

## 2001 ASSEMBLY BILL 790

February 12, 2002 – Introduced by Representatives AINSWORTH, FRISKE, J. LEHMAN, LIPPERT, OWENS, SERATTI, SYKORA and ALBERS. Referred to Committee on Rural Affairs and Forestry.

1     **AN ACT** *to renumber and amend* 26.39 (4); and *to create* 26.39 (4) (b) of the  
2             statutes; **relating to:** funding related to forestry for the department of natural  
3             resources and making appropriations.

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### *Analysis by the Legislative Reference Bureau*

The 2001–03 budget bill enacted by the state legislature created a department of forestry and transferred the division of forestry under the department of natural resources (DNR) and all of its related programs, operations, and employee positions to this new department. The effective date of the transfer was to be July 1, 2002. The governor vetoed these provisions. The veto included the elimination of the appropriations for the new department for fiscal year 2002–03. This bill increases the corresponding appropriations made to DNR and the corresponding employee positions under DNR that relate to this division and these programs and operations for fiscal year 2002–03 to restore the funding to DNR for fiscal year 2002–03.

Under current law, DNR may sell planting stock for forest and woodlot planting. Under current law, a purchaser of such planting stock must pay a two-cent seedling surcharge for each seedling, which is in addition to the price of the seedling. Beginning on July 1, 2002, the surcharge is raised to three cents. Under current law, these moneys are used for the development of a forestry education curriculum for grades kindergarten through 12 and for developing a program to educate the public about the value of sustainable forestry, which is the management of forest ecosystems so that they provide future benefits. The bill changes the allocation of these moneys so that beginning with fiscal year 2002–03 50% of the moneys are

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appropriated for a forestry education curriculum and 50% are appropriated for the sustainable forestry program. Under current law, an amount totaling not more than \$300,000 is appropriated for the development of the school curriculum, with the balance going to educating the public about sustainable forestry.

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

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

1           **SECTION 1.** 26.39 (4) of the statutes, as created by 2001 Wisconsin Act 16, is  
2           renumbered 26.39 (4) (a) and amended to read:

3           26.39 **(4)** (a) The department shall credit to the appropriation account under  
4           s. 20.370 (1) (cu) the moneys received as surcharges under s. 28.06 (2m) during fiscal  
5           year 2001–02, up to a total amount of \$300,000. The department shall credit any  
6           balance over \$300,000 that remains from the moneys received as such surcharges  
7           during fiscal year 2001–02 to the appropriation account under s. 20.370 (1) (cv).

8           **SECTION 2.** 26.39 (4) (b) of the statutes is created to read:

9           26.39 **(4)** (b) For fiscal year 2002–03 and each fiscal year thereafter, the  
10          department shall credit 50% of the moneys received as surcharges under s. 28.06  
11          (2m) during the applicable fiscal year to the appropriation account under s. 20.370  
12          (1) (cu) and the remaining 50% to the appropriation account under s. 20.370 (1) (cv).

13          **SECTION 3. Nonstatutory provisions.**

14          (1) GENERAL PROGRAM OPERATIONS; FEDERAL FUNDS; FORESTRY. The authorized  
15          FTE positions for the department of natural resources are increased by 3.5 FED  
16          positions related to forestry on July 1, 2002, to be funded from the appropriation  
17          under section 20.370 (1) (my) of the statutes.

18          (2) GENERAL PROGRAM OPERATIONS; FEDERAL FUNDS; SOUTHERN STATE FORESTS. The  
19          authorized FTE positions for the department of natural resources are increased by

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1 2.0 FED positions related to the southern state forests on July 1, 2002, to be funded  
2 from the appropriation under section 20.370 (1) (my) of the statutes.

3 (3) GENERAL PROGRAM OPERATIONS; ADMINISTRATIVE SERVICES. The authorized  
4 FTE positions for the department of natural resources are increased by 1.48 PR  
5 positions related to forestry on July 1, 2002, to be funded from the appropriation  
6 under section 20.370 (8) (mk) of the statutes.

7 (4) REQUIRED GENERAL FUND BALANCE. Section 20.003 (4) of the statutes and 2001  
8 Wisconsin Act 16, section 9101 (25j), do not apply to the action of the legislature in  
9 enacting this act.

10 **SECTION 4. Appropriation changes.**

11 (1) FORESTRY; REFORESTATION. In the schedule under section 20.005 (3) of the  
12 statutes for the appropriation to the department of natural resources under section  
13 20.370 (1) (cq) of the statutes, as affected by the acts of 2001, the dollar amount is  
14 increased by \$100,000 for fiscal year 2002–03 to increase funding for the purpose for  
15 which the appropriation is made.

16 (2) FORESTRY EDUCATION CURRICULUM. In the schedule under section 20.005 (3)  
17 of the statutes for the appropriation to the department of natural resources under  
18 section 20.370 (1) (cu) of the statutes, as affected by the acts of 2001, the dollar  
19 amount is increased by \$318,700 for fiscal year 2002–03 to increase funding for the  
20 purpose for which the appropriation is made.

21 (3) FORESTRY; PUBLIC EDUCATION. In the schedule under section 20.005 (3) of the  
22 statutes for the appropriation to the department of natural resources under section  
23 20.370 (1) (cv) of the statutes, as affected by the acts of 2001, the dollar amount is  
24 increased by \$318,700 for fiscal year 2002–03 to increase funding for the purpose for  
25 which the appropriation is made.

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1           (4) FOREST LANDS; TAXES AND ASSESSMENTS. In the schedule under section 20.005  
2           (3) of the statutes for the appropriation to the department of natural resources under  
3           section 20.370 (1) (kq) of the statutes, as affected by the acts of 2001, the dollar  
4           amount is increased by \$99,000 for fiscal year 2002–03 to increase funding for the  
5           payment of taxes and assessments that are or may become a lien on state forest  
6           lands.

7           (5) FOREST LANDS; WILDLIFE MANAGEMENT. In the schedule under section 20.005  
8           (3) of the statutes for the appropriation to the department of natural resources under  
9           section 20.370 (1) (Lt) of the statutes, as affected by the acts of 2001, the dollar  
10          amount is increased by \$153,400 for fiscal year 2002–03 to increase funding for the  
11          purpose for which the appropriation is made and to increase the authorized FTE  
12          positions for the department by 2.5 SEG positions related to wildlife management  
13          in forested areas.

14          (6) FOREST LANDS; STATE SNOWMOBILE TRAILS AND AREAS. In the schedule under  
15          section 20.005 (3) of the statutes for the appropriation to the department of natural  
16          resources under section 20.370 (1) (mq) of the statutes, as affected by the acts of 2001,  
17          the dollar amount is increased by \$10,000 for fiscal year 2002–03 to increase funding  
18          for the purpose for which the appropriation is made.

19          (7) FOREST LANDS; STATE ALL-TERRAIN VEHICLE PROJECTS. In the schedule under  
20          section 20.005 (3) of the statutes for the appropriation to the department of natural  
21          resources under section 20.370 (1) (ms) of the statutes, as affected by the acts of 2001,  
22          the dollar amount is increased by \$7,100 for fiscal year 2002–03 to increase funding  
23          for the purpose for which the appropriation is made.

24          (8) GENERAL PROGRAM OPERATIONS; LAND PROGRAM MANAGEMENT. In the schedule  
25          under section 20.005 (3) of the statutes for the appropriation to the department of

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1 natural resources under section 20.370 (1) (mu) of the statutes, as affected by the acts  
2 of 2001, the dollar amount is increased by \$2,617,000 for fiscal year 2002–03 to  
3 increase funding for land program management related to forestry and to increase  
4 the authorized FTE positions for the department by 31.41 SEG positions related to  
5 forestry land program management.

6 (9) GENERAL PROGRAM OPERATIONS; FORESTRY. In the schedule under section  
7 20.005 (3) of the statutes for the appropriation to the department of natural  
8 resources under section 20.370 (1) (mu) of the statutes, as affected by the acts of 2001,  
9 the dollar amount is increased by \$35,292,300 for fiscal year 2002–03 to increase  
10 funding for forestry and to increase the authorized FTE positions for the department  
11 by 424.94 SEG positions related to forestry.

