

1 23.66 (4) The basic amount of the deposit shall be determined in accordance
2 with a deposit schedule that the judicial conference shall establish. Annually, the
3 judicial conference shall review and may revise the schedule. In addition to the basic
4 amount determined according to the schedule, the deposit shall include court costs,
5 including any applicable fees prescribed in ch. 814, any applicable penalty
6 assessment, any applicable jail assessment, any applicable crime laboratories and
7 drug law enforcement assessment, any applicable weapons assessment, ~~any~~
8 ~~applicable environmental assessment~~, any applicable wild animal protection
9 assessment, any applicable natural resources assessment, any applicable fishing
10 shelter removal assessment, any applicable snowmobile registration restitution
11 payment and any applicable natural resources restitution payment.

12 **SECTION 1079b.** 23.67 (2) of the statutes is amended to read:

13 23.67 (2) The deposit and stipulation of no contest may be made at any time
14 prior to the court appearance date. By signing the stipulation, the defendant is
15 deemed to have tendered a plea of no contest and submitted to a forfeiture, a penalty
16 assessment, a jail assessment, a crime laboratories and drug law enforcement
17 assessment, any applicable weapons assessment, ~~any applicable environmental~~
18 ~~assessment~~, any applicable wild animal protection assessment, any applicable
19 natural resources assessment, any applicable fishing shelter removal assessment,
20 any applicable snowmobile registration restitution payment and any applicable
21 natural resources restitution payment plus costs, including any applicable fees
22 prescribed in ch. 814, not to exceed the amount of the deposit.

23 **SECTION 1080b.** 23.67 (3) of the statutes is amended to read:

24 23.67 (3) The person receiving the deposit and stipulation of no contest shall
25 prepare a receipt in triplicate showing the purpose for which the deposit is made,

1 stating that the defendant may inquire at the office of the clerk of court or municipal
2 court regarding the disposition of the deposit, and notifying the defendant that if the
3 stipulation of no contest is accepted by the court the defendant will be deemed to have
4 submitted to a forfeiture, a penalty assessment, a jail assessment, a crime
5 laboratories and drug law enforcement assessment, any applicable weapons
6 assessment, ~~any applicable environmental assessment~~, any applicable wild animal
7 protection assessment, any applicable natural resources assessment, any applicable
8 fishing shelter removal assessment, any applicable snowmobile registration
9 restitution payment and any applicable natural resources restitution payment plus
10 costs, including any applicable fees prescribed in ch. 814, not to exceed the amount
11 of the deposit. Delivery of the receipt shall be made in the same manner as in s. 23.66.

12 **SECTION 1081b.** 23.75 (3) (a) 2. of the statutes is amended to read:

13 23.75 (3) (a) 2. If the court considers the nonappearance to be a plea of no
14 contest and enters judgment accordingly, the court shall promptly mail a copy or
15 notice of the judgment to the defendant. The judgment shall allow the defendant not
16 less than 20 working days from the date the judgment copy or notice is mailed to pay
17 the forfeiture, penalty assessment, jail assessment and crime laboratories and drug
18 law enforcement assessment, any applicable weapons assessment, ~~any applicable~~
19 ~~environmental assessment~~, any applicable wild animal protection assessment, any
20 applicable natural resources assessment, any applicable fishing shelter removal
21 assessment, any applicable snowmobile registration restitution payment and any
22 applicable natural resources restitution payment plus costs, including any
23 applicable fees prescribed in ch. 814.

24 **SECTION 1082b.** 23.75 (3) (b) of the statutes is amended to read:

1 23.75 (3) (b) If the defendant has made a deposit, the citation may serve as the
2 initial pleading and the defendant shall be deemed to have tendered a plea of no
3 contest and submitted to a forfeiture, a penalty assessment, a jail assessment, a
4 crime laboratories and drug law enforcement assessment, any applicable weapons
5 assessment, ~~any applicable environmental assessment~~, any applicable wild animal
6 protection assessment, any applicable natural resources assessment, any applicable
7 fishing shelter removal assessment,, any applicable snowmobile registration
8 restitution payment and any applicable natural resources restitution payment plus
9 any applicable fees prescribed in ch. 814, not exceeding the amount of the deposit.
10 The court may either accept the plea of no contest and enter judgment accordingly,
11 or reject the plea and issue a summons. If the defendant fails to appear in response
12 to the summons, the court shall issue an arrest warrant. If the court accepts the plea
13 of no contest, the defendant may move within 90 days after the date set for
14 appearance to withdraw the plea of no contest, open the judgment and enter a plea
15 of not guilty if the defendant shows to the satisfaction of the court that failure to
16 appear was due to mistake, inadvertence, surprise or excusable neglect. If a party
17 is relieved from the plea of no contest, the court or judge may order a written
18 complaint to be filed and set the matter for trial. After trial the costs and fees shall
19 be taxed as provided by law. If on reopening the defendant is found not guilty, the
20 court shall delete the record of conviction and shall order the defendant's deposit
21 returned.

22 **SECTION 1083b.** 23.75 (3) (c) of the statutes is amended to read:

23 23.75 (3) (c) If the defendant has made a deposit and stipulation of no contest,
24 the citation may serve as the initial pleading and the defendant shall be deemed to
25 have tendered a plea of no contest and submitted to a forfeiture, a penalty

1 assessment, a jail assessment, a crime laboratories and drug law enforcement
2 assessment, any applicable weapons assessment, ~~any applicable environmental~~
3 ~~assessment~~, any applicable wild animal protection assessment, any applicable
4 natural resources assessment, any applicable fishing shelter removal assessment,
5 any applicable snowmobile registration restitution payment and any applicable
6 natural resources restitution payment plus any applicable fees prescribed in ch. 814,
7 not exceeding the amount of the deposit. The court may either accept the plea of no
8 contest and enter judgment accordingly, or reject the plea and issue a summons. If
9 the defendant fails to appear in response to the summons, the court shall issue an
10 arrest warrant. After signing a stipulation of no contest, the defendant may, at any
11 time prior to or at the time of the court appearance date, move the court for relief from
12 the effect of the stipulation. The court may act on the motion, with or without notice,
13 for cause shown by affidavit and upon just terms, and relieve the defendant from the
14 stipulation and the effects thereof. If the defendant is relieved from the stipulation
15 of no contest, the court may order a citation or complaint to be filed and set the matter
16 for trial. After trial the costs and fees shall be taxed as provided by law.

17 **SECTION 1084b.** 23.79 (1) of the statutes is amended to read:

18 23.79 (1) If the defendant is found guilty, the court may enter judgment against
19 the defendant for a monetary amount not to exceed the maximum forfeiture provided
20 by the statute for the violation, the penalty assessment, the jail assessment, the
21 crime laboratories and drug law enforcement assessment, any applicable weapons
22 assessment, ~~any applicable environmental assessment~~, any applicable wild animal
23 protection assessment, any applicable natural resources assessment, any applicable
24 fishing shelter removal assessment, any applicable snowmobile registration

1 restitution payment, any applicable natural resources restitution payment and for
2 costs.

3 **SECTION 1084g.** 23.79 (2) of the statutes is amended to read:

4 23.79 (2) The payment of any judgment may be suspended or deferred for not
5 more than 90 days in the discretion of the court. In cases where a deposit has been
6 made, any forfeitures, penalty assessments, jail assessments, weapons assessments,
7 ~~environmental assessments~~, wild animal protection assessments, natural resources
8 assessments, fishing shelter removal assessments, snowmobile registration
9 restitution payments, natural resources restitution payments or costs shall be taken
10 out of the deposit and the balance, if any, returned to the defendant.

11 **SECTION 1085b.** 23.80 (2) of the statutes is amended to read:

12 23.80 (2) Upon default of the defendant corporation or municipality, or upon
13 conviction, judgment for the amount of the forfeiture, the penalty assessment, the
14 jail assessment, the crime laboratories and drug law enforcement assessment, any
15 applicable weapons assessment, ~~any applicable environmental assessment~~, any
16 applicable wild animal protection assessment, any applicable natural resources
17 assessment, any applicable fishing shelter removal assessment, any applicable
18 snowmobile registration restitution payment and any applicable natural resources
19 restitution payment shall be entered.

20 **SECTION 1085g.** 23.83 (2) of the statutes is amended to read:

21 23.83 (2) STAY OF EXECUTION. The amount of undertaking required to stay
22 execution on appeal shall not exceed the amount of the maximum forfeiture,
23 applicable weapons assessment, ~~applicable environmental assessment~~, applicable
24 wild animal protection assessment, applicable natural resources assessment,
25 applicable fishing shelter removal assessment, applicable snowmobile registration

1 restitution payment and applicable natural resources restitution payment plus court
2 costs.

3 **SECTION 1086b.** 23.84 of the statutes is amended to read:

4 **23.84 Forfeitures and assessments collected; to whom paid.** Except for
5 actions in municipal court, all moneys collected in favor of the state or a municipality
6 for forfeiture, penalty assessment, jail assessment, crime laboratories and drug law
7 enforcement assessment, applicable weapons assessment, ~~applicable environmental~~
8 assessment, applicable wild animal protection assessment, applicable natural
9 resources assessment, applicable fishing shelter removal assessment, applicable
10 snowmobile registration restitution payment and applicable natural resources
11 restitution payment shall be paid by the officer who collects the same to the
12 appropriate municipal or county treasurer, within 20 days after its receipt by the
13 officer, except that all jail assessments shall be paid to the county treasurer. In case
14 of any failure in the payment, the municipal or county treasurer may collect the
15 payment from the officer by an action in the treasurer's name of office and upon the
16 official bond of the officer, with interest at the rate of 12% per year from the time
17 when it should have been paid.

18 **SECTION 1087b.** 23.85 of the statutes is amended to read:

19 **23.85 Statement to county board; payment to state.** Every county
20 treasurer shall, on the first day of the annual meeting of the county board of
21 supervisors, submit to it a verified statement of all forfeitures, penalty assessments,
22 jail assessments, weapons assessments, ~~environmental assessments~~, wild animal
23 protection assessments, natural resources assessments, fishing shelter removal
24 assessments, snowmobile registration restitution payments and natural resources
25 restitution payments money received during the previous year. The county clerk

1 shall deduct all expenses incurred by the county in recovering those forfeitures,
2 penalty assessments, weapons assessments, ~~environmental assessments~~, wild
3 animal protection assessments, natural resources assessments, fishing shelter
4 removal assessments, snowmobile registration restitution payments and natural
5 resources restitution payments from the aggregate amount so received, and shall
6 immediately certify the amount of clear proceeds of those forfeitures, penalty
7 assessments, weapons assessments, ~~environmental assessments~~, wild animal
8 protection assessments, natural resources assessments, fishing shelter removal
9 assessments, snowmobile registration restitution payments and natural resources
10 restitution payments to the county treasurer, who shall pay the proceeds to the state
11 treasurer as provided in s. 59.25 (3). Jail assessments shall be treated separately as
12 provided in s. 302.46.

