An amount equal
3 to the value of land accepted for dedication under the Wisconsin natural areas
4 heritage program shall be released from the appropriation under s. 20.866 (2) (ta),
5 (tt) or (tz) or both from any combination of these appropriations to be used for natural
6 areas land acquisition activities under s. 23.27 (5). This subsection does not apply
7 to dedications of land under the ownership of the state. The department shall
8 determine how the moneys being released are to be allocated from these
9 appropriations. ~~No moneys may be released under s. 20.866 (2) (tz) before July 1,~~
10 ~~1990.~~

11 **SECTION 672j.** 23.293 (4) of the statutes is amended to read:

12 23.293 (4) CONTRIBUTIONS AND GIFTS; STATE MATCH. The department may accept
13 contributions and gifts for the ice age trail program. The department may convert
14 gifts of land which it determines are not appropriate for the ice age trail program into
15 cash. The department may convert other noncash contributions and gifts into cash.
16 These moneys shall be deposited in the general fund and credited to the
17 appropriation under s. 20.370 (7) (gg). An amount equal to the value of all
18 contributions and gifts shall be released from the appropriation under s. 20.866 (2)
19 (ta), (tw) or (tz) or both from any combination of these appropriations to be used for
20 land acquisition and development activities under s. 23.17. The department shall
21 determine how the moneys being released are to be allocated from these
22 appropriations. ~~No moneys may be released under s. 20.866 (2) (tz) before July 1,~~
23 ~~1990.~~

24 **SECTION 672k.** 23.293 (5) of the statutes is amended to read:

1 23.293 (5) LAND DEDICATIONS; VALUATION; STATE MATCH. The department shall
2 determine the value of land accepted for dedication under the ice age trail program.
3 If the land dedication involves the transfer of the title in fee simple absolute or other
4 arrangement for the transfer of all interest in the land to the state, the valuation of
5 the land shall be based on the fair market value of the land before the transfer. If
6 the land dedication involves the transfer of a partial interest in land to the state, the
7 valuation of the land shall be based on the extent to which the fair market value of
8 the land is diminished by that transfer and the associated articles of dedication. If
9 the land dedication involves a sale of land to the department at less than the fair
10 market value, the valuation of the land shall be based on the difference between the
11 purchase price and the fair market value. An amount equal to the valuation of the
12 land accepted for dedication under the ice age trail program shall be released from
13 the appropriation under s. 20.866 (2) (ta), (tw) or (tz) or both from any combination
14 of these appropriations to be used for ice age trail acquisition activities under s.
15 23.17. The department shall determine how the moneys being released are to be
16 allocated from these appropriations. ~~No moneys may be released under s. 20.866 (2)~~
17 ~~(tz) before July 1, 1990.~~ This subsection does not apply to dedications of land under
18 the ownership of the state.

19 **SECTION 672m.** 23.295 of the statutes is created to read:

20 **23.295 Ice age trail area grants.** (1) In this section:

21 (a) “Ice age trail area” means the trail designated under s. 23.17 (2).

22 (b) “Local governmental unit” means a political subdivision of this state, a
23 special purpose district in this state, an instrumentality or corporation of the
24 political subdivision or special purpose district or a combination or subunit of any of
25 the foregoing.

1 (2) The department shall provide one grant of \$75,000 in each fiscal year,
2 beginning with fiscal year 1999–2000, to a nonstock, nonprofit corporation that
3 meets all of the following requirements:

4 (a) The corporation is organized in this state.

5 (b) The corporation is described under section 501 (c) (3) or (4) of the Internal
6 Revenue Code and exempt from taxation under section 501 (a) of the Internal
7 Revenue Code.

8 (c) The corporation has a board of directors or an advisory council or both whose
9 members represent different geographic areas of the ice age trail area, and at least
10 one-third of whom are current or former ice age trail volunteers.

11 (d) The board of directors or an advisory council of the corporation or both
12 collectively have an interest or expertise in all of the following:

- 13 1. Recruiting and training volunteers.
- 14 2. Land conservation.
- 15 3. Trails and outdoor recreation.
- 16 4. Tourism.
- 17 5. This state's glacial geology.
- 18 6. This state's cultural history.

19 (e) The corporation contributes \$25,000 in funds annually to be used with the
20 grant under this section.

