

1 ***b0914/1.2* SECTION 1036w.** 23.0957 (3) (c) of the statutes is amended to read:

2 23.0957 (3) (c) Assist ~~community interested groups, nonprofit organizations~~
3 ~~and local governmental units in acquiring urban property for open space, developing,~~
4 ~~maintaining, or restoring land for one or more urban conservation purposes and in~~
5 ~~restoring urban property acquired for conservation, recreation and other open space~~
6 ~~purposes.~~

7 ***b0914/1.2* SECTION 1036^{wm}.** 23.0957 (3) (d) of the statutes is amended to read:

8 23.0957 (3) (d) For each fiscal year, prepare a report detailing the activities for
9 which a grant under sub. (2) is expended. Copies of the report shall be submitted to
10 the department and to the appropriate standing committees of the legislature, as
11 determined by the speaker of the assembly ~~or~~ and the president of the senate.

185-41A
185-412

***b0914/1.2* SECTION 1036y.** 23.0957 (4) of the statutes is repealed.”.

13 ***b1073/1.8* 713.** Page 448, line 2: after that line insert:

14 ***b1073/1.8* “SECTION 1036m.** 23.0962 of the statutes is repealed.”.

15 ***b2116/1.10* 714.** Page 448, line 2: after that line insert:

16 ***b2116/1.10* “SECTION 1036m.** 23.0963 of the statutes is created to read:

17 **23.0963 Racine museum.** (1) From the appropriation under s. 20.370 (5) (cq),
18 beginning with fiscal year 2001–02 and ending with 2004–05, the department,
19 subject to sub (2), shall provide \$500,000 in funding in each fiscal year to Racine
20 County for the construction of the Discovery Place museum as part of the Heritage
21 museum in the city of Racine.

22 (2) The department may not provide the funding for construction under sub.
23 (1) unless the department of administration has reviewed and approved the
24 applicable plans for the construction.”.

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

2 23.0957 (3) (a) 3. Comprehensive management methods for urban forests.

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

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

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

7 23.0957 (3) (a) 5. Methods for reducing the presence of toxic substances in
8 residential neighborhoods in urban areas.

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

10 23.0957 (3) (a) 6. Methods for promoting environmental education and
11 environmental stewardship in urban communities.

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

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

*as affected by 2001 Wisconsin Act
... (this act),*

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185-11*

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

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

*Beginning with the report for
fiscal
year
2002
copies*

23 ~~SECTION 1036y. 23.0957 (4) of the statutes is repealed."~~

24 (END)

2002-03, copies

1 ***b2221/3.64* 715.** Page 448, line 2: after that line insert:

2 ***b2221/3.64* “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 ***b2221/3.64* 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 ***b2221/3.64* 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 ***b2221/3.64* SECTION 1036e.** 23.095 (1m) (title) of the statutes is amended to
14 read:

15 23.095 (1m) (title) PROHIBITION ON ~~DEPARTMENT LAND~~ CERTAIN STATE LANDS.

16 ***b2221/3.64* SECTION 1036f.** 23.095 (1m) (a) of the statutes is amended to
17 read:

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

23 ***b2221/3.64* SECTION 1036fg.** 23.0955 (2) (am) of the statutes is amended to

24 read:

1 23.0955 (2) (am) ~~Beginning in fiscal year 1997–98, the~~ The department may
2 ~~provide an annual award one grant of \$150,000 in each fiscal year~~ to a nonstock,
3 nonprofit corporation that meets all of the qualifications under par. (a).

4 ***b2221/3.64* SECTION 1036fm.** 23.0955 (2) (c) of the statutes is created to read:

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

10 ***b2221/3.64* SECTION 1036fr.** 23.0956 (1) (intro.) of the statutes is amended
11 to read:

12 23.0956 (1) (intro.) ~~From the appropriation under s. 20.370 (5) (aw), the~~ The
13 department shall ~~provide~~ award one grant of \$85,000 in each fiscal year, ~~beginning~~
14 ~~with fiscal year 2000–01,~~ to a nonstock, nonprofit corporation that is described under
15 section 501 (c) (3) or (4) of the Internal Revenue Code and organized in this state if
16 the corporation meets all of the following requirements:

17 ***b2221/3.64* SECTION 1036fv.** 23.0956 (3) of the statutes is created to read:

18 23.0956 (3) The department shall pay part of the grant in an amount equal to
19 \$42,500 from the appropriation under s. 20.370 (5) (aw) to the corporation receiving
20 the grant, and the department of forestry shall pay part of the grant in an amount
21 equal to \$42,500 from the appropriation under s. 20.375 (2) (rq) to the corporation
22 receiving the grant.

23 ***b2221/3.64* SECTION 1036g.** 23.0957 (2) (intro.) of the statutes is amended
24 to read:

1 ~~23.0957 (2) (intro.) The department of forestry shall provide one grant of~~
2 ~~\$75,000 in each fiscal year, beginning with fiscal year 1999-2000, to a nonstock,~~
3 ~~nonprofit corporation that meets all of the following requirements:~~

4 ~~***b2221/3.64* SECTION 1036h.** 23.0957 (3) (d) of the statutes is amended to~~
5 ~~read:~~

6 ~~23.0957 (3) (d) For each fiscal year, prepare a report detailing the activities for~~
7 ~~which a grant under sub. (2) is expended. Copies of the report shall be submitted to~~
8 ~~the department of forestry and to the appropriate standing committees of the~~
9 ~~legislature, as determined by the speaker of the assembly or the president of the~~
10 ~~senate.~~

11 ***b2221/3.64* SECTION 1036i.** 23.096 (2) (a) of the statutes is amended to read:

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

17 ***b2221/3.64* SECTION 1036j.** 23.096 (2) (am) of the statutes is created to read:

18 23.096 (2) (am) In determining which grants will be awarded under this
19 section, the department of forestry and the department of natural resources shall
20 both approve each grant. Any dispute regarding which nonprofit conservation
21 organization will receive a grant under this section shall be resolved by the secretary
22 of administration. The grants awarded under this section from the appropriation
23 under s. 20.866 (2) (ta) shall be subject to the agreement under s. 23.0917 (4r).

24 ***b2221/3.64* SECTION 1036k.** 23.096 (3) (intro.) of the statutes is amended to
25 read:

1 23.096 (3) (intro.) ~~In~~ Except as provided in sub. (3m), in order to receive a grant
2 under this section, the nonprofit conservation organization shall enter into a
3 contract with the department that contains all of the following provisions:

4 ***b2221/3.64* SECTION 1036L.** 23.096 (3m) of the statutes is created to read:

5 23.096 (3m) In order to receive a grant under this section for state forests, other
6 than southern state forests, or for forest nurseries or experimental stations, the
7 nonprofit conservation organization shall enter into a contract with the department
8 of forestry that contains all of the provisions under sub. (3).

9 ***b2221/3.64* SECTION 1036m.** 23.096 (4) (a) 1. of the statutes is amended to
10 read:

11 23.096 (4) (a) 1. The department that entered into the contract under sub. (3)
12 or (3m) approves the subsequent sale or transfer.

13 ***b2221/3.64* SECTION 1036n.** 23.096 (4) (a) 2. of the statutes is amended to
14 read:

15 23.096 (4) (a) 2. The party to whom the property is sold or transferred enters
16 into a new contract with the department specified in subd. 1, that contains the
17 provisions under sub. (3).

18 ***b2221/3.64* SECTION 1036p.** 23.096 (4) (b) of the statutes is amended to read:


19 23.096 (4) (b) The nonprofit conservation organization may subsequently sell
20 or transfer the acquired property to satisfy a debt or other obligation if the
21 department that enters into the contract under sub. (3) or (3m) approves the sale or
22 transfer.”.

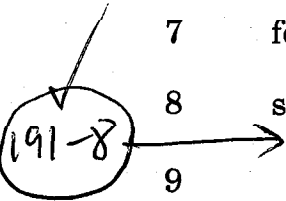
23 ***b2221/3.65* 716.** Page 448, line 9: after that line insert:

1 ***b2221/3.65*** "SECTION 1037m. 23.097 (1) of the statutes, as affected by 2001
2 Wisconsin Act ... (this act), is renumbered 23.097 (1m).".

3 ***b0996/1.1* 717.** Page 448, line 14: after that line insert:

4 ***b0996/1.1*** "SECTION 1038^b. 23.113 of the statutes is created to read:

5 **23.113 Designation of chief state forester.** The secretary shall designate
6 the administrator of the division of forestry in the department as the chief state
7 forester. The chief state forester shall be a professional forester as recognized by the
8 society of American foresters." 



9 ***b1675/1.1* 718.** Page 448, line 14: after that line insert:

10 ***b1675/1.1*** "SECTION 1038bg. 23.118 of the statutes is created to read:

11 **23.118 Signs required.** If the department acquires an easement that provides
12 the public with access to a body of water for the purpose of fishing, the department
13 shall place a sign on the property where the easement is located that informs the
14 public that the easement allows the public access to the body of water for the purpose
15 of fishing.".

16 ***b2066/2.1* 719.** Page 448, line 14: after that line insert:

17 ***b2066/2.1*** "SECTION 1038am. 23.10 (1m) of the statutes is created to read:

18 **23.10 (1m)** The department shall designate a conservation warden as the chief
19 warden. The chief warden shall have the duty to direct, supervise, and control
20 conservation wardens in the performance of their duties under sub. (1) and s.
21 29.921.".

22 ***b2221/3.66* 720.** Page 448, line 14: after that line insert:

23 ***b2221/3.66*** "SECTION 1038bb. 23.097 (1b) of the statutes is created to read:

24 **23.097 (1b)** In this section, "department" means the department of forestry.

SDC:.....Keckhaver – CN7013, Designate administrator of the division of forestry as chief state forester

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS SENATE AMENDMENT

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

Created as affected by 2001 Wisconsin Act, ... (this act),

of forestry

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191-8

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

2 1. Page 448, line 14: after that line insert:

3 "SECTION 1038c. 23.113 of the statutes is ~~created~~ *amended* to read:

4 23.113 Designation of chief state forester. The secretary shall designate
5 the administrator of the division of forestry in the department as the chief state
6 forester. The chief state forester shall be a professional forester as recognized by the
7 society of American foresters."

8 2. Page 1401, line 16: after that line insert:

1 ***b2221/3.66* SECTION 1038bd.** 23.098 (1) (ag) of the statutes is amended to
2 read:

3 23.098 (1) (ag) “Department property” means an area of real property that is
4 owned by the state, that is under the jurisdiction of the department of natural
5 resources, and that is used for one of the purposes specified in s. 23.09 (2) (d) or that
6 is in a state forest.

7 ***b2221/3.66* SECTION 1038be.** 23.098 (2) of the statutes is amended to read:

8 23.098 (2) The department of natural resources and the department of forestry
9 shall ~~establish~~ jointly administer a program to make grants from the appropriations
10 under s. 20.866 (2) (ta) and (tz) to friends groups and nonprofit conservation
11 organizations for projects for property development activities on department
12 properties. ~~The department may not encumber~~ Not more than \$250,000 may be
13 encumbered in each fiscal year for these grants under this section.

14 ***b2221/3.66* SECTION 1038bg.** 23.098 (2m) of the statutes is created to read:

15 23.098 (2m) In determining which grants will be awarded under this section,
16 the department of forestry and the department of natural resources shall both
17 approve each grant. Any dispute regarding which friends groups will receive a grant
18 under this section shall be resolved by the secretary of administration.

19 ***b2221/3.66* SECTION 1038bi.** 23.098 (3) of the statutes is amended to read:

20 23.098 (3) The department of natural resources and the department of forestry
21 shall jointly promulgate rules to establish criteria to be used in determining which
22 property development activities are eligible for ~~these grants~~ under this section. ~~The~~
23 rules promulgated by the department of natural resources under this subsection that
24 are in effect on the effective date of this subsection ... [revisor inserts date], shall
25 remain in effect until rules are jointly promulgated by the 2 departments.

1 ***b2221/3.66* SECTION 1038bk.** 23.098 (4) (a) of the statutes is amended to
2 read:

3 23.098 (4) (a) The department of natural resources and the department of
4 forestry shall periodically prepare a list of projects on department properties that are
5 eligible for grants under this section and shall include in the list the estimated cost
6 of each project.

7 ***b2221/3.66* SECTION 1038bm.** 23.098 (4) (am) of the statutes is amended to
8 read:

9 23.098 (4) (am) In awarding grants under this section for eligible projects, the
10 department of natural resources and the department of forestry shall jointly
11 establish a system under which the grants are offered to eligible friends groups
12 before being offered to eligible nonprofit conservation organizations.

13 ***b2221/3.66* SECTION 1038bp.** 23.098 (4) (b) of the statutes is amended to
14 read:

15 23.098 (4) (b) ~~The department may not encumber~~ Not more than \$20,000 may
16 be encumbered for grants under this section for a department property in each fiscal
17 year.

18 ***b2221/3.66* SECTION 1038br.** 23.11 (1) of the statutes is amended to read:

19 23.11 (1) In addition to the powers and duties heretofore conferred and imposed
20 upon ~~said~~ the department by this chapter it shall have and take the general care,
21 protection, and supervision of all state parks, of all state fish hatcheries and lands
22 used therewith, of all southern state forests, and of all lands owned by the state or
23 in which it has any interests, except lands the care and supervision of which are
24 vested in some other officer, body, or board; and ~~said~~ the department is granted such
25 further powers as may be necessary or convenient to enable it to exercise the

1 functions and perform the duties required of it by this chapter and by other
2 provisions of law. But it may not perform any act upon state lands held for sale that
3 will diminish their salable value.”.