13 **SECTION 1087g.** 24.01 (3) of the statutes is amended to read:

14 24.01 (3) "Department" means department of ~~natural resources~~ fish, wildlife,
15 parks, and forestry.

16 **SECTION 1087m.** 24.01 (8) of the statutes is amended to read:

17 24.01 (8) "Secretary" means secretary of ~~natural resources~~ fish, wildlife, parks,
18 and forestry.

19 **SECTION 1087p.** 24.39 (1) of the statutes is amended to read:

20 24.39 (1) The board of commissioners of public lands may grant leases of parts
21 or parcels of any public lands except state park lands and state forest lands; grant
22 easements, leases to enter upon any of said lands to flow the same or to prospect for
23 and to dig and remove therefrom ore, minerals and other deposits; and sell
24 therefrom such timber as the board shall find necessary to prevent future loss or
25 damage. All sales of standing live timber shall be on a selective cutting basis in line

1 with federal forest practices. Such easements, leases, licenses and sales shall be
2 made only for a full and fair consideration paid or to be paid to the state, the amount
3 and terms whereof shall be fixed by said board, and such easements, leases, licenses
4 and sales shall conform to the requirements, so far as applicable, prescribed by ch.
5 26 for the exercise by the department of ~~natural resources~~ fish, wildlife, parks, and
6 forestry of similar powers affecting state park lands and state forest lands.

7 **SECTION 1087r.** 24.39 (2) of the statutes is amended to read:

8 24.39 (2) In negotiating for such leases, licenses or sales, and in exercising the
9 other powers conferred by this section the board of commissioners of public lands
10 shall, so far as it finds it desirable and practicable, request and make proper use of
11 such services and information as the department of ~~natural resources~~ fish, wildlife,
12 parks, and forestry or the department of environmental management may be able
13 to furnish.

14 **SECTION 1087t.** 24.39 (4) (c) of the statutes is amended to read:

15 24.39 (4) (c) No leases under par. (a) may be executed without a prior finding
16 of the department of ~~natural resources~~ environmental management under s. 30.11
17 (5) that any proposed physical change in the area contemplated as the result of the
18 execution of any term lease is consistent with the public interest in the navigable
19 waters involved.

20 **SECTION 1087v.** 24.39 (4) (f) of the statutes is amended to read:

21 24.39 (4) (f) A municipality may sublease rights leased to it under par. (a) 1.
22 or 2. to corporations or private persons. A municipality may also make physical
23 improvements on and above the bottoms to which rights were leased from the board
24 of commissioners of public lands and may sublease these improvements to
25 corporations or private persons. Any subleases under this paragraph shall be

1 consistent with this subsection and with whatever standards or restrictions the
2 department of ~~natural resources~~ environmental management, acting under s. 30.11
3 (5), may have found at the time of execution of the original lease by the board of
4 commissioners of public lands to the municipality.”.

5 **121.** Page 471, line 10: after that line insert:

6 “SECTION 1119g. 25.293 (1) of the statutes is amended to read:

7 25.293 (1) All gifts, grants or bequests made to the natural resources land
8 endowment fund. The department of ~~natural resources~~ fish, wildlife, parks, and
9 forestry may convert any noncash gift, grant or bequest into cash for deposit into the
10 fund.

11 SECTION 1119r. 25.295 (1) (b) of the statutes is amended to read:

12 25.295 (1) (b) Notwithstanding s. 23.15 (4), all moneys received by the
13 department of ~~natural resources~~ fish, wildlife, parks, and forestry from utility
14 easements on property located in the state park system, a southern state forest, as
15 defined in s. 27.016 (1) (c), or a state recreation area under ss. 23.09 (10), 27.01 (2)
16 (g) and 28.02 (5).”.

17 **122.** Page 472, line 19: after that line insert:

18 “SECTION 1123p. 25.43 (2) (c) of the statutes is amended to read:

19 25.43 (2) (c) The department of administration may establish and change
20 accounts in the environmental improvement fund other than those under pars. (a),
21 (ae), (am) and (b). The department of administration shall consult the department
22 of ~~natural resources~~ environmental management before establishing or changing an
23 account that is needed to administer the programs under ss. 281.58, 281.59 and
24 281.61.

1 **SECTION 1123u.** 25.43 (3) of the statutes is amended to read:

2 25.43 (3) Except for the purpose of investment as provided in s. 25.17 (2) (d),
3 the environmental improvement fund may be used only for the purposes authorized
4 under ss. 20.320 (1) (r), (s), (sm), (t), (x), and (y), (2) (s) and (x) and (3) (q), ~~20.370~~
5 20.375 (4) (mt), (mx), and (nz), (8) ~~(mr)~~ and (9) (mt), (mx) and (ny) ~~(sr), (tt), (tx), and~~
6 ~~(ty)~~, 20.505 (1) (v), (x), and (y), 281.58, 281.59, 281.60, 281.61, and 281.62.”

7 **123.** Page 472, line 20: after that line insert:

8 “**SECTION 1124g.** 25.46 (1e) of the statutes is amended to read:

9 25.46 (1e) The moneys transferred under s. ~~20.370~~ 20.375 (2) (mu) for
10 environmental management.

11 **SECTION 1124r.** 25.46 (1g) of the statutes is amended to read:

12 25.46 (1g) The moneys transferred under s. ~~20.370~~ 20.375 (4) (mw) for
13 environmental management.”

14 **124.** Page 477, line 12: after that line insert:

15 “**SECTION 1146m.** 26.01 of the statutes is amended to read:

16 **26.01 Definition.** In this chapter, unless the context requires otherwise
17 “department” means the department of ~~natural resources~~ fish, wildlife, parks, and
18 forestry.”

19 **125.** Page 477, line 15: after that line insert:

20 “**SECTION 1147m.** 26.11 (6) of the statutes is amended to read:

21 26.11 (6) The department, as the director of the effort, may suppress a forest
22 fire on lands located outside the boundaries of intensive or extensive forest fire
23 protection districts but not within the limits of any city or village if the town
24 responsible for suppressing fires within its boundaries spends more than \$3,000, as

1 determined by rates established by the department, on suppressing the forest fire
2 and if the town chairperson makes a request to the department for assistance.
3 Persons participating in the suppression efforts shall act at the direction of the
4 department after the department begins suppression efforts under this subsection.
5 Funds expended by the state under this subsection shall be drawn from the
6 appropriation under s. 20.370 ~~(1)(mu)~~ (3)(uu).”.

7 **126.** Page 477, line 21: after that line insert:

8 “SECTION 1148g. 26.11 (7) (a) of the statutes, as affected by 2001 Wisconsin Act
9 ... (this act), is amended to read:

10 26.11 (7) (a) Notwithstanding s. 20.001 (3) (c), if the sum of the unencumbered
11 balances in the appropriation accounts under s. 20.370 ~~(1)~~ (3) (cs) and ~~(mz)~~ (uz).
12 exceeds \$1,000,000 on June 30 of any fiscal year, the amount in excess of \$1,000,000
13 shall lapse from the appropriation account under s. 20.370 ~~(1)~~ (3) (cs) to the
14 conservation fund, except as provided in par. (b).

15 SECTION 1148r. 26.11 (7) (b) of the statutes is amended to read:

16 26.11 (7) (b) Notwithstanding s. 20.001 (3) (c), if the amount in the
17 appropriation account under s. 20.370 ~~(1)~~ (3) (cs) is insufficient for the amount that
18 must lapse under par. (a), the remainder that is necessary for the lapse shall lapse
19 from the appropriation account under s. 20.370 ~~(1)(mz)~~ (3)(uz).”.

20 **127.** Page 478, line 2: after that line insert:

21 “SECTION 1149c. 26.30 (2) of the statutes is amended to read:

22 26.30 (2) POWERS. The department is vested with authority and jurisdiction in
23 all matters relating to the prevention, detection and control of forest pests on the
24 forest lands of the state, and to do all things necessary in the exercise of such

1 authority and jurisdiction, except that this shall not be construed to grant any
2 powers or authority to the department for the silvicultural control of forest pests on
3 any land. This section shall apply only to the detection and control of forest pests on
4 forest lands and does not affect the authority of the department of agriculture, trade
5 and consumer protection under chs. 93 and 94. The action of the department under
6 sub. (4) shall be coordinated with the department of agriculture, trade and consumer
7 protection in accordance with s. 20.901. The secretaries of ~~natural resources~~ fish,
8 wildlife, parks, and forestry and agriculture, trade and consumer protection shall
9 execute annually a memorandum of agreement to enable the coordination of pest
10 control work of their departments.

11 **SECTION 1149g.** 26.37 (1) (intro.) of the statutes is amended to read:

12 26.37 (1) (intro.) The department of ~~natural resources~~ fish, wildlife, parks, and
13 forestry and the department of commerce shall jointly develop a plan to establish a
14 lake states wood utilization consortium to provide research, development and
15 demonstration grants to enhance the forest products industry in Wisconsin and
16 other states. The plan shall do all of the following:

17 **SECTION 1149m.** 26.37 (1) (b) of the statutes is amended to read:

18 26.37 (1) (b) Establish an implementation committee for the consortium.
19 Members of the committee may include one or more representatives from the
20 department of ~~natural resources~~ fish, wildlife, parks, and forestry, the department
21 of commerce and the forest products industry.

