

**1999 DRAFTING REQUEST**

**Assembly Amendment (AA-AB133)**

Received: 05/27/99

Received By: gibsom

Wanted: Soon

Identical to LRB:

For: Legislative Fiscal Bureau 68314

By/Representing: Kava

This file may be shown to any legislator: NO

Drafter: rkite

May Contact:

Alt. Drafters:

Subject: Nat. Res. - miscellaneous

Extra Copies:

**Pre Topic:**

LFB:.....Kava -

**Topic:**

Grant for Ice Age Trail

**Instructions:**

See Attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	rkite 06/4/99	chanaman 06/4/99	mclark 06/7/99	_____	lrb_docadmin 06/7/99		
/2	rkite 06/12/99	wjackson 06/12/99	haugeca 06/12/99	_____	lrb_docadmin 06/13/99		

FE Sent For:

<END>

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*1/2 6/12 WLJ*

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1?	rkite	cmh /1 6/4	6/4 MRC	MRC/KM 6/4			

FE Sent For:

<END>

Senator Shibilski

NATURAL RESOURCES -- DEPARTMENTWIDE

Grant to Nonstock, Nonprofit Corporation for Ice Age Trail

Motion:

*\$75,000* — *friendly amendment*

Move to provide ~~\$100,000~~ annually from the forestry account of the conservation fund to provide a grant to a nonstock, nonprofit corporation organized for the purposes of establishing, maintaining and promoting the Ice Age Trail.

Require DNR to provide one grant of ~~\$100,000~~ *\$75,000* in each fiscal year, beginning in 1999-00, to a nonstock, nonprofit corporation that meets the following requirements: (a) the corporation is organized in this state; (b) the corporation is described under section 501 (c)(3) or (4) of the Internal Revenue Code and is exempt from taxation under section 501 (a) of the Internal Revenue Code; (c) the corporation has a board of directors or an advisory council or both with members who represent geographic areas of the Ice Age Trail including at least one-third who are current or past Ice Age Trail volunteers and who have an interest or expertise in all of the following: (1) volunteerism; (2) land conservation; (3) trails and outdoor recreation; (4) tourism; (5) Wisconsin's glacial geology; (6) Wisconsin's cultural history; and (d) the corporation contributes \$25,000 in funds annually to be used with the grant.

*commentary*  
Specify that a corporation receiving a grant may use the grant to support activities related to the construction, maintenance, protection and promotion of the Ice Age Trail and must do all of the following with the grant: (a) support the work of volunteers who build, maintain and promote the trail; (b) build partnerships for the trail with local units of government and nonprofits; (c) assist with protection of a corridor for the trail through acquisition and landowner registry programs; (d) strengthen grass-roots support for the trail through volunteer development activities and constituency building; and (e) work to enhance local tourism through the trail; and (f) prepare a report each fiscal year detailing the purposes for which a grant is expended and require that the report be submitted to DNR and to the appropriate standing committees of the Legislature.

Note:

Under current law, DNR may provide an annual grant of \$75,000 from the water resources account of the conservation fund to a Wisconsin-based nonstock, nonprofit corporation that meets the following eligibility criteria: (a) has an exemption from the federal income tax; (b) provides

support to nonprofit conservation organizations (NCOs); (c) has a board of directors that has a majority of members who are representatives of NCOs; and (d) provides \$25,000 to be used with the grant.

In prior Committee action, motion #480 was adopted to provide \$75,000 annually from the forestry account of the conservation fund for a grant to a nonstock, nonprofit corporation organized for urban land conservation purposes.

[Change to Bill: ~~\$200,000~~-SEG]  
\$150,000

MO#	Y	N
Burke	Y	N
Decker	Y	N
Jauch	Y	N
Moore	Y	N
Shlilski	Y	N
Plache	Y	N
Cowles	Y	N
Panzer	Y	N
Gard	Y	N
Porter	Y	N
Kaufert	Y	N
Albers	Y	N
Duff	Y	N
Ward	Y	N
Huber	Y	N
Riley	Y	N

... fees currently collected by RCL are subject to this requirement but exam fees are not. Finally, in the case of OCI, where this same treatment of vendor fees has already been...



(Soon)  
**State of Wisconsin**  
**1999 - 2000 LEGISLATURE**

LRBb0434/1  
RNK.....  
Cmt

✓  
D-Note

LFB:.....Kava – Grant for Ice Age Trail

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

**LFB AMENDMENT**

**TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45**

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

2 **1.** Page 404, line 16: after that line insert:

3 “SECTION 318m. 20.370 (5) (at) of the statutes is created to read:

4 20.370 (5) (at) *Ice age trail area grants*. The amounts in the schedule for the  
5 ice age trail area grants under s. 23.295.”

6 **2.** Page 488, line 14: after that line insert:

7 “SECTION 672m. 23.295 of the statutes is created to read:

8 23.295 ~~State~~ *ice age trail area grants*.

9 (1) In this section:

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

1 (b) "Local governmental unit" means a political subdivision of this state, a  
2 special purpose district in this state, an instrumentality or corporation of the  
3 political subdivision or special purpose district or a combination or subunit of any of  
4 the foregoing.

