

State of Wisconsin
2001 - 2002 LEGISLATURE



LRBb2221/3 /

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RMR

LFB:.....Hotynski – Creation of a department of forestry

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

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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 1, line 3: before that line insert:

3 **“SECTION 1bg.** 1.055 (1) of the statutes is amended to read:

4 1.055 (1) Consent of this state is given to the acquisition by the United States
5 by purchase, gift, lease or condemnation, with adequate compensation therefor, of
6 such areas of land not exceeding 2,000,000 acres as the United States deems
7 necessary for the establishment of national forests in the state, in accordance with
8 the act of congress approved June 7, 1924, and the board of commissioners of public
9 lands are authorized to sell and convey for a fair consideration to the United States
10 any state lands included within such areas; provided, that this state shall retain

1 concurrent jurisdiction with the United States in and over such areas so far that civil
2 process, in all cases, and such criminal process as may issue under the authority of
3 this state against any persons charged with the commission of any crime within or
4 without said areas, may be executed thereon in like manner as if this consent had
5 not been given. Provided, further, that the boundaries of any areas so selected shall
6 be first approved by the governor, the board of commissioners of public lands, the
7 department of natural resources, the department of forestry, and the county board
8 of each county in which any such area is located.

9 **SECTION 1br.** 1.056 of the statutes is amended to read:

10 **1.056 State conservation areas.** Consent of this state is given to the United
11 States to acquire by purchase, gift, lease, or condemnation, with adequate
12 compensation therefor, areas of land and water within boundaries approved by the
13 governor and the county board of the county in which the land is located, for the
14 establishment of state forests, state parks or other state conservation areas to be
15 administered by the state under long-term leases, treaties or cooperative
16 agreements, ~~which the~~. The department of natural resources is hereby authorized,
17 on behalf of the state, to enter into on behalf of the state, with the federal
18 government, such leases, treaties, or cooperative agreements covering land under its
19 jurisdiction. The department of forestry is authorized, on behalf of the state, to enter
20 into, with the federal government, such leases, treaties, or cooperative agreements
21 covering land under its jurisdiction.”.

22 **2.** Page 8, line 15: after that line insert:

23 **“SECTION 99m.** 13.101 (6) (a) of the statutes, as affected by 2001 Wisconsin Act
24 (this act), is amended to read:

1 13.101 (6) (a) As an emergency measure necessitated by decreased state
2 revenues and to prevent the necessity for a state tax on general property, the
3 committee may reduce any appropriation made to any board, commission,
4 department, or the University of Wisconsin System, or to any other state agency or
5 activity by such amount as it deems feasible, not exceeding 25% of the
6 appropriations, except appropriations made by ss. 20.255 (2) (ac), (bc), (bh), (cg), and
7 (cr), 20.395 (1), (2) (cq), (fq) to (fx), and (gq) to (gx), (3), (4) (aq) to (ax), and (6) (aq) and
8 (ar), 20.435 (6) (a) and (7) (da), and 20.445 (3) (a) and (dz) or for forestry purposes
9 under s. ~~20.370 (1)~~ 20.375 (2), or any other moneys distributed to any county, city,
10 village, town, or school district. Appropriations of receipts and of a sum sufficient
11 shall for the purposes of this section be regarded as equivalent to the amounts
12 expended under such appropriations in the prior fiscal year which ended June 30.
13 All functions of said state agencies shall be continued in an efficient manner, but
14 because of the uncertainties of the existing situation no public funds should be
15 expended or obligations incurred unless there shall be adequate revenues to meet the
16 expenditures therefor. For such reason the committee may make reductions of such
17 appropriations as in its judgment will secure sound financial operations of the
18 administration for said state agencies and at the same time interfere least with their
19 services and activities.”.

20 **3.** Page 23, line 13: after that line insert:

21 “**SECTION 126p.** 14.82 (1) (intro.) of the statutes is amended to read:

22 14.82 (1) MINNESOTA-WISCONSIN. (intro.) There is created a commission of 5
23 citizens nominated by the governor, and with the advice and consent of the senate
24 appointed, for staggered 5-year terms, to represent this state on the joint

1 Minnesota–Wisconsin boundary area commission. Any vacancy shall be filled for the
2 balance of the unexpired term. To assist the commission, there is created a
3 legislative advisory committee comprising 4 senators and 6 representatives to the
4 assembly appointed as are the members of standing committees in their respective
5 houses, and a technical advisory committee of 2 members appointed by the governor
6 and one member each appointed by the governing board or head of the following
7 agencies, to represent such agencies: the department of justice, the department of
8 administration, the department of agriculture, trade and consumer protection, the
9 department of natural resources, the department of forestry, the department of
10 health and family services, the public service commission, the department of tourism
11 and the department of commerce. The members of the commission and the members
12 of its advisory committees shall serve without compensation but shall be reimbursed
13 for actual and necessary expenses incurred in the performance of their duties, from
14 the appropriation made by s. 20.315 (1) (q), on vouchers approved by the Wisconsin
15 member of the commission selected to serve as its chairperson or vice chairperson.
16 All other expenses incurred by the commission in the course of exercising its powers
17 and duties, unless met in some other manner specifically provided by statute, shall
18 be paid by the commission out of its own funds.”.

19 **4.** Page 30, line 7: after that line insert:

20 “**SECTION 178f.** 15.225 (2) (c) of the statutes is amended to read:

21 15.225 (2) (c) *Liaison representatives.* The secretary of agriculture, trade and
22 consumer protection, the secretary of health and family services, the secretary of
23 workforce development, the secretary of natural resources, the secretary of forestry,
24 and the chancellor of the University of Wisconsin–Extension, or a designee of such

1 a secretary or the chancellor, shall serve as liaison representatives to the Wisconsin
2 conservation corps board, and provide information to and assist the board. The
3 liaison representatives are not board members and may not vote on any board
4 decision or action.”.

5 **5.** Page 31, line 9: after that line insert:

6 “SECTION 179t. 15.343 of the statutes is repealed.”.

7 **6.** Page 32, line 4: after that line insert:

8 “SECTION 183m. 15.45 of the statutes is created to read:

9 **15.45 Department of forestry.** There is created a department of forestry
10 under the direction and supervision of the secretary of forestry.”.

11 **7.** Page 79, line 23: after that line insert:

12 “SECTION 343p. 16.967 (6) of the statutes, as affected by 2001 Wisconsin Act
13 ... (this act), is amended to read:

14 16.967 (6) REPORTS. By March 31 of each year, the department of
15 administration, the department of agriculture, trade and consumer protection, the
16 department of commerce, the department of forestry, the department of health and
17 family services, the department of natural resources, the department of tourism, the
18 department of revenue, the department of transportation, the board of regents of the
19 University of Wisconsin System, the public service commission and the board of
20 curators of the historical society shall each submit to the board a plan to integrate
21 land information to enable such information to be readily translatable, retrievable
22 and geographically referenced for use by any state, local governmental unit or public
23 utility. The plans shall include the information that will be needed by local
24 governmental units to prepare comprehensive plans containing the planning

1 elements required under s. 66.1001 (2). Upon receipt of this information, the board
2 shall integrate the information to enable the information to be used to meet land
3 information data needs. The integrated information shall be readily translatable,
4 retrievable, and geographically referenced to enable members of the public to use the
5 information.”.

6 **8.** Page 152, line 10: decrease the dollar amount for fiscal year 2002–03 by
7 \$100,000 for the purpose of reflecting the creation of the department of forestry.

8 **9.** Page 153, line 6: decrease the dollar amount for fiscal year 2002–03 by
9 \$318,700 for the purpose of reflecting the creation of the department of forestry.

10 **10.** Page 153, line 7: decrease the dollar amount for fiscal year 2002–03 by
11 \$318,700 for the purpose of reflecting the creation of the department of forestry.

12 **11.** Page 154, line 17: decrease the dollar amount for fiscal year 2002–03 by
13 \$99,000 for the purpose of reflecting the creation of the department of forestry.

14 **12.** Page 154, line 23: decrease the dollar amount for fiscal year 2002–03 by
15 \$153,400 for the purpose of reflecting the creation of the department of forestry and
16 to reduce the authorized FTE positions by 2.5 SEG positions.

17 **13.** Page 155, line 11: decrease the dollar amount for fiscal year 2002–03 by
18 \$10,000 for the purpose of reflecting the creation of the department of forestry.

19 **14.** Page 155, line 15: decrease the dollar amount for fiscal year 2002–03 by
20 \$7,100 for the purpose of reflecting the creation of the department of forestry.

21 **15.** Page 155, line 20: decrease the dollar amount for fiscal year 2002–03 by
22 \$2,617,000, and adjust the NET APPROPRIATION total accordingly, for the purpose

1 **21.** Page 166, line 2: decrease the dollar amount for fiscal year 2002–03 by
2 \$234,500 for the purpose of reflecting the creation of the department of forestry.

3 **22.** Page 166, line 7: decrease the dollar amount for fiscal year 2002–03 by
4 \$1,250,000 for the purpose of reflecting the creation of the department of forestry.

5 **23.** Page 166, line 9: decrease the dollar amount for fiscal year 2002–03 by
6 \$80,000 for the purpose of reflecting the creation of the department of forestry.

7 **24.** Page 166, line 11: decrease the dollar amount for fiscal year 2002–03 by
8 \$75,000 for the purpose of reflecting the creation of the department of forestry.

9 **25.** Page 166, line 15: decrease the dollar amount for fiscal year 2002–03 by
10 \$1,250,000 for the purpose of reflecting the creation of the department of forestry.

11 **26.** Page 166, line 16: decrease the dollar amount for fiscal year 2002–03 by
12 \$622,400 for the purpose of reflecting the creation of the department of forestry.

13 **27.** Page 166, line 18: decrease the dollar amount for fiscal year 2002–03 by
14 \$400,000 for the purpose of reflecting the creation of the department of forestry.

15 **28.** Page 167, line 2: decrease the dollar amount for fiscal year 2002–03 by
16 \$1,624,900 for the purpose of reflecting the creation of the department of forestry.

17 **29.** Page 167, line 6: decrease the dollar amount for fiscal year 2002–03 by
18 \$448,000 for the purpose of reflecting the creation of the department of forestry.

19 **30.** Page 172, line 3: decrease the dollar amount for fiscal year 2002–03 by
20 \$4,000,000 for the purpose of reflecting the creation of the department of forestry.

21 **31.** Page 173, line 6: decrease the dollar amount for fiscal year 2002–03 by
22 \$114,600 for the purpose of reflecting the creation of the department of forestry.

INS
8-2

1	(qh)	Reforestation	SEG	C	-0-	100,000
2	(qr)	Recording fees	SEG	C	-0-	-0-
3	(r)	Forest fire emergencies	SEG	C	-0-	-0-
4	(rm)	Timber sales contracts — repair				
5		and reimbursement costs	SEG	C	-0-	-0-
6	(rq)	Resource aids — private con-				
7		servation organizations; Great				
8		Lakes Forestry Museum	SEG	C	-0-	80,000
9	(ru)	Forestry — forestry education				
10		and curriculum	SEG	A	-0-	318,700
11	(rv)	Forestry — public education	SEG	C	-0-	318,700
12	(s)	Resource aids — private forest				
13		grants	SEG	B	-0-	1,250,000
14	(sL)	Resource aids — wildlife habitat				
15		and recreation	SEG	C	-0-	234,500
16	(sm)	Resource aids — urban land con-				
17		servation	SEG	A	-0-	150,000
18	(sv)	Wildlife management	SEG	A	-0-	153,400
19	(t)	Resource aids — county forest				
20		loans; severance share payments	SEG	C	-0-	-0-
21	(tm)	Resource aids — forest croplands				
22		and managed forest land aids	SEG	A	-0-	1,250,000

1	(u)	Resource aids — county forest				
2		loans	SEG	A	-0-	622,400
3	(um)	Resource aids — county forest				
4		project loans	SEG	C	-0-	400,000
5	(v)	Resource aids — county forest				
6		project loans; severance share				
7		payments	SEG	C	-0-	-0-
8	(vm)	Resource aids — county forests,				
9		forest croplands and managed				
10		forest land aids	SEG	S	-0-	-0-
11	(w)	Resource aids — urban forestry				
12		and county forest administrator				
13		grants	SEG	A	-0-	1,724,900
14	(wm)	Resource aids — fire suppression				
15		grants	SEG	A	-0-	448,000
16	(x)	General program operations —				
17		federal funds	SEG-F	C	-0-	-0-
18	(xg)	Resource aids — national forest				
19		income aids	PR-F	C	-0-	-0-
20	(ym)	Resource aids — payment in lieu				
21		of taxes; federal	PR-F	C	-0-	-0-
22	(z)	Forest fire emergencies — fed-				
23		eral funds	SEG-F	C	-0-	-0-

1	(3)	DEPARTMENTWIDE				
2	(b)	Resource maintenance and				
3		development — state forest				
4		roads	GPR	A	-0-	190,500
5	(c)	Resource maintenance and				
6		development — state funds	GPR	C	-0-	114,600
7	(d)	Aids in lieu of taxes	GPR	S	-0-	-0-
8	(h)	General program operations —				
9		private and public sources	PR	C	-0-	-0-
10	(k)	General program operations —				
11		service funds	PR-S	C	-0-	-0-
12	(r)	Taxes and assessments	SEG	A	-0-	99,000
13	(s)	Aids in lieu of taxes	SEG	S	-0-	-0-
14	(sg)	State snowmobile trails and				
15		areas	SEG	A	-0-	10,000
16	(sr)	State all-terrain vehicle projects	SEG	A	-0-	7,100
17	(t)	Gifts and grants	SEG	C	-0-	-0-
18	(tm)	Promotional activities and publi-				
19		cations	SEG	C	-0-	-0-
20	(tn)	Administrative facilities — prin-				
21		cipal repayment and interest	SEG	S	-0-	-0-

INS
12-5

1	(u)	State forest acquisition and				
2		development — principal repay-				
3		ment and interest	SEG	A	-0-	4,000,000
4	(um)	Forestry land endowment fund	SEG	S	-0-	-0-
5	(v)	Facilities acquisition, develop-				
6		ment, and maintenance	SEG	B	-0-	154,000
7	(x)	General program operations —				
8		federal funds	SEG-F	C	-0-	-0-”.