22 **SECTION 1149p.** 26.37 (2) of the statutes is amended to read:

23 26.37 (2) The department of ~~natural resources~~ fish, wildlife, parks, and forestry
24 may not expend moneys from the appropriations under s. 20.370 (5) (ax) or (6) (bt),
25 1997 stats., unless the department of ~~natural resources~~ fish, wildlife, parks, and

1 forestry and the department of commerce first submit to the joint committee on
2 finance the plan required under sub. (1). If the cochairpersons of the joint committee
3 on finance do not notify the department of ~~natural resources~~ fish, wildlife, parks, and
4 forestry within 14 working days after the date of the departments' submittal of the
5 plan that the committee has scheduled a meeting to review the plan, the plan may
6 be implemented and moneys may be expended as proposed by the department of
7 ~~natural resources~~ fish, wildlife, parks, and forestry. If, within 14 days after the date
8 of the departments' submittal of the plan, the cochairpersons of the committee notify
9 the department of ~~natural resources~~ fish, wildlife, parks, and forestry that the
10 committee has scheduled a meeting to review the plan, moneys may be expended
11 only after the plan has been approved by the committee.”.

12 **128.** Page 479, line 2: after that line insert:

13 “SECTION 1149mb. 26.39 (2) to (4) of the statutes, as created by 2001 Wisconsin
14 Act (this act), are amended to read:

15 26.39 (2) FORESTRY EDUCATION CURRICULUM; SCHOOLS. Using the moneys
16 appropriated under s. 20.370 (1) ~~(eu)~~ (3) ~~(eu)~~, the department, in cooperation with the
17 Center for Environmental Education in the College of Natural Resources at the
18 University of Wisconsin–Stevens Point, shall develop a forestry education
19 curriculum for grades kindergarten to 12.

20 (3) FORESTRY EDUCATION FOR THE PUBLIC. Using the moneys appropriated under
21 s. 20.370 (1) ~~(ev)~~ (3) ~~(ev)~~, the department shall develop a program to educate the
22 public on the value of sustainable forestry. The program shall include support for
23 educational efforts conducted by school districts at school forests or conducted by
24 other entities that provide education on the topic of sustainable forestry.

1 (4) FUNDING. (a) The department shall credit to the appropriation account
2 under s. 20.370 (1) (cu), 1999 stats., the moneys received as surcharges under s. 28.06
3 (2m) during fiscal year 2001–02, up to a total amount of \$300,000. The department
4 shall credit any balance over \$300,000 that remains from the moneys received as
5 such surcharges during fiscal year 2001–02 to the appropriation account under s.
6 20.370 (1) (cv), 1999 stats.

7 (b) For fiscal year 2002–03 and each fiscal year thereafter, the department shall
8 credit 50% of the moneys received as surcharges under s. 28.06 (2m) during the
9 applicable fiscal year to the appropriation account under s. 20.370 (1) (eu) (3) (eu) and
10 the remaining 50% to the appropriation account under s. 20.370 ~~(1) (cv)~~ (3) (ev).”.

11 **129.** Page 480, line 22: after that line insert:

12 “**SECTION 1153Lg.** 27.01 (11) (i) of the statutes is amended to read:

13 27.01 (11) (i) *Cooperation with tourism.* The department of ~~natural resources~~
14 fish, wildlife, parks, and forestry and the department of tourism shall work jointly
15 to establish an automated campground reservation system.

16 **SECTION 1153Lm.** 27.01 (12) of the statutes is amended to read:

17 27.01 (12) LEGAL COUNSEL. A representative of the department of justice
18 designated by the attorney general shall act as legal counsel for ~~said~~ the department
19 of ~~natural resources~~ fish, wildlife, parks, and forestry, both in proceedings and
20 litigation, and in giving advice and counsel. The respective district attorneys of the
21 county or counties where said park is or shall be located shall prosecute all violations
22 of this section occurring within their respective counties as provided in s. 26.18.

23 **SECTION 1153Lr.** 27.011 of the statutes is amended to read:

1 **27.011 Copper Culture Mounds State Park.** The department of natural
2 resources fish, wildlife, parks, and forestry shall accept a grant of lands in the city
3 of Oconto, Oconto County, and shall develop and maintain it as a state park to be
4 known as Copper Culture Mounds State Park.”.

5 **130.** Page 481, line 5: after that line insert:

6 **“SECTION 1153mg.** 27.016 (6) of the statutes is amended to read:

7 27.016 (6) Annually, on or before January 1, the department shall review all
8 applications received under this section in the previous year and shall make the
9 grants that it approves from the appropriation under s. 20.370 ~~(1)(eq)~~ (2)(es). If
10 insufficient funds are available to pay all approved grants, the board shall prorate
11 the available funds among the applicants in proportion to the approved grant
12 amounts.

13 **SECTION 1153n.** 27.016 (7) of the statutes is amended to read:

14 27.016 (7) Beginning in fiscal year 1996–97 and for each fiscal year thereafter,
15 any moneys not encumbered or expended for grants under sub. (6) from the
16 appropriation under s. 20.370 ~~(1)(eq)~~ (2)(es) may be used by the department for the
17 operation and maintenance of the state parks, of the southern state forests and of
18 state recreation areas.

19 **SECTION 1153nr.** 27.019 (12) of the statutes is amended to read:

20 27.019 (12) COOPERATION OF STATE DEPARTMENTS. The department of
21 agriculture, trade and consumer protection, the department of administration, the
22 department of natural resources fish, wildlife, parks, and forestry, and the
23 agricultural extension division of the University of Wisconsin shall cooperate with
24 the several county rural planning committees in carrying out this section.

1 **SECTION 1153nw.** 28.005 of the statutes is amended to read:

2 **28.005 Definition.** “Department” when used in this chapter without other
3 words of description or qualification means the department of ~~natural resources~~ fish,
4 wildlife, parks, and forestry.”

5 **131.** Page 481, line 16: after that line insert:

6 **“SECTION 1153pm.** 28.035 (3) of the statutes is amended to read:

7 **28.035 (3) CAMP AMERICAN LEGION.** (a) The written lease entered into between
8 the Wisconsin state department of the American Legion and the department of
9 natural resources dated June 15, 1944, which leases Camp American Legion for a
10 period of 10 years commencing June 1, 1944, shall continue in full force for an
11 additional 10 years, and may be renewed with the department of fish, wildlife, parks,
12 and forestry for additional 10-year periods thereafter, notwithstanding the
13 expiration of the term expressed therein, so long as the Wisconsin state department
14 of the American Legion or any of the American Legion posts organized under s.
15 188.08 maintains on such property structures which were constructed prior to May
16 31, 1956, at the expense of the Wisconsin state department of the American Legion
17 or any such post, for the purpose of the rehabilitation, restoration or recreation of
18 veterans and their dependents of the Spanish–American war, the Philippine
19 insurrection, the Mexican border service, World Wars I and II, the Korean conflict,
20 the Vietnam war and Grenada, Lebanon, Panama, Somalia or a Middle East crisis
21 under s. 45.34.

22 (b) The ownership of all of the buildings and equipment of the camp shall revert
23 to the state upon the discontinuance of the use thereof for such purposes. On or
24 before January 15 of each year the department of the American Legion shall file with

1 the governor, the department of veterans affairs and the department of natural
2 resources fish, wildlife, parks, and forestry a written report of the operations and the
3 financial status of the camp.”

4 **132.** Page 482, line 17: after that line insert:

5 “SECTION 1153t. 28.11 (12) of the statutes is amended to read:

6 28.11 (12) ENFORCEMENT. If at any time it appears to the department that the
7 lands are not being managed in accordance with this section it shall so advise the
8 county forestry committee and the county clerk. If the condition persists the
9 department may ~~proceed against the persons responsible for such noncompliance~~
10 under s. 30.03 (4) order a hearing under ch. 227 concerning the noncompliance, and
11 may request the hearing examiner to issue an order directing the responsible parties
12 to perform or refrain from performing acts in order to remedy the noncompliance.
13 If any person fails or neglects to obey an order, the department may request the
14 attorney general to institute proceedings for the enforcement of the department's
15 order in the name of the state. The proceedings shall be brought in the manner and
16 with the effect of proceedings under s. 111.07 (7). No penalty may be imposed for
17 violation of a hearing examiner's order under this subsection, but violation of a
18 judgment enforcing the order may be punished in civil contempt proceedings.

19 SECTION 1156c. 29.024 (2g) (am) of the statutes is amended to read:

20 29.024 (2g) (am) *Social security numbers exceptions.* If an applicant who is an
21 individual does not have a social security number, the applicant, as a condition of
22 applying for, or applying to renew, an approval specified in par. (a) 1. to 3., shall
23 submit a statement made or subscribed under oath or affirmation to the department
24 that the applicant does not have a social security number. The form of the statement

1 shall be prescribed by the department of workforce development. An approval issued
2 by the department of ~~natural resources~~ fish, wildlife, parks, and forestry in reliance
3 on a false statement submitted by an applicant under this paragraph is invalid.

4 **SECTION 1156g.** 29.024 (2g) (c) of the statutes is amended to read:

5 29.024 (2g) (c) *Disclosure of social security numbers.* The department of
6 ~~natural resources~~ fish, wildlife, parks, and forestry may not disclose any social
7 security numbers received under par. (a) to any person except to the department of
8 workforce development for the sole purpose of administering s. 49.22.

9 **SECTION 1156m.** 29.024 (2r) (am) of the statutes is amended to read:

10 29.024 (2r) (am) *Social security and identification numbers exceptions.* If an
11 applicant who is an individual does not have a social security number, the applicant,
12 as a condition of applying for, or applying to renew, any of the approvals specified in
13 par. (a) 1. to 21., shall submit a statement made or subscribed under oath or
14 affirmation to the department that the applicant does not have a social security
15 number. The form of the statement shall be prescribed by the department of
16 workforce development. An approval issued by the department of ~~natural resources~~
17 fish, wildlife, parks, and forestry in reliance on a false statement submitted by an
18 applicant under this paragraph is invalid.

19 **SECTION 1156r.** 29.024 (2r) (c) of the statutes is amended to read:

20 29.024 (2r) (c) *Disclosure of numbers.* The department of ~~natural resources~~
21 fish, wildlife, parks, and forestry may not disclose any information received under
22 par. (a) to any person except to the department of revenue for the sole purpose of
23 making certifications required under s. 73.0301.”.

24 **133.** Page 482, line 25: after that line insert:

1 **“SECTION 1158mb.** 29.032 of the statutes, as created by 2001 Wisconsin Act
2 (this act), is amended to read:

3 **29.032 Internet bidding process.** The department of ~~natural resources~~ fish,
4 wildlife, parks, and forestry shall post its specifications for the operation of a
5 statewide automated system for issuing approvals on an Internet site maintained by
6 the department of agriculture, trade and consumer protection. The department of
7 ~~natural resources~~ fish, wildlife, parks, and forestry shall ensure that the Internet
8 site provides a means by which contractors may electronically post bids to provide
9 the statewide automated system and by which contractors may view the bids posted
10 by other contractors.”.