21 (3) A corporation receiving a grant under sub. (2) may use the grant for
22 activities related to the development, maintenance, protection and promotion of the
23 ice age trail area and shall do all of the following with the grant:

24 (a) Support the work of volunteers who develop, maintain and promote the ice
25 age trail area.

1 (b) Build partnerships for the ice age trail area with local governmental units
2 and nonprofit organizations.

3 (c) Promote the protection of a corridor for the ice age trail area by providing
4 information about acquiring land, or an interest in land, in that corridor.

5 (d) Strengthen community support for the ice age trail area by recruiting and
6 training volunteers and by coordinating the activities of interest groups.

7 (e) Promote tourism in the ice age trail area.

8 (f) For each fiscal year, prepare a report detailing the activities for which a
9 grant under sub. (2) is expended. Copies of the report shall be submitted to the
10 department and to the appropriate standing committees of the legislature, as
11 determined by the speaker of the assembly or the president of the senate.

12 **SECTION 672p.** 23.317 of the statutes is created to read:

13 **23.317 In-service training.** At least once during each fiscal biennium, the
14 department shall offer an in-service training course that provides training on the
15 topic of natural resources and public relations. The department may offer the
16 training course in one or more sessions during the fiscal biennium. The department
17 shall model its training course on the training course on the topic of natural resources
18 and public relations that is part of the course offerings of the University of
19 Wisconsin–Stevens Point on the effective date of this section [revisor inserts date].

20 **SECTION 673.** 23.322 of the statutes is created to read:

21 **23.322 Fees for computer accessible water resource management**
22 **information.** The department may charge a fee for providing any information that
23 that it maintains in a format that may be accessed by computer concerning the
24 waters of this state, including maps and other water resource management
25 information.

1 **SECTION 674.** 23.33 (1) (g) of the statutes is created to read:

2 23.33 (1) (g) “Expedited service” means the process under which a person is
3 able to renew an all-terrain vehicle registration certificate in person and with only
4 one appearance at the site where certificates are renewed.

5 **SECTION 675.** 23.33 (2) (i) of the statutes is created to read:

6 23.33 (2) (i) *Registration; appointment of agents.* For the issuance of
7 all-terrain vehicle registration certificates, the department may do any of the
8 following:

9 1. Directly issue the certificates.

10 2. Appoint, as an agent of the department, the clerk of one or more counties to
11 issue the certificates.

12 3. Appoint persons who are not employes of the department to issue the
13 certificates as agents of the department.

14 **SECTION 676.** 23.33 (2) (j) of the statutes is created to read:

15 23.33 (2) (j) *Duplicates.* For purposes of pars. (i) to (o), the issuance of a
16 duplicate of an all-terrain vehicle registration certificate shall be considered the
17 same as the issuance of an original certificate.

18 **SECTION 677.** 23.33 (2) (k) of the statutes is created to read:

19 23.33 (2) (k) *Registration; agent activities.* 1. The clerk of any county appointed
20 under par. (i) 2. or (m) may accept the appointment.

21 2. The department may promulgate rules regulating the activities of persons
22 appointed under pars. (i) and (m).

23 **SECTION 678.** 23.33 (2) (L) of the statutes is created to read:

24 23.33 (2) (L) *Registration; issuing fees.* An agent appointed under par. (i) 2. or
25 3. shall collect an issuing fee of \$3 for each all-terrain vehicle registration certificate

1 that the agent issues. The agent shall remit to the department \$2 of each issuing fee
2 collected.

3 **SECTION 679.** 23.33 (2) (m) of the statutes is created to read:

4 23.33 (2) (m) *Renewals; agents.* For the renewal of all-terrain vehicle
5 registration certificates for public use or the renewal of commercial all-terrain
6 vehicle registration certificates, the department may renew the certificates directly
7 or may appoint agents in the manner specified in par. (i) 2. or 3. The department may
8 establish an expedited service to be provided by the department and these agents to
9 renew these types of all-terrain vehicle registration certificates.

10 **SECTION 680.** 23.33 (2) (n) of the statutes is created to read:

11 23.33 (2) (n) *Renewals; fees.* In addition to the renewal fee under par. (c), (d)
12 or (dm), the department may authorize that a supplemental renewal fee of \$3 be
13 collected for the renewal of all-terrain vehicle registration certificates that are
14 renewed in any of the following manners:

- 15 1. By agents appointed under par. (m).
- 16 2. By the department using the expedited service.