9 **38.** Page 295, line 19: after that line insert:

10 “SECTION 425c. 20.115 (7) (qc) of the statutes, as affected by 2001 Wisconsin
11 Act (this act), section 425, is amended to read:

12 20.115 (7) (qc) *Plant protection; conservation forestry fund.* From the
13 ~~conservation~~ forestry fund, the amounts in the schedule for plant protection,
14 including nursery regulation, gypsy moth control, and control of other plant pests.”.

15 **39.** Page 301, line 15: after that line insert:

16 “SECTION 458m. 20.143 (1) (t) of the statutes is amended to read:

17 20.143 (1) (t) *Forestry education grant program.* From the ~~conservation~~
18 forestry fund, as a continuing appropriation, the amounts in the schedule for forestry
19 education grants under s. 560.18.”.

20 **40.** Page 324, line 19: after that line insert:

21 “SECTION 582i. 20.285 (1) (qm) of the statutes is amended to read:

22 20.285 (1) (qm) *Grants to forestry cooperatives.* From the ~~conservation~~ forestry
23 fund, the amounts in the schedule for grants to forest cooperatives under s. 36.56.

24 SECTION 582j. 20.285 (1) (rc) of the statutes is amended to read:

1 20.285 (1) (rc) *Environmental education; forestry*. From the ~~conservation~~
2 forestry fund, the amounts in the schedule for environmental education grants
3 related to forestry under s. 36.54 (2) and to administer environmental education
4 grants.”.

5 **41.** Page 325, line 8: after that line insert:

6 “**SECTION 584d.** 20.370 (1) (cq) of the statutes is renumbered 20.375 (2) (qh),
7 and 20.375 (2) (qh) (title), as renumbered, is amended to read:

8 20.375 (2) (qh) (title) *Forestry—reforestation Reforestation*.

9 **SECTION 584h.** 20.370 (1) (cr) of the statutes is renumbered 20.375 (2) (qr), and
10 20.375 (2) (qr) (title), as renumbered, is amended to read:

11 20.375 (2) (qr) (title) *Forestry—recording Recording fees*.

12 **SECTION 584p.** 20.370 (1) (cs) of the statutes is renumbered 20.375 (2) (r), and
13 20.375 (2) (r) (title), as renumbered, is amended to read:

14 20.375 (2) (r) (title) *Forestry—forest Forest fire emergencies*.

15 **SECTION 584t.** 20.370 (1) (ct) of the statutes is renumbered 20.375 (2) (rm).”.

16 **42.** Page 325, line 12: after that line insert:

17 “**SECTION 585gm.** 20.370 (1) (cu) of the statutes, as created by 2001 Wisconsin
18 Act (this act), is renumbered 20.375 (2) (ru).”.

19 **43.** Page 325, line 17: after that line insert:

20 “**SECTION 585hm.** 20.370 (1) (cv) of the statutes, as created by 2001 Wisconsin
21 Act (this act), is renumbered 20.375 (2) (rv).

22 **SECTION 585im.** 20.370 (1) (eq) of the statutes is amended to read:

23 20.370 (1) (eq) *Parks and forests — operation and maintenance*. From the
24 heritage state parks and forests trust fund, a sum sufficient for grants under s.

1 27.016 and for the operation and maintenance of the state parks, of the southern
2 state forests, ~~as defined in s. 27.016 (1) (e)~~, and of state recreation areas as provided
3 in s. 27.016 (7).”.

4 **SECTION 585k.** 20.370 (1) (er) of the statutes is repealed.”.

5 **44.** Page 327, line 14: after that line insert:

6 “**SECTION 589g.** 20.370 (1) (Lt) of the statutes is renumbered 20.375 (2) (sv).”.

7 **45.** Page 327, line 24: after that line insert:

8 “**SECTION 591m.** 20.370 (1) (mu) of the statutes is amended to read:

9 20.370 (1) (mu) *General program operations — state funds.* The amounts in
10 the schedule for general program operations that do not relate to the management
11 and protection of the state’s fishery resources under ss. 23.09 to 23.11, 27.01, 30.203
12 and 30.277, ~~subch. VI of ch. 77 and chs. 26, 28 and ch. 29~~ and for transfers to the
13 appropriation account under s. 20.285 (1) (kf).

14 **SECTION 591q.** 20.370 (1) (mv) of the statutes is created to read:

15 20.370 (1) (mv) *General program operations — forestry funds.* From the
16 forestry fund, the amounts in the schedule for general program operations that
17 relate to the southern state forests.

18 **SECTION 591r.** 20.370 (1) (mx) of the statutes is created to read:

19 20.370 (1) (mx) *General program operations — federal forestry funds.* From the
20 forestry fund, all moneys received as federal aid for the southern state forests, as
21 authorized by the governor under s. 16.54, for the purposes for which received.

22 **SECTION 591s.** 20.370 (1) (mz) of the statutes is renumbered 20.375 (2) (z).”.

****NOTE: Section 20.370 (4) (aw) needs to be reconciled with LRBb2184 in a later
version.

23 **46.** Page 330, line 8: after that line insert:

1 **SECTION 600r.** 20.370 (4) (aw) of the statutes, as created by 2001 Wisconsin
2 Act (this act), is amended to read:

3 20.370 (4) (aw) *Water resources — beach maintenance in state parks and state*
4 *forests.* The amounts in the schedule for the development, operation, and
5 maintenance of beaches located in state parks or southern state forests, as defined
6 in s. 27.016 (1) (e).”.

7 **47.** Page 331, line 9: after that line insert:

8 **SECTION 603i.** 20.370 (5) (as) of the statutes is renumbered 20.375 (2) (sL) and
9 amended to read:

10 20.375 (2) (sL) *Recreation Resource aids — fish, wildlife and forestry habitat*
11 *and recreation aids.* As a continuing appropriation, the amounts in the schedule for
12 wildlife habitat development and planning on county forest lands, under s. 23.09
13 (17m) and recreational development on county forest lands under s. 23.09 (11).

Handwritten note: LPS: Fix Component 12 with an arrow pointing to line 14.

Handwritten note: renumbered 20.375 (3) (sm) with a checkmark.

14 **SECTION 603m.** 20.370 (5) (at) of the statutes is amended to read,

15 ~~20.370 (5) (at) Ice age trail area grants. The From the forestry fund, the~~
16 ~~amounts in the schedule for the ice age trail area grants under s. 23.295~~

17 **SECTION 603p.** 20.370 (5) (av) of the statutes is renumbered 20.375 (2) (s).”.

18 **48.** Page 331, line 24: after that line insert:

19 **SECTION 603rb.** 20.370 (5) (ay) of the statutes is renumbered 20.375 (2) (sm).

20 **SECTION 603rf.** 20.370 (5) (bq) of the statutes is renumbered 20.375 (2) (t).

21 **SECTION 603rk.** 20.370 (5) (br) of the statutes is renumbered 20.375 (2) (tm).

22 **SECTION 603rn.** 20.370 (5) (bs) of the statutes is renumbered 20.375 (2) (u).

23 **SECTION 603rp.** 20.370 (5) (bt) of the statutes is renumbered 20.375 (2) (um).

24 **SECTION 603rs.** 20.370 (5) (bu) of the statutes is renumbered 20.375 (2) (v).

1 **SECTION 603rw.** 20.370 (5) (bv) of the statutes is renumbered 20.375 (2) (vm).”.

2 **49.** Page 332, line 4: after that line insert:

3 **“SECTION 603ub.** 20.370 (5) (bw) of the statutes, as affected by 2001 Wisconsin
4 Act (this act), is renumbered 20.375 (2) (w).

5 **SECTION 603x.** 20.370 (5) (bx) of the statutes is renumbered 20.375 (2) (xg).”.

6 **50.** Page 332, line 8: after that line insert:

7 **“SECTION 604m.** 20.370 (5) (by) of the statutes, as affected by 2001 Wisconsin
8 Act (this act), is renumbered 20.375 (2) (wm).”.

9 **51.** Page 333, line 21: after that line insert:

10 **“SECTION 608e.** 20.370 (5) (da) of the statutes is amended to read:

11 20.370 (5) (da) *Aids in lieu of taxes.* From the general fund, a sum sufficient
12 to pay aids to municipalities for state lands under ss. 70.113 and 70.114 that are
13 under the jurisdiction of the department.

14 **SECTION 608m.** 20.370 (5) (dq) of the statutes is amended to read:

15 20.370 (5) (dq) *Aids in lieu of taxes.* A sum sufficient to pay aids to
16 municipalities for state lands under s. 70.113 that are under the jurisdiction of the
17 department.

18 **SECTION 608s.** 20.370 (5) (dx) of the statutes is renumbered 20.375 (2) (ym).”.

19 **52.** Page 335, line 24: after that line insert:

20 **“SECTION 621b.** 20.370 (7) (au) of the statutes, as created by 2001 Wisconsin
21 Act (this act), is renumbered 20.375 (3) (u) and amended to read:

22 20.375 (3) (u) *State forest acquisition and development — principal repayment*
23 *and interest.* ~~From the conservation fund, the~~ The amounts in the schedule to
24 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred

1 in financing land acquisition and development for state forests from the
2 appropriations under s. 20.866 (2) (ta), (ts), and (tz). No moneys may be expended
3 or encumbered from this appropriation after June 30, 2003.”.

4 **53.** Page 336, line 19: after that line insert:

5 “**SECTION 621hc.** 20.370 (7) (fa) of the statutes is amended to read:

6 20.370 (7) (fa) *Resource maintenance and development — state funds.* As a
7 continuing appropriation, the amounts in the schedule for the maintenance and
8 development of state parks under ch. 27; ~~of recreation areas, other than game or fish~~
9 ~~refuges, in state forests under ch. 28;~~ of lands owned, managed, supervised or
10 controlled by the department in the lower Wisconsin state riverway as defined in s.
11 30.40 (15); and of other recreational lands owned by the department, and for the
12 maintenance of the ice age trail. Of the amounts appropriated under this paragraph,
13 \$50,000 may be expended only to match at the ratio of 1 to 1 funds received under
14 par. (gg) from a county, city, village, town or organization after August 9, 1989, that
15 are given specifically for the purchase of equipment and materials for maintenance
16 of the ice age trail. At least \$150,000 in each fiscal year shall be expended from this
17 appropriation for maintaining and developing historic sites at least \$10,000 of which
18 shall be expended in each fiscal year for maintaining and developing Heritage Hill
19 state park.

20 **SECTION 621hL.** 20.370 (7) (ft) of the statutes is amended to read:

21 20.370 (7) (ft) *Resource acquisition and development — boating access.* From
22 the conservation fund, as a continuing appropriation, the amounts in the schedule
23 for state recreational boating projects which provide public access to inland waters,

1 as defined in s. 29.001 (45), which are lakes in the region identified under s. ~~25.29~~
2 ~~(7)(a)~~ 25.28 (3) (am).

3 **SECTION 621hx.** 20.370 (7) (mc) of the statutes is amended to read:

4 20.370 (7) (mc) *Resource maintenance and development — state park, forest*
5 *and riverway roads.* As a continuing appropriation, the amounts in the schedule for
6 state park and southern state forest roads and roads in the lower Wisconsin state
7 riverway as defined in s. 30.40 (15) under s. 84.28 and for the maintenance of roads
8 in state parks under ch. 27 and recreation areas in southern state forests under ch.
9 28 which are not eligible for funding under s. 84.28. The department may expend up
10 to \$400,000 from this appropriation in each fiscal year for these state park and forest
11 roads and roads in the lower Wisconsin state riverway as defined in s. 30.40 (15)
12 under s. 84.28 and shall expend the balance from the appropriation for the
13 maintenance of roads which are not eligible for funding under s. 84.28.”.

14 **54.** Page 339, line 4: after that line insert:

15 “**SECTION 621db.** 20.375 (intro.) of the statutes is created to read:

16 **20.375 Forestry, department of.** (intro.) There is appropriated from the
17 forestry fund, or from other funds if so indicated, to the department of forestry for
18 the following programs:

19 **SECTION 629dj.** 20.375 (2) (title) of the statutes is created to read:

20 20.375 (2) (title) FORESTRY.

21 **SECTION 629dk.** 20.375 (2) (h) of the statutes is created to read:

22 20.375 (2) (h) *General program operations — private and public sources.* From
23 the general fund, all moneys not otherwise appropriated that are received from
24 private or public sources, other than state agencies and the federal government, for

1 facilities, materials, or services provided by the department relating to state forests,
2 other than southern state forests, to pay for expenses associated with those facilities,
3 materials, or services.

