Assembly Substitute Amendment (ASA-AB788)

Received: 02/12/2002

Received By: gibsom

Wanted: Today

Identical to LRB:

For: John Ainsworth (608) 266-3097

By/Representing: Kristina Boardman

This file may be shown to any legislator: NO

Drafter: gibsom

May Contact:

Addl. Drafters:

Subject:

Nat. Res. - parks and forestry

Extra Copies:

Submit via email: NO

Pre Topic:

No specific pre topic given

Topic:

Composition of council of forestry

Instructions:

See Attached

Drafting History:

Vers.	<u>Drafted</u>	Reviewed	Typed	Proofed	Submitted	<u>Jacketed</u>	Required
/1	gibsom 02/12/2002	gilfokm 02/12/2002	pgreensl 02/13/2002	2	lrb_docadmin 02/13/2002	lrb_docadmi 02/13/2002	n
/2	gibsom 02/14/2002	jdyer 02/15/2002	rschluet 02/15/2002	2	lrb_docadmin 02/15/2002	lrb_docadmi 02/15/2002	n

FE Sent For:

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02/12/2002

lrb_editor

FE Sent For:

Sense Substitute Amendment (SSA-AB788)

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Governor's Council on Forestry Requested Amendments to AB 788 (LRB-4497/1)

Page 2

Line 3: Governor's Council on Forestry (hereafter council of forestry) consisting of...

Line 5: ... appointed recommended by... Line 6: ...appointed recommended by ... Line 7: ...appointed recommended by... Line 8: ...appointed recommended by...

Line 9: ...interests of a forest products company that owns and manages large tracts of private forest land to supply raw materials to the forest products industry that is used to produce timber for industrial use.

Line 11: ...interests of owners of non-industrial private forest land who manage their land to produce ecological, economic and social benefits owners of private forest land that is not used to produce timber for industrial use.

Line 24: ...interests of persons engaged in the practice of conservation education who engage in programs to increase the public's knowledge and awareness of forestry issues.

Page 3

Insert after line 2:

- 16. One member who represents the interests of persons who are engaged in the practice of urban and community forestry.
- 17. One member who represents the interests of persons who are members of the Society of American Foresters.
- 18. One member who represents the interests of persons who are members of a timber producers organization.
- 19. One member who represents the interests of persons who are engaged in the secondary wood using industry.

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all appenents by governor explained mashing subject to small confirmation remains

2001 - 2002 LEGISLATURE

ASSEMBLY BILL 788

Request Sheethas the been fixed.

1

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February 7, 2002 — Introduced by Representatives GARD, AINSWORTH, FRISKE, SERATTI, KRAWCZYK, HINES, KAUFERT, MUSSER, McCormick, OTT and Albers, cosponsored by Senators BRESKE, Welch and Schultz. Referred to Committee on Rural Affairs and Forestry.

AN ACT to amend 23.09 (3) (b); and to create 15.347 (18) and 26.02 of the

statutes; relating to: creating a council on forestry.

10n. Cart

Analysis by the Legislative Reference Bureau

This bill creates a 15-member council on forestry in the department of natural resources (DNR). Members of the council include: the chief state forester or his or her designee; four legislative members, one from each party and one from each house; and ten members who represent various forestry interests. These interests include ownership of private forest land, county forests, the paper and pulp industry, the lumber industry, the conservation of forest resources, and increasing the public's knowledge of forestry issues. These ten members are appointed by the governor, subject to senate confirmation. The council is authorized to advise the governor, legislature, DNR, and other state agencies on various topics as they affect forests located in this state. These topics include forest protection, reforestation and forestry genetics, urban forests, forestry research, and the marketing and use of forest products. The bill also requires that the council prepare a biennial report on the status of the state's forest resources and forest industry.

