

2001 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB55)

Received: 06/15/2001

Received By: gibsom

Wanted: Soon

Identical to LRB:

For: Senate Democratic Caucus

By/Representing: Keckhaver

This file may be shown to any legislator: NO

Drafter: gibsom

May Contact:

Addl. Drafters:

Subject: Nat. Res. - miscellaneous

Extra Copies:

Submit via email: NO

Requester's email:

Pre Topic:

SDC:.....Keckhaver - CN1020,

Topic:

Urban conservation grant

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>
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1?	gibson	1/1 hmb 6/16/01	CH 6-6b	CH 6-6b RF			

FE Sent For:

<END>

CN 1020

Adopt Freestanding Motion 950, which provides \$75,000 SEG annually from the forestry account to increase funding available to provide a grant to a non-stock, non-profit corporation organized for urban land conservation purposes.

already drafted
see MBR

per Shubitski/SOC.

use LRB 030011

not the motion.
or attached
materials

~~CN/2736~~

Subject or Agency	Description	Source / connection	Fiscal effect / positions if known
DNR	Open Space Trust grant	LFB Motion 950	\$150,000 SEG

forestry

~~PCP~~

NATURAL RESOURCES -- FORESTRY AND PARKS

Urban Land Conservation

Motion:

Move to provide \$75,000 SEG annually from the forestry account to increase funding available to provide a grant to a non-stock, non-profit corporation organized for urban land conservation purposes.

In addition, specify that the corporation have a board of directors or an advisory council or both with members who represent one or more urban or urbanizing areas and who collectively have an interest or expertise in all of the following:

- (1) Nonprofit organizations
- (2) Businesses
- (3) Social services or economic redevelopment
- (4) Land development
- (5) Architecture
- (6) Landscape architecture or resource management
- (7) Conservation or environmental protection.

Further, require that the corporation to contribute \$50,000 in funds annually to be used with the grant provided, and direct the corporation to create and sustain an active broad-based network for community open space action. Delete as eligible grant activities the provision of technical assistance to groups for urban open space real estate transactions; reclaiming and restoring the natural values of urban parks, urban forests, and open space areas; and the design and construction of amenities in open space areas. Expand eligible activities to include comprehensive urban forest management; improving water and air quality and revitalizing communities through better land use decision making; reducing the presence of toxic substances in neighborhoods; and promoting environmental education and stewardship where people live.

Note:

1999 Act 9 provided \$75,000 SEG annually from the forestry account to provide a grant to a non-stock, non-profit corporation organized for urban land conservation purposes. Currently, the

grant is provided to the Urban Open Space Foundation. The Foundation is currently required to provide \$25,000 in matching funds and submit an annual report to the state. This motion would increase funding awarded under the grant to \$150,000 annually and the match requirement to \$50,000.

[Change to Base: \$150,000 SEG]

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

Berkeley --



Urban Open Space - Miller

70.11(41) NEIGHBORHOOD OPEN SPACE HELD IN TRUST IN PUBLIC INTEREST.

- (1) In this section: (a) "community gardens" means property made available to inhabitants of an urbanized area through the adoption of individual plots for the primary purpose of growing vegetables for human consumption (b) "urban agriculture and educational farms" means property farmed within or fringing urban areas for the purpose of providing a learning laboratory to families and area schools on local food production. Property may provide seasonal produce to inhabitants of an urbanized area through the conveyance of farm produce shares, direct market sale or donations to food assistance programs (c) "neighborhood parkland" has the meaning of property within or in proximity to urban development possessing scenic, ecological, recreational, social or other community open space values.
- (2) Property that is owned by, or held in trust for, a nonprofit organization, if all of the following requirements are fulfilled:
 - (a) The property is used to preserve community gardens, urban agriculture and educational farms, or neighborhood parkland.
 - (b) The property is open to the public subject to reasonable restrictions.
 - (c) No pecuniary profit accrues to any owner or member of the organization or to any associate of any such owner or member from the use or holding of the property.
 - (d) The county board of the county where the property is located has not determined that the property is not owned by, or held in trust for, a nonprofit organization and has not determined that at least one of the requirements under pars. 2(a) to (c) has not been fulfilled.