11 **134.** Page 483, line 20: after that line insert:

12 **“SECTION 1160m.** 29.043 (4) of the statutes is amended to read:

13 29.043 (4) If any other state confers upon the officers of this state reciprocal
14 powers, the department may appoint persons who are charged with enforcing the
15 laws of the other state relating to wild animals to act as conservation wardens of this
16 state, but without compensation from this state.”.

17 **135.** Page 484, line 2: after that line insert:

18 **“SECTION 1161r.** 29.083 (2) (b) of the statutes is amended to read:

19 29.083 (2) (b) No person may knowingly fail to obey the order of a conservation
20 warden or other law enforcement officer to desist from conduct in violation of par. (a)
21 if the order is based on any of the following:

22 1. The conservation warden or other law enforcement officer personally
23 observed such conduct by the person.

1 2. The conservation warden or other law enforcement officer has reasonable
2 grounds to believe that the person has engaged in such conduct that day or that the
3 person intends to engage in such conduct that day.

4 **SECTION 1161t.** 29.083 (3) of the statutes is amended to read:

5 29.083 (3) EXEMPTIONS. This section does not apply to actions under sub. (2) (a)
6 1. to 5. performed by conservation wardens and other law enforcement officers if the
7 actions are authorized by law and are necessary for the performance of their official
8 duties.”.

9 **136.** Page 485, line 9: after that line insert:

10 **“SECTION 1169d.** 29.219 (3) (c) of the statutes is amended to read:

11 29.219 (3) (c) *Use of fees.* The department shall deposit receipts from the sale
12 of resident 2–day sports fishing licenses under this subsection ~~in~~ into the
13 conservation fund. The department shall credit 50% of these receipts to the
14 appropriation under s. 20.370 (4) (1) (ku).

15 **SECTION 1169g.** 29.228 (7) (c) of the statutes is amended to read:

16 29.228 (7) (c) *Use of fees.* The department shall deposit receipts from the sale
17 of nonresident 2–day sports fishing licenses under this subsection ~~in~~ into the
18 conservation fund. The department shall credit 50% of these receipts to the
19 appropriation under s. 20.370 (4) (1) (ku).

20 **SECTION 1169L.** 29.229 (5r) of the statutes is amended to read:

21 29.229 (5r) FEES TO THE DEPARTMENT. The department may require that the
22 band remit all of the fees collected under sub. (3) (a) to the department. If the
23 department so requires, all of these fees shall be deposited in the conservation fund
24 and credited to the appropriation account under s. 20.370 (9) (1) (hs).

1 **SECTION 1169n.** 29.2295 (4) (c) of the statutes is amended to read:

2 29.2295 (4) (c) 1. The department shall make the payments under this
3 subsection from the appropriation under s. 20.370 ~~(9) (hk)~~ (1) (hg).

4 2. If the amount appropriated under s. 20.370 ~~(9) (hk)~~ (1) (hg) is insufficient to
5 make all of the payments under this subsection, the department shall make the
6 remaining payments from the appropriation under s. 20.370 ~~(9) (ht)~~ (1) (hv).”.

7 **137.** Page 488, line 7: after that line insert:

8 “**SECTION 1172c.** 29.347 (1) (a) of the statutes is amended to read:

9 29.347 (1) (a) “Law enforcement officer” means a conservation warden or any
10 other law enforcement officer authorized by the department to issue tags for car kill
11 deer.”.

12 **138.** Page 488, line 17: after that line insert:

13 “**SECTION 1184c.** 29.424 (2) (b) of the statutes is amended to read:

14 29.424 (2) (b) The department of agriculture, trade and consumer protection
15 has requested that the department of ~~natural resources~~ fish, wildlife, parks, and
16 forestry remove the fish to address a problem affecting fish health.

17 **SECTION 1184e.** 29.503 (6) (b) (intro.) of the statutes is amended to read:

18 29.503 (6) (b) (intro.) *Inspection authority; entry; inspection.* For the purpose
19 of enforcing this subsection, a conservation warden or a representative of the
20 department, upon presentation of his or her credentials to a wholesale fish dealer,
21 a person operating a vehicle or boat for a wholesale fish dealer or an employee or
22 person acting on behalf of a wholesale fish dealer, is authorized during any time
23 when business is being conducted on the premises:

24 **SECTION 1184g.** 29.506 (7) (a) (intro.) of the statutes is amended to read:

1 29.506 (7) (a) *Departmental authority; limitations.* (intro.) A conservation
2 warden may enter a taxidermist's place of business for inspection purposes as
3 provided under par. (b) only:

4 **SECTION 1184j.** 29.506 (7) (b) of the statutes is amended to read:

5 29.506 (7) (b) *Items subject to inspection.* All records required under subs. (5)
6 (b) and (6) or related to the taxidermist's business are subject to departmental
7 inspection as provided under par. (a). A taxidermist or an employee or agent of the
8 taxidermist shall cooperate with and exhibit items subject to inspection to a
9 conservation warden or any other agent of the department.

10 **SECTION 1184m.** 29.519 (4) (b) of the statutes is amended to read:

11 29.519 (4) (b) Each member of a crew engaged in the setting, lifting or pulling
12 of nets or other devices set under authority of a commercial fishing license shall carry
13 the crew license on his or her person while so engaged and upon demand of any
14 conservation warden shall exhibit the license. Persons using minnow seines and dip
15 nets used for taking smelt and minnows are exempt from this subsection.

16 **SECTION 1184n.** 29.519 (4) (c) of the statutes is amended to read:

17 29.519 (4) (c) In case of illness or unavailability for good cause of a licensed crew
18 member, an unlicensed person may work on a commercial fishing operation for a
19 period not to exceed 48 hours under a temporary crew identification card, after which
20 time he or she must obtain a crew license to engage in commercial fishing operations.
21 Temporary crew identification cards shall be issued by the department to commercial
22 fishing licensees for use as provided in this paragraph. Prior to use, the commercial
23 licensee shall indicate on the temporary crew identification card the license number
24 and name of the commercial fisher for whom the crew member will be working, the
25 time and date the crew member commences work under the card and the crew

1 member's name, address, description and his or her signature. The card shall be
2 presented, upon request, to a conservation warden and must be in the possession of
3 the crew member at all times while engaged in commercial fishing operations. The
4 commercial fisher issuing the temporary crew identification card to an unlicensed
5 person shall submit the card to the department with the commercial catch report
6 submitted for the period in which work conducted under the card was performed.

7 **SECTION 1184p.** 29.519 (6) (intro.) of the statutes is amended to read:

8 29.519 (6) INSPECTION. (intro.) For purposes of enforcement of this section,
9 conservation wardens or department employees duly authorized and designated by
10 the secretary, upon presenting appropriate credentials to the licensee or agent in
11 charge, are authorized:

12 **SECTION 1184r.** 29.537 (6) (a) (intro.) of the statutes is amended to read:

13 29.537 (6) (a) (intro.) Except as provided in par. (d), for purposes of enforcement
14 of this section, conservation wardens or department employees authorized and
15 designated by the secretary, upon presenting appropriate credentials to the licensee
16 or agent in charge, are authorized to do all of the following:

17 **SECTION 1184t.** 29.556 (3) of the statutes is amended to read:

18 29.556 (3) Any fees collected under this section by the department shall be
19 credited to the appropriation account under s. 20.370 ~~(9)~~ (1) (hw).”.

20 **139.** Page 488, line 20: after that line insert:

21 “**SECTION 1195m.** 29.564 (2) of the statutes is amended to read:

22 29.564 (2) All moneys collected under sub. (1) shall be deposited into the
23 account under s. 20.370 ~~(3)~~ (1) (is).”.

24 **140.** Page 490, line 5: after that line insert:

1 **“SECTION 1199g.** 29.601 (3) (b) of the statutes is amended to read:

2 29.601 (3) (b) Paragraph (a) does not apply to authorized drainage and sewage
3 from municipalities and industrial or other wastes discharged from mines or
4 commercial or industrial or ore processing plants or operations, through treatment
5 and disposal facilities installed and operated in accordance with plans submitted to
6 and approved by the department of environmental management under chs. 281, 285
7 or 289 to 299, except s. 281.48, or in compliance with orders of the department of
8 environmental management. Any order is subject to modification by subsequent
9 orders.

10 **SECTION 1199m.** 29.601 (4) of the statutes is amended to read:

11 29.601 (4) USE OF PESTICIDES. The department of ~~natural resources~~ fish,
12 wildlife, parks, and forestry, after public hearing, may promulgate rules governing
13 the use of any pesticide which it finds is a serious hazard to wild animals other than
14 those it is intended to control, and the making of reports about the pesticide. In
15 promulgating the rules, the department to the extent relevant shall consider the
16 need for pesticides to protect the well-being of the general public. “Pesticide” has the
17 meaning given in s. 94.67.

18 **SECTION 1199r.** 29.601 (5) (b) 2. of the statutes is amended to read:

19 29.601 (5) (b) 2. This section does not apply to toxicants placed in the waters
20 of a preexisting fish rearing facility that is an artificial body of water if the toxicants
21 are necessary to the operation of the fish farm and the department of environmental
22 management has issued a permit under s. 283.31 for the preexisting fish rearing
23 facility.”.

24 **141.** Page 490, line 10: after that line insert:

1 **SECTION 1200b.** 29.604 (2) (am) of the statutes, as affected by 2001 Wisconsin
2 Act (this act), is amended to read:

3 29.604 (2) (am) “State agency” means a board, commission, committee,
4 department or office in the state government or the Fox River Navigational System
5 Authority. “State agency” does not include the department of ~~natural resources~~ fish,
6 wildlife, parks, and forestry or the office of the governor.

7 **SECTION 1200g.** 29.604 (6r) (c) of the statutes is amended to read:

8 29.604 (6r) (c) The department shall notify the state agency if the department
9 determines that there is reasonable cause for the department to determine that an
10 activity by the state agency is not being carried out in compliance with this
11 subsection or with any environmental protection requirements developed through
12 interagency consultation procedures. If the secretary of ~~natural resources~~ fish,
13 wildlife, parks, and forestry and the head, as defined in s. 15.01 (8), of the state
14 agency are unable to agree upon methods or time schedules to be used to correct the
15 alleged noncompliance, the department may bring any action or initiate any other
16 proceedings to enforce compliance with this subsection.