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:

1	Section 1. 15.347 (18) of the statutes is created to read:	
2	15.347 (18) C OUNCIL ON FORESTRY. (a) There is created in the department of	
3	natural resources a council of forestry consisting of:	
4	1. The chief state forester or his or her designee.	
5	Accommoded 2. One member of the senate, appointed by the president of the senate.	
6	3. One member of the senate, appointed by the senate minority leader.	
7	4. One member of the assembly, appointed by the speaker of the assembly.	
8	5. One member of the assembly, appointed by the assembly minority leader.	
9	6. One member who represents the interests of owners of private forest land	
10	that is used to produce timber for industrial use.	
11	7. One member who represents the interests of owners of private forest land	
12	that is not used to produce timber for industrial use.	ı N
13	8. One member who represents the interests of counties that have county	9
14	forests within their boundaries.	
15	9. One member who represents the interests of the paper and pulp industry.	
16	10. One member who represents the interests of the lumber industry.	
17	11. One member who represents the interests of nonprofit conservation	
18	organizations whose purposes include the conservation and use of forest resources.	
19	12. One member who is a forester who engages in the practice of providing	
20	consultation services on forestry issues.	
21	13. One member who represents the interests of schools of forestry within the	
22	state that have curricula in the management of forest resources that are accredited	
23	by the Society of American Foresters.	
24	14. One member who represents the interests of persons who engage in	
25	fre practice of consensation laucation programs to increase the public's knowledge and awareness of forestry issues	

1	15. One member who represents the interests of persons who are members of
2	labor unions that are affiliated with the forestry industry.
3	(b) Each member specified in par. (a) 2. to 5. shall be appointed in the same
4	manner as members of standing committees are appointed.
5	(c) Each member specified in par. (a) 6. to 15. shall be nominated by the
6	governor, and with the advice and consent of the senate appointed, to serve a 5-year
7	term.
8	(d) The governor shall annually appoint a chairperson for the council from
9	among its members before the first meeting of each year, and the chairperson, at the
10	first meeting of each year, shall annually appoint the vice chairperson and secretary
11	from among the council's members. Any of these appointees may be appointed for
12	successive terms.
13	(e) The council shall meet 4 times each year and shall also meet on the call of
14	the chairperson of the council or on the call of a majority of its members.
15	Notwithstanding s. 15.09 (3), the council shall meet at such locations within this
16	state as may be designated by the chairperson of the council or by a majority of its
17	members.
18	SECTION 2. 23.09 (3) (b) of the statutes is amended to read:
19	23.09 (3) (b) If the department and the board of regents of the University of
20	Wisconsin System enter into an agreement to create a faculty position at the
21	University of Wisconsin-Madison for a forest landscape ecologist, the department
22	and the University of Wisconsin–Madison shall develop an annual work plan for the
23	ecologist. In developing the annual work plan, the department shall consult with the
24)	governor's council on forestry created by executive order under s. 14.019.
25	SECTION 3. 26.02 of the statutes is created to read:

•	SECTION 5
	6 Governois governois
	26.02 Council on forestry. (1) DUTIES. The council on forestry shall advise
	the governor, the legislature, the department of natural resources, the department
	of commerce, and other state agencies, as determined to be appropriate by the
	council, on all of the following topics as they affect forests located in this state:
	(a) The protection of forests from fire, insects, and disease.
	(b) The practice of sustainable forestry, as defined in s. 28.04 (1) (e).
	(c) Reforestation and forestry genetics.
	(d) Management and protection of urban forests.
	(e) Increasing the public's knowledge and awareness of forestry issues.
	(f) Forestry research.
	(g) Increasing the economic development of the forestry industry and
	employment in the forestry industry.
	(h) Marketing and use of forest products.
	(i) Legislation that impacts on the management of forest lands in this state.
	(j) Staffing and funding needs for forestry programs conducted by the state.
	(2) REPORT. (a) The council on forestry shall prepare a biennial report on the
	status of the state's forest resources and forestry industry. The report shall include
	a summary of each of the following:
	1. The magnitude, nature, and extent of the forest resources in this state.
	2. The current use in this state for forest products and the benefits that these
	forest products provide to the state.
	3. The projected future demand for forest products and the projected benefits
	that these forest products will provide to the state in the future.
	4. The types of owners and forms of ownership that apply to forests in this state.

including the reasons why persons own forest land.