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

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

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

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

15 (d) The ~~Board~~ Board of directors or an advisory council of the corporation or both *at least*  
16 ~~have~~ have an interest or expertise in all of the following: *collectively*

- 17 1. Recruiting and training volunteers.
- 18 2. Land conservation.
- 19 3. Trails and outdoor recreation.
- 20 4. Tourism.
- 21 5. This state's glacial geology.
- 22 6. This state's cultural history.

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

1 (3) A corporation receiving a grant under sub. (2) may use the grant for  
2 activities related to the development, maintenance, protection and promotion of the  
3 ice age trail area and <sup>shall</sup> ~~must~~ do all of the following with the grant:

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

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

8 (c) Promote the protection of a corridor for the ice age trail area.

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

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

12 (f) For each fiscal year, prepare a report detailing the activities for which a  
13 grant under sub. (2) is expended. Copies of the report shall be submitted to the  
14 <sup>department and to the</sup> appropriate standing committees of the legislature, as determined by the speaker <sup>of the assembly</sup> or the

15 <sup>of the senate</sup> president.

16 (END)



**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRBb0434/1dn

RNK.....

*cm4*

*6. Please note that the term "corridor" is not defined in the draft. Consequently the term may be subject to interpretation by DNR.* ← may

1. The motion on which this draft is based provides that the corporation that receives grant funds must have board members or advisory council members who represent geographic areas of the ice age trail area. I assumed, for purposes of the draft, that the intent was to require that the members represent "different" geographic areas of the ice age trail area. If my assumption is incorrect, please let me know and I will redraft accordingly.

2. The motion also requires the corporation's board or advisory council to have expertise in "volunteerism". I provided in the draft, for clarity purposes, that the board or council must have expertise in "recruiting and training volunteers". Is this O.K.?

3. The motion specifies that a corporation that receives a grant may use it for, among other things, "construction" of the ice age trail. I used the term "development" because it is broader but encompasses construction. Is this O.K.?

4. Similarly, the motion provides that the corporation must use the grant to support the work of volunteers who, among other things, "build" the ice age trail area. Again, I substituted the term "develop". O.K.?

5. The motion provides that the grant must be used to assist with the protection of a corridor for the trail through "acquisition and landowner registry programs". I am not sure what is meant by "acquisition and landowner registry programs" so the draft requires only that the grant be used to promote the protection of the corridor. If this language does not meet the intent of the motion, please let me know and we can discuss how to redraft this language.

7. Notice that I used the term "community support" rather than "grass-roots" support because I think that the term "community support" is more descriptive.

8. The motion provides that the grant recipient must use the funds to "work to enhance local tourism through the trail". I wasn't sure if the recipient must use the trail to promote tourism, or if the recipient was required to encourage tourists to visit the trail. Please look closely at the language in the draft on this issue to make sure that it is consistent with the intent of the motion.

Robin N. Kite  
Legislative Attorney  
Phone: (608) 266-7291  
E-mail: Robin.Kite@legis.state.wi.us

*as a memo*

*in general*

*and less colloquial*

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRBb0434/1dn  
RNK:cmh:mrc

June 4, 1999

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Legislative Attorney  
Phone: (608) 266-7291  
E-mail: Robin.Kite@legis.state.wi.us

Per Reuss -

make clear under (3)(c) that the grantee must promote the ice age "corridor" by educating people about how to acquire land, or an interest in land, in that corridor



(500m)  
State of Wisconsin  
1999 - 2000 LEGISLATURE

RMK 2  
LRBb0434  
RNK:cmh:mrc  
1 ulj

LFB:.....Kava - Grant for Ice Age Trail

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

**LFB AMENDMENT**

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4 20.370 (5) (at) *Ice age trail area grants.* The amounts in the schedule for the  
5 ice age trail area grants under s. 23.295."

6 **2.** Page 488, line 14: after that line insert:

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

8 **23.295 Ice age trail area grants.**

9 **(1)** In this section:

10 (a) "Ice age trail area" means the trail designated under s. 23.17 (2).

1 (b) “Local governmental unit” means a political subdivision of this state, a  
2 special purpose district in this state, an instrumentality or corporation of the  
3 political subdivision or special purpose district or a combination or subunit of any of  
4 the foregoing.

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

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

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

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

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

17 1. Recruiting and training volunteers.

18 2. Land conservation.

19 3. Trails and outdoor recreation.

20 4. Tourism.

21 5. This state’s glacial geology.

22 6. This state’s cultural history.

23 (e) The corporation contributes \$25,000 in funds annually to be used with the  
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1 (3) A corporation receiving a grant under sub. (2) may use the grant for  
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6 (b) Build partnerships for the ice age trail area with local governmental units  
7 and nonprofit organizations.

8 (c) Promote the protection of a corridor for the ice age trail area.

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

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

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

16 (END)

*by providing information  
about acquiring land, or  
an interest in land, in that  
corridor*



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRBb0434/2  
RNK:cmh&wj:ksh

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10          (d) Strengthen community support for the ice age trail area by recruiting and  
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13          (f) For each fiscal year, prepare a report detailing the activities for which a  
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16 determined by the speaker of the assembly or the president of the senate.”.

17

(END)