4 **SECTION 629dL.** 20.375 (2) (k) of the statutes is created to read:

5 20.375 (2) (k) *General program operations — service funds.* From the general
6 fund, all moneys received by the department from the department and from other
7 state agencies for facilities, materials, or services provided by the department
8 relating to state forests, other than southern state forests, under an agreement or
9 other arrangement with the department or other state agencies to pay for expenses
10 associated with those facilities, materials, or services.

11 **SECTION 629dm.** 20.375 (2) (q) of the statutes is created to read:

12 20.375 (2) (q) *General program operations.* The amounts in the schedule for
13 the general program operations of state forests, other than southern state forests,
14 under ch. 26, 27, and 28 and subch. VI of ch. 77.

15 **SECTION 629dn.** 20.375 (2) (qf) of the statutes is created to read:

16 20.375 (2) (qf) *Forestry acquisition and development.* As a continuing
17 appropriation, the amounts in the schedule for land acquisition, development, and
18 improvement on state forest land, other than land in the southern state forests.

19 **SECTION 629do.** 20.375 (2) (rq) of the statutes is created to read:

20 20.375 (2) (rq) *Resource aids — private conservation organizations; Great*
21 *Lakes Forestry Museum.* As a continuing appropriation, the amounts in the schedule
22 for annual grants to nonprofit conservation organizations under ss. 23.0955 and
23 23.0956 and for a grant to the Great Lakes Forestry Museum under 2001 Wisconsin
24 Act (this act), section 9137 (5mk).

1 **SECTION 629dom.** 20.375 (2) (rq) of the statutes, as created by 2001 Wisconsin
2 Act (this act), is amended to read:

3 20.375 (2) (rq) *Resource aids — private conservation organizations; ~~Great~~*
4 *Lakes Forestry Museum.* As a continuing appropriation, the amounts in the schedule
5 for annual grants to nonprofit conservation organizations under ss. 23.0955 and
6 23.0956 ~~and for a grant to the Great Lakes Forestry Museum under 2001 Wisconsin~~
7 ~~Act (this act), section 9137 (5mk).~~

8 **SECTION 629dp.** 20.375 (2) (x) of the statutes is created to read:

9 20.375 (2) (x) *General program operations — federal funds.* Except as provided
10 in par. (z), all moneys received as federal aid for activities relating to state forests,
11 as authorized by the governor under s. 16.54, for the purposes for which received.

12 **SECTION 629dq.** 20.375 (3) (title) of the statutes is created to read:

13 20.375 (3) (title) DEPARTMENTWIDE.

14 **SECTION 629ds.** 20.375 (3) (b) of the statutes is created to read:

15 20.375 (3) (b) *Resource maintenance and development — state forest roads.*
16 From the general fund, as a continuing appropriation, the amounts in the schedule
17 for state forest roads, other than roads in southern state forests, under s. 84.28 and
18 for the maintenance of roads in recreation areas in state forests, other than southern
19 state forests, under ch. 28 that are not eligible for funding under s. 84.28.

****NOTE: Do you want to change the \$300,000 amount?

20 **SECTION 629dsm.** 20.375 (3) (c) of the statutes is created to read:

21 20.375 (3) (c) *Resource maintenance and development — state funds.* From the
22 general fund, as a continuing appropriation, the amounts in the schedule for the
23 maintenance and development of recreation areas, other than game or fish refuges,
24 on state forest and under ch. 28, other than land in southern state forests.

1 **SECTION 629dt.** 20.375 (3) (d) of the statutes is created to read:

2 20.375 (3) (d) *Aids in lieu of taxes.* From the general fund, a sum sufficient to
3 pay aids to municipalities for state lands under ss. 70.113 and 70.114 that are under
4 the jurisdiction of the department.

5 ~~**SECTION 629dv.** 20.375 (3) (h) of the statutes is created to read:~~

6 ~~20.375 (3) (h) *General program operations — private and public sources.* From
7 the general fund, all moneys not otherwise appropriated that are received from
8 private or public sources, other than state agencies and the federal government, for
9 facilities, materials, or services provided by the department relating to
10 administrative services relating to state forests, other than southern state forests,
11 to pay for expenses associated with those facilities, materials, or services.~~

12 **SECTION 629dw.** 20.375 (3) (k) of the statutes is created to read:

13 20.375 (3) (k) *General program operations — service funds.* From the general
14 fund, all moneys received by the department from the department and from other
15 state agencies for facilities, materials, or services provided by the department
16 relating to administrative services relating to state forests, other than southern
17 state forests, under an agreement or other arrangement with the department or
18 other state agencies to pay for expenses associated with those facilities, materials,
19 or services.

20 **SECTION 629dy.** 20.375 (3) (r) of the statutes is created to read:

21 20.375 (3) (r) *Taxes and assessments.* The amounts in the schedule to pay taxes
22 and assessments that are or may become a lien on property under the control of the
23 department.

24 **SECTION 629dz.** 20.375 (3) (s) of the statutes is created to read:

1 20.375 (3) (s) *Aids in lieu of taxes.* A sum sufficient to pay aids to municipalities
2 for state lands under s. 70.113 that are under the jurisdiction of the department.

3 **SECTION 629dzb.** 20.375 (3) (sg) of the statutes is created to read:

4 20.375 (3) (sg) *State snowmobile trails and areas.* From the snowmobile
5 account in the conservation fund, the amounts in the schedule for state snowmobile
6 trails and areas in the state forests, other than the southern state forest.

7 **SECTION 629dzd.** 20.375 (3) (sr) of the statutes is created to read:

8 20.375 (3) (sr) *State all-terrain vehicle projects.* From the conservation fund,
9 the amounts in the schedule from moneys received from the all-terrain vehicle fees
10 under s. 23.33 (2) (c) to (e) for state all-terrain vehicle projects in the state forests,
11 other than the southern state forests.

12 **SECTION 629dzi.** 20.375 (3) (t) of the statutes is created to read:

13 20.375 (3) (t) *Gifts and grants.* All moneys received from gifts, grants, or
14 bequests for administrative services relating to state forests, other than southern
15 state forests.

16 **SECTION 629fbb.** 20.375 (3) (tm) of the statutes is created to read:

17 20.375 (3) (tm) *Promotional activities and publications.* All moneys received
18 from subscriptions and other revenues generated by promotional activities,
19 photographs, slides, videotapes, artwork, publications, magazines, and other
20 periodicals to be used for these promotional activities, photographs, slides,
21 videotapes, artwork, publications, and magazines and for educational and
22 informational activities concerning conservation and forestry.

23 **SECTION 629fd.** 20.375 (3) (tn) of the statutes is created to read:

24 20.375 (3) (tn) *Administrative facilities — principal repayment and interest.*
25 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and

1 interest costs incurred in financing the acquisition, construction, development,
2 enlargement, or improvement of administrative office, laboratory, equipment
3 storage, or maintenance facilities.

4 **SECTION 629fg.** 20.375 (3) (um) of the statutes is created to read:

5 20.375 (3) (um) *Forestry land endowment fund.* From the forestry land
6 endowment fund, a sum sufficient for preserving, developing, managing, or
7 maintaining land as provided in s. 23.0919 (2).

8 **SECTION 629fj.** 20.375 (3) (v) of the statutes is created to read:

9 20.375 (3) (v) *Facilities acquisition, development, and maintenance.* As a
10 continuing appropriation, the amounts in the schedule for the acquisition,
11 development, and construction costs of new structures and buildings and for the
12 maintenance costs of existing structures and buildings under the control of the
13 department.

14 **SECTION 629fm.** 20.375 (3) (x) of the statutes is created to read:

15 20.375 (3) (x) *General program operations — federal funds.* All moneys
16 received as federal aid for activities relating to administrative services of the state
17 forests, other than southern state forests, as authorized by the governor under s.
18 16.54, for the purposes for which received.”

19 **55.** Page 341, line 15: after that line insert:

20 “.**SECTION 632g.** 20.380 (2) (q) of the statutes is amended to read:

21 20.380 (2) (q) *Kickapoo reserve management board; general program*
22 *operations.* From the ~~conservation~~ forestry fund, the amounts in the schedule for the
23 general program operations of the Kickapoo reserve management board under s.
24 41.41.”

1 **56.** Page 376, line 13: after that line insert:

2 “**SECTION 753m.** 20.445 (6) (u) of the statutes is amended to read:

3 20.445 (6) (u) *General enrollee operations; ~~eonservation~~ forestry fund.*

4 Biennially, from the ~~eonservation~~ forestry fund, the amounts in the schedule for the
5 payment of Wisconsin conservation corps enrollee compensation and for the
6 payment of other Wisconsin conservation corps costs for activities authorized under

7 s. 106.215 (7) (a) ~~enrollee~~ ^{STRIKE} if those costs are not paid by project sponsors. Corps enrollee
8 compensation includes the cost of salaries, benefits, incentive payments and
9 vouchers.”.

10 **57.** Page 376, line 14: after that line insert:

11 “**SECTION 759p.** 20.445 (6) (y) of the statutes is amended to read:

12 20.445 (6) (y) *Administrative support; ~~eonservation~~ forestry fund.* From the
13 ~~eonservation~~ forestry fund, the amounts in the schedule for the payment of
14 administrative expenses related to the Wisconsin conservation corps program.”.

15 **58.** Page 414, line 11: after that line insert:

16 “**SECTION 962b.** 20.866 (1) (u) of the statutes, as affected by 2001 Wisconsin Act
17 2001 (this act), is amended to read:

18 20.866 (1) (u) *Principal repayment and interest.* A sum sufficient from moneys
19 appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b) and (f), 20.190 (1)
20 (c), (d), (i), and (j), 20.225 (1) (c) and (i), 20.245 (1) (e) and (j), 20.250 (1) (c) and (e),
21 20.255 (1) (d), 20.275 (1) (er), (es), (h), and (hb), 20.285 (1) (d), (db), (fh), (ih), (kd), and
22 (km) and (5) (i), 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa), (ac), (ag), (aq), (ar),
23 (at), ~~(au)~~, (ba), (bq), (ca), (cb), (cc), (cd), (ce), (cf), (da), (ea), (eq), and (er), 20.375 (3)
24 (tn) and (u), 20.395 (6) (af), (aq), and (ar), 20.410 (1) (e), (ec), and (ko) and (3) (e),

1 20.435 (2) (ee) and (6) (e), 20.465 (1) (d), 20.485 (1) (f) and (go), (3) (t) and (4) (qm),
2 20.505 (5) (c), (g), and (kc) and (9) (b) and (h), 20.855 (8) (a) and 20.867 (1) (a) and (b)
3 and (3) (a), (b), (bp), (br), (g), (h), (i), and (q) for the payment of principal and interest
4 on public debt contracted under subchs. I and IV of ch. 18.”.

5 **59.** Page 417, line 25: after that line insert:

6 “**SECTION 969eg.** 20.866 (2) (tu) of the statutes, as affected by 2001 Wisconsin
7 Act ... (this act), is amended to read:

8 20.866 (2) (tu) *Natural resources and forestry: segregated revenue supported*
9 *facilities.* From the capital improvement fund, a sum sufficient for the department
10 of natural resources and the department of forestry to acquire, construct, develop,
11 enlarge or improve ~~natural resource~~ administrative office, laboratory, equipment
12 storage or maintenance facilities and to acquire, construct, develop, enlarge or
13 improve state recreation facilities and state fish hatcheries. The state may contract
14 public debt in an amount not to exceed \$30,576,400 for this purpose.”.

15 **60.** Page 426, line 19: after that line insert:

16 “**SECTION 988m.** 20.923 (4) (f) 7y. of the statutes is created to read:
17 20.923 (4) (f) 7y. Forestry, department of: secretary.”.

18 **61.** Page 445, line 22: after that line insert:

19 “**SECTION 1034fb.** 23.09 (2) (d) 1. of the statutes is repealed.

20 **SECTION 1034fd.** 23.09 (2) (d) 5. of the statutes is repealed.

21 **SECTION 1034fg.** 23.09 (2p) (a) of the statutes is amended to read:

22 23.09 (2p) (a) The department of natural resources shall determine the value
23 of land donated to the ~~department~~ state that is within the project boundaries of a
24 state park, a southern state forest, or a state recreation area. The department of

1 forestry shall determine the value of land donated to the state that is within the
2 project boundaries of other state forests. If the donation involves the transfer of the
3 title in fee simple absolute or other arrangement for the transfer of all interest in the
4 land to the state, the valuation shall be based on the fair market value of the land
5 before the transfer. If the donation is a dedication transferring a partial interest in
6 land to the state, the valuation shall be based on the extent to which the fair market
7 value of the land is diminished by that transfer and the associated articles of
8 dedication. If the donation involves a sale of land ~~to the department~~ at less than the
9 fair market value, the valuation of the donation shall be based on the difference
10 between the purchase price and the fair market value.

11 **SECTION 1034fh.** 23.09 (2p) (b) of the statutes is amended to read:

12 23.09 (2p) (b) Except as provided in par. (c), an amount of money equal to the
13 value of the donation under par. (a) shall be released from the appropriation under
14 s. 20.866 (2) (ta) or (tz) or both to be used for land acquisition activities for the same
15 project for which any donation was made on or after August 9, 1989. ~~The~~ From the
16 moneys made available to the department under the agreement under s. 23.0917
17 (4r), the department shall determine how the moneys being released are to be
18 allocated from these appropriations. This paragraph does not apply to transfers of
19 land from agencies other than the department of forestry.