1	5. The success of existing incentives that are offered to stimulate the
2	development of forest resources.
3	6. The possible economic opportunities in this state that may result if improved
4	forest-product marketing, and increased business dealing in or use of forest
5	products, occurs in this state.
6	7. Recommendations for increasing the economic development of the forestry
7	industry and employment in the forestry industry.
8	8. The effect of state and local governmental laws and policy on forestry
9	management and the location of markets for forest products.
10	9. Recommendations as to staffing and funding needs for forestry programs
11	and other conservation programs related to forestry that are conducted by the state
12	to support and enhance the development of forest resources.
13	10. Recommendations as to the need to increase the public's knowledge and
14	awareness of forestry issues. 30 vernor's
15	(b) The council on forestry shall submit the report under this subsection no
16	later than June 1 of each odd-numbered year for distribution to the appropriate
17	standing committees of the legislature under s. 13.172 (3). The first report shall be
18	submitted no later than June 1, 2005. Each report shall cover the 24-month period
19	ending on the December 31 immediately preceding the date of the report.
20	ending on the December 31 immediately preceding the date of the report. (b) and (b) and
21	(1) Notwithstanding the length of term specified in section 15.347 (18) (c) of the
22	statutes, as created in this act, of the members first appointed to the council on
23	forestry under section 15.347 (18) (a) 6. to 151 of the statutes, as created by this act,
24	the governor shall designate 3 members to serve for terms expiring on July 1 2005

2 members to serve for terms expiring on July 1, 2006, 8 members to serve for terms

2 expiring on July 1, 2007, and members to serve for terms expiring on July 1, 2008.

3

(END)

2001–2002 DRAFTING INSERT FROM THE LEGISLATIVE REFERENCE BUREAU

INSERT 2-12

6. One member who represents the interests of a forest products company that owns and manages large tracts of private forest land that supply raw materials to the forest products industry.

7. One member who represents the interests of owners of nonindustrial private land who manage the land to produce ecological, economic, and social benefits.

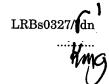
INSERT 3-2

- 16. One member who represent the interests of persons who are engaged in the practice of urban and community forestry.
- 17. One member who represent the interests of persons who are members of the Society of American Foresters.
- 18. One member who represents the interests of persons who are members of an organization of timber producers.
- 19. One person who represents the interests of persons who are engaged in an industry that uses secondary wood.

NOERT 3-7

- (b) Each member recommended in par. (a) 2. to 5. shall be appointed by the governor. Each member appointed under this paragraph shall be appointed to serve a 5-year term except as provided in par. (bn).
- (bn) A member appointed under par. (b) who ceases to hold office as a member of the legislature shall vacate his or her office as a member of the council.
- (c) Each member recommended in par. (a) 6. to 19. shall be nominated by the governor, and with the advice and consent of the senate appointed to serve a year term.

DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU



Under this substitute amendment:

- 1. The council continues to be attached to DNR.
- 2. The nonlegislative appointees continue to be subject to senate confirmation.
- 3. The governor appoints all of the members, except for the chief forester, but his given no discretion in the appointment of the legislative members since for each legislative position only one legislative member is recommended.

Mary Gibson–Glass Senior Legislative Attorney Phone: (608) 267–3215

DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRBs0327/1dn MGG:kmg:pg

February 13, 2002

Under this substitute amendment:

- 1. The council continues to be attached to DNR.
- 2. The nonlegislative appointees continue to be subject to senate confirmation.
- 3. The governor appoints all of the members, except for the chief forester, but is given no discretion in the appointment of the legislative members since, for each legislative position, only one legislative member is recommended.

Mary Gibson-Glass Senior Legislative Attorney Phone: (608) 267–3215



State Representative • 6th Assembly District

Chair: Assembly Committee on Rural Affairs

MEMORANDUM

To:

Mary Gibson-Glass

From:

Chairperson John Ainsworth, Rural Affairs and Forestry

Date:

February 14, 2002

Re:

Assembly Substitute Amendment LRBs0327/1

Thank you for all of your work in drafting LRBs0327/1 on such short notice.

At the committee meeting yesterday, committee members decided that they would like to make a few modifications to the substitute amendment. Basically, committee members would like the legislative member appointing authority to remain with the legislature, rather than the Governor's office. In doing so, committee members felt it was more appropriate to name the council the "Council on Forestry". To accomplish these goals, we would like to have a "slash two" of the substitute amendment drafted with the following changes:

- Strike page 1 lines 7-10 of the substitute amendment and substitute the language found on page 2 lines 5-8 of the original bill. This change would keep appointing authority in the legislature.
- Rename the council the "Council on Forestry" rather than the "Governor's Council on Forestry" as named in the substitute amendment. (This would involve about seven reference changes throughout the draft.)
- Strike page 3 lines 5-9 of the substitute amendment and substitute the language found on page 3 lines 3-4 of the original bill.