17 **SECTION 1201m.** 29.705 (4) (b) of the statutes is amended to read:

18 29.705 (4) (b) Paragraph (a) does not authorize the department of ~~natural~~
19 ~~resources~~ fish, wildlife, parks, and forestry to remove fish or fish eggs from a
20 self-contained fish rearing facility or from a preexisting fish rearing facility that is
21 an artificial body of water unless the department of agriculture, trade and consumer
22 protection has requested that the department of ~~natural resources~~ fish, wildlife,
23 parks, and forestry remove the fish or fish eggs to address a problem affecting fish
24 health.”.

1 **142.** Page 491, line 19: after that line insert:

2 “**SECTION 1235b.** 29.921 (7) of the statutes is amended to read:

3 29.921 (7) DOGS INJURING WILDLIFE. A conservation warden may kill a dog found
4 running, injuring, causing injury to, or killing, any deer, other than farm-raised
5 deer, or destroying game birds, their eggs or nests, if immediate action is necessary
6 to protect the deer or game birds, their nests or eggs, from injury or death.

7 **SECTION 1235m.** 29.924 (2) of the statutes is amended to read:

8 29.924 (2) DRIVING WITHOUT HEADLIGHTS. In the performance of their law
9 enforcement duties, conservation wardens may operate motor vehicles owned or
10 leased by the department upon a highway, other than an interstate, a state trunk
11 highway or any highway within the limits of any incorporated area, during hours of
12 darkness without lighted headlamps, tail lamps or clearance lamps, contrary to s.
13 347.06, if the driving will aid in the accomplishment of a lawful arrest for violation
14 of this chapter or in ascertaining whether a violation of this chapter has been or is
15 about to be committed. Any civil action or proceeding brought against any
16 conservation warden operating a motor vehicle under this subsection is subject to ss.
17 893.82 and 895.46.

18 **SECTION 1236g.** 29.931 (2) (a) of the statutes is amended to read:

19 29.931 (2) (a) The department and its conservation wardens shall seize and
20 hold, subject to the order of the court for the county in which the alleged offense was
21 committed, any vehicle, boat or object declared by this chapter to be a public
22 nuisance, or which they have probable cause to believe is being used in violation of
23 this chapter or s. 167.31, ~~287.81~~, 940.24, 941.20, 948.60, 948.605 or 948.61 or is being
24 used in the commission of a crime relating to a submerged cultural resource in

1 violation of s. 44.47. If it is proven that the vehicle, boat or object is a public nuisance
2 or that within 6 months previous to the seizure the vehicle, boat or object was used
3 in violation of this chapter or s. 167.31, ~~287.81~~, 940.24, 941.20, 948.60, 948.605 or
4 948.61 or was used in the commission of a crime relating to a submerged cultural
5 resource in violation of s. 44.47, it shall be confiscated if the court directs in its order
6 for judgment.

7 **SECTION 1237g.** 29.944 of the statutes is amended to read:

8 **29.944 Exemption from liability.** Members of the ~~natural resources~~ fish,
9 wildlife, parks, and forestry board, and each conservation warden, in the
10 performance of official duties, are exempt from liability to any person for acts done
11 or permitted or property destroyed by authority of law. No taxable costs or attorney
12 fees shall be allowed to either party in an action against a member of the ~~natural~~
13 ~~resources~~ fish, wildlife, parks, and forestry board or a conservation warden.

14 **SECTION 1237m.** 29.951 of the statutes is amended to read:

15 **29.951 Resisting a conservation warden.** Any person who assaults or
16 otherwise resists or obstructs any conservation warden in the performance of duty
17 shall be subject to the penalty specified in s. 939.51 (3) (a).

18 **SECTION 1237r.** 29.954 of the statutes is amended to read:

19 **29.954 False impersonation of conservation warden.** Any person who
20 falsely represents himself or herself to be a conservation warden or who assumes to
21 act as a conservation warden without having been first duly appointed shall be
22 subject to the penalty specified in s. 939.51 (3) (a).”.

23 **143.** Page 492, line 2: after that line insert:

24 “SECTION 1245g. 29.987 (2) of the statutes is amended to read:

1 29.987 (2) USE OF NATURAL RESOURCES ASSESSMENT FUNDS. All moneys collected
2 from natural resources assessments shall be credited to the appropriation under s.
3 20.370 (3) ~~(mu)~~ (1) (pu).

4 **SECTION 1245r.** 29.989 (2) of the statutes is amended to read:

5 29.989 (2) USE OF NATURAL RESOURCES RESTITUTION PAYMENT FUNDS. All moneys
6 collected from natural resources restitution payments shall be appropriated for use
7 under s. 20.370 (3) ~~(mu)~~ (1) (pu).

8 **SECTION 1246c.** 30.01 (title) of the statutes is amended to read:

9 **30.01 (title) Definitions for chapter.**

10 **SECTION 1246f.** 30.01 (1j) of the statutes is repealed.

11 **SECTION 1246h.** 30.01 (6) of the statutes is repealed.

12 **SECTION 1246j.** 30.015 of the statutes is created to read:

13 **30.015 Definitions for subchapters I to III. (1)** In subchs. I to III:

14 (a) “Department” means the department of environmental management.

15 (b) “Secretary” means the secretary of environmental management.

16 **SECTION 1246m.** 30.02 (1) of the statutes is amended to read:

17 30.02 (1) In any proceeding under ~~this chapter where~~ subchs. I to III in which
18 public notice is required, the department shall follow the procedures in subs. (3) and
19 (4).

20 **SECTION 1246p.** 30.02 (2) of the statutes is amended to read:

21 30.02 (2) In any proceeding under ~~this chapter where~~ subchs. I to III in which
22 public notice is not required, the department shall follow the procedures in subs. (3)
23 and (4) if it determines that substantial interests of any party may be adversely
24 affected by the proceeding.

25 **SECTION 1246r.** 30.03 (2) of the statutes is amended to read:

1 30.03 (2) The district attorney of the appropriate county or, at the request of
2 the department of environmental management, the attorney general shall institute
3 proceedings to recover any forfeiture imposed or to abate any nuisance committed
4 under ~~this chapter subchs. I to III~~ or ch. 31. The district attorney or, at the request
5 of the department of fish, wildlife, parks, and forestry, the attorney general shall
6 institute proceedings to recover any forfeiture imposed or to abate any nuisance
7 committed under subchs. IV or V.”

8 **144.** Page 494, line 8: after that line insert:

9 “**SECTION 1251b.** 30.12 (4m) (a) and (b) of the statutes are amended to read:
10 30.12 (4m) (a) The department of agriculture, trade and consumer protection,
11 after consulting with the department of ~~natural resources~~ environmental
12 management, specifically approves the structure or deposit.

13 (b) The structure or deposit is required, under rules promulgated by the
14 department of agriculture, trade and consumer protection, in order to conform the
15 drain to specifications approved by the department of agriculture, trade and
16 consumer protection after consulting with the department of ~~natural resources~~
17 environmental management.

18 **SECTION 1252b.** 30.124 (title) of the statutes is renumbered 23.244 (title).”

19 **145.** Page 494, line 14: after that line insert:

20 “**SECTION 1253b.** 30.124 (1) (intro) of the statutes, as affected by 2001
21 Wisconsin Act (this act), is renumbered 23.244 (1) (intro.) and amended to read:
22 23.244 (1) (intro.) Notwithstanding ss. ~~23.245~~, 30.12, 30.20, 30.44 and 30.45
23 and if the department finds, after consulting with the department of environmental
24 management, that the activity will not adversely affect public or private rights or

1 interests in fish and wildlife populations, navigation or waterway flood flow capacity
2 and will not result in environmental pollution, as defined in s. 299.01 (4), the
3 department may do all of the following on public lands or waters:".

4 **146.** Page 494, line 18: after that line insert:

5 "SECTION 1254b. 30.124 (1) (a) of the statutes, as affected by 2001 Wisconsin
6 Act (this act), is renumbered 23.244 (1) (a).

7 SECTION 1254g. 30.124 (1) (b) of the statutes is renumbered 23.244 (1) (b).

8 SECTION 1254r. 30.124 (2) of the statutes is renumbered 23.244 (2).

9 SECTION 1255m. 30.1255 of the statutes is renumbered 23.243.

10 SECTION 1259d. 30.195 (2) of the statutes is amended to read:

11 30.195 (2) APPLICATIONS. Applications for permits required by this section shall
12 be made to the department of ~~natural resources~~ upon forms prescribed by it.
13 Applications shall contain such information as the department reasonably requires
14 to enable it to act on the application.

15 SECTION 1260b. 30.20 (1) (d) of the statutes is amended to read:

16 30.20 (1) (d) The drainage board for the Duck Creek Drainage District may,
17 without a permit under sub. (2) (c), remove material from a drain that the board
18 operates in the Duck Creek Drainage District if the removal is required, under rules
19 promulgated by the department of agriculture, trade and consumer protection, in
20 order to conform the drain to specifications imposed by the department of
21 agriculture, trade and consumer protection after consulting with the department of
22 ~~natural resources~~ environmental management."

23 **147.** Page 494, line 20: delete the material beginning with that line and
24 ending with page 497, line 21, and substitute:

1 **“SECTION 1261k.** 30.203 of the statutes is renumbered 23.178.”

2 **148.** Page 498, line 6: after that line insert:

3 **“SECTION 1261p.** 30.24 of the statutes is renumbered 23.0942.

4 **SECTION 1261r.** 30.26 of the statutes is renumbered 23.43.

5 **SECTION 1261u.** 30.27 of the statutes is renumbered 23.432.

6 **SECTION 1261w.** 30.275 of the statutes is renumbered 23.434.

7 **SECTION 1261y.** 30.277 of the statutes is renumbered 23.0944.”

8 **149.** Page 498, line 12: after that line insert:

9 **“SECTION 1263c.** 30.40 (3e) of the statutes is created to read:

10 30.40 (3e) “Department” means the department of fish, wildlife, parks, and
11 forestry.

12 **SECTION 1263e.** 30.40 (15m) of the statutes is created to read:

13 30.40 (15m) “Secretary” means the secretary of fish, wildlife, parks, and
14 forestry.