4 *b2221/3.67* **721.** Page 449, line 3: after that line insert:

5 *b2221/3.67* “SECTION 1038dm. 23.13 of the statutes is amended to read:

6 **23.13 Governor to be informed.** The board of commissioners of public lands
7 and, the department of natural resources, and the department of forestry shall
8 furnish to the governor upon the governor’s request a copy of any paper, document,
9 or record in their respective offices and give the governor orally such information as
10 the governor may call for.”.

11 *b2061/1.1* **722.** Page 449, line 6: after that line insert:

12 *b2061/1.1* “SECTION 1038^{mm}~~p~~. 23.14 (1m) of the statutes is created to read:

13 23.14 (1m) Prior to the acquisition of any land, or interest in land, by the
14 department, the department shall notify in writing each city, village, or town, and
15 each county, in which the land or interest in land is located at least 30 days before
16 the department completes the acquisition. (.)

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17 *b2221/3.68* **723.** Page 449, line 6: after that line insert:

18 *b2221/3.68* “SECTION 1038p. 23.14 (1) of the statutes, as affected by 2001
19 Wisconsin Act (this act), is amended to read:

20 23.14 (1) Prior to the initial acquisition of any lands by the department after
21 July 1, 1977, of natural resources or by the department of forestry for any new facility
22 or project, the proposed initial acquisition shall be submitted to the governor for his
23 or her approval. New facilities or projects include, without limitation because of
24 enumeration, state parks, state forests, recreation areas, public shooting, trapping

LFB:.....Hotynski - DNR purchase notification

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

SENATE AMENDMENT

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

*as created by 2001 Wisconsin Act ...
(this act), is amended*

*of natural resources or the department of
forestry of natural resources or the department
of forestry*

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

2 ~~1. Page 449, line 6: after that line insert:~~

3 ~~SECTION 1038p. 23.14 (1m) of the statutes is created to read:~~

4 23.14 (1m) Prior to the acquisition of any land, or interest in land, by the
5 department, the department shall notify in writing each city, village, or town, and
6 each county, in which the land or interest in land is located at least 30 days before
7 the department completes the acquisition.”.

8 ~~(END)~~

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1 or fishing grounds or waters, fish hatcheries, game farms, forest nurseries,
2 experimental stations, endangered species preservation areas, picnic and camping
3 grounds, hiking trails, cross-country ski trails, bridle trails, nature trails, bicycle
4 trails, snowmobile trails, youth camps, land in the lower Wisconsin state riverway
5 as defined in s. 30.40 (15), natural areas and wild rivers.”.

6 *b0763/1.1* **724.** Page 449, line 17: after that line insert:

7 *b0763/1.1* “SECTION 1038u. 23.145 of the statutes is created to read:

8 **23.145 Acquisition of land in the Chiwaukee Prairie-Carol Beach**
9 **National Natural Landmark.** The department may not promulgate a rule or
10 otherwise establish a policy that imposes a specified maximum purchase price per
11 parcel or per acre for real property that the department acquires that is located
12 within the boundaries of the Chiwaukee Prairie-Carol Beach National Natural
13 Landmark.”.

14 *b2221/3.69* **725.** Page 449, line 17: after that line insert:

15 *b2221/3.69* “SECTION 1038sam. 23.14 (2) of the statutes, as created by 2001
16 Wisconsin Act (this act), is amended to read:

17 23.14 (2) The department of forestry may not acquire any rights in the lands
18 that are included in the Milwaukee county County grounds unless the department
19 first notifies the joint committee on finance in writing of the proposed acquisition.
20 If the cochairpersons of the committee do not notify the department within 14
21 working days after the date of the department’s notification that the committee has
22 scheduled a meeting to review the proposed acquisition, the department may acquire
23 the proposed rights. If, within 14 working days after the date of the department’s
24 notification, the cochairpersons of the committee notify the department that the

1 committee has scheduled a meeting to review the proposed acquisition, the
2 department may acquire the rights only upon approval of the committee.

3 *b2221/3.69* SECTION 1038sb. 23.15 (title) of the statutes is amended to read:

4 **23.15 (title) Sale of certain state-owned lands ~~under the jurisdiction~~**
5 **~~of the department of natural resources.~~**

6 *b2221/3.69* SECTION 1038sc. 23.15 (1) of the statutes is amended to read:

7 23.15 (1) The natural resources board may sell, at public or private sale, lands
8 real property and structures owned by the state that are under the jurisdiction of the
9 department of natural resources ~~when~~ if the natural resources board determines
10 that ~~said lands~~ the real property and structures are no longer necessary for the
11 state's use for conservation purposes and, ~~if real property,~~ the real property is not the
12 subject of a petition under s. 16.375 (2).

13 *b2221/3.69* SECTION 1038sd. 23.15 (1m) of the statutes is created to read:

14 23.15 (1m) The secretary of forestry may sell, at public or private sale, real
15 property and structures owned by the state that are under the jurisdiction of the
16 department of forestry if the department of forestry determines that the real
17 property and structures are no longer necessary for the state's use for conservation
18 purposes and the real property is not the subject of a petition under s. 16.375 (2). The
19 department of forestry may not perform any act on land in the state forests under its
20 jurisdiction that is being held for sale if the act will diminish the sale value of the
21 land.

22 *b2221/3.69* SECTION 1038se. 23.15 (2) of the statutes is amended to read:

23 23.15 (2) ~~Said~~ The natural resources board and the secretary of forestry shall
24 present to the governor a full and complete report of the lands to be sold, the reason
25 for the sale, the price for which ~~said~~ the lands should be sold ~~together with, and an~~

1 application for the their sale of the same. The governor shall ~~thereupon make such~~
2 ~~investigation as the governor deems necessary respecting said lands to be sold~~ may
3 investigate and approve or disapprove such the application. If the governor shall
4 ~~approve the same,~~ approves the application for the sale, the governor shall issue a
5 ~~permit shall be issued by the governor for such~~ the sale on the terms set forth in the
6 application.

7 *b2221/3.69* SECTION 1038sf. 23.15 (3) of the statutes is amended to read:

8 23.15 (3) Upon completion of ~~such a sale of land under the jurisdiction of the~~
9 department of natural resources, the chairperson and secretary of the natural
10 resources board, or the secretary of natural resources, if the secretary is duly
11 authorized by the natural resources board, shall execute ~~such the necessary~~
12 ~~instruments as are necessary to transfer title and the natural resources board or its~~
13 ~~duly authorized agents shall deliver the same~~ instruments to the purchaser upon
14 payment of the amount set forth in the application. Upon completion of a sale of land
15 under the jurisdiction of the department of forestry, the secretary of forestry shall
16 execute the necessary instruments to transfer title and shall deliver the instruments
17 to the purchaser upon payment of the amount set forth in the application.

18 *b2221/3.69* SECTION 1038sg. 23.15 (4) of the statutes is amended to read:

19 23.15 (4) ~~Said The natural resources board effecting the sale of any such lands~~
20 ~~and structures shall,~~ upon receiving payment ~~therefor,~~ under sub. (3), shall deposit
21 the ~~funds~~ moneys received in the conservation fund to be used exclusively for the
22 purpose of purchasing other areas of land for the ~~creating creation and establishing~~
23 establishment of public hunting and fishing grounds, and wildlife and fish refuges,
24 southern state forests, and state parks and for land in the lower Wisconsin state
25 riverway as defined in s. 30.40 (15).

1 ***b2221/3.69* SECTION 1038sh.** 23.15 (4m) of the statutes is created to read:

2 23.15 (4m) The secretary of forestry, upon receiving payment under sub. (3),
3 shall deposit the moneys received in the forestry fund to be used exclusively for the
4 purpose of purchasing other areas of land for the creation and establishment of areas
5 in the state forests.

6 ***b2221/3.69* SECTION 1038si.** 23.15 (5) (a) of the statutes is amended to read:

7 23.15 (5) (a) In this subsection, “surplus land” means land under the
8 jurisdiction of the department ~~which~~ of natural resources or the department of
9 forestry that is unused and not needed for department that department’s operations
10 or that is not included in the ~~that~~ department’s plan for construction or development.

11 ***b2221/3.69* SECTION 1038sj.** 23.15 (5) (b) of the statutes is amended to read:

12 23.15 (5) (b) Biennially, ~~beginning on January 1, 1984,~~ the department of natural resources and the department of forestry shall each submit to the state
13 building commission and the joint committee on finance an inventory of surplus land
14 containing the description, location, and fair market value of each parcel.

15 ***b2221/3.69* SECTION 1038sk.** 23.15 (5) (c) of the statutes is created to read:

16 23.15 (5) (c) The department of natural resources and the department of
17 forestry shall notify the department of administration of the intention to sell any
18 surplus lands under the jurisdiction of the respective department so that the
19 department of administration may ensure that the sale is in compliance with federal
20 law.”.

21 ***b2221/3.70* 726.** Page 449, line 23: after that line insert:

22 ***b2221/3.70* “SECTION 1039aj.** 23.175 (3m) of the statutes is amended to read:
23

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

7 ***b0955/1.1* 727.** Page 450, line 14: after that line insert:

8 ***b0955/1.1* “SECTION 1039br.** 23.197 (1) (a) of the statutes is amended to read:
9 23.197 (1) (a) From the appropriation under s. 20.866 (2) (ta) or (tz) or both, the
10 department shall provide funding to the city of Racine for a multipurpose pathway
11 along the Root River. The amount provided by the department may not exceed the
12 amount that equals the matching contribution for the pathway made by the city of
13 Racine or \$750,000 \$1,125,000, whichever is less.”.

14 ***b2058/1.8* 728.** Page 450, line 14: after that line insert:

15 ***b2058/1.8* “SECTION 1039bm.** 23.197 (2m) of the statutes is created to read:
16 23.197 (2m) KICKAPOO VALLEY RESERVE; VISITOR CENTER. From the appropriation
17 under s. 20.866 (2) (ta), the department shall provide \$2,370,000 to the Kickapoo
18 reserve management board for construction of a visitor center and administration
19 building at the Kickapoo valley reserve. For purposes of s. 23.0917, moneys provided
20 from the appropriation under s. 20.866 (2) (ta) shall be treated as moneys obligated
21 from either or both of the subprograms under s. 23.0917 (3) and (4).”.

22 ***b2074/1.1* 729.** Page 450, line 14: after that line insert:

23 ***b2074/1.1* “SECTION 1039bv.** 23.197 (3) (a) of the statutes is amended to read:

1 23.197 (3) (a) From the appropriation under s. 20.866 (2) (ta) or (tz) or both, the
2 department shall provide the amount necessary for the development of a
3 recreational area on Keyes Lake in Florence County, but the amount may not exceed
4 ~~\$125,000~~ \$175,000.”.

5 ***b2088/1.1* 730.** Page 450, line 14: after “section.” insert “Section 23.15 does
6 not apply to any land offered for exchange or exchanged by the department under
7 this section.”.

8 ***b2058/1.9* 731.** Page 451, line 10: delete lines 10 to 17.

9 ***b1008/2.1* 732.** Page 451, line 17: after that line insert:

10 ***b1008/2.1* “SECTION 1039fm.** 23.197 (5r) of the statutes is created to read:

11 23.197 (5r) HILLSBORO; CAMPING AND RECREATIONAL AREA. From the
12 appropriation under s. 20.866 (2) (ta), the department shall provide \$60,000 to the
13 city of Hillsboro for the development of a camping and recreational area near the
14 Hillsboro and Northeastern Spur Trail in the city of Hillsboro. For purposes of s.
15 23.0917, moneys provided from the appropriation under s. 20.866 (2) (ta) shall be
16 treated as moneys obligated from the subprogram for property development and
17 local assistance. Notwithstanding s. 23.09 (20) (b), the 50% matching requirement
18 under s. 23.09 (20) (b) does not apply to the state aid provided under this subsection.”.

19 ***b0999/1.1* 733.** Page 451, line 24: after that line insert:

20 ***b0999/1.1* “SECTION 1039km.** 23.197 (6r) of the statutes is created to read:

21 23.197 (6r) MILWAUKEE COUNTY; BEACH DEVELOPMENT. From the appropriation
22 under s. 20.866 (2) (ta), the department shall provide \$648,100 to Milwaukee County
23 to redevelop the beach at Grant Park in Milwaukee County. For purposes of s.
24 23.0917, moneys provided from the appropriation under s. 20.866 (2) (ta) shall be

1 treated as moneys obligated from the subprogram for property development and
2 local assistance. The requirements for matching contributions under s. 23.09 (20)
3 (b) shall apply to the state aid provided under this subsection.”.

4 *b2058/1.10* **734.** Page 453, line 1: delete “\$250,000” and substitute
5 “\$200,000”.

6 *b2058/1.11* **735.** Page 453, line 7: after that line insert:

7 *b2058/1.11* “SECTION 1039t. 23.197 (9) of the statutes is created to read:

8 23.197 (9) PRAIRIE RIVER RESTORATION. From the appropriation under s. 20.866
9 (2) (ta), the department shall provide funding to the city of Merrill in the amount of
10 \$450,000 for a project to restore an area on the exposed bed of the former flowage on
11 the Prairie River. For the purposes of s. 23.0917, moneys provided under this
12 subsection from the appropriation under s. 20.866 (2) (ta) shall be treated as moneys
13 obligated under the subprogram for property development and local assistance.”.

14 *b1686/1.1* **736.** Page 458, line 8: after that line insert:

15 *b1686/1.1* “SECTION 1043m. 23.257 of the statutes is created to read:

16 **23.257 Departmental regions.** If the department divides the state into
17 regions for the purpose of managing its functions, it shall include all of Crawford and
18 Vernon counties in the region that covers the west central part of the state.”.