If you have any additional questions regarding this request, please do not hesitate to contact Kristina Boardman at 266-3097 or David Lovell at 266-1537. Thank you again for all of your efforts.



State of Misconsin 2001 - 2002 LEGISLATURE



LRBs0327/2 A
MGG:kmg:pg

ASSEMBLY SUBSTITUTE AMENDMENT, TO 2001 ASSEMBLY BILL 788

AN ACT to amend 23.09 (3) (b); and to create 15.347 (18) and 26.02 of the statutes; relating to: creating a governor's council on forestry.

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

3	SECTION 1. 15.347 (18) of the statutes is created to read:
4	15.347 (18) GOVERNOR'S COUNCIL ON FORESTRY. (a) There is created in the
5	department of natural resources a governor's council of forestry consisting of:
6	1. The chief state forester or his or her designee.
7	2. One member of the senate, recommended by the president of the senate.
8	3. One member of the senate, recommended by the senate minority leader.
9	4. One member of the assembly, recommended by the speaker of the assembly.
10	5. One member of the assembly, recommended by the assembly minority leader.

24

the Society of American Foresters.

. 1	6. One member who represents the interests of a forest products company that
2	owns and manages large tracts of private forest land that supply raw materials to
3	the forest products industry.
4	7. One member who represents the interests of owners of nonindustrial, private
5	forest land who manage the land to produce ecological, economic, and social benefits.
6	8. One member who represents the interests of counties that have county
7	forests within their boundaries.
8	9. One member who represents the interests of the paper and pulp industry.
9	10. One member who represents the interests of the lumber industry.
10	11. One member who represents the interests of nonprofit conservation
11	organizations whose purposes include the conservation and use of forest resources.
12	12. One member who is a forester who engages in the practice of providing
13	consultation services on forestry issues.
14	13. One member who represents the interests of schools of forestry within the
15	state that have curricula in the management of forest resources that are accredited
16	by the Society of American Foresters.
17	14. One member who represents the interests of persons who engage in the
18	practice of conservation education.
19	15. One member who represents the interests of persons who are members of
.20	labor unions that are affiliated with the forestry industry.
21	16. One member who represents the interests of persons who are engaged in
22	the practice of urban and community forestry.
23	17. One member who represents the interests of persons who are members of

1	18. One member who represents the interests of persons who are members of
2	an organization of timber producers.
3	19. One person who represents the interests of persons who are engaged in an
4	industry that uses secondary wood.
5	(b) Each member recommended in par. (a) 2. to 5. shall be appointed by the
6	governor. Each member appointed under this paragraph shall be appointed to serve
7	a 5-year term, except as provided in par. (bn).
8	(bn) A member appointed under par. (b) who ceases to hold office as a member
9	of the legislature shall vacate his or her office as a member of the council.
10	(c) Each member recommended in par. (a) 6. to 19. shall be nominated by the
11	governor, and with the advice and consent of the senate appointed, to serve a 5-year
12	term.
13	(d) The governor shall annually appoint a chairperson for the council from
14	among its members before the first meeting of each year, and the chairperson, at the
15	first meeting of each year, shall annually appoint the vice chairperson and secretary
16	from among the council's members. Any of these appointees may be appointed for
17	successive terms.
18	(e) The council shall meet 4 times each year and shall also meet on the call of
19	the chairperson of the council or on the call of a majority of its members.
20	Notwithstanding s. 15.09 (3), the council shall meet at such locations within this
21	state as may be designated by the chairperson of the council or by a majority of its
22	members.
23	SECTION 2. 23.09 (3) (b) of the statutes is amended to read:
24	23.09 (3) (b) If the department and the board of regents of the University of
25	Wisconsin System enter into an agreement to create a faculty position at the