12 (10) GENERAL PROGRAM OPERATIONS; SOUTHERN STATE FORESTS. In the schedule  
13 under section 20.005 (3) of the statutes for the appropriation to the department of  
14 natural resources under section 20.370 (1) (mu) of the statutes, as affected by the acts  
15 of 2001, the dollar amount is increased by \$4,245,500 for fiscal year 2002–03 to  
16 increase funding for the southern state forests and to increase the authorized FTE  
17 positions for the department by 44.75 SEG positions related to the southern state  
18 forests.

19 (11) GENERAL PROGRAM OPERATIONS; FACILITIES AND LANDS. In the schedule under  
20 section 20.005 (3) of the statutes for the appropriation to the department of natural  
21 resources under section 20.370 (1) (mu) of the statutes, as affected by the acts of 2001,  
22 the dollar amount is increased by \$2,549,500 for fiscal year 2002–03 to increase  
23 funding for facilities and lands related to forestry and to increase the authorized FTE  
24 positions for the department by 31.16 SEG positions related to forestry facilities and  
25 lands.

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1           (12) GENERAL PROGRAM OPERATIONS; ENFORCEMENT AND SCIENCE. In the schedule  
2 under section 20.005 (3) of the statutes for the appropriation to the department of  
3 natural resources under section 20.370 (3) (mu) of the statutes, as affected by the acts  
4 of 2001, the dollar amount is increased by \$901,100 for fiscal year 2002–03 to  
5 increase funding for integrated science services related to forestry and to increase  
6 the authorized FTE positions for the department by 10.03 SEG positions related to  
7 integrated science services.

8           (13) AIDS FOR WILDLIFE AND RECREATION ON COUNTY FOREST LANDS. In the schedule  
9 under section 20.005 (3) of the statutes for the appropriation to the department of  
10 natural resources under section 20.370 (5) (as) of the statutes, as affected by the acts  
11 of 2001, the dollar amount is increased by \$234,500 for fiscal year 2002–03 to  
12 increase funding for the purpose for which the appropriation is made.

13           (14) ICE AGE TRAIL AREA GRANTS. In the schedule under section 20.005 (3) of the  
14 statutes for the appropriation to the department of natural resources under section  
15 20.370 (5) (at) of the statutes, as affected by the acts of 2001, the dollar amount is  
16 increased by \$75,000 for fiscal year 2002–03 to increase funding for the purpose for  
17 which the appropriation is made.

18           (15) PRIVATE FOREST GRANTS. In the schedule under section 20.005 (3) of the  
19 statutes for the appropriation to the department of natural resources under section  
20 20.370 (5) (av) of the statutes, as affected by the acts of 2001, the dollar amount is  
21 increased by \$1,250,000 for fiscal year 2002–03 to increase funding for the purpose  
22 for which the appropriation is made.

23           (16) AIDS TO NONPROFIT CONSERVATION ORGANIZATIONS. In the schedule under  
24 section 20.005 (3) of the statutes for the appropriation to the department of natural  
25 resources under section 20.370 (5) (aw) of the statutes, as affected by the acts of 2001,

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1 the dollar amount is increased by \$80,000 for fiscal year 2002–03 to increase funding  
2 for the purpose for which the appropriation is made.

3 (17) AID FOR URBAN LAND CONSERVATION. In the schedule under section 20.005  
4 (3) of the statutes for the appropriation to the department of natural resources under  
5 section 20.370 (5) (ay) of the statutes, as affected by the acts of 2001, the dollar  
6 amount is increased by \$75,000 for fiscal year 2002–03 to increase funding for the  
7 purpose for which the appropriation is made.

8 (18) AIDS FOR FOREST CROPLANDS AND MANAGED FOREST LAND. In the schedule  
9 under section 20.005 (3) of the statutes for the appropriation to the department of  
10 natural resources under section 20.370 (5) (br) of the statutes, as affected by the acts  
11 of 2001, the dollar amount is increased by \$1,250,000 for fiscal year 2002–03 to  
12 increase funding for the purpose for which the appropriation is made.

13 (19) COUNTY FOREST LOANS. In the schedule under section 20.005 (3) of the  
14 statutes for the appropriation to the department of natural resources under section  
15 20.370 (5) (bs) of the statutes, as affected by the acts of 2001, the dollar amount is  
16 increased by \$622,400 for fiscal year 2002–03 to increase funding for the purpose for  
17 which the appropriation is made.