19 *b2221/3.71* **737.** Page 458, line 8: after that line insert:

20 *b2221/3.71* “SECTION 1042kb. 23.26 (3) of the statutes is amended to read:

21 23.26 (3) Advise the department of natural resources, the department of
22 forestry, and other agencies on matters pertaining to the acquisition, development,
23 utilization, maintenance, and withdrawal of state natural areas, including
24 determinations as to the extent of multiple use that may be allowed on state natural

1 areas that are a part of a state park, state forest, public hunting ground, or similar
2 areas under state ownership or control.

3 ***b2221/3.71* SECTION 1042kd.** 23.29 (2) of the statutes is amended to read:

4 23.29 (2) CONTRIBUTIONS; STATE MATCH. The department may accept
5 contributions and gifts for the Wisconsin natural areas heritage program. The
6 department shall convert donations of land which it determines, with the advice of
7 the council, are not appropriate for the Wisconsin natural areas heritage program
8 into cash. The department shall convert other noncash contributions into cash.
9 These moneys shall be deposited in the general fund and credited to the
10 appropriation under s. 20.370 (1) (mg). These moneys shall be matched by an equal
11 amount released from the appropriation under s. 20.866 (2) (ta), (tt) or (tz) or from
12 any combination of these appropriations to be used for natural areas land acquisition
13 activities under s. 23.27 (5). The department shall determine how the moneys being
14 released are to be allocated from these appropriations. The amounts released from
15 the appropriation under s. 20.866 (2) (ta) shall be subject to the agreement under s.
16 23.0917 (4r).

17 ***b2221/3.71* SECTION 1042kn.** 23.293 (4) of the statutes is amended to read:

18 23.293 (4) CONTRIBUTIONS AND GIFTS; STATE MATCH. The department may accept
19 contributions and gifts for the ice age trail program. The department may convert
20 gifts of land which it determines are not appropriate for the ice age trail program into
21 cash. The department may convert other noncash contributions and gifts into cash.
22 These moneys shall be deposited in the general fund and credited to the
23 appropriation under s. 20.370 (7) (gg). An amount equal to the value of all
24 contributions and gifts shall be released from the appropriation under s. 20.866 (2)
25 (ta), (tw) or (tz) or from any combination of these appropriations to be used for land

1 acquisition and development activities under s. 23.17. The department shall
2 determine how the moneys being released are to be allocated from these
3 appropriations. The amounts released from the appropriation under s. 20.866 (2) (ta)
4 shall be subject to the agreement under s. 23.0917 (4r).

5 *b2221/3.71* SECTION 1042kp. 23.293 (5) of the statutes is amended to read:

6 23.293 (5) LAND DEDICATIONS; VALUATION; STATE MATCH. The department shall
7 determine the value of land accepted for dedication under the ice age trail program.
8 If the land dedication involves the transfer of the title in fee simple absolute or other
9 arrangement for the transfer of all interest in the land to the state, the valuation of
10 the land shall be based on the fair market value of the land before the transfer. If
11 the land dedication involves the transfer of a partial interest in land to the state, the
12 valuation of the land shall be based on the extent to which the fair market value of
13 the land is diminished by that transfer and the associated articles of dedication. If
14 the land dedication involves a sale of land to the department at less than the fair
15 market value, the valuation of the land shall be based on the difference between the
16 purchase price and the fair market value. An amount equal to the valuation of the
17 land accepted for dedication under the ice age trail program shall be released from
18 the appropriation under s. 20.866 (2) (ta), (tw) or (tz) or from any combination of these
19 appropriations to be used for ice age trail acquisition activities under s. 23.17. The
20 department shall determine how the moneys being released are to be allocated from
21 these appropriations. The amounts released from the appropriation under s. 20.866
22 (2) (ta) shall be subject to the agreement under s. 23.0917 (4r). This subsection does ✓
23 not apply to dedications of land under the ownership of the state. ——— INSERT

24 *b2221/3.71* SECTION 1042ks. 23.30 (4) of the statutes is created to read: 203-
23

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB

INS
203-23

of natural resources, and
beginning with fiscal year 2002-03, the
Insert 1042kpm
SECTION 23.295 (2) (intro.) of the statutes is amended to read: department
of forestry,
23.295 (2) (intro.) The department shall provide one grant of \$75,000 in each
fiscal year, ~~beginning with fiscal year 1999-2000,~~ to a nonstock, nonprofit
corporation that meets all of the following requirements:

Insert 185ND
1042kr

History: 1999 a. 9.

SECTION 23.295 (3) (f) of the statutes is amended to read:

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

History: 1999 a. 9.

Beginning with the report
for fiscal year 2002-03,
copies

of natural
resources,
~~to the~~ to the department
of forestry,

1 23.30 (4) CONSULTATION WITH THE DEPARTMENT OF FORESTRY. In carrying out its
2 duties under sub. (3) and its duties under s. 23.31, the natural resources board shall
3 consult with the department of forestry.

4 ***b2221/3.71* SECTION 1042kl.** 23.305 (title) of the statutes is amended to
5 read:

6 **23.305 (title) Leasing of department land certain lands for recreational**
7 **purposes.**

8 ***b2221/3.71* SECTION 1042ku.** 23.305 (2) of the statutes is amended to read:

9 23.305 (2) Notwithstanding ss. 23.30 and 28.04, the department may lease
10 state park land or ~~state forest land~~ in the southern state forests to towns, villages or
11 counties for outdoor recreational purposes associated with spectator sports.
12 Notwithstanding ss. 23.30 and 28.04, the department of forestry may lease state
13 forest land, other than land in the southern state forests, to towns, villages, or
14 counties for outdoor recreational purposes associated with spectator sports.

15 ***b2221/3.71* SECTION 1042kv.** 23.305 (3) of the statutes is amended to read:

16 23.305 (3) The lease shall be for a term not to exceed 15 years. The lease shall
17 contain covenants to protect the department entering into the lease from all liability
18 and costs associated with use of the land and to guard against trespass and waste.
19 The rents arising from ~~the a~~ a lease entered into by the department shall be paid into
20 the state treasury and credited to the ~~proper~~ conservation fund. The rents arising
21 from a lease entered into by the department of forestry shall be paid into the state
22 treasury and credited to the forestry fund."

23 ***b2221/3.72* 738.** Page 458, line 12: after that line insert:

1 ***b2221/3.72*** “SECTION 1046m. 23.33 (1) (ig) of the statutes is amended to
2 read:

3 23.33 (1) (ig) “Law enforcement officer” has the meaning specified under s.
4 165.85 (2) (c) and includes a person appointed as a conservation warden ~~by the~~
5 ~~department~~ under s. 23.10 (1) or a state forest ranger appointed under s. 28.92.”.

6 ***b2221/3.73* 739.** Page 461, line 25: after that line insert:

7 ***b2221/3.73*** “SECTION 1066am. 23.33 (5) (a) of the statutes is amended to
8 read:

9 23.33 (5) (a) *Age restriction.* No person under 12 years of age may operate an
10 all-terrain vehicle unless he or she is operating the all-terrain vehicle for an
11 agricultural purpose and he or she is under the supervision of a person over 18 years
12 of age or unless he or she is operating a small all-terrain vehicle on an all-terrain
13 vehicle trail designated by the department of natural resources or by the department
14 of forestry and he or she is accompanied by his or her parent. No person who is under
15 12 years of age may operate an all-terrain vehicle which is an implement of
16 husbandry on a roadway under any circumstances. No person who is under 12 years
17 of age may operate an all-terrain vehicle on a roadway under the authorization
18 provided under sub. (4) (d) 6. under any circumstances. No person who is under 12
19 years of age may rent or lease an all-terrain vehicle. For purposes of this paragraph,
20 supervision does not require that the person under 12 years of age be subject to
21 continuous direction or control by the person over 18 years of age.”.

22 ***b1994/8.35* 740.** Page 463, line 12: after “350.138” insert “(1)”.

****NOTE: Inserts a missing subsection number in a cross-reference.

23 ***b2065/2.4* 741.** Page 463, line 23: after that line insert:

1 ***b2065/2.4*** “**SECTION 1066av.** 23.33 (7m) of the statutes is created to read:

2 **23.33 (7m) REPORTING REQUIREMENT.** The department shall submit an annual
3 report to the joint legislative audit committee on how the increase in conservation
4 warden positions under 2001 Wisconsin Act ... (this act), that provide additional
5 state law enforcement functions related to all-terrain vehicles has benefited the
6 department’s efforts to enforce the laws relating to the operation of all-terrain
7 vehicles and to educate the public on these laws. The department shall submit this
8 report no later than August 15 annually and shall submit the first report no later
9 than August 15, 2002. The report shall cover the fiscal year ending on the June 30
10 that immediately precedes the date of the report.”.

11 ***b2221/3.74* 742.** Page 463, line 23: after that line insert:

12 ***b2221/3.74*** “**SECTION 1066atg.** 23.33 (5m) (c) 4. of the statutes, as created
13 by 2001 Wisconsin Act ..., (this act), is amended to read:

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

19 ***b2221/3.74* SECTION 1066ati.** 23.33 (5m) (c) 5. of the statutes, as created by
20 2001 Wisconsin Act ..., (this act), is amended to to read:

21 **23.33 (5m) (c) 5.** Attempting to improve and maintain its relationship with the
22 department of natural resources, the department of forestry, the department of
23 tourism, all-terrain vehicle dealers, all-terrain vehicle manufacturers, snowmobile
24 clubs, as defined in s. 350.138 (1) (e), snowmobile alliances, as defined in s. 350.138

1 (1) (d), and other organizations that promote the recreational operation of
2 snowmobiles.

3 *b2221/3.74* SECTION 1066atv. 23.33 (8) (c) of the statutes is amended to read:

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

8 *b2221/3.74* SECTION 1066atz. 23.33 (9) (b) (intro.) of the statutes is amended
9 to read:

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

15 *b2221/3.74* SECTION 1066aui. 23.33 (9m) of the statutes is created to read:

16 23.33 (9m) STATE TRAILS. The department of forestry shall designate, develop,
17 and maintain the all-terrain vehicle trails in state forests, other than southern state
18 forests.

19 *b2221/3.74* SECTION 1066auk. 23.33 (12) (a) of the statutes is amended to
20 read:

21 23.33 (12) (a) ~~An officer of the state traffic patrol under s. 110.07 (1), inspector~~
22 ~~under s. 110.07 (3), conservation warden appointed by the department under s.~~
23 ~~23.10, county sheriff or municipal peace~~ Any law enforcement officer has authority
24 and jurisdiction to enforce this section and ordinances enacted in conformity with
25 this section.”.

1 ***b0730/2.2* 743.** Page 464, line 14: after that line insert:

2 ***b0730/2.2* "SECTION 1066b.** 23.43 of the statutes is created to read:

3 **23.43 Watershed management center.** From the appropriation under s.
4 20.370 (4) (aq), the department shall annually provide to the board of regents of the
5 University of Wisconsin System \$150,000 to establish and operate the watershed
6 management center under s. 36.25 (46).".

7 ***b1994/8.36* 744.** Page 464, line 19: after "29.024" insert "or the issuance
8 of vehicle admission receipts under s. 27.01 (7m) (d)".

****NOTE: Incorporates a cross-reference to s. 27.01 (7m) (d).

9 ***b0866/1.1* 745.** Page 466, line 6: after that line insert:

10 ***b0866/1.1* "SECTION 1088d.** 24.60 (1v) of the statutes is created to read:

11 **24.60 (1v)** Federated public library system means a federated public library
12 system whose territory lies within 2 or more counties.".

13 ***b2221/3.75* 746.** Page 466, line 6: after that line insert:

14 ***b2221/3.75* "SECTION 1067g.** 24.39 (1) of the statutes is amended to read:

15 **24.39 (1)** The board of commissioners of public lands may grant leases of parts
16 or parcels of any public lands except state park lands and state forest lands; grant
17 easements, leases to enter upon any of said lands to flow the same or to prospect for
18 and to dig and remove therefrom ore, minerals and other deposits, and sell therefrom
19 such timber as the board shall find necessary to prevent future loss or damage. All
20 sales of standing live timber shall be on a selective cutting basis in line with federal
21 forest practices. Such easements, leases, licenses, and sales shall be made only for
22 a full and fair consideration paid or to be paid to the state, the amount and terms
23 whereof shall be fixed by said board, and such easements, leases, licenses and sales

1 shall conform to the requirements, so far as applicable, prescribed by ch. 26 for the
2 exercise by the department of natural resources of similar powers affecting state
3 park lands and state forest lands.

4 *b2221/3.75* SECTION 1067r. 24.39 (2) of the statutes is amended to read:

5 24.39 (2) In negotiating for such leases, licenses, or sales, and in exercising the
6 other powers conferred by this section the board of commissioners of public lands
7 shall, so far as it finds it desirable and practicable, request and make proper use of
8 such services and information as the department of natural resources or the
9 department of forestry may be able to furnish.”.

10 *b0866/1.2* 747. Page 467, line 2: after that line insert:

11 *b0866/1.2* SECTION 1089m. 24.61 (3) (a) 11. of the statutes is created to read:

12 24.61 (3) (a) 11. A federated public library system, as provided under s. 43.17
13 (9) (b) or otherwise authorized by law.

14 *b0866/1.2* SECTION 1089n. 24.61 (3) (b) of the statutes is amended to read:

15 24.61 (3) (b) *Terms; conditions.* A municipality or cooperative educational
16 service agency, or federated public library system may obtain a state trust fund loan
17 for the sum of money, for the time and upon the conditions as may be agreed upon
18 between the board and the borrower, subject to the limitations, restrictions, and
19 conditions set forth in this subchapter.