1	University of Wisconsin-Madison for a forest landscape ecologist, the department		
2	and the University of Wisconsin–Madison shall develop an annual work plan for the		
. 3	ecologist. In developing the annual work plan, the department shall consult with the		
4	governor's council on forestry created by executive order under s. 14.019.		
5	SECTION 3. 26.02 of the statutes is created to read:		
6	26.02 Governor council on forestry. (1) Duties. The processing council		
7	on forestry shall advise the governor, the legislature, the department of natural		
. 8	resources, the department of commerce, and other state agencies, as determined to		
9	be appropriate by the council, on all of the following topics as they affect forests		
10	located in this state:		
; - 11	(a) The protection of forests from fire, insects, and disease.		
12	(b) The practice of sustainable forestry, as defined in s. 28.04 (1) (e).		
13	(c) Reforestation and forestry genetics.		
14	(d) Management and protection of urban forests.		
15	(e) Increasing the public's knowledge and awareness of forestry issues.		
16	(f) Forestry research.		
17	(g) Increasing the economic development of the forestry industry and		
18	employment in the forestry industry.		
19	(h) Marketing and use of forest products.		
20	(i) Legislation that impacts on the management of forest lands in this state.		
21	(j) Staffing and funding needs for forestry programs conducted by the state.		
$\widehat{22}$	(2) REPORT. (a) The covernar's council on forestry shall prepare a biennial		
23	report on the status of the state's forest resources and forestry industry. The report		
24	shall include a summary of each of the following:		
25	1. The magnitude, nature, and extent of the forest resources in this state		

24

1 2. The current use in this state for forest products and the benefits that these 2 forest products provide to the state. 3. The projected future demand for forest products and the projected benefits 3 4 that these forest products will provide to the state in the future. 5 4. The types of owners and forms of ownership that apply to forests in this state, 6 including the reasons why persons own forest land. 7 The success of existing incentives that are offered to stimulate the 8 development of forest resources. 9 6. The possible economic opportunities in this state that may result if improved 10 forest-product marketing, and increased business dealing in or use of forest 11 products, occurs in this state. 7. Recommendations for increasing the economic development of the forestry 12 13 industry and employment in the forestry industry. 14 8. The effect of state and local governmental laws and policy on forestry management and the location of markets for forest products. 15 9. Recommendations as to staffing and funding needs for forestry programs 16 17 and other conservation programs related to forestry that are conducted by the state to support and enhance the development of forest resources. 18 19 10. Recommendations as to the need to increase the public's knowledge and 20 awareness of forestry issues. (b) The solvent council on forestry shall submit the report under this 21 22 subsection no later than June 1 of each odd-numbered year for distribution to the 23 governor and to the appropriate standing committees of the legislature under s.

13.172 (3). The first report shall be submitted no later than June 1, 2005. Each

- report shall cover the 24-month period ending on the December 31 immediately preceding the date of the report.
 - Section 4. Nonstatutory provisions.
 - (1) Notwithstanding the length of term specified in section 15.347 (18) for and (c) of the statutes, as created in this act, of the members first appointed to the property council on forestry under section 15.347 (18) (a) 6. to 19. of the statutes, as created by this act, the governor shall designate 4 members to serve for terms expiring on July 1, 2005, 3 members to serve for terms expiring on July 1, 2006, 4 members to serve for terms expiring on July 1, 2008.

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(END)

1	15. One member who represents the interests of persons who are members of
2	labor unions that are affiliated with the forestry industry.
3	(b) Each member specified in par. (a) 2. to 5. shall be appointed in the same
4	manner as members of standing committees are appointed. (end of ins 3-10) 3-
5	(c) Each member specified in par. (a) 6. to be shall be neminated by the
6	governor and with the advice and consent of the senate appointed, to serve a 5-year
7	term.
8	d) The governor shall annually appoint a chairperson for the council from
9	among its members before the first meeting of each year, and the chairperson, at the
10	first meeting of each year, shall annually appoint the vice chairperson and secretary
11	from among the council's members. Any of these appointees may be appointed for
12	successive terms.
13	(e) The council shall meet 4 times each year and shall also meet on the call of
. 14	the chairperson of the council or on the call of a majority of its members.
. 15	Notwithstanding s. 15.09 (3), the council shall meet at such locations within this
16	state as may be designated by the charperson of the council or by a majority of its
17	members.
18	SECTION 2. 23.09 (3) (b) of the statutes is amended to read:
19	23.09 (3) (b) If the department and the board of regents of the University of
20	Wisconsin System enter into an agreement to create a faculty position at the
21	University of Wisconsin-Madison for a forest landscape ecologist, the department
22	and the University of Wisconsin–Madison shall develop an annual work plan for the
23	ecologist. In developing the annual work plan, the department shall consult with the
24	governor's council on forestry created by executive order under s. 14.019.
25	SECTION 3. 26.02 of the statutes is created to read: