

2001 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB55)

Received: 07/11/2001

Received By: mdsida

Wanted: As time permits

Identical to LRB:

For: Legislative Fiscal Bureau 6-8742

By/Representing: Hotynski

This file may be shown to any legislator: NO

Drafter: rkite

May Contact:

Add. Drafters:

Subject: Nat. Res. - LWSR stewardship

Extra Copies:

Submit via email: NO

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Pre Topic:

LFB:.....Hotynski -

Topic:

Keyes Lake recreational area

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>
/?	mdsida 07/11/2001			_____			
	gibsom 07/11/2001			_____			
/1	rkite 07/12/2001	gilfokm 07/12/2001	rschluet 07/12/2001	_____	lrb_docadmin 07/12/2001		

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

FE Sent For:

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50. URBAN LAND CONSERVATION

~~Senate/Assembly: Provide an additional \$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.~~

	Chg. to JFC
SEG	\$150,000

~~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 the corporation to contribute an additional \$25,000 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. (The Urban Open Space Foundation currently receives \$75,000 annually, and provides a \$25,000 match. This provision would double both the grant and match requirements.)~~

51. ~~KEYES LAKE RECREATIONAL AREA~~ *Stewardship*
from Stewardship

Senate: Require DNR to provide \$50,000 SEG in 2001-02 from the forestry account of the conservation fund for the completion of development at the Keyes Lake recreational area in Florence County. Under the 1999-01 biennial budget, \$125,000 was provided for this project from the Warren Knowles-Gaylord Nelson Stewardship 2000 program.

	Chg. to JFC
SEG	\$50,000

Assembly: No change to Joint Finance.

2001

Date (time) needed

soon

Rm not run

LRB b 2074/1

D-Note

RNK: *[Signature]*

BUDGET AMENDMENT

See form AMENDMENTS — COMPONENTS & ITEMS.

SENATE AMENDMENT TO SENATE SUBSTITUTE AMENDMENT 1 TO 2001 SENATE BILL 55

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

#. Page , line :

#. Page , line :

#. Page , line :

#. Page , line :

#. Page , line :

#. Page , line :



SDC:.....Keckhaver - CN7017, Stewardship funding for the Keyes Lake
Recreational Area

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 450, line 14: after that line insert:

3 "SECTION 1039bv. 23.197 (3) (a) of the statutes is amended to read:

4 23.197 (3) (a) From the appropriation under s. 20.866 (2) (ta) or (tz) or both, the
5 department shall provide the amount necessary for the development of a
6 recreational area on Keyes Lake in Florence County, but the amount may not exceed
7 ~~\$125,000~~ \$175,000."

8 (END)

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

b2074/1
LRBb1007/1dn
RNK/kmg/cmh

June 16, 2001

RNK

be advisable to introduce

It is possible that a Wisconsin court would find that this amendment is a "private or local law" which, under article IV, section 18, of the Wisconsin Constitution, must be enacted as single-subject legislation. If so, this amendment cannot validly be enacted as part of the budget bill, which clearly encompasses more than one subject. Under *Milwaukee Brewers Baseball Club v. Wisconsin Dept. of Health and Social Services*, 130 Wis. 2d 79, 115 (1986), "a legislative provision which is specific to any person, place, or thing is a private or local law within the meaning of article 4, section 18, unless: 1) the general subject matter of the provision relates to a state responsibility of statewide dimension; and 2) its enactment will have direct and immediate effect on a specific statewide concern or interest." As it is difficult to predict the potential for and outcome of any court action on this amendment, ~~the caucus may wish to consider introducing~~ ^{it} this proposal as a separate bill.

Robin N. Kite
Legislative Attorney
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DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb2074/1dn
RNK:kmg:rs

July 12, 2001

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LFB:.....Hotynski – Keyes Lake recreational area

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