17 **SECTION 681.** 23.33 (2) (o) of the statutes is created to read:

18 23.33 (2) (o) *Renewals; remittal of fees.* An agent appointed under par. (m) shall
19 remit to the department \$2 of each \$3 fee collected under par. (n). Any fees remitted
20 to or collected by the department under par. (L) or (n) shall be credited to the
21 appropriation account under s. 20.370 (9) (hu).

22 **SECTION 681g.** 23.33 (4) (c) (title) of the statutes is amended to read:

23 23.33 (4) (c) (title) *Exceptions; municipal, state and utility operations; races and*
24 *derbies; land surveying operations.*

25 **SECTION 681h.** 23.33 (4) (c) 1m. of the statutes is created to read:

1 23.33 (4) (c) 1m. Paragraphs (a) and (b) do not apply to the operator of an
2 all-terrain vehicle who is engaged in land surveying operations, if safety does not
3 require strict adherence to the restrictions under pars. (a) and (b).

4 **SECTION 682.** 23.33 (5) (d) of the statutes is amended to read:

5 23.33 (5) (d) *Safety certification program established.* The department shall
6 establish or supervise the establishment of ~~programs~~ a program of instruction on
7 all-terrain vehicle laws, including the intoxicated operation of an all-terrain vehicle
8 law, regulations, safety and related subjects. The department ~~may charge or~~
9 ~~authorize~~ shall establish by rule an instruction fee for this program. An instructor
10 conducting the program of instruction under this paragraph shall collect the fee from
11 each person who receives instruction. The department may determine the portion
12 of this fee, which may not exceed 50%, that the instructor may retain to defray
13 expenses incurred by the instructor in conducting the program. The instructor shall
14 remit the remainder of the fee or, if nothing is retained, the entire fee to the
15 department.

16 **SECTION 684g.** 23.43 of the statutes is created to read:

17 **23.43 Watershed management center.** From the appropriation under s.
18 20.370 (4) (aq), the department shall annually provide to the board of regents of the
19 University of Wisconsin System \$150,000 to establish and operate the watershed
20 management center under s. 36.25 (29g).

21 **SECTION 684m.** 23.47 of the statutes is created to read:

22 **23.47 Payments for department of tourism programs and activities.**
23 The department of natural resources may not expend any moneys appropriated to
24 the department of natural resources under s. 20.370 to pay, in whole or in part, for
25 a program operated, or an activity conducted, by the department of tourism.

1 **SECTION 685.** 23.50 (1) of the statutes is amended to read:

2 **23.50 (1)** The procedure in ss. 23.50 to 23.85 applies to all actions in circuit
3 court to recover forfeitures, penalty assessments, jail assessments, applicable
4 weapons assessments, applicable environmental assessments, applicable wild
5 animal protection assessments, applicable natural resources assessments,
6 applicable fishing shelter removal assessments, applicable snowmobile registration
7 restitution payments and applicable natural resources restitution payments for
8 violations of ss. 77.09, 134.60, 167.10 (3), 167.31 (2), 281.48 (2) to (5), 283.33, 285.57
9 (2), 285.59 (2), (3) (c) and (4), 287.07, 287.08, 287.81 and 299.64 (2), subch. VI of ch.
10 77, this chapter and chs. 26 to 31 and of ch. 350, and any administrative rules
11 promulgated thereunder, violations specified under s. 285.86, violations of rules of
12 the Kickapoo reserve management board under s. 41.41 (7) (k) or violations of local
13 ordinances enacted by any local authority in accordance with s. 23.33 (11) (am) or
14 30.77.

15 **SECTION 686.** 23.51 (6) of the statutes is amended to read:

16 **23.51 (6)** "Penalty assessment" means the penalty assessment imposed by s.
17 ~~165.87~~ 757.05.

18 **SECTION 687.** 23.65 (1) of the statutes is amended to read:

19 **23.65 (1)** When it appears to the district attorney that a violation of s. 134.60,
20 281.48 (2) to (5), 283.33, 285.57 (2), 285.59 (2), (3) (c) and (4), 287.07, 287.08, 287.81
21 or 299.64 (2), this chapter or ch. 26, 27, 28, 29, 30, 31 or 350, or any administrative
22 rule promulgated pursuant thereto, or a violation specified under s. 285.86 has been
23 committed the district attorney may proceed by complaint and summons.