Miller - AB 212 ✓
 Miller - AB 377 ✓
 Open Space Trust - Sh. b. l. k. i' no. T. o. c.
 Spec. Ed. / Res. Cap. NO

DRAFT

200 N. Blount Street
Madison, WI 53703

phone 608.255.9877
fax 608.255.6793

23:0957 Annual grants to a nonstock, nonprofit corporation;

urban land conservation: (1) In this section:

(a) "Local governmental unit" has the meaning given in s. 23.09 (19) (a) 2.

(b) "Interested group" means a community group, nonprofit organization or local governmental unit that is interested in acquiring urban land for urban forestry protection, water resource

management, conservation, recreation or other urban open space purposes.

(2) The department shall provide one grant of ~~\$75,000~~ \$150,000 in each fiscal year, beginning with fiscal year ~~1999-2000~~ 2001-2002, to a nonstock, nonprofit corporation that meets all of the following requirements:

(a) The corporation is organized in this state.

(b) The corporation is described under section 501 (c) (3) or (4)

(4) of the Internal Revenue Code and 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 one or more urban

or urbanizing areas and who collectively have an interest or expertise

in all of the following:

1. Nonprofit organizations.
2. Business.
3. Social services or economic redevelopment
4. Land development.
5. Architecture.
6. Landscape architecture or resource management
7. Conservation or environmental protection

(d) The corporation contributes ~~\$25,000~~ \$50,000 in funds annually to

be used with the grant under this subsection, and

e) The corporation receiving the grant creates and sustains an active broad-based network for community open space action.

(3) A corporation receiving a grant under sub. (2) may use the

grant for urban forest protection, water resource enhancement or

other urban open space objectives and shall do all of the following

with the grant:

(a) Provide to interested community groups technical assistance, especially

~~in the areas of urban open space real estate transactions, reclaiming and restoring the natural values of urban parks, urban~~

~~forests and open space areas, designing and constructing amenities~~

~~in open space areas, cultivating citizen participation in acquiring,~~

developing and maintaining open space areas and securing

public financing for open space areas. comprehensive urban

forest management, improving water and air quality and

revitalizing communities through better land use decision-

making, reducing the presence of toxic substances in

neighborhoods, and promoting environmental education

and stewardship where people live.

(b) Conduct conferences on the topics listed in par. (a).

(c) Assist community groups, nonprofit organizations and

local governmental units in acquiring urban property for

open

space purposes and in restoring urban property acquired for

conservation,

recreation and other open space purposes.

(d) For each fiscal year, prepare a report detailing the activities

for which a grant under sub. (2) is expended. Copies of the report

shall be submitted to the department and to the appropriate standing

committees of the legislature, as determined by the speaker of

of the assembly or the president of the senate.

(4) A corporation receiving a grant under sub. (2) may acquire urban property for conservation, recreation and other open space purposes.

History: 1999 a. 9.

60914/1RW
LRBb030011 mdr
MGG: [unclear]
hmk

**SENATE AMENDMENT ,
TO 2001 SENATE BILL 55**

SSA 1
to

substitute amendment

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

2 1. Page ^{166 11} 348, line 2: increase the dollar amount for fiscal year 2001-02 by
3 \$75,000 and increase the dollar amount for fiscal year 2002-03 by \$75,000 for the
4 purpose for which the appropriation is made.

5 2. Page ^{448 2} 615, line 2: after that line insert:

6 "SECTION 1036b. 23.0957 (title) of the statutes is amended to read:

7 23.0957 (title) **Annual grants to a nonstock, nonprofit corporation;**
8 **urban land conservation projects.**

9 SECTION 1036c. 23.0957 (1) (title) of the statutes is created to read:

10 23.0957 (1) (title) DEFINITIONS.

11 SECTION 1036d. 23.0957 (1) (b) of the statutes is amended to read:

12 23.0957 (1) (b) "Interested group" means a community group, nonprofit
13 organization, or local governmental unit that is interested in environmental quality

1 issues and in acquiring urban, developing, maintaining, or restoring land for one or
2 more urban forestry protection, water resource management, conservation,
3 recreation or other urban open space conservation purposes.

4 **SECTION 1036e.** 23.0957 (1) (c) ^X of the statutes is created to read:

5 23.0957 (1) (c) "Urban conservation purpose" means an urban, open space
6 conservation or restoration area; urban forest protection or enhancement; water
7 resource management in urban areas; resource management strategies for urban
8 areas; conservation activities in an urban area; or recreation activities in an urban
9 area.