15 **SECTION 1263g.** 30.41 (1) of the statutes is amended to read:

16 30.41 (1) There is created a Lower Wisconsin State Riverway consisting of land
17 as designated by the natural resources fish, wildlife, parks, and forestry board.”

18 **150.** Page 499, line 3: after that line insert:

19 **“SECTION 1265m.** 30.50 (3m) of the statutes is created to read:

20 30.50 (3m) “Department” means the department of fish, wildlife, parks, and
21 forestry.”

22 **151.** Page 499, line 7: after that line insert:

23 **“SECTION 1267m.** 30.50 (11g) of the statutes is created to read:

1 30.50 (11g) “Secretary” means the secretary of fish, wildlife, parks, and
2 forestry.”.

3 **152.** Page 502, line 17: after that line insert:

4 “SECTION 1283m. 30.52 (1m) (e) of the statutes, as affected by 2001 Wisconsin
5 Act (this act), is amended to read:

6 30.52 (1m) (e) *Receipt of fees.* All fees remitted to or collected by the department
7 under par. (ar) shall be credited to the appropriation account under s. 20.370 (9) ~~(hu)~~
8 (1) (hw).”.

9 **153.** Page 503, line 7: after that line insert:

10 “SECTION 1286m. 30.52 (3m) (b) of the statutes is amended to read:

11 30.52 (3m) (b) All moneys collected under par. (a) shall be deposited into the
12 account under s. 20.370 ~~(3)~~ (1) (is).”.

13 **154.** Page 507, line 23: after that line insert:

14 “SECTION 1306m. 30.71 (4) of the statutes is amended to read:

15 30.71 (4) Any rules necessary to carry out the purposes of this section shall be
16 promulgated jointly by the department of commerce and the department of ~~natural~~
17 resources fish, wildlife, parks, and forestry.”.

18 **155.** Page 509, line 25: after that line insert:

19 “SECTION 1319m. 30.773 (2) of the statutes is amended to read:

20 30.773 (2) PROCEDURES. A municipality authorized to establish a bulkhead line
21 under s. 30.11 may establish a designated mooring area in the same manner as it is
22 authorized to establish the bulkhead line except that the municipality is required to
23 obtain the approval of the department of fish, wildlife, parks, and forestry, rather
24 than the department of environmental management, and if the municipality created

1 a board of harbor commissioners, the municipality is also required to obtain the
2 approval of that board ~~in addition to the approval of the department.~~”

3 **156.** Page 511, line 2: after that line insert:

4 “**SECTION 1331m.** 30.92 (6) (b) of the statutes is amended to read:

5 30.92 (6) (b) The department shall assign staff to the commission for
6 management of the program under this section. All staff activities, including but not
7 limited to budgeting, program coordination and related administrative management
8 functions, shall be consistent with the policies of the department and the ~~natural~~
9 ~~resources~~ fish, wildlife, parks, and forestry board.”

10 **157.** Page 511, line 25: after that line insert:

11 “**SECTION 1339m.** 30.95 of the statutes is created to read:

12 **30.95 General provision for notice and hearing.** (1) In any proceeding
13 under this subchapter or subch. IV in which public notice is required, the department
14 shall follow the procedures in subs. (3) and (4).

15 (2) In any proceeding under this subchapter or subch. IV in which public notice
16 is not required, the department shall follow the procedures in subs. (3) and (4) if it
17 determines that substantial interests of any party may be adversely affected by the
18 proceeding.

19 (3) Upon receipt of a complete permit application, the department shall either
20 schedule a hearing or provide notice stating that it will proceed on the application
21 or request without a hearing if, within 30 days after the publication of the notice, no
22 substantive written objection to issuance of the permit is received. The notice shall
23 be provided to the clerk of each municipality in which the project is located and to
24 any other person required by law to receive notice. The department may provide

1 notice to other persons as it deems appropriate. The department shall provide a copy
2 of the notice to the applicant, who shall publish it as a class 1 notice under ch. 985
3 in a newspaper designated by the department that is likely to give notice in the area
4 affected. The applicant shall file proof of publication with the department.

5 (4) (a) If a public hearing is ordered, the division of hearings and appeals shall
6 mail a written notice at least 10 days before the hearing to each person given notice
7 under sub. (3) and, in the case of an application for a permit, to any person who
8 submitted a substantive written objection to issuance of the permit.

9 (b) The applicant shall publish a class 1 notice under ch. 985 of the hearing in
10 a newspaper designated by the department that is likely to give notice in the area
11 affected. The applicant shall file proof of publication under this paragraph with the
12 hearing examiner at or prior to the hearing.

13 **SECTION 1339u.** 31.01 (2) of the statutes is amended to read:

14 31.01 (2) "Department" means the department of ~~natural resources~~
15 environmental management.

16 **SECTION 1340m.** 31.02 (4) (c) of the statutes is amended to read:

17 31.02 (4) (c) With good and sufficient fishways or fish ladders, or in lieu thereof,
18 the department of environmental management may permit the owner may be
19 permitted to enter into an agreement with the department of fish, wildlife, parks,
20 and forestry to pay for or to supply to the state of Wisconsin annually such quantities
21 of game fish for stocking purposes as may be agreed upon by the owner and the
22 department of fish, wildlife, parks, and forestry."

23 **158.** Page 512, line 3: after that line insert:

24 **"SECTION 1340rp.** 31.02 (4r) of the statutes is amended to read:

1 31.02 (4r) The department of environmental management shall promulgate
2 rules specifying the rights held by the public in navigable waters that are dammed.
3 The rules shall include provisions on the rights held by the public that affect the
4 placement of fishways or fish ladders in navigable waters that are dammed. The
5 department of environmental management shall consult with the department of
6 fish, wildlife, parks, and forestry concerning the rules under this subsection.

7 **SECTION 1342b.** 31.02 (7m) of the statutes is amended to read:

8 31.02 (7m) The drainage board for the Duck Creek Drainage District shall
9 operate, repair and maintain dams, dikes and other structures in district drains that
10 the board operates in the Duck Creek Drainage District in compliance with ch. 88
11 and any rules promulgated by the department of agriculture, trade and consumer
12 protection under ch. 88. If a county drainage board fails to perform its duties under
13 this subsection, the department of ~~natural resources~~ fish, wildlife, parks, and
14 forestry may exercise its authority under subs. (6), (8) and (9).

15 **SECTION 1344b.** 31.06 (1) of the statutes is amended to read:

16 31.06 (1) Upon receipt of an application for a permit under s. 31.05 the
17 department of environmental management may order a hearing or it may mail a
18 notice that it will proceed on the application without public hearing unless a request
19 for a public hearing is filed as provided in this section. The notice shall be mailed
20 to the clerk of each municipality directly affected by the proposed dam and to the
21 department of fish, wildlife, parks, and forestry. The department of environmental
22 management may give further or other notice as it considers proper. The department
23 of environmental management shall mail a copy of the notice to the applicant who
24 shall cause the notice to be published in each county in which affected riparian lands
25 are located as a class 1 notice, under ch. 985. If a hearing is not requested in writing

1 within 30 days after mailing of the notice, the department of environmental
2 management may waive the hearing.

3 **SECTION 1344c.** 31.06 (3) (b) of the statutes is amended to read:

4 31.06 (3) (b) If it appears, after consulting with the department of fish, wildlife,
5 parks, and forestry, that the construction, operation or maintenance of the proposed
6 dam is in the public interest, considering ecological, aesthetic, economic and
7 recreational values, the department of environmental management shall so find and
8 grant a permit to the applicant, provided the department of environmental
9 management also finds that the applicant has complied with s. 31.14 (2) or (3) and,
10 where applicable, with s. 31.05 (3), based on the ~~department's own~~ estimate of the
11 department of environmental management of the area of the flowage.

12 **SECTION 1344d.** 31.187 (2) of the statutes is amended to read:

13 31.187 (2) Whenever the department of environmental management
14 determines, after consultation with the department of fish, wildlife, parks, and
15 forestry, that the conservation of any species or variety of wild animals will be
16 promoted thereby, the department may maintain and repair any dam located wholly
17 upon lands the title to which is in the state either as proprietor or in trust for the
18 people after giving due consideration to fixing the level and regulating the flow of the
19 public waters.

20 **SECTION 1344f.** 31.307 (4) of the statutes is repealed.

21 **SECTION 1344g.** 31.309 (1) (a) and (am) of the statutes are repealed.

22 **SECTION 1344h.** 31.309 (1) (b) of the statutes is renumbered 31.309 (1) and
23 amended to read:

24 31.309 (1) When the department determines that the renovation and repair
25 described under ~~par. (a)~~ s. 31.309 (1) (a), 1999 stats., are complete, the city of Portage

1 shall assume the maintenance of the city of Portage levee in the Portage levee system
2 in a manner that will best protect the surrounding area from the overflow of the
3 Wisconsin River.

4 **SECTION 1344j.** 31.309 (2) (a) of the statutes is renumbered 31.309 (2).

5 **SECTION 1344m.** 31.309 (2) (b) of the statutes is repealed.

6 **SECTION 1344p.** 31.34 of the statutes is amended to read:

7 **31.34 Flow of water regulated.** Each person, firm or corporation
8 maintaining a dam on any navigable stream shall pass at all times at least 25% of
9 the natural low flow of water of such stream, except as otherwise provided by law.
10 This section, however, shall not apply to a plant or dam where the water is discharged
11 directly into a lake, mill pond, storage pond or cranberry marsh, nor shall it apply
12 to cases where ~~in the opinion of~~ in which the department of environmental
13 management determines, after consultation with the department of fish, wildlife,
14 parks, and forestry, that such minimum discharge is not necessary for the protection
15 of fish life. Any person, firm or corporation violating this section shall be fined not
16 less than \$50 nor more than \$1,000.”.

17 **159.** Page 512, line 6: after that line insert:

18 **“SECTION 1345g.** 32.02 (16) of the statutes is amended to read:

19 32.02 (16) The department of ~~natural resources~~ fish, wildlife, parks, and
20 forestry with the approval of the appropriate standing committees of each house of
21 the legislature as determined by the presiding officer thereof and as authorized by
22 law, for acquisition of lands.