20 **SECTION 1034fj.** 23.09 (3) (a) of the statutes is amended to read:

21 23.09 (3) (a) The department of natural resources shall cooperate with the
22 ~~several state~~ department of forestry and other departments and officials in the
23 conduct of matters in which the interests of the respective departments or officials
24 overlap. The cooperating agencies may provide by agreement for the manner of
25 sharing expenses and responsibilities under this paragraph.

1 **SECTION 1034fk.** 23.09 (11) (a) of the statutes is renumbered 23.09 (11) (ar).

2 **SECTION 1034fl.** 23.09 (11) (ag) of the statutes is created to read:

3 23.09 (11) (ag) In this subsection, “department” means the department of
4 forestry.

5 **SECTION 1034fn.** 23.09 (17m) (a) of the statutes is renumbered 23.09 (17m)
6 (am) and amended to read:

7 23.09 (17m) (am) The county board of any county, which by resolution indicates
8 its desire to improve the natural environment for wildlife on county lands entered
9 under s. 28.11, may make application to the department for the allocation of funds
10 appropriated for such purposes by s. ~~20.370 (5) (as)~~ 20.375 (2) (sL).

11 **SECTION 1034fp.** 23.09 (17m) (ac) of the statutes is created to read:

12 23.09 (17m) (ac) In this subsection, “department” means the department of
13 forestry.

14 **SECTION 1034fq.** 23.09 (17m) (b) of the statutes is amended to read:

15 23.09 (17m) (b) The annual allocation for each county shall not exceed 10 cents
16 for each acre entered under s. 28.11, but any funds remaining from the appropriation
17 made by s. ~~20.370 (5) (as)~~ 20.375 (2) (sL) and unallocated to the counties on March
18 31 of each year may be allotted to any county in an amount not to exceed an additional
19 10 cents per acre under the procedure established in this subsection. These aids shall
20 be used to undertake wildlife management activities provided in the comprehensive
21 county forest land use plan and included in the annual work plan and budget.

22 **SECTION 1034fr.** 23.09 (18) (a) of the statutes is amended to read:

23 23.09 (18) (a) In each fiscal year, the department of forestry shall make
24 payments to each county that has more than 40,000 acres within its boundaries that
25 are entered on the tax roll under s. 77.04 (1) or 77.84 (1) on July 1 of that fiscal year.

1 **SECTION 1034fs.** 23.09 (18) (b) of the statutes is amended to read:

2 23.09 (18) (b) The amount of the payment made in a fiscal year to an eligible
3 county shall equal the county's proportionate share of the moneys appropriated
4 under s. ~~20.370 (5) (br)~~ 20.375 (2) (tm) for the fiscal year. An eligible county's
5 proportionate share shall equal the number of acres within its boundaries that are
6 entered on the tax roll under s. 77.04 (1) or 77.84 (1) on July 1 of the fiscal year divided
7 by the total number of acres that are entered on the tax roll under s. 77.04 (1) or 77.84
8 (1) on that same date and that are within the boundaries of counties that are eligible
9 for payments under this section, multiplied by the amount appropriated under s.
10 ~~20.370 (5) (br)~~ 20.375 (2) (tm) for the fiscal year.

11 **SECTION 1034ft.** 23.09 (18) (c) of the statutes is amended to read:

12 23.09 (18) (c) The department of forestry shall calculate and issue the payment
13 for each eligible county by October 1 following each fiscal year.

14 **SECTION 1034fu.** 23.09 (20) (ar) of the statutes is created to read:

15 23.09 (20) (ar) For each fiscal year, the department of natural resources and
16 the department of forestry shall enter into an agreement to determine which projects
17 are eligible for assistance under this subsection and to authorize the expenditures
18 for those projects. The secretary of administration shall resolve any disputes
19 between the departments concerning the agreement entered into under this
20 paragraph.

21 **SECTION 1034fv.** 23.09 (21m) of the statutes is amended to read:

22 23.09 (21m) ENVIRONMENTAL CLEANUP. The department of natural resources
23 may engage in environmental clean-up activities on the lands under its the
24 ownership, management, supervision, or control of the department of natural
25 resources or the department of forestry.

1 **SECTION 1034fw.** 23.09 (26) (a) of the statutes is amended to read:

2 23.09 (26) (a) The procedures in sub. (11) ~~(a)~~ (ar), (d), (e) and (f) shall apply to
3 this subsection except that the department shall consult with the snowmobile
4 recreational council before adopting snowmobile trail construction standards, the
5 restriction in sub. (11) ~~(a)~~ (ar) as to county lands is not applicable, the restriction in
6 sub. (11) (d) as to encumbrance of funds is not applicable and the restriction in sub.
7 (11) (e) as to requests for state aids exceeding available funds is not applicable.

8 **SECTION 1034fx.** 23.09 (26) (am) 2. of the statutes is amended to read:

9 23.09 (26) (am) 2. Enter into agreements with the department of natural
10 resources or the department of forestry to use for snowmobile trails, facilities, or
11 areas lands owned or leased by the department of natural resources or the
12 department of forestry. No lands of the department of natural resources or the
13 department of forestry that are to be used for snowmobiling purposes within the
14 meaning of this subsection may be obtained through condemnation.

15 **SECTION 1034fyr.** 23.0917 (1) (c) of the statutes is amended to read:

16 23.0917 (1) (c) “Department land” means an area of land that is owned by the
17 state, that is under the jurisdiction of the department and that is used for one of the
18 purposes specified in s. 23.09 (2) (d) or that is under the jurisdiction of the
19 department of forestry and is in state forest lands.”.

20 **62.** Page 446, line 3: after that line insert:

21 **“SECTION 1034hm.** 23.0917 (3) (a) of the statutes, as affected by 2001
22 Wisconsin Act (this act), is amended to read:

23 23.0917 (3) (a) Beginning with fiscal year 2000–01 and ending with fiscal year
24 2009–10, the department may obligate moneys under the subprogram for land

1 acquisition to acquire land for the purposes specified in s. 23.09 (2) (d) and for the
2 state forests, and for grants for these purposes under s. 23.096, except as provided
3 under ss. 23.197 (3m) (b), (7), (7m), and (8) and 23.198 (1) (a).”

4 **63.** Page 447, line 2: after that line insert:

5 “**SECTION 1034qm.** 23.0917 (4r) of the statutes is created to read:

6 23.0917 (4r) AGREEMENT BETWEEN DEPARTMENTS. (a) For each fiscal year, the
7 department of natural resources and the department of forestry shall enter into an
8 agreement establishing all of the following:

9 1. The amount of funding from the appropriation under s. 20.866 (2) (ta) that
10 will be obligated for the land acquisition subprogram under sub. (3) and the amount
11 of funding from the appropriation under s. 20.866 (2) (ta) that will be obligated for
12 the property development and local assistance subprogram under sub. (4).

13 2. For the land acquisition subprogram, the amount of funding from the
14 appropriation under s. 20.866 (2) (ta) that will be obligated for the acquisition of state
15 forest land, for each of the purposes specified in s. 23.09 (2) (d), and for the grants for
16 each of these purposes under s. 23.096, other than for the projects or activities
17 specified under s. 23.197.

18 3. For the property development and local assistance subprogram, the amount
19 of funding from the appropriation under s. 20.866 (2) (ta) that will be obligated for
20 each of the purposes listed under sub. (4) (b) and (c), other than for the projects or
21 activities specified under ss. 23.197 and 23.198.

22 4. The priorities under sub. (3) (c).

23 (b) The secretary of administration shall resolve any disputes between the
24 departments concerning the agreement under par. (a).”

1 **64.** Page 448, line 2: after that line insert:

2 “**SECTION 1036b.** 23.0919 of the statutes is created to read:

3 **23.0919 Forestry land endowment fund.** (1) In this section, “land”
4 includes any buildings, facilities, or other structures located on the land.

5 (2) Unless the secretary of forestry determines otherwise in a specific case, only
6 the income from the gifts, grants, or bequests in the forestry land endowment fund
7 is available for expenditure. The secretary of forestry may authorize expenditures
8 only for preserving, developing, managing, or maintaining land that is under the
9 jurisdiction of the department of forestry and that is used for conservation purposes.
10 In this subsection, unless otherwise provided in a gift, grant, or bequest, principal
11 and income are determined as provided under s. 701.20 (3).

12 **SECTION 1036c.** 23.092 (5) (a) of the statutes is amended to read:

13 **23.092 (5) (a)** The department shall determine the value of land or an easement
14 donated to the department that is within a habitat area and is dedicated for purposes
15 of habitat protection, enhancement, or restoration. For an easement, the valuation
16 shall be based on the extent to which the fair market value of the land is diminished
17 by the transfer. Except as provided in par. (b), an amount of money equal to the value
18 of the donation shall be released from the appropriation under s. 20.866 (2) (ta) or
19 (tz) or both to be used for habitat protection, enhancement, or restoration activities
20 for the same habitat area in which any donation was made on or after
21 August 9, 1989. The department shall determine how the moneys being released are
22 to be allocated from these appropriations. The amounts released from the
23 appropriation under s. 20.866 (2) (ta) shall be subject to the agreement under s.
24 23.0917 (4r).

1 **SECTION 1036d.** 23.094 (4) (a) of the statutes is amended to read:

2 23.094 (4) (a) The department shall determine the value of land or an easement
3 donated to the department for purposes of this section and for stream bank
4 protection under s. 23.096. For an easement, the valuation shall be based on the
5 extent to which the fair market value of the land is diminished by the transfer.
6 Except as provided in par. (b), an amount of money equal to the value of the donation
7 shall be released from the appropriation under s. 20.866 (2) (ta) or (tz) or both to be
8 used to acquire easements and land under this section and s. 23.096 for the same
9 stream for which any donation was made on or after August 9, 1989. The
10 department shall determine how the moneys being released are to be allocated from
11 these appropriations. The amounts released from the appropriation under s. 20.866
12 (2) (ta) shall be subject to the agreement under s. 23.0917 (4r).

13 **SECTION 1036e.** 23.095 (1m) (title) of the statutes is amended to read:

14 23.095 (1m) (title) PROHIBITION ON ~~DEPARTMENT LAND~~ CERTAIN STATE LANDS.

15 **SECTION 1036f.** 23.095 (1m) (a) of the statutes is amended to read:

16 23.095 (1m) (a) No person may damage or attempt to damage any natural
17 resource or any archaeological feature located on state-owned lands that are under
18 the supervision, management, and control of the department ~~except as of natural~~
19 resources or the department of forestry unless the person is authorized to do so by
20 the department of natural resources or the department of forestry.

21 **SECTION 1036fg.** 23.0955 (2) (am) of the statutes is amended to read:

22 23.0955 (2) (am) ~~Beginning in fiscal year 1997–98, the~~ The department may
23 ~~provide an annual award one grant of \$150,000 in each fiscal year~~ to a nonstock,
24 nonprofit corporation that meets all of the qualifications under par. (a).

25 **SECTION 1036fm.** 23.0955 (2) (c) of the statutes is created to read:

1 23.0955 (2) (c) If the department awards a grant under this subsection, the
2 department shall pay part of the grant in an amount equal to \$112,500 from the
3 appropriation under s. 20.370 (5) (aw) to the corporation receiving the grant, and the
4 department of forestry shall pay part of the grant in an amount equal to \$37,500 from
5 the appropriation under s. 20.375 (2) (rq) to the corporation receiving the grant.

6 **SECTION 1036fr.** 23.0956 (1) (intro.) of the statutes is amended to read:

7 23.0956 (1) (intro.) ~~From the appropriation under s. 20.370 (5) (aw), the~~ The
8 department shall ~~provide~~ award one grant of \$85,000 in each fiscal year, ~~beginning~~
9 ~~with fiscal year 2000–01,~~ to a nonstock, nonprofit corporation that is described under
10 section 501 (c) (3) or (4) of the Internal Revenue Code and organized in this state if
11 the corporation meets all of the following requirements:

12 **SECTION 1036fv.** 23.0956 (3) of the statutes is created to read:

13 23.0956 (3) The department shall pay part of the grant in an amount equal to
14 \$42,500 from the appropriation under s. 20.370 (5) (aw) to the corporation receiving
15 the grant, and the department of forestry shall pay part of the grant in an amount
16 equal to \$42,500 from the appropriation under s. 20.375 (2) (rq) to the corporation
17 receiving the grant.

18 **SECTION 1036g.** 23.0957 (2) (intro.) of the statutes is amended to read:

19 23.0957 (2) (intro.) The department of forestry shall provide one grant of
20 \$75,000 in each fiscal year, beginning with fiscal year 1999–2000, to a nonstock,
21 nonprofit corporation that meets all of the following requirements:

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

23 23.0957 (3) (d) For each fiscal year, prepare a report detailing the activities for
24 which a grant under sub. (2) is expended. Copies of the report shall be submitted to
25 the department of forestry and to the appropriate standing committees of the

1 legislature, as determined by the speaker of the assembly or the president of the
2 senate.

3 **SECTION 1036i.** 23.096 (2) (a) of the statutes is amended to read:

4 23.096 (2) (a) The department may award grants from the appropriation under
5 s. 20.866 (2) (ta) or (tz) to nonprofit conservation organizations to acquire property
6 for all of the purposes described in ss. 23.09 (2) (d) ~~1. to 7.~~ 2., 3., 4., 6., 9., 11., 12. and
7 15., (19), (20), and (20m), 23.092, 23.094, 23.17, 23.175, 23.27, 23.29, 23.293, 30.24,
8 and 30.277 and for state forests, and for forest nurseries and experimental stations.

9 **SECTION 1036j.** 23.096 (2) (am) of the statutes is created to read:

10 23.096 (2) (am) In determining which grants will be awarded under this
11 section, the department of forestry and the department of natural resources shall
12 both approve each grant. Any dispute regarding which nonprofit conservation
13 organization will receive a grant under this section shall be resolved by the secretary
14 of administration. The grants awarded under this section from the appropriation
15 under s. 20.866 (2) (ta) shall be subject to the agreement under s. 23.0917 (4r).

16 **SECTION 1036k.** 23.096 (3) (intro.) of the statutes is amended to read:

17 23.096 (3) (intro.) ~~In~~ Except as provided in sub. (3m), in order to receive a grant
18 under this section, the nonprofit conservation organization shall enter into a
19 contract with the department that contains all of the following provisions:

20 **SECTION 1036L.** 23.096 (3m) of the statutes is created to read:

21 23.096 (3m) In order to receive a grant under this section for state forests, other
22 than southern state forests, or for forest nurseries or experimental stations, the
23 nonprofit conservation organization shall enter into a contract with the department
24 of forestry that contains all of the provisions under sub. (3).

25 **SECTION 1036m.** 23.096 (4) (a) 1. of the statutes is amended to read:

1 23.096 (4) (a) 1. The department that entered into the contract under sub. (3)
2 or (3m) approves the subsequent sale or transfer.

3 **SECTION 1036n.** 23.096 (4) (a) 2. of the statutes is amended to read:

4 23.096 (4) (a) 2. The party to whom the property is sold or transferred enters
5 into a new contract with the department specified in subd. 1. that contains the
6 provisions under sub. (3).

7 **SECTION 1036p.** 23.096 (4) (b) of the statutes is amended to read:

8 23.096 (4) (b) The nonprofit conservation organization may subsequently sell
9 or transfer the acquired property to satisfy a debt or other obligation if the
10 department that enters into the contract under sub. (3) or (3m) approves the sale or
11 transfer.”.

12 **65.** Page 448, line 9: after that line insert:

13 “**SECTION 1037m.** 23.097 (1) of the statutes, as affected by 2001 Wisconsin Act
14 (this act), is renumbered 23.097 (1m).”.

15 **66.** Page 448, line 14: after that line insert:

16 “**SECTION 1038bb.** 23.097 (1b) of the statutes is created to read:

17 23.097 (1b) In this section, “department” means the department of forestry.

18 **SECTION 1038bd.** 23.098 (1) (ag) of the statutes is amended to read:

19 23.098 (1) (ag) “Department property” means an area of real property that is
20 owned by the state, that is under the jurisdiction of the department of natural
21 resources, and that is used for one of the purposes specified in s. 23.09 (2) (d) or that
22 is in a state forest.

23 **SECTION 1038be.** 23.098 (2) of the statutes is amended to read:

1 23.098 (2) The department of natural resources and the department of forestry
2 shall ~~establish~~ jointly administer a program to make grants from the appropriations
3 under s. 20.866 (2) (ta) and (tz) to friends groups and nonprofit conservation
4 organizations for projects for property development activities on department
5 properties. ~~The department may not encumber~~ Not more than \$250,000 may be
6 encumbered in each fiscal year for ~~these grants~~ under this section.

7 **SECTION 1038bg.** 23.098 (2m) of the statutes is created to read:

8 23.098 (2m) In determining which grants will be awarded under this section,
9 the department of forestry and the department of natural resources shall both
10 approve each grant. Any dispute regarding which friends groups will receive a grant
11 under this section shall be resolved by the secretary of administration.

12 **SECTION 1038bi.** 23.098 (3) of the statutes is amended to read:

13 23.098 (3) The department of natural resources and the department of forestry
14 shall jointly promulgate rules to establish criteria to be used in determining which
15 property development activities are eligible for ~~these grants~~ under this section. The
16 rules promulgated by the department of natural resources under this subsection that
17 are in effect on the effective date of this subsection ... [revisor inserts date], shall
18 remain in effect until rules are jointly promulgated by the 2 departments.

19 **SECTION 1038bk.** 23.098 (4) (a) of the statutes is amended to read:

20 23.098 (4) (a) The department of natural resources and the department of
21 forestry shall periodically prepare a list of projects on department properties that are
22 eligible for grants under this section and shall include in the list the estimated cost
23 of each project.

24 **SECTION 1038bm.** 23.098 (4) (am) of the statutes is amended to read:

1 23.098 (4) (am) In awarding grants under this section for eligible projects, the
2 department of natural resources and the department of forestry shall jointly
3 establish a system under which the grants are offered to eligible friends groups
4 before being offered to eligible nonprofit conservation organizations.

5 **SECTION 1038bp.** 23.098 (4) (b) of the statutes is amended to read:

6 23.098 (4) (b) ~~The department may not encumber~~ Not more than \$20,000 may
7 be encumbered for grants under this section for a department property in each fiscal
8 year.

9 **SECTION 1038br.** 23.11 (1) of the statutes is amended to read:

10 23.11 (1) In addition to the powers and duties heretofore conferred and imposed
11 upon ~~said~~ the department by this chapter it shall have and take the general care,
12 protection, and supervision of all state parks, of all state fish hatcheries and lands
13 used therewith, of all southern state forests, and of all lands owned by the state or
14 in which it has any interests, except lands the care and supervision of which are
15 vested in some other officer, body, or board; and ~~said~~ the department is granted such
16 further powers as may be necessary or convenient to enable it to exercise the
17 functions and perform the duties required of it by this chapter and by other
18 provisions of law. But it may not perform any act upon state lands held for sale that
19 will diminish their salable value.”.

20 **67.** Page 449, line 3: after that line insert:

21 “**SECTION 1038dm.** 23.13 of the statutes is amended to read:

22 **23.13 Governor to be informed.** The board of commissioners of public lands
23 and, the department of natural resources, and the department of forestry shall
24 furnish to the governor upon the governor’s request a copy of any paper, document,

1 or record in their respective offices and give the governor orally such information as
2 the governor may call for.”

3 **68.** Page 449, line 6: after that line insert:

4 “**SECTION 1038p.** 23.14 (1) of the statutes, as affected by 2001 Wisconsin Act
5 (this act), is amended to read:

6 23.14 (1) Prior to the initial acquisition of any lands by the department after
7 ~~July 1, 1977, of natural resources or by the department of forestry~~ for any new facility
8 or project, the proposed initial acquisition shall be submitted to the governor for his
9 or her approval. New facilities or projects include, without limitation because of
10 enumeration, state parks, state forests, recreation areas, public shooting, trapping
11 or fishing grounds or waters, fish hatcheries, game farms, forest nurseries,
12 experimental stations, endangered species preservation areas, picnic and camping
13 grounds, hiking trails, cross-country ski trails, bridle trails, nature trails, bicycle
14 trails, snowmobile trails, youth camps, land in the lower Wisconsin state riverway
15 as defined in s. 30.40 (15), natural areas and wild rivers.”

16 **69.** Page 449, line 17: after that line insert:

17 “**SECTION 1038sam.** 23.14 (2) of the statutes, as created by 2001 Wisconsin Act
18 (this act), is amended to read:

19 23.14 (2) The department of forestry may not acquire any rights in the lands
20 that are included in the Milwaukee county County grounds unless the department
21 first notifies the joint committee on finance in writing of the proposed acquisition.
22 If the cochairpersons of the committee do not notify the department within 14
23 working days after the date of the department’s notification that the committee has
24 scheduled a meeting to review the proposed acquisition, the department may acquire

1 the proposed rights. If, within 14 working days after the date of the department's
2 notification, the cochairpersons of the committee notify the department that the
3 committee has scheduled a meeting to review the proposed acquisition, the
4 department may acquire the rights only upon approval of the committee.

5 **SECTION 1038sb.** 23.15 (title) of the statutes is amended to read:

6 **23.15 (title) Sale of certain state-owned lands under the jurisdiction**
7 **of the department of natural resources.**

8 **SECTION 1038sc.** 23.15 (1) of the statutes is amended to read:

9 23.15 (1) The natural resources board may sell, at public or private sale, ~~lands~~
10 real property and structures owned by the state that are under the jurisdiction of the
11 department of natural resources ~~when~~ if the natural resources board determines
12 that ~~said lands~~ the real property and structures are no longer necessary for the
13 state's use for conservation purposes and, ~~if real property,~~ the real property is not the
14 subject of a petition under s. 16.375 (2).

15 **SECTION 1038sd.** 23.15 (1m) of the statutes is created to read:

16 23.15 (1m) The secretary of forestry may sell, at public or private sale, real
17 property and structures owned by the state that are under the jurisdiction of the
18 department of forestry if the department of forestry determines that the real
19 property and structures are no longer necessary for the state's use for conservation
20 purposes and the real property is not the subject of a petition under s. 16.375 (2). The
21 department of forestry may not perform any act on land in the state forests under its
22 jurisdiction that is being held for sale if the act will diminish the sale value of the
23 land.

24 **SECTION 1038se.** 23.15 (2) of the statutes is amended to read:

1 23.15 (2) ~~Said The natural resources board and the secretary of forestry shall~~
2 ~~present to the governor a full and complete report of the lands to be sold, the reason~~
3 ~~for the sale, the price for which said the lands should be sold ~~together with, and an~~~~
4 ~~application for the their sale of the same. The governor shall thereupon make such~~
5 ~~investigation as the governor deems necessary respecting said lands to be sold may~~
6 ~~investigate and approve or disapprove such the application. If the governor shall~~
7 ~~approve the same, approves the application for the sale, the governor shall issue a~~
8 ~~permit shall be issued by the governor for such the sale on the terms set forth in the~~
9 ~~application.~~

10 **SECTION 1038sf.** 23.15 (3) of the statutes is amended to read:

11 23.15 (3) Upon completion of such a sale of land under the jurisdiction of the
12 ~~department of natural resources,~~ the chairperson and secretary of the natural
13 resources board, or the secretary of natural resources, if the secretary is duly
14 authorized by the natural resources board, shall execute such the necessary
15 ~~instruments as are necessary to transfer title and the natural resources board or its~~
16 ~~duly authorized agents shall deliver the same instruments to the purchaser upon~~
17 ~~payment of the amount set forth in the application. Upon completion of a sale of land~~
18 ~~under the jurisdiction of the department of forestry, the secretary of forestry shall~~
19 ~~execute the necessary instruments to transfer title and shall deliver the instruments~~
20 ~~to the purchaser upon payment of the amount set forth in the application.~~

21 **SECTION 1038sg.** 23.15 (4) of the statutes is amended to read:

22 23.15 (4) ~~Said The natural resources board effecting the sale of any such lands~~
23 ~~and structures shall, upon receiving payment therefor, under sub. (3), shall deposit~~
24 ~~the funds moneys received in the conservation fund to be used exclusively for the~~
25 ~~purpose of purchasing other areas of land for the ~~creating~~ creation and establishing~~

1 establishment of public hunting and fishing grounds, and wildlife and fish refuges,
2 southern state forests, and state parks and for land in the lower Wisconsin state
3 riverway as defined in s. 30.40 (15).

4 **SECTION 1038sh.** 23.15 (4m) of the statutes is created to read:

5 23.15 (4m) The secretary of forestry, upon receiving payment under sub. (3),
6 shall deposit the moneys received in the forestry fund to be used exclusively for the
7 purpose of purchasing other areas of land for the creation and establishment of areas
8 in the state forests.

9 **SECTION 1038si.** 23.15 (5) (a) of the statutes is amended to read:

10 23.15 (5) (a) In this subsection, “surplus land” means land under the
11 jurisdiction of the department ~~which~~ of natural resources or the department of
12 forestry that is unused and not needed for ~~department~~ that department’s operations
13 or that is not included in ~~the~~ that department’s plan for construction or development.

14 **SECTION 1038sj.** 23.15 (5) (b) of the statutes is amended to read:

15 23.15 (5) (b) Biennially, ~~beginning on January 1, 1984,~~ the department of
16 natural resources and the department of forestry shall each submit to the state
17 building commission and the joint committee on finance an inventory of surplus land
18 containing the description, location, and fair market value of each parcel.

19 **SECTION 1038sk.** 23.15 (5) (c) of the statutes is created to read:

20 23.15 (5) (c) The department of natural resources and the department of
21 forestry shall notify the department of administration of the intention to sell any
22 surplus lands under the jurisdiction of the respective department so that the
23 department of administration may ensure that the sale is in compliance with federal
24 law.”.

1 **70.** Page 449, line 23: after that line insert:

2 “**SECTION 1039aj.** 23.175 (3m) of the statutes is amended to read:

3 23.175 (3m) ALLOCATION BETWEEN APPROPRIATIONS. For purposes of sub. (3) (b),
4 the department shall determine how the moneys being expended are to be allocated
5 from the appropriations under s. 20.866 (2) (ta) and (tz). The moneys expended from
6 the appropriation under s. 20.866 (2) (ta) shall be subject to the agreement under s.
7 23.0917 (4r). The department may not allocate or expend any moneys from the
8 appropriation under s. 20.866 (2) (ta) before July 1, 2000.”

9 **71.** Page 458, line 8: after that line insert:

10 “**SECTION 1042kb.** 23.26 (3) of the statutes is amended to read:

11 23.26 (3) Advise the department of natural resources, the department of
12 forestry, and other agencies on matters pertaining to the acquisition, development,
13 utilization, maintenance, and withdrawal of state natural areas, including
14 determinations as to the extent of multiple use that may be allowed on state natural
15 areas that are a part of a state park, state forest, public hunting ground, or similar
16 areas under state ownership or control.

17 **SECTION 1042kd.** 23.29 (2) of the statutes is amended to read:

18 23.29 (2) CONTRIBUTIONS; STATE MATCH. The department may accept
19 contributions and gifts for the Wisconsin natural areas heritage program. The
20 department shall convert donations of land which it determines, with the advice of
21 the council, are not appropriate for the Wisconsin natural areas heritage program
22 into cash. The department shall convert other noncash contributions into cash.
23 These moneys shall be deposited in the general fund and credited to the
24 appropriation under s. 20.370 (1) (mg). These moneys shall be matched by an equal

1 amount released from the appropriation under s. 20.866 (2) (ta), (tt) or (tz) or from
2 any combination of these appropriations to be used for natural areas land acquisition
3 activities under s. 23.27 (5). The department shall determine how the moneys being
4 released are to be allocated from these appropriations. The amounts released from
5 the appropriation under s. 20.866 (2) (ta) shall be subject to the agreement under s.
6 23.0917 (4r).

7 **SECTION 1042kn.** 23.293 (4) of the statutes is amended to read:

8 23.293 (4) CONTRIBUTIONS AND GIFTS; STATE MATCH. The department may accept
9 contributions and gifts for the ice age trail program. The department may convert
10 gifts of land which it determines are not appropriate for the ice age trail program into
11 cash. The department may convert other noncash contributions and gifts into cash.
12 These moneys shall be deposited in the general fund and credited to the
13 appropriation under s. 20.370 (7) (gg). An amount equal to the value of all
14 contributions and gifts shall be released from the appropriation under s. 20.866 (2)
15 (ta), (tw) or (tz) or from any combination of these appropriations to be used for land
16 acquisition and development activities under s. 23.17. The department shall
17 determine how the moneys being released are to be allocated from these
18 appropriations. The amounts released from the appropriation under s. 20.866 (2) (ta)
19 shall be subject to the agreement under s. 23.0917 (4r).

20 **SECTION 1042kp.** 23.293 (5) of the statutes is amended to read:

21 23.293 (5) LAND DEDICATIONS; VALUATION; STATE MATCH. The department shall
22 determine the value of land accepted for dedication under the ice age trail program.
23 If the land dedication involves the transfer of the title in fee simple absolute or other
24 arrangement for the transfer of all interest in the land to the state, the valuation of
25 the land shall be based on the fair market value of the land before the transfer. If

1 the land dedication involves the transfer of a partial interest in land to the state, the
2 valuation of the land shall be based on the extent to which the fair market value of
3 the land is diminished by that transfer and the associated articles of dedication. If
4 the land dedication involves a sale of land to the department at less than the fair
5 market value, the valuation of the land shall be based on the difference between the
6 purchase price and the fair market value. An amount equal to the valuation of the
7 land accepted for dedication under the ice age trail program shall be released from
8 the appropriation under s. 20.866 (2) (ta), (tw) or (tz) or from any combination of these
9 appropriations to be used for ice age trail acquisition activities under s. 23.17. The
10 department shall determine how the moneys being released are to be allocated from
11 these appropriations. The amounts released from the appropriation under s. 20.866
12 (2) (ta) shall be subject to the agreement under s. 23.0917 (4r). This subsection does
13 not apply to dedications of land under the ownership of the state.

14 **SECTION 1042ks.** 23.30 (4) of the statutes is created to read:

15 23.30 (4) CONSULTATION WITH THE DEPARTMENT OF FORESTRY. In carrying out its
16 duties under sub. (3) and its duties under s. 23.31, the natural resources board shall
17 consult with the department of forestry.

18 **SECTION 1042kt.** 23.305 (title) of the statutes is amended to read:

19 **23.305 (title) Leasing of department land certain lands for recreational**
20 **purposes.**

21 **SECTION 1042ku.** 23.305 (2) of the statutes is amended to read:

22 23.305 (2) Notwithstanding ss. 23.30 and 28.04, the department may lease
23 state park land or ~~state forest~~ land in the southern state forests to towns, villages or
24 counties for outdoor recreational purposes associated with spectator sports.
25 Notwithstanding ss. 23.30 and 28.04, the department of forestry may lease state

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1 forest land, other than land in the southern state forests, to towns, villages, or
2 counties for outdoor recreational purposes associated with spectator sports.

3 **SECTION 1042kv.** 23.305 (3) of the statutes is amended to read:

4 23.305 (3) The lease shall be for a term not to exceed 15 years. The lease shall
5 contain covenants to protect the department entering into the lease from all liability
6 and costs associated with use of the land and to guard against trespass and waste.
7 The rents arising from ~~the~~ a lease entered into by the department shall be paid into
8 the state treasury and credited to the ~~proper~~ conservation fund. The rents arising
9 from a lease entered into by the department of forestry shall be paid into the state
10 treasury and credited to the forestry fund.”.

11 **72.** Page 458, line 12: after that line insert:

12 **“SECTION 1046m.** 23.33 (1) (ig) of the statutes is amended to read:

13 23.33 (1) (ig) “Law enforcement officer” has the meaning specified under s.
14 165.85 (2) (c) and includes a person appointed as a conservation warden ~~by the~~
15 department under s. 23.10 (1) or a state forest ranger appointed under s. 28.92.”.

16 **73.** Page 461, line 25: after that line insert:

17 **“SECTION 1066am.** 23.33 (5) (a) of the statutes is amended to read:

18 23.33 (5) (a) *Age restriction.* No person under 12 years of age may operate an
19 all-terrain vehicle unless he or she is operating the all-terrain vehicle for an
20 agricultural purpose and he or she is under the supervision of a person over 18 years
21 of age or unless he or she is operating a small all-terrain vehicle on an all-terrain
22 vehicle trail designated by the department of natural resources or by the department
23 of forestry and he or she is accompanied by his or her parent. No person who is under
24 12 years of age may operate an all-terrain vehicle which is an implement of

1 husbandry on a roadway under any circumstances. No person who is under 12 years
2 of age may operate an all-terrain vehicle on a roadway under the authorization
3 provided under sub. (4) (d) 6. under any circumstances. No person who is under 12
4 years of age may rent or lease an all-terrain vehicle. For purposes of this paragraph,
5 supervision does not require that the person under 12 years of age be subject to
6 continuous direction or control by the person over 18 years of age.”.

7 **74.** Page 463, line 23: after that line insert:

8 **“SECTION 1066atg.** 23.33 (5m) (c) 4. of the statutes, as created by 2001
9 Wisconsin Act ... (this act), is amended to read:

10 23.33 (5m) (c) 4. Assisting the department of natural resources, the
11 department of forestry, and the department of tourism in creating an outreach
12 program to inform local communities of appropriate all-terrain vehicle use in their
13 communities and of the economic benefits that may be gained from promoting
14 tourism to attract all-terrain vehicle operators.

15 **SECTION 1066ati.** 23.33 (5m) (c) 5. of the statutes, as created by 2001 Wisconsin
16 Act ... (this act), is amended to to read:

17 23.33 (5m) (c) 5. Attempting to improve and maintain its relationship with the
18 department of natural resources, the department of forestry, the department of
19 tourism, all-terrain vehicle dealers, all-terrain vehicle manufacturers, snowmobile
20 clubs, as defined in s. 350.138 (1) (e), snowmobile alliances, as defined in s. 350.138
21 (1) (d), and other organizations that promote the recreational operation of
22 snowmobiles.

23 **SECTION 1066atv.** 23.33 (8) (c) of the statutes is amended to read:

1 23.33 (8) (c) *Trails.* ~~A~~ Any town, any village, any city, any county or the
2 department of natural resources, or the department of forestry may designate
3 corridors through land which it owns or controls, or for which it obtains leases,
4 easements or permission, for use as all-terrain vehicle trails.

5 **SECTION 1066atz.** 23.33 (9) (b) (intro.) of the statutes is amended to read:

6 23.33 (9) (b) *All-terrain vehicle projects.* (intro.) Any of the following
7 all-terrain vehicle projects ~~are~~ is eligible for funding as ~~a state~~ an all-terrain vehicle
8 project from the appropriation account under s. 20.370 (1) (ms) or 20.375 (3) (sr) or
9 for aid as a nonstate all-terrain vehicle project from the appropriation accounts
10 under s. 20.370 (5) (ct) and (cu):

11 **SECTION 1066aui.** 23.33 (9m) of the statutes is created to read:

12 23.33 (9m) STATE TRAILS. The department of forestry shall designate, develop,
13 and maintain the all-terrain vehicle trails in state forests, other than southern state
14 forests.

15 **SECTION 1066auk.** 23.33 (12) (a) of the statutes is amended to read:

16 23.33 (12) (a) ~~An officer of the state traffic patrol under s. 110.07 (1), inspector~~
17 ~~under s. 110.07 (3), conservation warden appointed by the department under s.~~
18 ~~23.10, county sheriff or municipal peace~~ Any law enforcement officer has authority
19 and jurisdiction to enforce this section and ordinances enacted in conformity with
20 this section.”.

21 **75.** Page 466, line 6: after that line insert:

22 **“SECTION 1067g.** 24.39 (1) of the statutes is amended to read:

23 24.39 (1) The board of commissioners of public lands may grant leases of parts
24 or parcels of any public lands except state park lands and state forest lands; grant

1 easements, leases to enter upon any of said lands to flow the same or to prospect for
2 and to dig and remove therefrom ore, minerals and other deposits, and sell therefrom
3 such timber as the board shall find necessary to prevent future loss or damage. All
4 sales of standing live timber shall be on a selective cutting basis in line with federal
5 forest practices. Such easements, leases, licenses, and sales shall be made only for
6 a full and fair consideration paid or to be paid to the state, the amount and terms
7 whereof shall be fixed by said board, and such easements, leases, licenses and sales
8 shall conform to the requirements, so far as applicable, prescribed by ch. 26 for the
9 exercise by the department of natural resources of similar powers affecting state
10 park lands and state forest lands.

11 **SECTION 1067r.** 24.39 (2) of the statutes is amended to read:

12 24.39 (2) In negotiating for such leases, licenses, or sales, and in exercising the
13 other powers conferred by this section the board of commissioners of public lands
14 shall, so far as it finds it desirable and practicable, request and make proper use of
15 such services and information as the department of natural resources or the
16 department of forestry may be able to furnish.”

17 **76.** Page 468, line 21: after that line insert:

18 “**SECTION 1107g.** 25.17 (1) (fs) of the statutes is created to read:

19 25.17 (1) (fs) Forestry fund (s. 25.28).

20 **SECTION 1107r.** 25.17 (1) (fv) of the statutes is created to read:

21 25.17 (1) (fv) Forestry land endowment fund (s. 25.294);”

22 **77.** Page 470, line 13: after that line insert:

23 “**SECTION 1113g.** 25.28 of the statutes is created to read:

1 **25.28 Forestry fund. (1)** There is established a separate nonlapsible trust
2 fund designated as the forestry fund to consist of all of the following:

3 (a) All moneys accruing to the state for or in behalf of the department of forestry
4 under s. 29.235 (6) and chs. 23, 26, 27, and 28.

5 (b) All moneys received under subchs. I and VI of ch. 77.

6 (c) All moneys received under s. 70.58.

7 (d) All other state funds appropriated or transferred to the forestry fund.

8 **(2)** All moneys received from the United States for fire prevention and control,
9 forest planting, and other forestry activities shall be devoted to the purposes for
10 which these moneys are received.

11 **SECTION 1113r.** 25.29 (1) (a) of the statutes is amended to read:

12 25.29 (1) (a) Except as provided in ss. 25.293 and 25.295, all moneys accruing
13 to the state for or in behalf of the department under chs. 26, 27, 28, 29, and 350,
14 subchs. I and VI of ch. 77 and ss. 23.09 to 23.31, 23.325 to 23.42, 23.50 to 23.99, 30.50
15 to 30.55, ~~70.58~~, 71.10 (5) and 71.30 (10), including grants received from the federal
16 government or any of its agencies except as otherwise provided by law.”.

17 **78.** Page 471, line 10: after that line insert:

18 “**SECTION 1119c.** 25.29 (6) of the statutes, as affected by 2001 Wisconsin Act
19 (this act), is amended to read:

20 25.29 (6) All moneys received from the United States ~~for fire prevention and~~
21 ~~control, forest planting and other forestry activities~~, for wildlife restoration projects
22 and fish restoration and management projects, and for other purposes shall be
23 devoted to the purposes for which these moneys are received.

24 **SECTION 1119g.** 25.29 (7) (intro.) of the statutes is renumbered 25.28 (3) (a).

1 **SECTION 1119L.** 25.29 (7) (a) of the statutes is renumbered 25.28 (3) (am) and
2 amended to read:

3 25.28 (3) (am) Eight percent of the tax levied under s. 70.58 or of the funds
4 provided for in lieu of the levy shall be used to acquire and develop forests of the state
5 for the purposes or capable of providing the benefits described under s. 28.04 (2)
6 within areas approved by the department of forestry and the governor and located
7 within the region composed of Manitowoc, Calumet, Winnebago, Sheboygan, Fond
8 du Lac, Ozaukee, Washington, Dodge, Milwaukee, Waukesha, Jefferson, Racine,
9 Kenosha, Walworth, Rock and Outagamie counties.