10 **SECTION 1036f.** 23.0957 (2) (intro.) ^X of the statutes is amended to read:

11 23.0957 (2) RECIPIENT REQUIREMENTS. (intro.) The department shall provide
12 one grant of ~~\$75,000~~ \$150,000 in each fiscal year, ~~beginning with fiscal year~~
13 ~~1999-2000~~ to be used for one or more urban conservation purposes, to a nonstock,
14 nonprofit corporation that meets all of the following requirements:

15 **SECTION 1036g.** 23.0957 (2) (c) 2. ^X of the statutes is repealed.

16 **SECTION 1036h.** 23.0957 (2) (c) 3. ^X of the statutes is repealed.

17 **SECTION 1036j.** 23.0957 (2) (c) 5. ^X of the statutes is repealed.

18 **SECTION 1036k.** 23.0957 (2) (c) 7. ^X of the statutes is repealed.

19 **SECTION 1036m.** 23.0957 (2) (d) ^X of the statutes is amended to read:

20 23.0957 (2) (d) The corporation contributes ~~\$25,000~~ \$50,000 in funds annually
21 to be used with the grant that it receives under this subsection.

22 **SECTION 1036n.** 23.0957 (2) (e) of the statutes is created to read:

23 23.0957 (2) (e) The corporation contributes substantial support to a network
24 that encourages activities that further one or more urban conservation purposes in
25 various urban communities in this state.

1 **SECTION 1036p.** 23.0957 (2r) of the statutes is created to read:

2 **23.0957 (2r) AUTHORIZED ACTIVITIES.** A corporation receiving a grant under sub.
3 (2) may use proceeds from the grant for projects that are for one or more urban
4 conservation purposes and that are undertaken by the corporation. For urban, open
5 space projects, conservation projects in urban areas, or recreation projects in urban
6 areas undertaken by the corporation, the corporation may use the proceeds for the
7 acquisition of land for these projects.

8 **SECTION 1036q.** 23.0957 (3) (intro.) of the statutes is amended to read:

9 **23.0957 (3) REQUIRED ACTIVITIES.** (intro.) A corporation receiving a grant under
10 sub. (2) ~~may use the grant for urban forest protection, water resource enhancement~~
11 ~~or other urban open space objectives and shall do~~ use proceeds from the grant to do
12 all of the following ~~with the grant~~:

13 **SECTION 1036r.** 23.0957 (3) (a) of the statutes is renumbered 23.0957 (3) (a)
14 (intro.) and amended to read:

15 **23.0957 (3) (a) (intro.)** Provide to interested groups technical assistance,
16 especially ~~in the areas of urban open space real estate transactions, reclaiming and~~
17 ~~restoring the natural values of urban parks, urban forests and open space areas,~~
18 ~~designing and constructing amenities in open space areas,~~ on all of the following
19 topics:

20 **1. Methods of** cultivating citizen participation in acquiring, developing, and
21 maintaining urban, open space areas and securing.

22 **2. Methods of securing** public financing for urban, open space areas.

23 **SECTION 1036s.** 23.0957 (3) (a) 3. of the statutes is created to read:

24 **23.0957 (3) (a) 3.** Comprehensive management methods for urban forests.

25 **SECTION 1036t.** 23.0957 (3) (a) 4. of the statutes is created to read:

1 23.0957 (3) (a) 4. The use of resource management strategies to improve water
2 and air quality and to revitalize urban communities.

3 SECTION 1036u. 23.0957 (3) (a) 5. of the statutes is created to read:

4 23.0957 (3) (a) 5. Methods for reducing the presence of toxic substances in
5 residential neighborhoods in urban areas.

6 SECTION 1036v. 23.0957 (3) (a) 6. of the statutes is created to read:

7 23.0957 (3) (a) 6. Methods for promoting environmental education and
8 environmental stewardship in urban communities.

9 SECTION 1036w. 23.0957 (3) (c) of the statutes is amended to read:

10 23.0957 (3) (c) Assist ~~community~~ interested groups, nonprofit organizations
11 and local governmental units in acquiring urban property for open space, developing,
12 maintaining, or restoring land for one or more urban conservation purposes and in
13 restoring urban property acquired for conservation, recreation and other open space
14 purposes.