23 **SECTION 1345h.** 32.035 (3) of the statutes is amended to read:

1 32.035 (3) PROCEDURE. The condemnor shall notify the department of any
2 project involving the actual or potential exercise of the powers of eminent domain
3 affecting a farm operation. If the condemnor is the department of ~~natural resources~~
4 fish, wildlife, parks, and forestry, the notice required by this subsection shall be given
5 at the time that permission of the senate and assembly committees on natural
6 resources is sought under s. 23.09 (2) (d) or 27.01 (2) (a). To prepare an agricultural
7 impact statement under this section, the department may require the condemnor to
8 compile and submit information about an affected farm operation. The department
9 shall charge the condemnor a fee approximating the actual costs of preparing the
10 statement. The department may not publish the statement if the fee is not paid.

11 **SECTION 1345n.** 33.01 (2) of the statutes is amended to read:

12 33.01 (2) “Department” means the department of ~~natural resources~~
13 environmental management.

14 **SECTION 1345p.** 33.265 of the statutes is amended to read:

15 **33.265 Notice, filing and recording requirements.** If a district is created
16 or its boundaries altered, the board of commissioners shall record the authorizing
17 document, including a legal description of the boundary, with the register of deeds
18 in each county where the district is situated, and file the document and legal
19 description with the department of ~~natural resources~~ environmental management
20 and the department of revenue.

21 **SECTION 1346e.** 33.457 (4) (intro.) of the statutes is amended to read:

22 33.457 (4) (intro.) Within 3 months after the implementation plan is developed
23 and submitted under sub. (1), the department of environmental management, the
24 department of fish, wildlife, parks, and forestry, and the designated planning agency
25 under s. 281.51 that covers the county shall evaluate the implementation plan to

1 determine whether it is consistent with the criteria for water quality planning under
2 s. 281.51 and whether the plan is adequate to:

3 **SECTION 1346f.** 33.55 (1) (o) of the statutes is amended to read:

4 33.55 (1) (o) One nonvoting representative from the department of ~~natural~~
5 ~~resources~~ environmental management, who shall be appointed by the secretary of
6 ~~natural resources~~ environmental management.

7 **SECTION 1346g.** 33.55 (1) (p) of the statutes is created to read:

8 33.55 (1) (p) One nonvoting representative from the department of fish,
9 wildlife, parks, and forestry, who shall be appointed by the secretary of fish, wildlife,
10 parks, and forestry.

11 **SECTION 1346h.** 33.59 (1) of the statutes is amended to read:

12 33.59 (1) The board of commissioners shall develop an implementation plan by
13 April 1, 1998, and shall submit the plan to the department of ~~natural resources~~
14 environmental management, fish, wildlife, parks, and forestry, the county planning
15 agency, the chairperson of the county board and the county executive of the county
16 by April 1, 1998.

17 **SECTION 1346i.** 33.59 (3) (intro.) of the statutes is amended to read:

18 33.59 (3) (intro.) Within 3 months after the implementation plan is developed
19 and submitted under sub. (1), the department of environmental management, the
20 department of fish, wildlife, parks, and forestry and the designated planning
21 agencies under s. 281.51 that cover each county shall evaluate the implementation
22 plan to determine whether it is consistent with the criteria for water quality
23 planning under s. 281.51 and whether the plan is adequate to:".

24 **160.** Page 517, line 8: after that line insert:

1 **“SECTION 1354f.** 36.25 (8) of the statutes is amended to read:

2 36.25 (8) WATER RESOURCES RESEARCH. Funds made available to the various
3 state agencies for joint water resources research and data collection programs shall
4 be administered and coordinated by the director of the water resources center of the
5 University of Wisconsin–Madison. Such funds shall be made available, on
6 application from the state agencies concerned, when the director, after seeking the
7 advice of the department of ~~natural resources~~ fish, wildlife, parks, and forestry and
8 the department of environmental management, finds the proposed projects to be
9 consistent with other state projects and the needs of the state. The director shall
10 make biennial reports to the chief clerk of each house of the legislature, for
11 distribution to the legislature under s. 13.172 (2), at the convening of the legislature.

12 **SECTION 1354j.** 36.25 (11) (c) of the statutes is amended to read:

13 36.25 (11) (c) The laboratory shall provide analytical support to the appropriate
14 state agencies charged with water system evaluation. The support service shall
15 include an evaluation from a public health standpoint and analytical support to
16 ascertain the water’s suitability for manufacturing, commercial and recreational
17 purposes as determined by the rules promulgated by the department of health and
18 family services, the department of ~~natural resources~~ environmental management
19 and the department of agriculture, trade and consumer protection.

20 **SECTION 1354k.** 36.25 (11) (d) of the statutes is amended to read:

21 36.25 (11) (d) The laboratory shall be operated to furnish a complete laboratory
22 service to the department of health and family services, the department of
23 environmental management, and the department of ~~natural resources~~ fish, wildlife,
24 parks, and forestry in the areas of water quality, air quality, public health and
25 contagious diseases and to make available to the system, the department of health

1 and family services, the department of environmental management, and the
2 department of ~~natural resources~~ fish, wildlife, parks, and forestry such facilities for
3 teaching in the fields of public health and environmental protection as may be
4 derived from such a laboratory.

5 **SECTION 1355d.** 36.25 (12m) (f) of the statutes is amended to read:

6 36.25 (12m) (f) Assist the department of ~~natural resources~~ fish, wildlife, parks,
7 and forestry in its work as the state representative of the U.S. geographic board and
8 its other functions under s. 23.25.”.

9 **161.** Page 518, line 12: after that line insert:

10 “**SECTION 1356t.** 36.25 (30) of the statutes is amended to read:

11 36.25 (30) POLLUTION PREVENTION. The board shall maintain in the extension
12 a solid and hazardous waste education center to promote pollution prevention, as
13 defined in s. 299.13 (1) (dm). In cooperation with the department of ~~natural resources~~
14 environmental management and the department of commerce, the center shall
15 conduct an education and technical assistance program to promote pollution
16 prevention in this state.”.

17 **162.** Page 519, line 5: after that line insert:

18 “**SECTION 1359p.** 36.27 (3m) (a) 2. of the statutes is amended to read:

19 36.27 (3m) (a) 2. “Law enforcement officer” has the meaning given in s. 165.85
20 (2) (c) and includes a person appointed as a conservation warden under s. 23.10 and
21 a person appointed as an environmental warden under s. 278.10.”.

22 **163.** Page 533, line 2: after that line insert:

23 “**SECTION 1389p.** 40.02 (48) (am) of the statutes is amended to read:

1 40.02 (48) (am) “Protective occupation participant” includes any participant
2 whose name is certified to the fund as provided in s. 40.06 (1) (d) and (dm) and who
3 is a conservation warden, conservation patrol boat captain, conservation patrol boat
4 engineer, conservation pilot, conservation patrol officer, forest fire control assistant,
5 environmental warden, member of the state traffic patrol, state motor vehicle
6 inspector, police officer, fire fighter, sheriff, undersheriff, deputy sheriff, state
7 probation and parole officer, county traffic police officer, state forest ranger, fire
8 watcher employed at Wisconsin veterans facilities, state correctional–psychiatric
9 officer, excise tax investigator employed by the department of revenue, special
10 criminal investigation agent in the department of justice, assistant or deputy fire
11 marshal, or person employed under s. 61.66 (1).

12 **SECTION 1389s.** 40.02 (48) (c) of the statutes is amended to read:

13 40.02 (48) (c) In s. 40.65, “protective occupation participant” means a
14 participating employee who is a police officer, fire fighter, an individual determined
15 by a participating employer under par. (a) or (bm) to be a protective occupation
16 participant, county undersheriff, deputy sheriff, state probation and parole officer,
17 county traffic police officer, conservation warden, state forest ranger, field
18 conservation employee of the department of ~~natural resources~~ fish, wildlife, parks,
19 and forestry who is subject to call for forest fire control or warden duty,
20 environmental warden, member of the state traffic patrol, state motor vehicle
21 inspector, University of Wisconsin System full–time police officer, guard or any other
22 employee whose principal duties are supervision and discipline of inmates at a state
23 penal institution, excise tax investigator employed by the department of revenue,
24 person employed under s. 61.66 (1), or special criminal investigation agent employed
25 by the department of justice.”.

1 **164.** Page 535, line 12: after that line insert:

2 “**SECTION 1404c.** 41.41 (4) (c) of the statutes is amended to read:

3 41.41 (4) (c) The department of agriculture, trade and consumer protection, the
4 department of ~~natural resources~~ fish, wildlife, parks, and forestry, the department
5 of transportation, the department of commerce, the department of administration,
6 the state historical society and the University of Wisconsin–Extension shall
7 cooperate with and assist the board in matters related to its functions.

8 **SECTION 1404d.** 41.41 (5) (e) of the statutes is amended to read:

9 41.41 (5) (e) Consult and cooperate with the department of agriculture, trade
10 and consumer protection, the department of ~~natural resources~~ fish, wildlife, parks,
11 and forestry, the department of transportation, the department of commerce, the
12 department of administration, the state historical society, the University of
13 Wisconsin–Extension, any federally recognized American Indian tribe or band in
14 this state that appoints a liaison representative to the board regarding the
15 management of the Kickapoo valley reserve.

16 **SECTION 1404e.** 41.41 (9) of the statutes is amended to read:

17 41.41 (9) STATE NATURAL AREAS. The board shall dedicate as a state natural area
18 under s. 23.27 any land that is a part of the Kickapoo valley reserve and any land that
19 has been acquired by the board if the department of ~~natural resources~~ fish, wildlife,
20 parks, and forestry identifies the land as appropriate for dedication.”.

21 **165.** Page 535, line 24: after that line insert:

22 “**SECTION 1404b.** 41.41 (13) (intro.) of the statutes, as created by 2001
23 Wisconsin Act (this act), is amended to read:

1 41.41 (13) REPORT ON GENERATING REVENUE AND RESUBMITTING BUILDING PLANS.
2 (intro.) After consulting with the department of ~~natural resources~~ fish, wildlife,
3 parks, and forestry and any tribal government with whom the Kickapoo reserve
4 management board or the Lower Wisconsin State Riverway board has entered into
5 a memorandum of understanding, the Kickapoo reserve management board, in
6 conjunction with the Lower Wisconsin State Riverway board, shall prepare and
7 submit to the building commission and to the joint committee on finance a report that
8 includes all of the following:”.

9 **166.** Page 536, line 14: after that line insert:

10 “SECTION 1405k. 42.09 (2) of the statutes is amended to read:

11 42.09 (2) (a) The state fair park board may not alter or renovate any building,
12 appurtenance, fixture, exhibit or other structure or facility at state fair park that is
13 owned by the board but that was owned by the former department of natural
14 resources on July 29, 1995, without the permission of the department of fish, wildlife,
15 parks, and forestry, but the board may provide routine maintenance without the
16 department’s permission.