10 **SECTION 1119p.** 25.29 (7) (b) of the statutes is renumbered 25.28 (3) (b) and
11 amended to read:

12 25.28 (3) (b) An additional 4% of the tax levied under s. 70.58 or of the funds
13 provided in lieu of the levy shall be used to purchase forests for the state for the
14 purposes or capable of providing the benefits described under s. 28.04 (2) within
15 areas approved by the department of forestry and the governor and located within
16 the region specified under par. ~~(a)~~ (am).

17 **SECTION 1119t.** 25.294 of the statutes is created to read:

18 **25.294 Forestry land endowment fund.** There is established a separate
19 nonlapsible trust fund designated as the forestry land endowment fund, to consist
20 of:

21 (1) All gifts, grants, or bequests made to the forestry land endowment fund. The
22 department of forestry may convert any noncash gift, grant, or bequest into cash for
23 deposit into the fund.

24 (2) All interest and other income generated from these gifts, grants, and
25 bequests.

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

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

6 **79.** Page 477, line 12: after that line insert:

7 **“SECTION 1146g.** 26.01 of the statutes is amended to read:

8 **26.01 Definition.** In this chapter, unless the context requires otherwise
9 “department” means the department of ~~natural resources~~ forestry.

10 **SECTION 1146r.** 26.06 (1) of the statutes is amended to read:

11 26.06 (1) Foresters, forest supervisors, and state forest rangers and wardens
12 of the department and the cruisers and foresters of the board of commissioners of
13 public lands have the enforcement powers specified in s. 26.97 with respect to, and
14 may seize, without process, any forest products unlawfully severed from public lands
15 of the state, federal lands leased to the state, county forest lands entered under s.
16 28.11, forest croplands entered under subch. I of ch. 77, or managed forest land
17 designated under subch. VI of ch. 77. Seized products cut from lands under the
18 control of the board of commissioners of public lands shall be held for the
19 commissioners and those cut from forest croplands, managed forest land, or county
20 forest shall be held for the owner, and subject to the payment of severance taxes, yield
21 taxes or severance share thereon to the state. Products cut from state forest lands
22 or federal lands leased to the department shall be appraised and sold. Products
23 appraised at more than \$500 shall be sold on sealed bids not less than 10 days after
24 a class 1 notice has been published, under ch. 985, in the county where the material

1 is located. Any sheriff may seize and hold for the owner thereof any forest products
2 unlawfully severed or removed.

3 **SECTION 1146t.** 26.08 (1) of the statutes is amended to read:

4 26.08 (1) The department of forestry may, ~~from time to time~~, lease parts or
5 parcels of ~~state park lands or state forest lands, other than lands in southern state~~
6 forests. The department of natural resources may lease parts or parcels of state park
7 lands or lands in southern state forests. These leases shall contain proper covenants
8 to guard against trespass and waste. The rents arising from these leases shall be
9 paid into the state treasury to the credit of the proper fund. Licenses also may be
10 granted to prospect for ore or mineral upon any of these lands; but proper security
11 shall be taken that the licensees will fully inform the department that grants a
12 license of every discovery of ore or mineral and will restore the surface to its former
13 condition and value if no discovery of valuable deposits is made. The department
14 that enters into a lease or grants a license shall retain a copy of each lease or license
15 and file the original in the office of the board of commissioners of public lands.

16 **SECTION 1146u.** 26.08 (2) (a) of the statutes is amended to read:

17 26.08 (2) (a) Except as provided under pars. (b) to (d), ~~the department may lease~~
18 ~~state park land or state forest land for~~ leases under sub. (1) shall be for terms not
19 exceeding 15 years.”.

20 **80.** Page 477, line 15: after that line insert:

21 “**SECTION 1147m.** 26.08 (3) of the statutes is amended to read:

22 26.08 (3) The department of natural resources and the department of forestry
23 shall furnish to the board of commissioners of public lands such maps, plats, surveys,
24 valuations, information, and other services as the board may request respecting any

1 of the public lands, for use by it in granting leases or licenses or in making sales under
2 s. 24.39.

3 **SECTION 1147r.** 26.11 (6) of the statutes is amended to read:

4 26.11 (6) The department, as the director of the effort, may suppress a forest
5 fire on lands located outside the boundaries of intensive or extensive forest fire
6 protection districts but not within the limits of any city or village if the town
7 responsible for suppressing fires within its boundaries spends more than \$3,000, as
8 determined by rates established by the department, on suppressing the forest fire
9 and if the town chairperson makes a request to the department for assistance.
10 Persons participating in the suppression efforts shall act at the direction of the
11 department after the department begins suppression efforts under this subsection.
12 Funds expended by the state under this subsection shall be drawn from the
13 appropriation under s. ~~20.370 (1) (mu)~~ 20.375 (2) (q).”

14 **81.** Page 477, line 21: after that line insert:

15 “**SECTION 1148c.** 26.11 (7) (a) of the statutes, as affected by 2001 Wisconsin Act
16 (this act), is amended to read:

17 26.11 (7) (a) Notwithstanding s. 20.001 (3) (c), if the sum of the unencumbered
18 balances in the appropriation accounts under s. ~~20.370 (1) (es)~~ 20.375 (2) (r) and ~~(mz)~~
19 (z) exceeds \$1,000,000 on June 30 of any fiscal year, the amount in excess of
20 \$1,000,000 shall lapse from the appropriation account under s. ~~20.370 (1) (es)~~ 20.375
21 (2) (r) to the ~~conservation forestry~~ fund, except as provided in par. (b).

22 **SECTION 1148f.** 26.11 (7) (b) of the statutes is amended to read:

23 26.11 (7) (b) Notwithstanding s. 20.001 (3) (c), if the amount in the
24 appropriation account under s. ~~20.370 (1) (es)~~ 20.375 (2) (r) is insufficient for the

1 amount that must lapse under par. (a), the remainder that is necessary for the lapse
2 shall lapse from the appropriation account under s. ~~20.370 (1) (mz)~~ 20.375 (2) (z).

3 **SECTION 1148j.** 26.12 (2) of the statutes is amended to read:

4 26.12 (2) ORGANIZATION. The department shall organize each forest protection
5 area so as to most effectively prevent, detect and suppress forest fires, and to that
6 end may employ experienced wardens or state forest rangers to have charge of its
7 efforts in each area; may subdivide each area into patrol areas; may establish lookout
8 towers, construct ranger stations, telephone lines, purchase tools for fire fighting as
9 well as other necessary supplies or equipment, and carry on all other activities
10 considered necessary to effectively protect the area from forest fires, including the
11 promulgation of rules for the payment of fire fighters, the preparation of notices and
12 forms for publication and the disposition and use of all fire-fighting equipment or
13 property. All property or equipment purchased by the state shall be owned by the
14 state, but counties or towns may purchase and own equipment for fire suppression,
15 and the equipment shall be used for the improvement of the forest fire-fighting
16 organization.

17 **SECTION 1148r.** 26.14 (2) of the statutes is amended to read:

18 26.14 (2) All such state forest rangers, town chairpersons, emergency fire
19 wardens, conservation wardens and other duly appointed deputies may in the
20 performance of their official duty go on the lands of any person to fight forest fires,
21 and in so doing may set back fires, dig trenches, cut fire lines or carry on all other
22 customary activities in the fighting of forest fires, without incurring a liability to
23 anyone.”.

24 **82.** Page 478, line 2: after that line insert:

1 **SECTION 1149b.** 26.20 (6) (b) of the statutes is amended to read:

2 26.20 (6) (b) Any state forest ranger, conservation warden, sheriff or other duly
3 appointed authority may, in the performance of official duties, require any train
4 causing fires or suspected of causing fires to stop within a safe distance from the fires
5 to avoid further setting or spread of fire.

6 **SECTION 1149c.** 26.22 of the statutes is amended to read:

7 **26.22 Sales, etc.** The department of forestry may sell any timber on the state
8 park or state forest lands ~~which, other than lands in southern state forests, that~~ has
9 been damaged by fire or wind, on such terms and in such manner as it shall deem
10 best for the interest of the state. The department of natural resources may sell any
11 timber on lands in southern state forests that has been damaged by fire or wind, on
12 such terms and in such manner as it shall deem best for the interest of the state.

13 **SECTION 1149d.** 26.30 (2) of the statutes is amended to read:

14 26.30 (2) **POWERS.** The department is vested with authority and jurisdiction in
15 all matters relating to the prevention, detection and control of forest pests on the
16 forest lands of the state, and to do all things necessary in the exercise of such
17 authority and jurisdiction, except that this shall not be construed to grant any
18 powers or authority to the department for the silvicultural control of forest pests on
19 any land. This section shall apply only to the detection and control of forest pests on
20 forest lands and does not affect the authority of the department of agriculture, trade
21 and consumer protection under chs. 93 and 94. The action of the department under
22 sub. (4) shall be coordinated with the department of agriculture, trade and consumer
23 protection in accordance with s. 20.901. The secretaries of ~~natural resources~~ forestry
24 and agriculture, trade and consumer protection shall execute annually a

1 memorandum of agreement to enable the coordination of pest control work of their
2 departments.

3 **SECTION 1149e.** 26.30 (4) of the statutes is amended to read:

4 26.30 (4) SURVEYS, INVESTIGATIONS AND CONTROL. The department shall make
5 surveys and investigations to determine the presence, condition and extent of
6 infestations and it shall also carry on control measures when necessary. For such
7 purposes the department or its wardens or state forest rangers may enter public and
8 private lands at reasonable times without incurring a liability to anyone.

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

10 26.37 (1) (intro.) The department of ~~natural resources~~ forestry and the
11 department of commerce shall ~~jointly develop a~~ comply with any plan to establish
12 required to be developed by the department of natural resources and the department
13 of commerce to establish a lake states wood utilization consortium to provide
14 research, development and demonstration grants to enhance the forest products
15 industry in Wisconsin and other states. ~~The if the plan shall do~~ does all of the
16 following:

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

18 26.37 (1) (a) ~~Define~~ Defines the powers, duties and responsibilities of the
19 consortium.

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

21 26.37 (1) (b) ~~Establish~~ Establishes an implementation committee for the
22 consortium. Members of the committee may include one or more representatives
23 from the department of natural resources, the department of forestry, the
24 department of commerce and the forest products industry.

25 **SECTION 1149j.** 26.37 (1) (c) of the statutes is amended to read:

1 26.37 (1) (c) ~~Specify~~ Specifies eligibility requirements for the grants and
2 criteria for awarding the grants, including how the grants are to be distributed to
3 each state participating in the consortium.

4 **SECTION 1149k.** 26.37 (1) (d) of the statutes is amended to read:

5 26.37 (1) (d) ~~Require~~ Requires that the grants require matching funds or
6 in-kind contributions by industrial recipients of the grants.

7 **SECTION 1149L.** 26.37 (1) (e) of the statutes is amended to read:

8 26.37 (1) (e) ~~Require~~ Requires the implementation committee to identify an
9 organization that can administer and award the grants and oversee the grant
10 program.

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

12 26.37 (1) (f) ~~Require~~ Requires the consortium to actively pursue funding from
13 the states of Michigan and Minnesota of \$200,000 annually from each state for 3
14 years.

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

16 26.37 (1) (g) ~~Require~~ Requires the consortium to actively pursue federal and
17 other funding sources.”.

18 **83.** Page 479, line 1: substitute “20.375 (2) (ru)” for “20.375 (1) (cu)”.

19 **84.** Page 479, line 2: substitute “20.375 (2) (rv)” for “20.375 (1) (cv)”.

20 **85.** Page 479, line 2: after that line insert:

21 “**SECTION 1149md.** 26.39 (2) and (3) of the statutes, as created by 2001
22 Wisconsin Act ... (this act), are amended to read:

23 26.39 (2) FORESTRY EDUCATION CURRICULUM; SCHOOLS. Using the moneys
24 appropriated under s. ~~20.370 (1) (cu)~~ 20.375 (2) (ru), the department, in cooperation

1 with the Center for Environmental Education in the College of Natural Resources
2 at the University of Wisconsin–Stevens Point, shall develop a forestry education
3 curriculum for grades kindergarten to 12.

4 (3) FORESTRY EDUCATION FOR THE PUBLIC. Using the moneys appropriated under
5 s. ~~20.370 (1) (ev)~~ 20.375 (2) (rv), the department shall develop a program to educate
6 the public on the value of sustainable forestry. The program shall include support
7 for educational efforts conducted by school districts at school forests or conducted by
8 other entities that provide education on the topic of sustainable forestry.

9 SECTION 1149rx. 27.01 (7) (a) 3. of the statutes is amended to read:

10 27.01 (7) (a) 3. In this subsection, “vehicle admission area” means the Bong
11 area lands acquired under s. 23.09 (13), the Wisconsin Dells natural area, the Point
12 Beach state forest, recreational areas in other state forests designated as such by the
13 department of natural resources or by the department of forestry, designated use
14 zones within other recreation areas established under s. 23.091 (3), and any state
15 park or roadside park except those areas specified in par. (c) 5.”