15 SECTION 1036x. 23.0957 (3) (d) of the statutes is amended to read:

16 23.0957 (3) (d) For each fiscal year, prepare a report detailing the activities for
17 which a grant under sub. (2) is expended. Copies of the report shall be submitted to
18 the department and to the appropriate standing committees of the legislature, as
19 determined by the speaker of the assembly ~~or~~ and the president of the senate.

20 SECTION 1036y. 23.0957 (4) of the statutes is repealed.”.

21 (END)

SDC:.....Keckhaver – CN1020, Urban conservation grant

FOR 2001–03 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS SENATE AMENDMENT

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 166, line 11: increase the dollar amount for fiscal year 2001–02 by
3 \$75,000 and increase the dollar amount for fiscal year 2002–03 by \$75,000 for the
4 purpose for which the appropriation is made.

5 **2.** Page 448, line 2: after that line insert:

6 “**SECTION 1036b.** 23.0957 (title) of the statutes is amended to read:

7 **23.0957** (title) **Annual grants to a nonstock, nonprofit corporation;**
8 **urban land conservation projects.**

9 **SECTION 1036c.** 23.0957 (1) (title) of the statutes is created to read:

10 23.0957 (1) (title) **DEFINITIONS.**

1 **SECTION 1036d.** 23.0957 (1) (b) of the statutes is amended to read:

2 23.0957 (1) (b) “Interested group” means a community group, nonprofit
3 organization, or local governmental unit that is interested in environmental quality
4 issues and in acquiring urban, developing, maintaining, or restoring land for one or
5 more urban forestry protection, water resource management, conservation,
6 recreation or other urban open space conservation purposes.

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8 23.0957 (1) (c) “Urban conservation purpose” means an urban, open space
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10 resource management in urban areas; resource management strategies for urban
11 areas; conservation activities in an urban area; or recreation activities in an urban
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14 23.0957 (2) RECIPIENT REQUIREMENTS. (intro.) The department shall provide
15 one grant of \$75,000 \$150,000 in each fiscal year, ~~beginning with fiscal year~~
16 ~~1999–2000~~ to be used for one or more urban conservation purposes, to a nonstock,
17 nonprofit corporation that meets all of the following requirements:

18 **SECTION 1036g.** 23.0957 (2) (c) 2. of the statutes is repealed.

19 **SECTION 1036h.** 23.0957 (2) (c) 3. of the statutes is repealed.

20 **SECTION 1036j.** 23.0957 (2) (c) 5. of the statutes is repealed.

21 **SECTION 1036k.** 23.0957 (2) (c) 7. of the statutes is repealed.

22 **SECTION 1036m.** 23.0957 (2) (d) of the statutes is amended to read:

23 23.0957 (2) (d) The corporation contributes ~~\$25,000~~ \$50,000 in funds annually
24 to be used with the grant that it receives under this subsection.

25 **SECTION 1036n.** 23.0957 (2) (e) of the statutes is created to read:

1 23.0957 (2) (e) The corporation contributes substantial support to a network
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6 (2) may use proceeds from the grant for projects that are for one or more urban
7 conservation purposes and that are undertaken by the corporation. For urban, open
8 space projects, conservation projects in urban areas, or recreation projects in urban
9 areas undertaken by the corporation, the corporation may use the proceeds for the
10 acquisition of land for these projects.

11 **SECTION 1036q.** 23.0957 (3) (intro.) of the statutes is amended to read:

12 23.0957 (3) REQUIRED ACTIVITIES. (intro.) A corporation receiving a grant under
13 sub. (2) ~~may use the grant for urban forest protection, water resource enhancement~~
14 ~~or other urban open space objectives and shall do~~ use proceeds from the grant to do
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13 23.0957 (3) (c) Assist ~~community interested groups, nonprofit organizations~~
14 ~~and local governmental units~~ in acquiring urban property for open space, developing,
15 maintaining, or restoring land for one or more urban conservation purposes and in
16 ~~restoring urban property acquired for conservation, recreation and other open space~~
17 ~~purposes.~~

18 **SECTION 1036x.** 23.0957 (3) (d) of the statutes is amended to read:

19 23.0957 (3) (d) For each fiscal year, prepare a report detailing the activities for
20 which a grant under sub. (2) is expended. Copies of the report shall be submitted to
21 the department and to the appropriate standing committees of the legislature, as
22 determined by the speaker of the assembly ~~or~~ and the president of the senate.

23 **SECTION 1036y.** 23.0957 (4) of the statutes is repealed.”.

24 (END)