17 (b) The state fair park board shall allow the department of ~~natural resources~~
18 fish, wildlife, parks, and forestry access to and use of the buildings, appurtenances,
19 fixtures, exhibits and other structures and facilities described in par. (a) so that the
20 department may prepare, display and dismantle exhibits during events occurring at
21 state fair park.”.

22 **167.** Page 537, line 19: after that line insert:

23 “SECTION 1409s. 44.02 (5) of the statutes is amended to read:

1 44.02 (5) Keep its main library and museum rooms open at all reasonable hours
2 on business days for the reception of the residents of this state who may wish to visit
3 the library or museum. Except as provided under subs. (5g) and (5m), the historical
4 society may collect a fee from residents and shall collect a fee from nonresidents for
5 admission to historic sites or buildings acquired, leased or operated by the historical
6 society, including areas within state parks or on other state-owned lands which
7 incorporate historic buildings, restorations, museums or remains and which are
8 operated by the historical society by agreement with the department of ~~natural~~
9 ~~resources~~ fish, wildlife, parks, and forestry or other departments, or for lectures,
10 pageants or similar special events, or for admission to defray the costs of special
11 exhibits in its several buildings of documents, objects or other materials not part of
12 the historical society's regular collections but brought in on loan from other sources
13 for such special exhibitions or for use of the main library. The historical society shall
14 take action on a continuing basis to raise funds from private sources for the operation
15 of its main library. The historical society may procure and sell or otherwise dispose
16 of postcards, souvenirs and other appropriate merchandise to help defray the costs
17 of operating its several plants and projects.”.

18 **168.** Page 537, line 21: after that line insert:

19 “SECTION 1412. 44.12 (1) of the statutes is amended to read:

20 44.12 (1) The state farm and craft museum, located at Nelson Dewey ~~state park~~
21 State Park, may be developed by cooperation of the department of ~~natural resources~~
22 fish, wildlife, parks, and forestry, the society, and such other agencies as may be
23 interested therein in accordance with such arrangements as the department of
24 ~~natural resources~~ fish, wildlife, parks, and forestry and society agree upon.”.

1 **169.** Page 538, line 5: after that line insert:

2 “**SECTION 1414c.** 44.47 (5m) (a) of the statutes is amended to read:

3 44.47 (5m) (a) There is established, to be administered by the historical society
4 and department of ~~natural resources~~ fish, wildlife, parks, and forestry, a program for
5 submerged cultural resources of this state.

6 **SECTION 1414d.** 44.47 (5m) (b) of the statutes is amended to read:

7 44.47 (5m) (b) The historical society, in consultation with the department of
8 ~~natural resources~~ fish, wildlife, parks, and forestry, shall coordinate the activities of
9 the state relating to the preservation, management and public use of submerged
10 cultural resources. The historical society may enter into agreements with federal
11 and state agencies, political subdivisions and nonprofit organizations regarding the
12 preservation, management and use of submerged cultural resources and the
13 management of bottomland preserves. On or before February 1 of each
14 odd-numbered year, the historical society shall submit a report to the governor and
15 to the chief clerk of each house of the legislature, for distribution to the appropriate
16 standing committees under s. 13.172 (3), on submerged cultural resources activities
17 and implementation of this subsection.

18 **SECTION 1414e.** 44.47 (5m) (c) of the statutes is amended to read:

19 44.47 (5m) (c) The historical society and department of ~~natural resources~~ fish,
20 wildlife, parks, and forestry may by rule designate areas of the bed of any stream or
21 lake as bottomland preserves, for the purpose of enhancing preservation,
22 management and public use of any submerged cultural resources within the
23 bottomland preserve. A bottomland preserve may encompass more than one object
24 or archaeological site.

1 **SECTION 1414f.** 44.47 (5m) (e) of the statutes is amended to read:

2 44.47 (5m) (e) The historical society and department of ~~natural resources~~ fish,
3 wildlife, parks, and forestry may promulgate rules relating to the access, use,
4 stewardship, management, protection and recreational development of bottomland
5 preserves, and the preservation, conservation, curation and display of submerged
6 cultural resources and objects removed from underwater archaeological sites.

7 **SECTION 1414g.** 44.57 (1) (c) of the statutes is amended to read:

8 44.57 (1) (c) Game farms, fish hatcheries, nurseries and other production
9 facilities operated by the department of ~~natural resources~~ fish, wildlife, parks, and
10 forestry.”.

11 **170.** Page 569, line 23: after that line insert:

12 “**SECTION 1553p.** 46.34 of the statutes is amended to read:

13 **46.34 Emission standards for hazardous air contaminants.** The
14 department may assist the department of ~~natural resources~~ environmental
15 management in the development of emission standards for hazardous air
16 contaminants under s. 285.27 (2) (b).”.

17 **171.** Page 665, line 7: after that line insert:

18 “**SECTION 2001pr.** 59.52 (4) (a) 3. of the statutes is amended to read:

19 59.52 (4) (a) 3. Records of bounty claims that are forwarded to the department
20 of ~~natural resources~~ fish, wildlife, parks, and forestry, after one year.

21 **SECTION 2001pt.** 59.52 (6) (e) of the statutes is amended to read:

22 59.52 (6) (e) *Leases to department of ~~natural resources~~ fish, wildlife, parks, and*
23 *forestry.* Lease lands owned by the county to the department of ~~natural resources~~
24 fish, wildlife, parks, and forestry for game management purposes. Lands so leased

1 shall not be eligible for entry under s. 28.11. Of the rental paid by the state to the
2 county for lands so leased, 60% shall be retained by the county and 40% shall be paid
3 by the county to the town in which the lands are located and of the amount received
4 by the town, 40% shall be paid by the town to the school district in which the lands
5 are located. The amount so paid by a town to a joint school district shall be credited
6 against the amount of taxes certified for assessment in that town by the clerk of the
7 joint school district under s. 120.17 (8), and the assessment shall be reduced by such
8 amount. In case any leased land is located in more than one town or school district
9 the amounts paid to them shall be apportioned on the basis of area. This paragraph
10 shall not affect the distribution of rental moneys received on leases executed before
11 June 22, 1955.”.

12 **172.** Page 668, line 13: after that line insert:

13 **“SECTION 2002xc.** 59.692 (1) (a) of the statutes is amended to read:

14 59.692 (1) (a) “Department” means the department of ~~natural resources~~
15 environmental management.

16 **SECTION 2002xg.** 59.693 (1) of the statutes is amended to read:

17 59.693 (1) DEFINITION. In this section, “department” means the department of
18 ~~natural resources~~ environmental management.

19 **SECTION 2002xn.** 59.70 (2) (q) 4. of the statutes is amended to read:

20 59.70 (2) (q) 4. The cleanup of the site is conducted under the supervision of the
21 department of ~~natural resources~~ environmental management.

22 **SECTION 2002xr.** 59.70 (6) (a) 1. of the statutes is amended to read:

23 59.70 (6) (a) 1. “Department” means the department of ~~natural resources~~
24 environmental management.

1 **SECTION 2002xw.** 59.70 (13) (b) of the statutes is amended to read:

2 59.70 (13) (b) Members or employees of the commission may request admission
3 onto any property within the district at reasonable times to determine if mosquito
4 breeding is present. If the owner or occupant refuses admission, the commission
5 member or employee shall seek a warrant to inspect the property as a potential
6 mosquito breeding ground. Commission members or employees may enter upon
7 property to clean up stagnant pools of water or shores of lakes or streams, and may
8 spray mosquito breeding areas with insecticides subject to the approval of the district
9 director and the department of ~~natural resources~~ environmental management. The
10 commission shall notify the property owner of any pending action under this
11 paragraph and shall provide the property owner with a hearing prior to acting under
12 this paragraph if the owner objects to the commission's actions.”.

13 **173.** Page 669, line 11: after that line insert:

14 **“SECTION 2003p.** 59.74 (2) (g) of the statutes is amended to read:

15 59.74 (2) (g) Every land surveyor and every officer of the department of ~~natural~~
16 ~~resources~~ fish, wildlife, parks, and forestry and the district attorney shall enforce
17 this subsection.”.

18 **174.** Page 669, line 17: after that line insert:

19 **“SECTION 2003tc.** 60.627 (1) of the statutes is amended to read:

20 60.627 (1) DEFINITION. In this section, “department” means the department of
21 ~~natural resources~~ environmental management.

22 **SECTION 2003te.** 60.71 (4) (b) of the statutes is amended to read:

23 60.71 (4) (b) The town board shall publish a class 2 notice, under ch. 985, of the
24 hearing. The notice shall contain an announcement of the hearing and a description

1 of the boundaries of the proposed town sanitary district. The town board shall mail
2 the notice to the department of commerce and the department of ~~natural resources~~
3 environmental management at least 10 days prior to the hearing.

4 **SECTION 2003th.** 60.71 (4) (c) of the statutes is amended to read:

5 60.71 (4) (c) Any person may file written comments on the formation of the
6 district with the town clerk. Any owner of property within the boundary of the
7 proposed district may appear at the hearing and offer objections, criticisms or
8 suggestions as to the necessity of the proposed district and the question of whether
9 his or her property will be benefited by the establishment of the district. A
10 representative of the department of commerce and of the department of ~~natural~~
11 ~~resources~~ environmental management may attend the hearing and advise the town
12 board.

13 **SECTION 2003tL.** 60.71 (7) of the statutes is amended to read:

14 60.71 (7) FILING AND RECORDING THE ORDER. The town board shall file copies of
15 the order establishing the town sanitary district with the department of ~~natural~~
16 ~~resources~~ environmental management and record the order with the register of
17 deeds in each county in which the district is located.

18 **SECTION 2003tp.** 60.72 (title) and (1) of the statutes are amended to read:

19 **60.72 (title) Creation of town sanitary district by order of the**
20 **department of ~~natural resources~~ environmental management. (1)**

21 DEFINITION. In this section, “department” means the department of ~~natural~~
22 ~~resources~~ environmental management.

23 **SECTION 2003tr.** 60.73 of the statutes is amended to read:

24 **60.73 Review of orders creating town sanitary districts.** Any person
25 aggrieved by any act of the town board or the department of ~~natural resources~~