18 (20) COUNTY FOREST PROJECT LOANS. In the schedule under section 20.005 (3) of  
19 the statutes for the appropriation to the department of natural resources under  
20 section 20.370 (5) (bt) of the statutes, as affected by the acts of 2001, the dollar  
21 amount is increased by \$400,000 for fiscal year 2002–03 to increase funding for the  
22 purpose for which the appropriation is made.

23 (21) URBAN FORESTRY AND COUNTY FOREST ADMINISTRATOR GRANTS. In the schedule  
24 under section 20.005 (3) of the statutes for the appropriation to the department of  
25 natural resources under section 20.370 (5) (bw) of the statutes, as affected by the acts

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1 of 2001, the dollar amount is increased by \$1,724,900 for fiscal year 2002–03 to  
2 increase funding for the purpose for which the appropriation is made.

3 (22) FIRE SUPPRESSION GRANTS. In the schedule under section 20.005 (3) of the  
4 statutes for the appropriation to the department of natural resources under section  
5 20.370 (5) (by) of the statutes, as affected by the acts of 2001, the dollar amount is  
6 increased by \$448,000 for fiscal year 2002–03 to increase funding for the purpose for  
7 which the appropriation is made.

8 (23) DEBT SERVICE; STATE FOREST ACQUISITION AND DEVELOPMENT. In the schedule  
9 under section 20.005 (3) of the statutes for the appropriation to the department of  
10 natural resources under section 20.370 (7) (au) of the statutes, as affected by the acts  
11 of 2001, the dollar amount is increased by \$4,000,000 for fiscal year 2002–03 to  
12 increase funding for the purpose for which the appropriation is made.

13 (24) RECREATION AREAS IN STATE FORESTS. In the schedule under section 20.005  
14 (3) of the statutes for the appropriation to the department of natural resources under  
15 section 20.370 (7) (fa) of the statutes, as affected by the acts of 2001, the dollar  
16 amount is increased by \$114,600 for fiscal year 2002–03 to increase funding for the  
17 purposes related to forestry for which the appropriation is made.

18 (25) LAND ACQUISITION, DEVELOPMENT, AND IMPROVEMENT. In the schedule under  
19 section 20.005 (3) of the statutes for the appropriation to the department of natural  
20 resources under section 20.370 (7) (fs) of the statutes, as affected by the acts of 2001,  
21 the dollar amount is increased by \$222,600 for fiscal year 2002–03 to increase  
22 funding for the purposes related to forestry for which the appropriation is made.

23 (26) STRUCTURES AND BUILDINGS. In the schedule under section 20.005 (3) of the  
24 statutes for the appropriation to the department of natural resources under section  
25 20.370 (7) (hq) of the statutes, as affected by the acts of 2001, the dollar amount is



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1 increased by \$154,000 for fiscal year 2002–03 to increase funding for the purposes  
2 related to forestry for which the appropriation is made.

3 (27) ROADS IN STATE FORESTS. In the schedule under section 20.005 (3) of the  
4 statutes for the appropriation to the department of natural resources under section  
5 20.370 (7) (mc) of the statutes, as affected by the acts of 2001, the dollar amount is  
6 increased by \$190,500 for fiscal year 2002–03 to increase funding for state forest  
7 roads.

8 (28) GENERAL AND FIELD ADMINISTRATION. In the schedule under section 20.005  
9 (3) of the statutes for the appropriation to the department of natural resources under  
10 section 20.370 (8) (mu) of the statutes, as affected by the acts of 2001, the dollar  
11 amount is increased by \$7,066,100 for fiscal year 2002–03 to increase funding for the  
12 purposes related to forestry for which the appropriation is made and to increase the  
13 authorized FTE positions for the department by 79.19 SEG positions related to  
14 forestry.

15 (29) LICENSING, REGISTRATION, AND OTHER OPERATIONS. In the schedule under  
16 section 20.005 (3) of the statutes for the appropriation to the department of natural  
17 resources under section 20.370 (9) (mu) of the statutes, as affected by the acts of 2001,  
18 the dollar amount is increased by \$2,680,100 for fiscal year 2002–03 to increase  
19 funding for the purposes related to forestry for which the appropriation is made and  
20 to increase the FTE positions for the department by 30.36 SEG positions for  
21 communications, customer services, licensing, registration, and aids administration  
22 as they relate to forestry.

23 (END)