20 *b0866/1.2* SECTION 1089t. 24.63 (2r) of the statutes is created to read:

21 24.63 (2r) FEDERATED PUBLIC LIBRARY SYSTEM LOANS. A state trust fund loan to
22 a federated public library system may be made for any term, not exceeding 20 years,
23 that is agreed upon between the federated public library system and the board and
24 may be made for a total amount that, together with all other indebtedness of the

insert from p 209 p 210

1 federated public library system, does not exceed the federated public library system's
2 allowable indebtedness under s. 43.17 (9) (b).”.

3 ~~*b2088/1.2* 748~~. Page 467, line 2: after that line insert:

move
to
p. 209

4 “6. The board notifies the joint committee on finance in writing of its intention
5 to purchase the land. If the cochairpersons of the committee do not notify the board
6 that the committee has scheduled a meeting for the purpose of reviewing the
7 proposed purchase of land within 14 working days after the date of the board's
8 notification, the land may be purchased by the board. If, within 14 working days
9 after the date of the board's notification, the cochairpersons of the committee notify
10 the board that the committee has scheduled a meeting for the purpose of reviewing
11 the proposed purchase, the land may be purchased only upon approval of the
12 committee.”

13 *b0986/1.1* 749. Page 467, line 3: delete the material beginning with that
14 line and ending with page 468, line 7.

15 *b0866/1.3* 750. Page 467, line 10: after that line insert:

16 *b0866/1.3* “SECTION 1092m. 24.66 (3v) of the statutes is created to read:

17 24.66 (3v) FOR FEDERATED PUBLIC LIBRARY SYSTEMS. An application for a loan by
18 a federated public library system shall be accompanied by a certified copy of a
19 resolution of the board of the federated public library system approving the loan.”.

20 *b0866/1.4* 751. Page 468, line 7: after that line insert:

21 *b0866/1.4* “SECTION 1096m. 24.67 (1) (intro.) of the statutes is amended to
22 read:

23 24.67 (1) (intro.) If the board approves the application, it shall cause
24 certificates of indebtedness to be prepared in proper form and transmitted to the

1 municipality ~~or~~, cooperative educational service agency, or federated public library
2 system submitting the application. The certificate of indebtedness shall be executed
3 and signed:

4 ***b0866/1.4* SECTION 1097m.** 24.67 (1) (m) of the statutes is created to read:
5 24.67 (1) (m) For a federated public library system, by its president.

6 ***b0866/1.4* SECTION 1098m.** 24.67 (2) (h) of the statutes is created to read:
7 24.67 (2) (h) For a federated public library system, by a member of the
8 federated public library system board designated by that board who is not the
9 president of that board.

10 ***b0866/1.4* SECTION 1099m.** 24.67 (3) of the statutes is amended to read:
11 24.67 (3) If a municipality has acted under subs. (1) and (2), it shall certify that
12 fact to the department of administration. Upon receiving a certification from a
13 municipality, or upon direction of the board if a loan is made to a cooperative
14 educational service agency or a federated public library system, the secretary of
15 administration shall draw a warrant upon the state treasurer for the amount of the
16 loan, payable to the treasurer of the municipality ~~or~~, cooperative educational service
17 agency, or federated public library system making the loan or as the treasurer of the
18 municipality ~~or~~, cooperative educational service agency, or federated public library
19 system directs. The certificate of indebtedness shall then be conclusive evidence of
20 the validity of the indebtedness and that all the requirements of law concerning the
21 application for the making and acceptance of the loan have been complied with.

22 ***b0866/1.4* SECTION 1100m.** 24.70 (1) of the statutes is amended to read:
23 24.70 (1) APPLICABILITY. This section applies to all outstanding state trust fund
24 loans to borrowers other than school districts and federated public library systems.

25 ***b0866/1.4* SECTION 1101m.** 24.715 of the statutes is created to read:

1 **24.715 Collections from federated public library systems. (1)**

2 **APPLICABILITY.** This section applies to all outstanding trust fund loans to federated
3 public library systems.

4 **(2) CERTIFIED STATEMENT.** If a federated public library system has a state trust
5 fund loan, the board shall transmit to the system board a certified statement of the
6 amount due on or before October 1 of each year until the loan is paid. The board shall
7 furnish a copy of each certified statement to the state treasurer and the department
8 of public instruction.

9 **(3) PAYMENT TO STATE TREASURER.** The system board shall transmit to the state
10 treasurer on its own order the full amount levied for state trust fund loans within 15
11 days after March 15. The state treasurer shall notify the board when he or she
12 receives payment. Any payment not made by March 30 is delinquent and is subject
13 to a penalty of one percent per month or fraction thereof, to be paid to the state
14 treasurer with the delinquent payment.

15 **(4) FAILURE TO MAKE PAYMENT.** If the system board fails to remit the amounts
16 due under sub. (3), the state superintendent, upon certification of delinquency by the
17 board, shall deduct the amount due including any penalty from any aid payments
18 due the system, shall remit such amount to the state treasurer and, no later than
19 June 15, shall notify the system board and the board to that effect.”.

20 ***b1461/3.8* 752.** Page 468, line 17: after that line insert:

21 ***b1461/3.8* “SECTION 1104.** 25.17 (1) (ag) of the statutes is created to read:
22 25.17 (1) (ag) Agricultural producer security fund (s. 25.463);”.

23 ***b2049/3.3* 753.** Page 468, line 19: after that line insert:

24 ***b2049/3.3* “SECTION 1104p.** 25.17 (1) (at) of the statutes is created to read:

1 25.17 (1) (at) Cemetery management insurance fund (s. 25.86);”.

2 *b2154/3.9* **754.** Page 468, line 19: after that line insert:

3 *b2154/3.9* “SECTION 1104n. 25.17 (1) (aq) of the statutes is created to read:

4 25.17 (1) (aq) Cash building projects fund (s. 25.91).”.

5 *b2221/3.76* **755.** Page 468, line 21: after that line insert:

6 *b2221/3.76* “SECTION 1107g. 25.17 (1) (fs) of the statutes is created to read:

7 25.17 (1) (fs) Forestry fund (s. 25.28).

8 *b2221/3.76* SECTION 1107r. 25.17 (1) (fv) of the statutes is created to read:

9 25.17 (1) (fv) Forestry land endowment fund (s. 25.294);”.

10 *b2154/3.10* **756.** Page 469, line 1: delete lines 1 and 2.

11 *b1006/1.3* **757.** Page 469, line 2: after that line insert:

12 *b1006/1.3* “SECTION 1110m. 25.17 (1) (yt) of the statutes is created to read:

13 25.17 (1) (yt) Wisconsin outdoor wildlife heritage trust fund (s. 25.297).”.

14 *b2130/2.8* **758.** Page 469, line 6: after “(16)” insert “(a)”.

15 *b2130/2.9* **759.** Page 469, line 10: after “June 1” insert “, less the amount

16 transferred to the tobacco control fund under s. 13.101 (16) (b)”.

17 *b0957/1.2* **760.** Page 469, line 23: after that line insert:

18 *b0957/1.2* “SECTION 1111j. 25.17 (59) of the statutes is amended to read:

19 25.17 (59) Invest or deposit money from the appropriation under s. 20.143 (1)

20 (fm) in a public depository located in this state that is ~~at least 51% owned by a~~

21 ~~minority group member or minority group members, as defined in s. 560.036 (1) (f)~~

22 a minority business certified by the department of commerce under s. 560.036 (2).”.

23 *b2221/3.77* **761.** Page 470, line 13: after that line insert:

1 ***b2221/3.77*** **SECTION 1113g.** 25.28 of the statutes is created to read:

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

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

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

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

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

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

12 ***b2221/3.77*** **SECTION 1113r.** 25.29 (1) (a) of the statutes is amended to read:

13 25.29 (1) (a) Except as provided in ss. 25.293 and 25.295, all moneys accruing
14 to the state for or in behalf of the department under chs. 26, 27, 28, 29, and 350,
15 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
16 to 30.55, 70.58, 71.10 (5) and 71.30 (10), including grants received from the federal
17 government or any of its agencies except as otherwise provided by law.”

18 ***b1805/1.1* 762.** Page 470, line 23: after that line insert:

19 ***b1805/1.1*** **SECTION 1117m.** 25.29 (3g) of the statutes is created to read:

20 25.29 (3g) For purposes of sub. (3) and s. 29.037, the joint committee on finance
21 shall determine what constitutes the administration of the department when it is
22 exercising its responsibilities that are specific to the management of the fish and
23 wildlife resources of this state.”

24 ***b1006/1.4* 763.** Page 471, line 10: after that line insert:

1 ***b1006/1.4*** “SECTION 1119m. 25.297 of the statutes is created to read:

2 **25.297 Wisconsin outdoor wildlife heritage trust fund.** There is
3 established a separate nonlapsible trust fund designated as the Wisconsin outdoor
4 wildlife heritage trust fund, to consist of all gifts, grants, or bequests or other
5 contributions made to the Wisconsin outdoor wildlife heritage trust fund.”

6 ***b2221/3.78* 764.** Page 471, line 10: after that line insert:

7 ***b2221/3.78*** “SECTION 1119c. 25.29 (6) of the statutes, as affected by 2001
8 Wisconsin Act (this act), is amended to read:

9 25.29 (6) All moneys received from the United States ~~for fire prevention and~~
10 ~~control, forest planting and other forestry activities,~~ for wildlife restoration projects
11 and fish restoration and management projects, and for other purposes shall be
12 devoted to the purposes for which these moneys are received.

13 ***b2221/3.78*** SECTION 1119g. 25.29 (7) (intro.) of the statutes is renumbered
14 25.28 (3) (a).

15 ***b2221/3.78*** SECTION 1119L. 25.29 (7) (a) of the statutes is renumbered 25.28
16 (3) (am) and amended to read:

17 25.28 (3) (am) Eight percent of the tax levied under s. 70.58 or of the funds
18 provided for in lieu of the levy shall be used to acquire and develop forests of the state
19 for the purposes or capable of providing the benefits described under s. 28.04 (2)
20 within areas approved by the department of forestry and the governor and located
21 within the region composed of Manitowoc, Calumet, Winnebago, Sheboygan, Fond
22 du Lac, Ozaukee, Washington, Dodge, Milwaukee, Waukesha, Jefferson, Racine,
23 Kenosha, Walworth, Rock and Outagamie counties.

1 ***b2221/3.78* SECTION 1119p.** 25.29 (7) (b) of the statutes is renumbered 25.28
2 (3) (b) and amended to read:

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

8 ***b2221/3.78* SECTION 1119t.** 25.294 of the statutes is created to read:

9 **25.294 Forestry land endowment fund.** There is established a separate
10 nonlapsible trust fund designated as the forestry land endowment fund, to consist
11 of:

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

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

17 ***b2221/3.78* SECTION 1119x.** 25.295 (1) (b) of the statutes is amended to read:

18 25.295 (1) (b) Notwithstanding s. 23.15 (4), all moneys received by the
19 ~~department of natural resources~~ state from utility easements on property located in
20 the state park system, a southern state forest, ~~as defined in ss. 27.01 (1) and~~ or a state
21 recreation area ~~under ss. 23.09 (10), 27.01 (2) (g) and 28.02 (5).~~”.

22 ***b2160/2.1* 765.** Page 472, line 14: delete lines 14 to 16.

23 ***b0845/3.25* 766.** Page 472, line 23: delete that line.

24 ***b1461/3.9* 767.** Page 473, line 8: after that line insert:

1 ***b1461/3.9*** “SECTION 1128. 25.463 of the statutes is created to read:

2 **25.463 Agricultural producer security fund.** There is established a
3 separate nonlapsible trust fund designated as the agricultural producer security
4 fund, to consist of all fees, surcharges, assessments, reimbursements, and proceeds
5 of surety bonds received by the department of agriculture, trade and consumer
6 protection under ch. 126.”.

7 ***b2225/1.4* 768.** Page 473, line 14: after that line insert:

8 ***b2225/1.4*** “SECTION 1132. 25.61 of the statutes is amended to read:

9 **25.61 VendorNet fund.** There is created a separate nonlapsible trust fund
10 designated as the VendorNet fund consisting of all revenues accruing to the state
11 from fees assessed under s. ss. 16.701 and 16.702 (1) and from gifts, grants, and
12 bequests made for the purposes of s. ss. 16.701 and 16.702 (1) and moneys transferred
13 to the fund from other funds.”.

14 ***b2154/3.11* 769.** Page 473, line 15: delete lines 15 to 18.

15 ***b2130/2.10* 770.** Page 474, line 6: delete “beginning”.

16 ***b2130/2.11* 771.** Page 474, line 7: delete “each” and substitute “that”.

17 ***b2130/2.12* 772.** Page 474, line 8: after that line insert:

18 ***b2130/2.12*** “SECTION 1136g. 25.66 (1) (d) of the statutes is created to read:
19 25.66 (1) (d) Beginning in fiscal year 2003–04, all moneys transferred from the
20 permanent endowment fund under s. 13.101 (16) (b).”.

21 ***b2130/2.13* 773.** Page 474, line 16: delete “Beginning in” and substitute
22 “In”.

23 ***b2130/2.14* 774.** Page 474, line 17: delete “or in any fiscal year thereafter”.

1 ***b2130/2.15* 775.** Page 475, line 22: delete “s.” and substitute “~~s.~~ ss. 13.101
2 (16) (b) and”.

3 ***b2051/3.4* 776.** Page 476, line 10: after that line insert:

4 ***b2051/3.4* “SECTION 1142t.** 25.75 (2) of the statutes is amended to read:

5 25.75 (2) CREATION. There is created a separate nonlapsible trust fund known
6 as the lottery fund, to consist of gross lottery revenues received by the department
7 of revenue and moneys transferred to the lottery fund under ss. 20.435 (7) (kg),
8 20.455 (2) (g), and 20.505 (8) (am), (g), and (jm).”.

9 ***b2110/1.1* 777.** Page 477, line 1: delete “(1)” and substitute “(intro.)”.

10 ***b2110/1.2* 778.** Page 477, line 4: delete “(a)” and substitute “(1)”.

11 ***b2110/1.3* 779.** Page 477, line 6: delete “(b)” and substitute “(2)”.

12 ~~***b2110/1.4* 780.** Page 477, line 8: delete “(c)” and substitute “(3)”.~~

13 ***b2160/2.2* 781.** Page 477, line 8: delete that line.

14 ***b2110/1.5* 782.** Page 477, line 9: delete lines 9 to 11.

15 ***b2049/3.4* 783.** Page 477, line 11: after that line insert:

16 ***b2049/3.4* “SECTION 1144m.** 25.86 of the statutes is created to read:

17 **25.86 Cemetery management insurance fund.** There is established a
18 separate nonlapsible trust fund designated as the cemetery management insurance
19 fund, to consist of the moneys received under s. 69.22 (7).”.

20 ***b2154/3.12* 784.** Page 477, line 12: after that line insert:

21 ***b2154/3.12* “SECTION 1145d.** 25.91 of the statutes is created to read:

1 **25.91 Cash building projects fund.** There is created a separate nonlapsible
2 fund designated as the cash building projects fund, consisting of moneys transferred
3 from the general fund under s. 16.518 (4).”.

4 ***b2221/3.79* 785.** Page 477, line 12: after that line insert:

5 ***b2221/3.79*** “SECTION 1146g. 26.01 of the statutes is amended to read:

6 **26.01 Definition.** In this chapter, unless the context requires otherwise
7 “department” means the department of ~~natural resources~~ forestry.

8 ***b2221/3.79* SECTION 1146r.** 26.06 (1) of the statutes is amended to read:

9 **26.06 (1)** Foresters, forest supervisors, and state forest rangers and wardens
10 of the department and the cruisers and foresters of the board of commissioners of
11 public lands have the enforcement powers specified in s. 26.97 with respect to, and
12 may seize, without process, any forest products unlawfully severed from public lands
13 of the state, federal lands leased to the state, county forest lands entered under s.
14 28.11, forest croplands entered under subch. I of ch. 77, or managed forest land
15 designated under subch. VI of ch. 77. Seized products cut from lands under the
16 control of the board of commissioners of public lands shall be held for the
17 commissioners and those cut from forest croplands, managed forest land, or county
18 forest shall be held for the owner, and subject to the payment of severance taxes, yield
19 taxes or severance share thereon to the state. Products cut from state forest lands
20 or federal lands leased to the department shall be appraised and sold. Products
21 appraised at more than \$500 shall be sold on sealed bids not less than 10 days after
22 a class 1 notice has been published, under ch. 985, in the county where the material
23 is located. Any sheriff may seize and hold for the owner thereof any forest products
24 unlawfully severed or removed.

1 ***b2221/3.79* SECTION 1146t.** 26.08 (1) of the statutes is amended to read:

2 26.08 (1) The department of forestry may, ~~from time to time,~~ lease parts or
3 parcels of ~~state park lands or state forest lands, other than lands in southern state~~
4 forests. The department of natural resources may lease parts or parcels of state park
5 lands or lands in southern state forests. These leases shall contain proper covenants
6 to guard against trespass and waste. The rents arising from these leases shall be
7 paid into the state treasury to the credit of the proper fund. Licenses also may be
8 granted to prospect for ore or mineral upon any of these lands; but proper security
9 shall be taken that the licensees will fully inform the department that grants a
10 license of every discovery of ore or mineral and will restore the surface to its former
11 condition and value if no discovery of valuable deposits is made. The department
12 that enters into a lease or grants a license shall retain a copy of each lease or license
13 and file the original in the office of the board of commissioners of public lands.

14 ***b2221/3.79* SECTION 1146u.** 26.08 (2) (a) of the statutes is amended to read:

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

18 ***b2221/3.80* 786.** Page 477, line 15: after that line insert:

19 ***b2221/3.80* “SECTION 1147m.** 26.08 (3) of the statutes is amended to read:

20 26.08 (3) The department of natural resources and the department of forestry
21 shall furnish to the board of commissioners of public lands such maps, plats, surveys,
22 valuations, information, and other services as the board may request respecting any
23 of the public lands, for use by it in granting leases or licenses or in making sales under
24 s. 24.39.

1 ***b2221/3.80* SECTION 1147r.** 26.11 (6) of the statutes is amended to read:

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

12 ***b2221/3.81* 787.** Page 477, line 21: after that line insert:

13 ***b2221/3.81* “SECTION 1148c.** 26.11 (7) (a) of the statutes, as affected by 2001
14 Wisconsin Act (this act), is amended to read:

15 26.11 (7) (a) Notwithstanding s. 20.001 (3) (c), if the sum of the unencumbered
16 balances in the appropriation accounts under s. ~~20.370 (1) (es)~~ 20.375 (2) (r) and ~~(mz)~~
17 (z) exceeds \$1,000,000 on June 30 of any fiscal year, the amount in excess of
18 \$1,000,000 shall lapse from the appropriation account under s. ~~20.370 (1) (es)~~ 20.375
19 (2) (r) to the ~~conservation~~ forestry fund, except as provided in par. (b).

20 ***b2221/3.81* SECTION 1148f.** 26.11 (7) (b) of the statutes is amended to read:

21 26.11 (7) (b) Notwithstanding s. 20.001 (3) (c), if the amount in the
22 appropriation account under s. ~~20.370 (1) (es)~~ 20.375 (2) (r) is insufficient for the
23 amount that must lapse under par. (a), the remainder that is necessary for the lapse
24 shall lapse from the appropriation account under s. ~~20.370 (1) (mz)~~ 20.375 (2) (z).

1 ***b2221/3.81* SECTION 1148j.** 26.12 (2) of the statutes is amended to read:

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

15 ***b2221/3.81* SECTION 1148r.** 26.14 (2) of the statutes is amended to read:

16 26.14 (2) All such state forest rangers, town chairpersons, emergency fire
17 wardens, conservation wardens and other duly appointed deputies may in the
18 performance of their official duty go on the lands of any person to fight forest fires,
19 and in so doing may set back fires, dig trenches, cut fire lines or carry on all other
20 customary activities in the fighting of forest fires, without incurring a liability to
21 anyone.”.

22 ***b2221/3.82* 788.** Page 478, line 2: after that line insert:

23 ***b2221/3.82* “SECTION 1149b.** 26.20 (6) (b) of the statutes is amended to read:

1 26.20 (6) (b) Any state forest ranger, conservation warden, sheriff or other duly
2 appointed authority may, in the performance of official duties, require any train
3 causing fires or suspected of causing fires to stop within a safe distance from the fires
4 to avoid further setting or spread of fire.

5 ***b2221/3.82* SECTION 1149c.** 26.22 of the statutes is amended to read:

6 **26.22 Sales, etc.** The department of forestry may sell any timber on the state
7 park or state forest lands ~~which, other than lands in southern state forests, that~~ has
8 been damaged by fire or wind, on such terms and in such manner as it shall deem
9 best for the interest of the state. The department of natural resources may sell any
10 timber on lands in southern state forests that has been damaged by fire or wind, on
11 such terms and in such manner as it shall deem best for the interest of the state.

12 ***b2221/3.82* SECTION 1149d.** 26.30 (2) of the statutes is amended to read:

13 **26.30 (2) POWERS.** The department is vested with authority and jurisdiction in
14 all matters relating to the prevention, detection and control of forest pests on the
15 forest lands of the state, and to do all things necessary in the exercise of such
16 authority and jurisdiction, except that this shall not be construed to grant any
17 powers or authority to the department for the silvicultural control of forest pests on
18 any land. This section shall apply only to the detection and control of forest pests on
19 forest lands and does not affect the authority of the department of agriculture, trade
20 and consumer protection under chs. 93 and 94. The action of the department under
21 sub. (4) shall be coordinated with the department of agriculture, trade and consumer
22 protection in accordance with s. 20.901. The secretaries of ~~natural resources forestry~~
23 and agriculture, trade and consumer protection shall execute annually a
24 memorandum of agreement to enable the coordination of pest control work of their
25 departments.

1 ***b2221/3.82* SECTION 1149e.** 26.30 (4) of the statutes is amended to read:

2 26.30 (4) SURVEYS, INVESTIGATIONS AND CONTROL. The department shall make
3 surveys and investigations to determine the presence, condition and extent of
4 infestations and it shall also carry on control measures when necessary. For such
5 purposes the department or its wardens or state forest rangers may enter public and
6 private lands at reasonable times without incurring a liability to anyone.

7 ***b2221/3.82* SECTION 1149g.** 26.37 (1) (intro.) of the statutes is amended to
8 read:

9 26.37 (1) (intro.) The department of ~~natural resources~~ forestry and the
10 department of commerce shall ~~jointly develop a~~ comply with any plan to establish
11 required to be developed by the department of natural resources and the department
12 of commerce to establish a lake states wood utilization consortium to provide
13 research, development and demonstration grants to enhance the forest products
14 industry in Wisconsin and other states. ~~The if the plan shall de~~ does all of the
15 following:

16 ***b2221/3.82* SECTION 1149h.** 26.37 (1) (a) of the statutes is amended to read:

17 26.37 (1) (a) ~~Define~~ Defines the powers, duties and responsibilities of the
18 consortium.

19 ***b2221/3.82* SECTION 1149i.** 26.37 (1) (b) of the statutes is amended to read:

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

24 ***b2221/3.82* 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 ***b2221/3.82*** **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 ***b2221/3.82*** **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 ***b2221/3.82*** **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 ***b2221/3.82*** **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 ***b2221/3.83*** **789.** Page 479, line 1: substitute “20.375 (2) (ru)” for “20.375 (1)
19 (cu)”.

20 ***b2221/3.85*** **790.** Page 479, line 2: after that line insert:

21 ***b2221/3.85*** **SECTION 1149md.** 26.39 (2) and (3) of the statutes, as created
22 by 2001 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) (cv)~~ 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 *b2221/3.85* SECTION 1149rx. 27.01 (7) (a) 3. of the statutes is amended to
10 read:

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

17 *b2221/3.84* 791. Page 479, line 2: substitute “20.375 (2) (rv)” for “20.375 (1)
18 (cv)”.

19 *b2068/1.4* 792. Page 480, line 7: substitute “50 cents” for “\$1.50”.

20 *b2221/3.86* 793. Page 480, line 12: after that line insert:

21 *b2221/3.86* “SECTION 1153h. 27.01 (7) (gu) of the statutes, as created by 2001
22 Wisconsin Act (this act), is amended to read:

23 27.01 (7) (gu) *Transaction payments*. The department shall establish a system
24 under which ~~the department pays~~ each agent appointed under sub. (7m) (a) –a

1 1 payment of 1 is paid ~~\$1.50~~ ^{50 cents} for each time that the agent processes a transaction
 2 through the statewide automated system contracted for under sub. (7m) (d). This
 3 payment is in addition to any issuing fee retained by the agent. ~~The department shall~~
 4 ~~make these~~ These payments shall be made by allowing the agent to retain an amount
 5 equal to the payments from the amounts that are collected by the agent and that
 6 would otherwise be remitted to the department.”

7 *b2221/3.87* **794.** Page 480, line 15: substitute “(g) (f)” for “(g)”.

8 *b2221/3.88* **795.** Page 480, line 16: substitute “appointed” for “appointed”.

9 *b2221/3.89* **796.** Page 480, line 16: substitute “(a) (b)” for “(a)”.

10 *b2221/3.90* **797.** Page 480, line 18: after that line insert:

11 *b2221/3.90* **SECTION 1153ic.** 27.01 (7) (h) of the statutes, as affected by 2001
 12 Wisconsin Act ... (this act), is renumbered 27.01 (7) (h) 1.

13 *b2221/3.90* **SECTION 1153iL.** 27.01 (7) (h) 2. of the statutes is created to read:

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

22 *b2221/3.90* **SECTION 1153iq.** 27.01 (7m) (a) of the statutes is renumbered
 23 27.01 (7m) (a) 1.

1 ***b2221/3.90* SECTION 1153ir.** 27.01 (7m) (a) 2. of the statutes is created to
2 read:

3 27.01 (7m) (a) 2. The department of forestry, as an agent of the department,
4 shall issue vehicle admission receipts and collect the vehicle admission fees under
5 sub. (7). The vehicle admission fees collected by the department of forestry shall be
6 deposited in the conservation fund.

7 ***b2221/3.90* SECTION 1153is.** 27.01 (7m) (b) of the statutes is renumbered
8 27.01 (7m) (b) 1. and amended to read:

9 27.01 (7m) (b) 1. An agent appointed under par. (a) 1. shall collect the
10 applicable issuing fee specified in sub. (7) (gr). The agent may retain the issuing fees
11 to compensate the agent for the agent's services in issuing the receipts.

12 ***b2221/3.90* SECTION 1153it.** 27.01 (7m) (b) 2. of the statutes is created to
13 read:

14 27.01 (7m) (b) 2. The department of forestry shall collect the applicable issuing
15 fee specified in sub. (7) (gr) for the vehicle admission receipts that it issues and shall
16 deposit the issuing fees into the forestry fund.”.

17 ***b2221/3.91* 798.** Page 480, line 22: after that line insert:

18 ***b2221/3.91* “SECTION 1153Lb.** 27.01 (10) (b) of the statutes is amended to
19 read:

20 27.01 (10) (b) *Establishment, operation and categories of campgrounds.* The
21 department of forestry and the department of natural resources may each establish
22 and operate state campgrounds ~~in state parks, state forests and other~~ on lands under
23 its their respective supervision and management. ~~The~~ Each department may
24 classify, by rule, its state campgrounds into separate categories.

1 ***b2221/3.91* SECTION 1153Lc.** 27.01 (10) (d) 1. of the statutes is amended to
2 read:

3 27.01 (10) (d) 1. The camping fee for each night at a campsite in a campground
4 which is classified as a Type “A” campground ~~by the department~~ under par. (b) is \$8
5 for a resident camping party.

6 ***b2221/3.91* SECTION 1153Ld.** 27.01 (10) (d) 2. of the statutes is amended to
7 read:

8 27.01 (10) (d) 2. The camping fee for each night at a campsite in a campground
9 which is classified as a Type “A” campground ~~by the department~~ under par. (b) is \$10
10 for a nonresident camping party.

11 ***b2221/3.91* SECTION 1153Le.** 27.01 (10) (d) 3. of the statutes is amended to
12 read:

13 27.01 (10) (d) 3. The camping fee for each night at a campsite in a state
14 campground which is classified as a Type “B” campground ~~by the department~~ under
15 par. (b) is \$7 for a resident camping party.

16 ***b2221/3.91* SECTION 1153Lf.** 27.01 (10) (d) 4. of the statutes is amended to
17 read:

18 27.01 (10) (d) 4. The camping fee for each night at a campsite in a state
19 campground which is classified as a Type “B” campground ~~by the department~~ under
20 par. (b) is \$9 for a nonresident camping party.

21 ***b2221/3.91* SECTION 1153Lg.** 27.01 (10) (d) 5. of the statutes is amended to
22 read:

23 27.01 (10) (d) 5. The camping fee for each night at a campsite in a campground
24 which is classified as a Type “C” campground ~~by the department~~ under par. (b) is \$6
25 for a resident camping party.

1 ***b2221/3.91* SECTION 1153Lh.** 27.01 (10) (d) 6. of the statutes is amended to
2 read:

3 27.01 (10) (d) 6. The camping fee for each night at a campsite in a campground
4 which is classified as a Type “C” campground ~~by the department~~ under par. (b) is \$8
5 for a nonresident camping party.

6 ***b2221/3.91* SECTION 1153Lj.** 27.01 (10) (e) of the statutes is amended to read:

7 27.01 (10) (e) *Determination of residency.* The ~~department~~ departments shall
8 base ~~its~~ their determination of whether a camping party is a resident or nonresident
9 camping party upon the residency of the person who applies for a reservation under
10 sub. (11) at the time the application for reservation is made or, if no reservation is
11 made, the residency of the person who registers for the campsite at the time of
12 registration.

13 ***b2221/3.91* SECTION 1153Lm.** 27.01 (10) (f) of the statutes is amended to
14 read:

15 27.01 (10) (f) *Waiver of fees; special fees.* The ~~department~~ departments may
16 waive camping fees, charge additional camping fees or charge special fees instead of
17 camping fees for certain classes of persons or groups, certain areas, certain types of
18 camping or times of the year and for admission to special events.

19 ***b2221/3.91* SECTION 1153Ln.** 27.01 (10) (g) (intro.) of the statutes is
20 amended to read:

21 27.01 (10) (g) *Additional camping fees.* (intro.) Besides the additional camping
22 fees authorized under par. (f), the ~~department~~ departments may charge:

23 ***b2221/3.91* SECTION 1153Lp.** 27.01 (10) (h) of the statutes is amended to
24 read:

1 27.01 (10) (h) *Increased camping fees.* In addition to ~~its~~ their authority under
2 par. (f), the ~~department~~ departments shall determine which state campgrounds
3 under their supervision and management are located in areas where local market
4 conditions justify the establishment of higher camping fees to be charged by the
5 ~~department.~~ For these state campgrounds, the ~~department~~ departments. The
6 departments shall promulgate rules for state campgrounds under their supervision
7 and management to establish higher camping fees to be based on the applicable local
8 market conditions.

9 ***b2221/3.91* SECTION 1153Lq.** 27.01 (11) (a) of the statutes is amended to
10 read:

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

17 ***b2221/3.91* SECTION 1153Lr.** 27.01 (11) (b) (intro.) of the statutes is amended
18 to read:

19 27.01 (11) (b) *Rules.* (intro.) The ~~department~~ departments shall promulgate
20 rules for the operation of ~~the~~ their campground reservation ~~system~~ systems. The
21 rules shall include all of the following:

22 ***b2221/3.91* SECTION 1153Ls.** 27.01 (11) (cm) 1. of the statutes is amended
23 to read:

24 27.01 (11) (cm) 1. The department ~~of forestry~~ may enter into a contract with
25 another party to operate the campground reservation system ~~that the department~~

1 ~~It~~ establishes under par. (a). ~~The department of natural resources may do the same~~
2 ~~for a campground reservation system that it establishes under par. (a).~~

3 *b2221/3.91* SECTION 1153Lt. 27.01 (11) (cm) 2. of the statutes is amended to
4 read:

5 ^{plain} 27.01 (11) (cm) 2. A contract entered into under this paragraph shall require
6 ~~that the department entering into the contract retain \$1 of each reservation fee~~
7 ~~collected,~~ shall be retained by the departments of Natural resources
8 or the department of forestry INS 232-7

8 *b2221/3.91* SECTION 1153Lu. 27.01 (11) (i) of the statutes is amended to
9 read:

10 27.01 (11) (i) *Cooperation with tourism.* The department of natural resources,
11 the department of forestry,
12 and the department of tourism shall work jointly ~~to establish an on any~~ automated
13 campground reservation system ~~established or operated by the department of~~
14 ~~natural resources. The department of forestry and the department of tourism shall~~
15 ~~work jointly on any automated campground reservation established or operated by~~
16 ~~the department of forestry.~~ under par. (a)

16 *b2221/3.92* 799. Page 481, line 5: after that line insert:

17 *b2221/3.92* "SECTION 1153nc. 27.016 (1) (c) of the statutes is repealed.

18 *b2221/3.92* SECTION 1153np. 27.019 (12) of the statutes is amended to read:

19 27.019 (12) COOPERATION OF STATE DEPARTMENTS. The department of
20 agriculture, trade and consumer protection, the department of administration, the
21 department of natural resources, the department of forestry, and the agricultural
22 extension division of the University of Wisconsin shall cooperate with the several
23 county rural planning committees in carrying out this section.

24 *b2221/3.92* SECTION 1153nx. 28.005 of the statutes is amended to read:

~~of natural resources or
the department of forestry~~

~~be retained by the departments. The departments~~

shall enter an agreement to ^{determine} ~~determine~~ how

these moneys will be allocated for use

between the departments. The secretary

of administration shall resolve any

disputes between the departments concerning

this agreement.

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ALL SCORED

1 **28.005 Definition.** “Department” when used in this chapter without other
2 words of description or qualification means the department of ~~natural resources~~
3 forestry.

4 ***b2221/3.92* SECTION 1153nxb.** 28.01 of the statutes is amended to read:

5 **28.01 Forestry supervision.** The department shall execute all matters
6 pertaining to forestry within the jurisdiction of the state, direct the management of
7 state forests, other than southern state forests, collect data relative to forest use and
8 conditions and advance the cause of forestry within the state.

9 ***b2221/3.92* SECTION 1153nxc.** 28.012 (title) of the statutes is created to read:

10 **28.012 (title) Powers of department.**

11 ***b2221/3.92* SECTION 1153nxd.** 28.012 (1) of the statutes is created to read:

12 **28.012 (1)** For the state forests, other than southern state forests, the
13 department may accept and administer, in the name of the state, any gifts, grants,
14 bequests, and devises, including land, interests in land and funds made available to
15 the department by the federal government under any act of congress relating to any
16 of the functions of the department.

17 ***b2221/3.92* SECTION 1153nxf.** 28.012 (2) of the statutes is created to read:

18 **28.012 (2)** The department may extend or consolidate lands or waters suitable
19 for the state forests, other than the southern state forests, by the exchange of other
20 lands or waters under its supervision.

21 ***b2221/3.92* SECTION 1153nxg.** 28.012 (3) of the statutes is created to read:

22 **28.012 (3)** The department may accept donations of buildings, facilities, and
23 structures to be constructed upon lands owned by this state in the state forests, other
24 than the southern state forests.

25 ***b2221/3.92* SECTION 1153nxh.** 28.012 (4) of the statutes is created to read:

1 28.012 (4) The department may grant easements to parts or parcels of areas
2 in the state forests, other than the southern state forests.

3 ***b2221/3.92* SECTION 1153nxj.** 28.012 (5) of the statutes is created to read:

4 28.012 (5) All funds included in the gifts, grants, bequests, and devises received
5 or expected to be received by the department for the state forests under its
6 jurisdiction in a biennium shall be included in the statement of its actual and
7 estimated receipts and disbursements for such biennium required to be contained in
8 the biennial state budget report under s. 16.46. Those funds shall be considered to
9 be, and shall be treated the same as, other actual and estimated receipts and
10 disbursements of the department. The department may acknowledge the receipt of
11 any funding from a particular person or group in any department pamphlet, bulletin,
12 or other publication.

13 ***b2221/3.92* SECTION 1153nxk.** 28.012 (6) of the statutes is created to read:

14 28.012 (6) The donor of any building, facility, or structure under sub. (3) may
15 contract for this construction according to plans and specifications provided by the
16 department or may enter into a contract for professional architectural and
17 engineering services to develop plans and specifications for the building, facility, or
18 structure and contract for their construction. Upon the completion of construction
19 satisfactory to the department, title to the building, facility, or structure shall vest
20 in the state. No person may construct any building, facility, or structure under this
21 subsection without the prior approval of the department regarding plans and
22 specifications, materials, suitability, design, capacity, or location. The plans and
23 specifications for any building, structure, or facility donated under sub. (2) (eg) shall
24 also be subject to the approval of the building commission.

25 ***b2221/3.92* SECTION 1153npx.** 28.012 (7) of the statutes is created to read:

1 28.012 (7) Any easements granted under sub. (4) or s. 28.02 (5) and any leases
2 under s. 23.305 or 26.08 by the department shall have the restrictions necessary to
3 preserve and protect the land subject to the lease or easement for the purposes for
4 which it was acquired or made part of the state forests.

5 ***b2221/3.92* SECTION 1153nxq.** 28.012 (8) of the statutes is created to read:

6 28.012 (8) (a) In this subsection, “easement” includes a negative easement, a
7 restrictive covenant, a covenant running with the land, and any other right for a
8 lawful use of the property together with the right to acquire all negative easements,
9 restrictive covenants, covenants running with the land, and all rights for use of
10 property.

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

13 ***b2221/3.92* SECTION 1153nxr.** 28.012 (9) of the statutes is created to read:

14 28.012 (9) If there are areas of the state forests under the jurisdiction of the
15 department that are inaccessible because they are surrounded by lands not
16 belonging to the state, and if the department determines that the usefulness or value
17 of these areas for these state forests will be increased if there is access to them over
18 lands not belonging to the state, the department may acquire the land necessary to
19 construct highways that will furnish the needed access.”.

20 ***b1617/1.1* 800.** Page 481, line 8: delete the material beginning with “As”
21 and ending with “health.” on line 16.

22 ***b2221/3.93* 801.** Page 481, line 16: after that line insert:

23 ***b2221/3.93* “SECTION 1153pc.** 28.02 (title) of the statutes is amended to read:

24 **28.02 (title) State forests forest lands.**

1 ***b2221/3.93* SECTION 1153pd.** 28.02 (1) of the statutes is amended to read:

2 28.02 (1) DEFINED. “~~State forests~~ forest lands” include all lands granted to the
3 state by an act of congress entitled, “An act granting lands to the state of Wisconsin
4 for forestry purposes,” approved June 27, 1906; all lands donated to the state by the
5 Nebagamon Lumber Company for forestry purposes; all lands acquired pursuant to
6 chapter 450, laws of 1903, chapter 264, laws of 1905, chapter 638, laws of 1911, and
7 chapter 639, laws of 1911, or under ss. 1494–41 to 1494–62, 1915 stats., and all lands
8 subsequently acquired for forestry purposes. Unless an island is designated as state
9 forest land by the department, “state forest lands” do not include lands granted to
10 the state by an act of congress entitled, “An act granting unsurveyed and unattached
11 islands to the state of Wisconsin for forestry purposes,” approved August 22, 1912.
12 The department may designate as state forest lands any lands within state forest
13 boundaries which were purchased with other conservation funds and where forestry
14 would not conflict with a more intensive use.

15 ***b2221/3.93* SECTION 1153pdg.** 28.02 (2) of the statutes is amended to read:

16 28.02 (2) ACQUISITION. The department of forestry may acquire lands or
17 interest in lands by grant, devise, gift, condemnation or purchase within the
18 boundaries of established state forests or purchase areas; and outside of such
19 boundaries for forest nurseries, tracts for forestry research or demonstration and for
20 forest protection structures, or for access to such properties. The department of
21 natural resources may acquire lands or interest in lands by grant, devise, gift,
22 condemnation, or purchase within the boundaries of southern state forests. In the
23 case of condemnation the department shall first obtain approval from the
24 appropriate standing committees of each house of the legislature as determined by
25 the presiding officer thereof.

1 ***b2221/3.93* SECTION 1153pdm.** 28.03 (1) of the statutes is amended to read:

2 28.03 (1) DEFINED. State forests shall consist of well blocked areas of state
3 owned lands which have been established as state forests ~~by the department.~~

4 ***b2221/3.93* SECTION 1153pdr.** 28.03 (3) of the statutes is amended to read:

5 28.03 (3) DEPARTMENT MAY NAME. The department of forestry or the department
6 of natural resources may designate by appropriate name any state forest not
7 expressly named by the legislature.

8 ***b2221/3.93* SECTION 1153pdu.** 28.03 (4) of the statutes is created to read:

9 28.03 (4) SOUTHERN STATE FORESTS. The department of natural resources may
10 develop and shall operate and maintain the southern state forests.

11 ***b2221/3.93* SECTION 1153pe.** 28.035 (2) of the statutes is amended to read:

12 28.035 (2) The department shall ~~enter into an~~ comply with the agreement
13 entered into with the Wisconsin department of the American Legion for hunting in
14 the state forest lands described as lots 3, 4, 6 and 7 of section 8 and lots 2 and 3 of
15 section 17, township 38 north, range 7 east, Oneida County, which are used in
16 connection with Camp American Legion and which the Legion is now maintaining
17 on this location as a restoration camp for sick and disabled veterans and their
18 dependents.

19 ***b2221/3.93* SECTION 1153ph.** 28.035 (3) (b) of the statutes is amended to
20 read:

21 28.035 (3) (b) The ownership of all of the buildings and equipment of the camp
22 shall revert to the state upon the discontinuance of the use thereof for such purposes.
23 On or before January 15 of each year the department of the American Legion shall
24 file with the governor, the department of veterans affairs ~~and the department of~~

1 ~~natural resources, and the department of forestry~~ a written report of the operations
2 and the financial status of the camp.

3 *b2221/3.93* SECTION 1153phb. 28.04 (2) (a) of the statutes is amended to
4 read:

5 28.04 (2) (a) The department of forestry shall manage the state forests, other
6 than the southern state forests, and the department of natural resources shall
7 manage the southern state forests, to benefit the present and future generations of
8 residents of this state, recognizing that the state forests contribute to local and
9 statewide economies and to a healthy natural environment. The ~~department~~
10 departments shall assure the practice of sustainable forestry and use it to assure
11 that state forests can provide a full range of benefits for present and future
12 generations. The ~~department~~ departments shall also assure that the management
13 of state forests is consistent with the ecological capability of the state forest land and
14 with the long-term maintenance of sustainable forest communities and ecosystems.
15 These benefits include soil protection, public hunting, protection of water quality,
16 production of recurring forest products, outdoor recreation, native biological
17 diversity, aquatic and terrestrial wildlife, and aesthetics. The range of benefits
18 provided by the ~~department~~ departments in each state forest shall reflect its unique
19 character and position in the regional landscape.

20 *b2221/3.93* SECTION 1153phf. 28.04 (2) (b) of the statutes is amended to
21 read:

22 28.04 (2) (b) In managing the state forests, the department of forestry and the
23 department of natural resources shall recognize that not all benefits under par. (a)
24 can or should be provided in every area of a state forest.

1 ***b2221/3.93* SECTION 1153phk.** 28.04 (2) (c) of the statutes is amended to
2 read:

3 28.04 (2) (c) In managing the state forests, the department of forestry and the
4 department of natural resources shall recognize that management may consist of
5 both active and passive techniques.

6 ***b2221/3.93* SECTION 1153php.** 28.04 (3) (a) of the statutes is amended to
7 read:

8 28.04 (3) (a) The department of forestry shall prepare a plan for each state
9 forest, other than southern state forests, that describes how the state forest will be
10 managed. The department of natural resources shall prepare a plan for each
11 southern state forest that describes how the southern state forest will be managed.
12 The ~~department~~ departments shall work with the public to identify property goals
13 and objectives that are consistent with the purposes under sub. (2). The ~~department~~
14 departments shall identify in each plan the objectives of management for distinct
15 areas of the state forest.

16 ***b2221/3.93* SECTION 1153phs.** 28.04 (3) (b) of the statutes is amended to
17 read:

18 28.04 (3) (b) The department of forestry and the department of natural
19 resources shall establish procedures for the preparation and modification of these
20 plans, including procedures for public participation. In preparing and modifying
21 plans under this subsection, the ~~department~~ departments shall use the best
22 available information regarding the purposes and benefits of the state forests that
23 ~~the~~ each department acquires through inventories, evaluations, monitoring and
24 research. In evaluating such information, the ~~department~~ departments shall
25 consider both regional and local scales, including the impact on local economies. As

1 new information becomes available, the department of forestry or the department of
2 natural resources shall adapt its management of the state forest and, if necessary,
3 the plan for the state forest.

4 *b2221/3.93* SECTION 1153pm. 28.045 of the statutes is created to read:

5 **28.045 Designation of trails and areas.** (1) In this section, “special use
6 area” includes a trail, campground, or picnic area.

7 (2) The department shall designate special use areas in state forests, other
8 than southern state forests, and shall indicate the location of each special use area
9 in one of the following manners:

10 (a) By showing it on a map available at the district office of the department that
11 is nearest to the special use area.

12 (b) By indicating its location on a sign outside any office of the department that
13 is located within the same state forest.

14 (c) By placing a sign at the special use area.

15 (3) The department shall inspect trail signs and designated features twice a
16 year, once before July 1 and once after July 1.

17 (4) Subsection (3) does not apply to snowmobile trails on land under the control
18 of the department that are maintained by snowmobile clubs or other nonprofit
19 organizations.

20 *b2221/3.93* SECTION 1153pr. 28.05 (1) of the statutes is amended to read:

21 28.05 (1) LIMITATIONS. Cutting shall be limited to trees marked or designated
22 for cutting by a forester in the professional series of the state classified civil service
23 or by ~~a department-designated~~ an employee of the department of forestry or the
24 department of natural resources who is equally qualified by reason of long, practical
25 experience. The department of forestry, with respect to state forests other than

1 southern state forests, and the department of natural resources with respect to
2 southern state forests, may sell products removed in cultural or salvage cuttings and
3 standing timber designated in timber sale contracts, but all sales shall be based on
4 tree scale or on the scale, measure or count of the cut products. ~~The~~ That department
5 may require that a person purchasing products or standing timber under a timber
6 sale contract provide surety for the proper performance of the contract either directly
7 or through a bond furnished by a surety company authorized to do business in this
8 state.”.

9 *b2221/3.94* **802.** Page 481, line 24: after that line insert:

10 *b2221/3.94* “**SECTION 1153qc.** 28.06 (2m) of the statutes, as affected by 2001
11 Wisconsin Act (this act), is amended to read:

12 28.06 (2m) SURCHARGE. A person who purchases a seedling under sub. (2) shall
13 pay, in addition to the price of the seedling charged under sub. (2), a surcharge for
14 each seedling purchased. Beginning on the effective date of this subsection
15 [revisor inserts date], and ending on June 30, 2002, the surcharge shall be 2 cents
16 for each seedling. Beginning on July 1, 2002, the surcharge shall be 3 cents for each
17 seedling. All surcharges collected under this subsection shall be deposited in the
18 conservation forestry fund.

19 *b2221/3.94* **SECTION 1153r.** 28.08 of the statutes is amended to read:

20 **28.08 Income.** All income from state forest lands shall be paid into the state
21 treasury to the credit of the conservation forestry fund.

22 *b2221/3.94* **SECTION 1153rm.** 28.11 (5m) (a) (intro.) of the statutes is
23 amended to read:

1 28.11 (5m) (a) (intro.) The department may make grants, from the
2 appropriation under s. ~~20.370 (5) (bw)~~ 20.375 (2) (w), to counties having lands
3 entered under sub. (4) to fund all of the following for one professional forester in the
4 position of county forest administrator or assistant county forest administrator:”.

5 ***b2221/3.95* 803.** Page 482, line 17: after that line insert:

6 ***b2221/3.95*** “SECTION 1153sc. 28.11 (5r) (b) of the statutes, as created by 2001
7 Wisconsin Act (this act), is amended to read:

8 28.11 (5r)(b) The department may make grants, from the appropriation under
9 s. ~~20.370 (5) (bw)~~ 20.375 (2) (w), to counties having lands entered under sub. (4) to
10 fund the cost of activities designed to improve sustainable forestry on the lands.

11 ***b2221/3.95*** SECTION 1153t. 28.11 (8) (a) of the statutes is amended to read:

12 28.11 (8) (a) *Acreage payments.* As soon after April 20 of each year as feasible,
13 the department shall pay to each town treasurer 30 cents per acre, based on the
14 acreage of such lands as of the preceding June 30, as a grant out of the appropriation
15 made by s. ~~20.370 (5) (bw)~~ 20.375 (2) (vm) on each acre of county lands entered under
16 this section.

17 ***b2221/3.95*** SECTION 1153u. 28.11 (8) (b) 1. of the statutes is amended to read:

18 28.11 (8) (b) 1. A county having established and maintaining a county forest
19 under this section is eligible to receive from the state from the appropriations under
20 s. ~~20.370 (5) (bq)~~ 20.375 (2) (t) and ~~(bs)~~ (u) an annual payment as a noninterest
21 bearing loan to be used for the purchase, development, preservation and
22 maintenance of the county forest lands and the payment shall be credited to a county
23 account to be known as the county forestry aid fund. A county board may, by a
24 resolution adopted during the year and transmitted to the department by December

1 31, request to receive a payment of not more than 50 cents for each acre of land
2 entered and designated as “county forest land”. The department shall review the
3 request and approve the request if the request is found to be consistent with the
4 comprehensive county forest land use plan. If any lands purchased from the fund
5 are sold, the county shall restore the purchase price to the county forestry aid fund.
6 The department shall pay to the county the amount due to it on or before March 31
7 of each year, based on the acreage of the lands as of the preceding June 30. If the
8 amounts in the appropriations under s. ~~20.370 (5) (bq)~~ 20.375 (2) (t) and ~~(bs) (u)~~ are
9 not sufficient to pay all of the amounts approved by the department under this
10 subdivision, the department shall pay eligible counties on a prorated basis.

11 *b2221/3.95* SECTION 1153v. 28.11 (8) (b) 2. of the statutes is amended to read:

12 28.11 (8) (b) 2. The department may allot additional interest free forestry aid
13 loans on a project basis to individual counties to permit the counties to undertake
14 meritorious and economically productive forestry operations, including land
15 acquisitions. These additional aids may not be used for the construction of
16 recreational facilities or for fish and game management projects. Application shall
17 be made in the manner and on forms prescribed by the department and specify the
18 purpose for which the additional aids will be used. The department shall make an
19 investigation as it deems necessary to satisfy itself that the project is feasible,
20 desirable and consistent with the comprehensive plan. If the department so finds,
21 it may make allotments in such amounts as it determines to be reasonable and
22 proper and charge the allotments to the forestry fund account of the county. These
23 allotments shall be credited by the county to the county forestry aid fund. After
24 determining the loans as required under subd. 1., the department shall make the
25 remainder of the amounts appropriated under s. ~~20.370 (5) (bq)~~ 20.375 (2) (t) and ~~(bs)~~

1 (u) for that fiscal year available for loans under this subdivision. The department
2 shall also make loans under this subdivision from the appropriations under s. ~~20.370~~
3 ~~(5) (bt)~~ 20.375 (2) (um) and ~~(bu)~~ (v).

4 *b2221/3.95* SECTION 1153w. 28.11 (9) (am) of the statutes is amended to read:

5 28.11 (9) (am) The acreage loan severance share payments shall be deposited
6 in the ~~conservation forestry~~ fund and credited to the appropriation under s. ~~20.370~~
7 ~~(5) (bq)~~ 20.375 (2) (t), and the project loan severance share payments shall be
8 deposited in the ~~conservation forestry~~ fund and credited to the appropriation under
9 s. ~~20.370 (5) (bu)~~ 20.375 (2) (v).

10 *b2221/3.95* SECTION 1153x. 28.11 (9) (ar) 1. of the statutes is amended to
11 read:

12 28.11 (9) (ar) 1. Notwithstanding s. 20.001 (3) (c), if the sum of the
13 unencumbered balances in the appropriations under s. ~~20.370 (5) (bq), (bt)~~ 20.375 (2)
14 (t), (um), and ~~(bu)~~ (v) exceeds \$400,000 on June 30 of any fiscal year, the amount in
15 excess of \$400,000 shall lapse from the appropriation under s. ~~20.370 (5) (bq)~~ 20.375
16 (2) (t) to the ~~conservation forestry~~ fund, except as provided in subd. 2.

17 *b2221/3.95* SECTION 1153y. 28.11 (9) (ar) 2. of the statutes is amended to
18 read:

19 28.11 (9) (ar) 2. Notwithstanding s. 20.001 (3) (c), if the amount in the
20 appropriation under s. ~~20.370 (5) (bq)~~ 20.375 (2) (t) is insufficient for the amount that
21 must lapse under subd. 1., the remainder that is necessary for the lapse shall lapse
22 from the appropriation under s. ~~20.370 (5) (bu)~~ 20.375 (2) (v).

23 *b2221/3.95* SECTION 1153yc. 28.90 (title) of the statutes is created to read:

24 **28.90 (title) Enforcement.**

25 *b2221/3.95* SECTION 1153yf. 28.90 (1) of the statutes is created to read:

1 In testimony whereof, the secretary has hereunto affixed the secretary's
2 signature and the official seal of the department, at its office in the city of Madison,
3 Wisconsin, this day of,

4 (Seal)

STATE OF WISCONSIN

DEPARTMENT OF FORESTRY

By

7 (3) The department shall furnish to each state forest ranger at the time of the
8 ranger's appointment, a pocket identification folder in the same form and substance
9 as the folder described in s. 23.10 (5), except that the impression shall be the seal of
10 the department.

11 (4) A state forest ranger shall carry the identification folder on his or her person
12 at all times that he or she is on official duty, and a state forest ranger shall, on
13 demand, exhibit the same to any person to whom he or she may represent himself
14 or herself as a state forest ranger.