24 **SECTION 688.** 23.65 (3) of the statutes is amended to read:

1 23.65 (3) If a district attorney refuses or is unavailable to issue a complaint,
2 a circuit judge, after conducting a hearing, may permit the filing of a complaint if he
3 or she finds there is probable cause to believe that the person charged has committed
4 a violation of s. 287.07, 287.08 or 287.81, this chapter or ch. 26, 27, 28, 29, 30, 31 or
5 350 or a violation specified under s. 285.86. The district attorney shall be informed
6 of the hearing and may attend.

7 **SECTION 689.** 24.04 (2) of the statutes is amended to read:

8 24.04 (2) **DISBURSEMENTS.** All expenses necessarily incurred in caring for and
9 selling public lands shall be deducted from the gross receipts of the fund to which the
10 proceeds of the sale of the land will be added. Expenses necessarily incurred in
11 caring for public lands may include expenses for reforestation, erosion and insect
12 control, submerged log monitoring, surveys, appraisals, soil surveys and soil
13 mapping activities and other land management practices that serve to protect or
14 enhance the interests of the beneficiaries of the trust funds.

15 **SECTION 689b.** 24.61 (2) (a) (title) of the statutes is amended to read:

16 24.61 (2) (a) (title) *Authorized investments by board.*

17 **SECTION 689d.** 24.61 (2) (a) 3. of the statutes is amended to read:

18 24.61 (2) (a) 3. Bonds and notes of this state.

19 **SECTION 689fh.** 24.61 (2) (b) of the statutes is amended to read:

20 24.61 (2) (b) *Deposited with state treasurer.* All bonds, notes and other
21 securities ~~so~~ purchased under par. (a) shall be deposited with the state treasurer.

22 **SECTION 689j.** 24.61 (2) (c) of the statutes is created to read:

23 24.61 (2) (c) *Delegation of investment authority to investment board.* The board
24 may delegate to the investment board the authority to invest part or all of the moneys
25 belonging to the trust funds. If the board delegates the authority, the investment

1 board may invest the moneys belonging to the trust funds in any manner authorized
2 for the investment of any funds specified in s. 25.17 (1).

3 **SECTION 689L.** 24.62 (1) of the statutes is amended to read:

4 24.62 (1) Except as authorized in sub. (2), the board shall deduct its expenses
5 incurred in administering investments and loans under s. 24.61 from the gross
6 receipts of the fund to which the interest and income of the investment or loan will
7 be added. If the board delegates to the investment board the authority to invest part
8 or all of the moneys belonging to the trust funds, the investment board shall deduct
9 its expenses incurred in administering investments under s. 24.61 from the gross
10 receipts of the fund to which the interest and income of the investment will be added.

11 **SECTION 690.** 24.63 (4) of the statutes is amended to read:

12 24.63 (4) REPAYMENT BEFORE DUE DATE PERMITTED. Any borrower after March 15
13 and prior to August 1 of any year may repay one or more instalments of a state trust
14 fund loan in advance of the due date, and all interest upon such advance payment
15 shall thereupon terminate. The board may charge a borrower who repays one or
16 more instalments of a loan a fee to cover any administrative costs incurred by the
17 board in originating and servicing the loan.

18 **SECTION 691.** 24.64 of the statutes is created to read:

19 **24.64 Reimbursements for certain administrative services.** The board
20 shall reimburse the department of administration, from the appropriation account
21 under s. 20.507 (1) (h), for the costs of administrative services provided by the
22 department of administration and other state agencies to the board.

23 **SECTION 694b.** 24.78 of the statutes is amended to read:

24 **24.78 Distribution of the common school fund income.** Under article X,
25 section 5, of the constitution the common school fund income shall be distributed to

1 the school districts among the several towns, villages and cities of the state for the
2 support of common schools therein, as provided in ~~ss. 44.72 (2) (a) and s. 43.70.~~

3 **SECTION 694c.** 25.156 (2) of the statutes is amended to read:

4 25.156 (2) The investment board shall employ an executive director, who shall
5 serve outside the classified service. The executive director shall be qualified by
6 training and prior experience to manage, administer and direct the investment of
7 funds. The investment board shall fix the compensation of the executive director,
8 ~~and may award bonus compensation as authorized under sub. (6).~~

9 **SECTION 694g.** 25.156 (6) of the statutes is repealed.

10 **SECTION 694n.** 25.156 (7) of the statutes is repealed.