16 **86.** Page 480, line 12: after that line insert:

17 “SECTION 1153h. 27.01 (7) (gu) of the statutes, as created by 2001 Wisconsin
18 Act ... (this act), is amended to read:

19 27.01 (7) (gu) *Transaction payments.* The department shall establish a system
20 under which ~~the department pays each agent appointed under sub. (7m) (a) –a~~
21 ~~payment of 1. is paid~~ \$1.50 for each time that the agent processes a transaction
22 through the statewide automated system contracted for under sub. (7m) (d). This
23 payment is in addition to any issuing fee retained by the agent. ~~The department shall~~
24 ~~make these~~ These payments shall be made by allowing the agent to retain an amount

1 equal to the payments from the amounts that are collected by the agent and that
2 would otherwise be remitted to the department.”.

3 **87.** Page 480, line 15: substitute “~~(g)~~ (f)” for “(g)”.

4 **88.** Page 480, line 16: substitute “~~appointed~~” for “appointed”.

5 **89.** Page 480, line 16: substitute “~~(a)~~ (b)” for “(a)”.

6 **90.** Page 480, line 18: after that line insert:

7 “**SECTION 1153ic.** 27.01 (7) (h) of the statutes, as affected by 2001 Wisconsin
8 Act (this act), is renumbered 27.01 (7) (h) 1.

9 **SECTION 1153iL.** 27.01 (7) (h) 2. of the statutes is created to read:

10 27.01 (7) (h) 2. The department of forestry and the department of natural
11 resources shall enter into an agreement to determine how the moneys credited to the
12 conservation fund under subd. 1. will be allocated for use between the departments,
13 how the payments made under par. (gu) will be allocated for payment between the
14 departments, and how the fees collected for conservation patron licenses will be
15 allocated between the departments. The secretary of administration shall resolve
16 any disputes between the departments concerning the agreement entered into under
17 this subdivision.

18 **SECTION 1153iq.** 27.01 (7m) (a) of the statutes is renumbered 27.01 (7m) (a) 1.

19 **SECTION 1153ir.** 27.01 (7m) (a) 2. of the statutes is created to read:

20 27.01 (7m) (a) 2. The department of forestry, as an agent of the department,
21 shall issue vehicle admission receipts and collect the vehicle admission fees under
22 sub. (7). The vehicle admission fees collected by the department of forestry shall be
23 deposited in the conservation fund.

1 **SECTION 1153is.** 27.01 (7m) (b) of the statutes is renumbered 27.01 (7m) (b) 1.
2 and amended to read:

3 27.01 (7m) (b) 1. An agent appointed under par. (a) 1, shall collect the
4 applicable issuing fee specified in sub. (7) (gr). The agent may retain the issuing fees
5 to compensate the agent for the agent's services in issuing the receipts.

6 **SECTION 1153it.** 27.01 (7m) (b) 2. of the statutes is created to read:

7 27.01 (7m) (b) 2. The department of forestry shall collect the applicable issuing
8 fee specified in sub. (7) (gr) for the vehicle admission receipts that it issues and shall
9 deposit the issuing fees into the forestry fund.”

10 **91.** Page 480, line 22: after that line insert:

11 **“SECTION 1153Lb.** 27.01 (10) (b) of the statutes is amended to read:

12 27.01 (10) (b) *Establishment, operation and categories of campgrounds.* The
13 department of forestry and the department of natural resources may each establish
14 and operate state campgrounds ~~in state parks, state forests and other~~ on lands under
15 ~~its~~ their respective supervision and management. ~~The~~ Each department may
16 classify, by rule, its state campgrounds into separate categories.

17 **SECTION 1153Lc.** 27.01 (10) (d) 1. of the statutes is amended to read:

18 27.01 (10) (d) 1. The camping fee for each night at a campsite in a campground
19 which is classified as a Type “A” campground ~~by the department~~ under par. (b) is \$8
20 for a resident camping party.

21 **SECTION 1153Ld.** 27.01 (10) (d) 2. of the statutes is amended to read:

22 27.01 (10) (d) 2. The camping fee for each night at a campsite in a campground
23 which is classified as a Type “A” campground ~~by the department~~ under par. (b) is \$10
24 for a nonresident camping party.

1 **SECTION 1153Le.** 27.01 (10) (d) 3. of the statutes is amended to read:

2 27.01 (10) (d) 3. The camping fee for each night at a campsite in a state
3 campground which is classified as a Type “B” campground ~~by the department~~ under
4 par. (b) is \$7 for a resident camping party.

5 **SECTION 1153Lf.** 27.01 (10) (d) 4. of the statutes is amended to read:

6 27.01 (10) (d) 4. The camping fee for each night at a campsite in a state
7 campground which is classified as a Type “B” campground ~~by the department~~ under
8 par. (b) is \$9 for a nonresident camping party.

9 **SECTION 1153Lg.** 27.01 (10) (d) 5. of the statutes is amended to read:

10 27.01 (10) (d) 5. The camping fee for each night at a campsite in a campground
11 which is classified as a Type “C” campground ~~by the department~~ under par. (b) is \$6
12 for a resident camping party.

13 **SECTION 1153Lh.** 27.01 (10) (d) 6. of the statutes is amended to read:

14 27.01 (10) (d) 6. The camping fee for each night at a campsite in a campground
15 which is classified as a Type “C” campground ~~by the department~~ under par. (b) is \$8
16 for a nonresident camping party.

17 **SECTION 1153Lj.** 27.01 (10) (e) of the statutes is amended to read:

18 27.01 (10) (e) *Determination of residency.* The ~~department~~ departments shall
19 base ~~its~~ their determination of whether a camping party is a resident or nonresident
20 camping party upon the residency of the person who applies for a reservation under
21 sub. (11) at the time the application for reservation is made or, if no reservation is
22 made, the residency of the person who registers for the campsite at the time of
23 registration.

24 **SECTION 1153Lm.** 27.01 (10) (f) of the statutes is amended to read:

1 27.01 (10) (f) *Waiver of fees; special fees.* The ~~department~~ departments may
2 waive camping fees, charge additional camping fees or charge special fees instead of
3 camping fees for certain classes of persons or groups, certain areas, certain types of
4 camping or times of the year and for admission to special events.

5 **SECTION 1153Ln.** 27.01 (10) (g) (intro.) of the statutes is amended to read:

6 27.01 (10) (g) *Additional camping fees.* (intro.) Besides the additional camping
7 fees authorized under par. (f), the ~~department~~ departments may charge:

8 **SECTION 1153Lp.** 27.01 (10) (h) of the statutes is amended to read:

9 27.01 (10) (h) *Increased camping fees.* In addition to ~~its~~ their authority under
10 par. (f), the ~~department~~ departments shall determine which state campgrounds
11 under their supervision and management are located in areas where local market
12 conditions justify the establishment of higher camping fees to be charged by the
13 department. ~~For these state campgrounds, the department departments. The~~
14 departments shall promulgate rules for state campgrounds under their supervision
15 and management to establish higher camping fees to be based on the applicable local
16 market conditions.

17 **SECTION 1153Lq.** 27.01 (11) (a) of the statutes is amended to read:

18 27.01 (11) (a) *Authorization.* The department of natural resources and the
19 department of forestry may ~~establish and jointly~~ operate a campground reservation
20 system for state campgrounds in state parks, state forests and on other lands under
21 ~~the either~~ department's supervision and ~~control.~~ The department management and
22 may participate with owners of private campgrounds in a cooperative reservation
23 system.

24 **SECTION 1153Lr.** 27.01 (11) (b) (intro.) of the statutes is amended to read:

1 27.01 (11) (b) *Rules.* (intro.) The ~~department~~ departments shall promulgate
2 rules for the operation of the their campground reservation ~~system~~ systems. The
3 rules shall include all of the following:

4 **SECTION 1153Ls.** 27.01 (11) (cm) 1. of the statutes is amended to read:

5 27.01 (11) (cm) 1. The department of forestry may enter into a contract with
6 another party to operate the campground reservation system that ~~the department~~
7 it establishes under par. (a). The department of natural resources may do the same
8 for a campground reservation system that it establishes under par. (a).

9 **SECTION 1153Lt.** 27.01 (11) (cm) 2. of the statutes is amended to read:

10 27.01 (11) (cm) 2. A contract entered into under this paragraph shall require
11 that the department entering into the contract retain \$1 of each reservation fee
12 collected.

13 **SECTION 1153Lu.** 27.01 (11) (i) of the statutes is amended to read:

14 27.01 (11) (i) *Cooperation with tourism.* The department of natural resources
15 and the department of tourism shall work jointly ~~to establish an~~ on any automated
16 campground reservation system established or operated by the department of
17 natural resources. The department of forestry and the department of tourism shall
18 work jointly on any automated campground reservation established or operated by
19 the department of forestry.”.

20 **92.** Page 481, line 5: after that line insert:

21 **“SECTION 1153nc.** 27.016 (1) (c) of the statutes is repealed.

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

23 27.019 (12) COOPERATION OF STATE DEPARTMENTS. The department of
24 agriculture, trade and consumer protection, the department of administration, the

1 department of natural resources, the department of forestry, and the agricultural
2 extension division of the University of Wisconsin shall cooperate with the several
3 county rural planning committees in carrying out this section.

4 **SECTION 1153nx.** 28.005 of the statutes is amended to read:

5 **28.005 Definition.** “Department” when used in this chapter without other
6 words of description or qualification means the department of ~~natural resources~~
7 forestry.

8 **SECTION 1153nxb.** 28.01 of the statutes is amended to read:

9 **28.01 Forestry supervision.** The department shall execute all matters
10 pertaining to forestry within the jurisdiction of the state, direct the management of
11 state forests, other than southern state forests, collect data relative to forest use and
12 conditions and advance the cause of forestry within the state.

13 **SECTION 1153nxc.** 28.012 (title) of the statutes is created to read:

14 **28.012 (title) Powers of department.**

15 **SECTION 1153nxd.** 28.012 (1) of the statutes is created to read:

16 28.012 (1) For the state forests, other than southern state forests, the
17 department may accept and administer, in the name of the state, any gifts, grants,
18 bequests, and devises, including land, interests in land and funds made available to
19 the department by the federal government under any act of congress relating to any
20 of the functions of the department.

21 **SECTION 1153nxf.** 28.012 (2) of the statutes is created to read:

22 28.012 (2) The department may extend or consolidate lands or waters suitable
23 for the state forests, other than the southern state forests, by the exchange of other
24 lands or waters under its supervision.

25 **SECTION 1153nxg.** 28.012 (3) of the statutes is created to read:

1 28.012 (3) The department may accept donations of buildings, facilities, and
2 structures to be constructed upon lands owned by this state in the state forests, other
3 than the southern state forests.

4 **SECTION 1153nxh.** 28.012 (4) of the statutes is created to read:

5 28.012 (4) The department may grant easements to parts or parcels of areas
6 in the state forests, other than the southern state forests.

7 **SECTION 1153nxj.** 28.012 (5) of the statutes is created to read:

8 28.012 (5) All funds included in the gifts, grants, bequests, and devises received
9 or expected to be received by the department for the state forests under its
10 jurisdiction in a biennium shall be included in the statement of its actual and
11 estimated receipts and disbursements for such biennium required to be contained in
12 the biennial state budget report under s. 16.46. Those funds shall be considered to
13 be, and shall be treated the same as, other actual and estimated receipts and
14 disbursements of the department. The department may acknowledge the receipt of
15 any funding from a particular person or group in any department pamphlet, bulletin,
16 or other publication.

17 **SECTION 1153nxk.** 28.012 (6) of the statutes is created to read:

18 28.012 (6) The donor of any building, facility, or structure under sub. (3) may
19 contract for this construction according to plans and specifications provided by the
20 department or may enter into a contract for professional architectural and
21 engineering services to develop plans and specifications for the building, facility, or
22 structure and contract for their construction. Upon the completion of construction
23 satisfactory to the department, title to the building, facility, or structure shall vest
24 in the state. No person may construct any building, facility, or structure under this
25 subsection without the prior approval of the department regarding plans and

1 specifications, materials, suitability, design, capacity, or location. The plans and
2 specifications for any building, structure, or facility donated under sub. (2) (eg) shall
3 also be subject to the approval of the building commission.

4 **SECTION 1153nxp.** 28.012 (7) of the statutes is created to read:

5 28.012 (7) Any easements granted under sub. (4) or s. 28.02 (5) and any leases
6 under s. 23.305 or 26.08 by the department shall have the restrictions necessary to
7 preserve and protect the land subject to the lease or easement for the purposes for
8 which it was acquired or made part of the state forests.

9 **SECTION 1153nxq.** 28.012 (8) of the statutes is created to read:

10 28.012 (8) (a) In this subsection, “easement” includes a negative easement, a
11 restrictive covenant, a covenant running with the land, and any other right for a
12 lawful use of the property together with the right to acquire all negative easements,
13 restrictive covenants, covenants running with the land, and all rights for use of
14 property.

15 (b) The department may acquire any easement for the benefit of any area in the
16 state forests, other than southern state forests.

17 **SECTION 1153nrx.** 28.012 (9) of the statutes is created to read:

18 28.012 (9) If there are areas of the state forests under the jurisdiction of the
19 department that are inaccessible because they are surrounded by lands not
20 belonging to the state, and if the department determines that the usefulness or value
21 of these areas for these state forests will be increased if there is access to them over
22 lands not belonging to the state, the department may acquire the land necessary to
23 construct highways that will furnish the needed access.”.

24 **93.** Page 481, line 16: after that line insert: