

2001 ASSEMBLY BILL 785

February 7, 2002 – Introduced by Representatives GARD, AINSWORTH, SERATTI, KRAWCZYK, HINES, HAHN, MUSSER, MCCORMICK, OTT, GROTHMAN, FRISKE, SYKORA and ALBERS, cosponsored by Senators BRESKE, SCHULTZ and WELCH. Referred to Committee on Rural Affairs and Forestry.

1 **AN ACT** *to amend* 28.11 (6) (b) 4.; and *to create* 28.11 (6) (c) of the statutes;
2 **relating to:** reporting requirements on wood products that are cut from county
3 forests.

Analysis by the Legislative Reference Bureau

Under current law, moneys are appropriated to the department of natural resources (DNR) for two types of noninterest bearing loans for county forests. The counties pay back both of these types of loans by paying to DNR an amount equal to at least 20% of the stumpage sales value of the timber cut from the county's forests.

Under current law, counties must transmit to DNR certain cutting reports regarding the cutting of merchantable wood products from these county forests. Under current law, the county must submit a final report on the cut wood products within 90 days after the cutting is completed or, for ongoing cutting operations, the county must submit an interim report on the cutwood products at two-year intervals until the cutting is completed.

This bill exempts a county from the interim reporting requirement if the county does not have a balance due the state on the county's noninterest bearing loans.

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:

ASSEMBLY BILL 785

1 **SECTION 1.** 28.11 (6) (b) 4. of the statutes is amended to read:

2 28.11 **(6)** (b) 4. ~~Within 90 days after completion of any cutting operation~~
3 ~~(including timber trespass) but not more than 2 years after filing the cutting notice,~~
4 ~~the county shall transmit to the department on forms furnished by the department,~~
5 ~~a report of merchantable wood products cut.~~ The department may conduct such
6 investigations ~~on~~ of timber cutting operations as it ~~deems~~ determines to be advisable,
7 including the holding of public hearings ~~thereon~~, and may assess severance share
8 payments accordingly.

9 **SECTION 2.** 28.11 (6) (c) of the statutes is created to read:

10 28.11 **(6)** (c) *Cutting reports.* 1. A county shall transmit to the department a
11 final cutting report of merchantable wood products cut, including those cut as a
12 result of timber trespass, within 90 days after the date on which any cutting
13 operation is completed.

14 2. For a cutting operation of merchantable wood products that lasts more than
15 2 years from the date on which the cutting notice is filed under par. (b) 3., a county
16 shall transmit to the department an interim cutting report of the products cut,
17 including those cut as a result of timber trespass, no later than 2 years after the
18 cutting notice is filed and shall continue to file interim reports at intervals that are
19 no longer than 2 years until the cutting operation is completed. A county is exempt
20 from preparing an interim report if there is no balance due in the forestry account
21 of the county on the date on which the report is due.

22 3. The department shall furnish the forms to be used for the cutting reports
23 required under subsds. 1. and 2.

24

(END)