11 **SECTION 694r.** 25.16 (7) of the statutes is amended to read:

12 25.16 (7) The executive director shall fix the compensation of all employes
13 appointed by the executive director, subject to restrictions set forth in the
14 compensation plan under s. 230.12 or any applicable collective bargaining
15 agreement in the case of employes in the classified service, ~~but the investment board~~
16 ~~may provide for bonus compensation to employes in the unclassified service as~~
17 ~~authorized under s. 25.156 (6).~~

18 **SECTION 694s.** 25.16 (8) of the statutes is created to read:

19 25.16 (8) The executive director shall assign an investment professional to
20 assist the board of commissioners of public lands in establishing and maintaining
21 investment objectives with respect to the investment of the assets of the agricultural
22 college fund, the common school fund, the normal school fund and the university
23 fund. An amount equal to the cost of any services rendered to the board of
24 commissioners of public lands under this subsection shall be deducted from the gross

1 receipts of the fund to which the moneys invested belong and shall be credited to the
2 appropriation account under s. 20.536 (1) (k).

3 **SECTION 694w.** 25.165 (1) of the statutes is amended to read:

4 25.165 (1) There is created in the investment board an internal audit subunit,
5 under the supervision of the internal auditor. The internal auditor shall report
6 directly to the board and, subject to authorization under s. 16.505, shall appoint all
7 employes necessary to carry out the duties of the internal auditor. The internal
8 auditor shall appoint all employes outside the classified service, except blue collar
9 and clerical employes. The internal auditor shall fix the compensation of all
10 employes appointed by the internal auditor, subject to restrictions set forth in the
11 compensation plan under s. 230.12 or any applicable collective bargaining
12 agreement in the case of employes in the classified service, ~~but the investment board~~
13 ~~may provide for bonus compensation to employes in the unclassified service as~~
14 ~~authorized under s. 25.156 (6).~~

15 **SECTION 695b.** 25.17 (1) (ah) of the statutes is created to read:

16 25.17 (1) (ah) Agricultural college fund (s. 24.82), but subject to the terms of
17 delegation under s. 24.61 (2) (c);

18 **SECTION 695m.** 25.17 (1) (ax) of the statutes is created to read:

19 25.17 (1) (ax) Common school fund (s. 24.76), but subject to the terms of
20 delegation under s. 24.61 (2) (c);

21 **SECTION 697b.** 25.17 (1) (ai) of the statutes is created to read:

22 25.17 (1) (ai) Air quality improvement fund (s. 25.97);

23 **SECTION 697d.** 25.17 (1) (gf) of the statutes is created to read:

24 25.17 (1) (gf) Health insurance risk-sharing plan fund (s. 25.55);

25 **SECTION 697m.** 25.17 (1) (i) of the statutes is amended to read:

1 25.17 (1) (i) ~~Information technology investment~~ VendorNet fund (s. 25.61);

2 **SECTION 698.** 25.17 (1) (ka) of the statutes is created to read:

3 25.17 (1) (ka) Natural resources land endowment fund (s. 25.293);

4 **SECTION 698c.** 25.17 (1) (kd) of the statutes is created to read:

5 25.17 (1) (kd) Normal school fund (s. 24.80), but subject to the terms of
6 delegation under s. 24.61 (2) (c);

7 **SECTION 698m.** 25.17 (1) (tc) of the statutes is created to read:

8 25.17 (1) (tc) Tobacco control fund (s. 25.66);

9 **SECTION 699m.** 25.17 (1) (xLm) of the statutes is created to read:

10 25.17 (1) (xLm) University fund (s. 24.81), but subject to the terms of delegation
11 under s. 24.61 (2) (c);

12 **SECTION 699s.** 25.17 (1) (zm) of the statutes is amended to read:

13 25.17 (1) (zm) All other funds of the state or of any state department or
14 institution, ~~except funds which under article X of the constitution are controlled and~~
15 ~~invested by the board of commissioners of public lands,~~ funds which are required by
16 specific provision of law to be controlled and invested by any other authority, and
17 moneys in the ~~university~~ University of Wisconsin trust funds, and in the trust funds
18 of the state universities.

19 **SECTION 699m.** 25.17 (1) (xm) of the statutes is created to read:

20 25.17 (1) (xm) Utility public benefits fund (s. 25.96);

21 **SECTION 701m.** 25.186 of the statutes is created to read:

22 **25.186 Broker-dealers located in this state. (1)** In this section:

23 (a) "Broker-dealer" has the meaning given in s. 551.02 (3).