

2001 DRAFTING REQUEST

Bill

Received: 12/08/2000

Received By: rkite

Wanted: As time permits

Identical to LRB:

For: Rick Skindrud (608) 266-3520

By/Representing: AI

This file may be shown to any legislator: NO

Drafter: rkite

May Contact:

Alt. Drafters:

Subject: Nat. Res. - parks and forestry

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Managed forest land located in cities

Instructions:

Redraft 99 LRB-1284

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>
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/1			pgreensl 12/20/2000	_____	lrb_docadmin 12/20/2000	lrb_docadmin 01/08/2001	

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king

1999 ASSEMBLY BILL 104

2001 BILL

February 9, 1999 - Introduced by Representatives SKINDRUD, ALBERS, FREESE, GOETSCH, GUNDERSON, JOHNSRUD, MUSSER, OWENS, PORTER and WARD, cosponsored by Senator BAUMGART. Referred to Committee on Rural Affairs and Forestry.

Gen. Cat.

1 AN ACT to amend 77.81 (4) and 77.88 (1) (a); and to create 77.82 (5) (c), 77.82
2 (7) (bm) and 77.88 (1) (am) of the statutes; relating to: allowing managed forest
3 land to be located in cities.

for managed forest land designation

Analysis by the Legislative Reference Bureau

Certain lands are designated as managed forest land under a program administered by the department of natural resources (DNR). Under this program, the owner of land designated as managed forest land pays an annual acreage share instead of the property taxes that normally would be payable. *meets certain requirements*

Under current law, the owner of a parcel of land may petition to have the parcel designated as managed forest land if the parcel ~~consists of at least ten contiguous acres~~ and is located in a town or village. ~~Also at least 80% of the parcel must be capable of producing a minimum of 20 cubic feet of timber per acre per year.~~ Under the bill, the land may also be located in a city.

Under current law, DNR may approve or deny a petition depending on whether the land meets ~~certain~~ requirements. The bill allows the governing body of a city to request that DNR deny a petition for land in the city if the use of the land as managed forest land is not compatible with existing or planned uses by the city for the land. If the governing board makes the request, DNR must deny the petition. Under current law, a village or town does not have the authority to use this procedure.

ASSEMBLY BILL 104

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

SECTION 1. 77.81 (4) of the statutes is amended to read:

77.81 (4) "Municipality" means a town or, village, or city.

SECTION 2. 77.82 (5) (c) of the statutes is created to read:

77.82 (5) (c) In addition to its authority to act under par. (b), the governing body of the city in which proposed managed forest land is located may, within 30 days after the notice under par. (a) is provided, by the affirmative vote of a majority of all of its members, request the department to deny a petition submitted under sub. (2) or (4) for land located in the city if the use of the land as managed forest land is not compatible with the existing or planned uses of the land as determined by the city.

SECTION 3. 77.82 (7) (bm) of the statutes is created to read:

77.82 (7) (bm) Notwithstanding pars. (a) and (b), the department shall deny a petition submitted under sub. (2) or (4) for land located in a city if the governing body of the city requests denial of the petition under sub. (5) (c).

SECTION 4. 77.88 (1) (a) of the statutes is amended to read:

77.88 (1) (a) The department may, at the request of the owner of managed forest land or of the governing body of the municipality in which any managed forest land is located, or at its own discretion, investigate to determine whether the designation as managed forest land should be withdrawn. The Except as provided in par. (am), the department shall notify the owner of the land and the mayor of the city, the chairperson of the town, or the president of the village in which the land is located of the investigation.

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ASSEMBLY BILL 104

1 **SECTION 5.** 77.88 (1) (am) of the statutes is created to read:

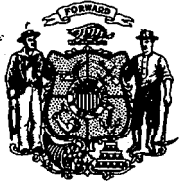
2 77.88 (1) (am) If a city or village is organized under subch. I of ch. 64, the

3 department shall notify the president of the city council or village council of ~~the~~

4 ^{any} investigation ^{under par. (a)} ✓

5

(END)



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
5TH FLOOR
MADISON, WI 53701-2037

STEPHEN R. MILLER
CHIEF

LEGAL SECTION: (608) 266-3561
LEGAL FAX: (608) 264-6948

December 20, 2000

MEMORANDUM

To: Representative Skindrud

From: Robin N. Kite, Legislative Attorney

Re: LRB-1404 Managed forest land located in cities

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

R.K.
✓

JACKET FOR ASSEMBLY JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 266-7291 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.