15 ***b2221/3.95* SECTION 1153yj.** 28.94 of the statutes is created to read:

16 **28.94 Resisting or falsely impersonating a state forest ranger.** Any
17 person who does any of the following may be fined not more than \$10,000 or
18 imprisoned for not more than 9 months or both:

19 (1) Assaults or otherwise resists or obstructs any state forest ranger in the
20 performance of his or her duties.

21 (2) Falsely represents himself or herself to be a state forest ranger or assumes
22 to act as a state forest ranger without having been first appointed.

23 ***b2221/3.95* SECTION 1153ym.** 28.98 of the statutes is created to read:

1 **28.98 General penalty provision.** Any person who violates any provision
2 of this chapter or any rule promulgated or order issued under this chapter for which
3 no other penalty is prescribed is subject to a forfeiture of not more than \$100.”

4 ***b1613/1.1* 804.** Page 483, line 21: delete the material beginning with that
5 line and ending with page 484, line 2.

6 ***b2072/2.1* 805.** Page 484, line 2: after that line insert:

7 ***b2072/2.1* SECTION 1162h.** 29.089 (1) of the statutes is amended to read:
8 29.089 (1) Except as provided in ~~sub.~~ subs. (3) and (4), no person may hunt or
9 trap on land located in state parks or state fish hatcheries.

10 ***b2072/2.1* SECTION 1162p.** 29.089 (2) of the statutes is amended to read:
11 29.089 (2) Except as provided in ~~sub.~~ subs. (3) and (4), no person may have in
12 his or her possession or under his or her control a firearm on land located in state
13 parks or state fish hatcheries unless the firearm is unloaded and enclosed within a
14 carrying case.

15 ***b2072/2.1* SECTION 1162t.** 29.089 (3) of the statutes is amended to read:
16 29.089 (3) A person may hunt deer, wild turkeys or small game in a state park,
17 or in a portion of a state park, if the state park is open for the purpose of hunting
18 under sub. (4) or if the department has authorized by rule the hunting of that type
19 of game in the state park, or in the portion of the state park, and if the person holds
20 the approvals required under this chapter for hunting that type of game.

21 ***b2072/2.1* SECTION 1162w.** 29.089 (4) of the statutes is created to read:
22 29.089 (4) All land located in a state park shall be open for the purpose of
23 hunting during the appropriate open season to the maximum extent possible if the
24 state park in which the land is located has received any funding from the fish and

1 wildlife account of the conservation fund at any time during the preceding 10 years.

2 The natural resources board may exempt a state park from this requirement.

3 ***b2072/2.1* SECTION 1162wm.** 29.09 of the statutes is created to read:

4 **29.09 Fishing on land in state parks.** The department may not prohibit
5 fishing on land located in a state park during the appropriate open season and shall
6 allow fishing to the maximum extent possible if the state park in which the land is
7 located has received any funding from the fish and wildlife account of the
8 conservation fund at any time during the preceding 10 years. The natural resources
9 board may exempt a state park from this requirement.”.

10 ***b2071/1.1* 806.** Page 484, line 3: delete the material beginning with that
11 line and ending with page 486, line 17.

12 ***b2071/1.2* 807.** Page 487, line 19: delete the material beginning with that
13 line and ending with page 488, line 7.

14 ***b1659/1.1* 808.** Page 488, line 17: after that line insert:

15 ***b1659/1.1* “SECTION 1184m.** 29.519 (2) (e) of the statutes is created to read:

16 29.519 (2) (e) *Retention of licenses.* 1. A commercial fishing licensee who is
17 authorized under the license to conduct commercial fishing operations in the waters
18 of Green Bay may retain the license without conducting any commercial fishing
19 operations as authorized under the license for one period of up to 7 consecutive years.
20 During this period, the commercial fishing licensee may not be required to transfer
21 the license, may not be required to invest in any fishing gear or equipment, and is
22 exempt from paying the applicable fees for the license under s. 29.563.

23 2. A commercial fishing licensee who conducts commercial fishing operations
24 as authorized under the license in the waters of Green Bay may choose for one period

1 of up to 7 consecutive years to be exempt from any minimum requirement on the
2 amount of fish harvested that is established by the department and that applies to
3 the licensee.”.

4 ***b2068/1.5* 809.** Page 489, line 10: substitute “50 cents” for “\$1.50”.

5 ***b2068/1.6* 810.** Page 489, line 15: after that line insert:

6 ***b2068/1.6* “SECTION 1196rk.** 29.566 (1r) of the statutes is created to read:

7 29.566 (1r) ISSUING PAYMENT FOR SPECIAL DEER HUNTING PERMITS. The
8 department shall establish a system under which the department pays each agent
9 appointed under s. 29.024 (6) (a) 2. or 3. a payment of 50 cents each time that the
10 agent uses the statewide automated system contracted for under s. 29.024 (6) (a) 4.
11 to issue to an individual one or more deer hunting permits as authorized under s.
12 29.177. The department shall make these payments by allowing the agent to retain
13 an amount equal to the payments from the amounts that are collected by the agent
14 and that would otherwise be remitted to the department.”.

15 ***b1678/2.3* 811.** Page 490, line 5: after that line insert:

16 ***b1678/2.3* “SECTION 1197hm.** 29.591 (3) of the statutes is amended to read:

17 29.591 (3) INSTRUCTION FEE. The department ~~shall establish by rule the may~~
18 ~~not charge a fee for the course of instruction under the hunter education program and~~
19 ~~the bow hunter education program. The instructor shall collect this instruction fee~~
20 ~~from each person who receives instruction under the hunter education program and~~
21 ~~the bow hunter education program and remit the fee to the department. The~~
22 ~~department may determine the portion of this fee, which may not exceed 50%, that~~
23 ~~the instructor may retain to defray expenses incurred by the instructor in conducting~~
24 ~~the course. The instructor shall remit the remainder of the fee or, if nothing is~~

1 ~~retained, the entire fee to the department~~ may reimburse instructors for allowable
2 costs, as determined by the department, up to \$5 for each person who receives
3 instruction from that instructor.”.

4 *b2070/1.1* **812.** Page 490, line 17: after that line insert:

5 *b2070/1.1* “SECTION 1225m. 29.89 (1) (intro.) and (a) of the statutes are
6 consolidated, renumbered 29.89 (1) and amended to read:

7 29.89 (1) ~~DEFINITIONS.~~ DEFINITION. In this section:, (a) “Charitable “charitable
8 organization” means a nonprofit corporation, charitable trust or other nonprofit
9 association that is described in section 501 (c) (3) of the Internal Revenue Code and
10 that is exempt from taxation under section 501 (a) of the Internal Revenue Code.

11 *b2070/1.1* SECTION 1225r. 29.89 (1) (b) of the statutes is repealed.”.

12 *b2070/1.2* **813.** Page 490, line 24: after that line insert:

13 *b2070/1.2* “SECTION 1228c. 29.89 (3) (c) of the statutes is renumbered 29.89
14 (5) (b) 2. b.”.

15 *b2070/1.3* **814.** Page 491, line 10: delete lines 10 to 14 and substitute:

16 *b2070/1.3* “SECTION 1232c. 29.89 (5) (b) of the statutes is renumbered 29.89
17 (5) (b) 1. and amended to read:

18 29.89 (5) (b) 1. The department shall reimburse counties under this section
19 from the appropriation under s. 20.370 (5) ~~(fq)~~ (ft).

20 2. c. Moneys are available under s. 20.370 (5) (fq) after first deducting from s.
21 20.370 (5) (fq) payments made for county administrative costs, payments made for
22 wildlife damage abatement assistance, and wildlife damage claim payments under
23 s. 29.889.

1 ***b2070/1.3* SECTION 1232e.** 29.89 (5) (b) 2. (intro.) and a. of the statutes are
2 created to read:

3 29.89 (5) (b) 2. (intro.) The department shall reimburse counties under this
4 section from the appropriation under s. 20.370 (5) (fq) if all of the following apply:

5 a. The total amount of reimbursable costs exceeds the amount available under
6 s. 20.370 (5) (ft).

7 ***b2070/1.3* SECTION 1232f.** 29.89 (5) (b) 2. b. of the statutes, as affected by
8 2001 Wisconsin Act (this act), is repealed.”.

9 ***b2071/1.3* 815.** Page 491, line 20: delete the material beginning with that
10 line and ending with page 492, line 2.

11 ***b2078/1.1* 816.** Page 492, line 2: after that line insert:

12 ***b2078/1.1* “SECTION 1245g.** 30.015 of the statutes is created to read:

13 **30.015 Time limits for issuing permit determinations.** In issuing permits
14 under this chapter, the department shall initially determine whether a complete
15 application for the permit has been submitted and, no later than 60 days after the
16 application is submitted, notify the applicant in writing about the initial
17 determination of completeness. If the department determines that the application
18 is incomplete, the notice shall state the reason for the determination and the specific
19 items of information necessary to make the application complete. An applicant may
20 supplement and resubmit an application that the department has determined to be
21 incomplete. There is no limit on the number of times that an applicant may resubmit
22 an application that the department has determined to be incomplete under this
23 section. The department may not demand items of information that are not specified
24 in the notice as a condition for determining whether the application is complete

1 unless both the department and the applicant agree or unless the applicant makes
2 material additions or alterations to the project for which the application has been
3 submitted.

4 ***b2078/1.1* SECTION 1245p.** 30.02 (3) of the statutes is amended to read:

5 30.02 (3) Upon receipt of a complete permit application or a request for a
6 determination under s. 236.16 (3) (d), the department shall either schedule a public
7 hearing to be held within 60 days after receipt of the application or request or provide
8 notice stating that it will proceed on the application or request without a public
9 hearing if, within 30 days after the publication of the notice, no substantive written
10 objection to issuance of the permit is received or no request for a hearing concerning
11 the determination under s. 236.16 (3) (d) is received. The notice shall be provided
12 to the clerk of each municipality in which the project is located and to any other
13 person required by law to receive notice. The department may provide notice to other
14 persons as it deems appropriate. The department shall provide a copy of the notice
15 to the applicant, who shall publish it as a class 1 notice under ch. 985 in a newspaper
16 designated by the department that is likely to give notice in the area affected. The
17 applicant shall file proof of publication with the department.

18 ***b2078/1.1* SECTION 1245r.** 30.02 (4) (a) of the statutes is amended to read:

19 30.02 (4) (a) If a public hearing is ordered, the division of hearings and appeals
20 shall mail a written notice at least 10 days before the hearing to each person given
21 notice under sub. (3) and in the case of an application for a permit, to any person who
22 submitted a substantive written objection to issuance of the permit. The public
23 hearing shall be conducted within 60 days after the hearing is ordered.

24 ***b2078/1.1* SECTION 1245s.** 30.02 (4) (b) of the statutes is amended to read:

1 30.02 (4) (b) The applicant shall publish a class 1 notice under ch. 985 of the
2 public hearing in a newspaper designated by the department that is likely to give
3 notice in the area affected. The applicant shall file proof of publication under this
4 paragraph with the hearing examiner at or prior to the hearing.”.

5 ***b2076/1.1* 817.** Page 492, line 3: delete lines 3 to 24.

6 ***b2093/1.1* 818.** Page 494, line 8: after that line insert:

7 ***b2093/1.1* “SECTION 1252m.** 30.121 (3g) of the statutes is created to read:

8 30.121 (3g) EXCEPTION; HISTORICAL OR CULTURAL VALUE. Subsection (3) does not
9 apply to the repair or maintenance of a boathouse or a fixed houseboat if the
10 boathouse or fixed houseboat has a historic or cultural value, as determined by the
11 state historical society or a local or county historical society established under s.
12 44.03.”.

13 ***b1707/1.1* 819.** Page 494, line 19: after that line insert:

14 ***b1707/1.1* “SECTION 1255d.** 30.134 (1) (e) of the statutes is repealed.

15 ***b1707/1.1* SECTION 1255h.** 30.134 (2) of the statutes is amended to read:

16 30.134 (2) AUTHORIZATION. Members of the public may use any exposed shore
17 area of a stream without the permission of the riparian ~~to engage in a water-related~~
18 ~~recreational activity~~ only if it is necessary to exit the body of water to bypass an
19 obstruction.

20 ***b1707/1.1* SECTION 1255j.** 30.134 (3) (a) (intro.) of the statutes is renumbered
21 30.134 (3) (a) and amended to read:

22 30.134 (3) (a) ~~In engaging in a water-related recreational activity in the~~ using
23 an exposed shore area of a stream, as authorized under sub. (2), a member of the
24 public may not ~~do any of the following:~~ enter the exposed shore area except from the

1 water, from a point of public access on the stream, or with the permission of the
2 riparian.

3 *b1707/1.1* SECTION 1255k. 30.134 (3) (a) 1. of the statutes is repealed.

4 *b1707/1.1* SECTION 1255n. 30.134 (3) (a) 2. of the statutes is repealed.

5 *b1707/1.1* SECTION 1255p. 30.134 (3) (a) 3. of the statutes is repealed.

6 *b1707/1.1* SECTION 1255q. 30.134 (3) (a) 4. of the statutes is repealed.

7 *b1707/1.1* SECTION 1255r. 30.134 (3) (a) 5. of the statutes is repealed.

8 *b1707/1.1* SECTION 1255s. 30.134 (3) (a) 6. of the statutes is repealed.

9 *b1707/1.1* SECTION 1255t. 30.134 (3) (a) 7. of the statutes is repealed.

10 *b1707/1.1* SECTION 1255u. 30.134 (3) (b) of the statutes is repealed.

11 *b1707/1.1* SECTION 1255v. 30.134 (5) (intro.) of the statutes is amended to
12 read:

13 30.134 (5) EXCEPTIONS. (intro.) The right granted to the public to engage in
14 recreational activities on under this section to use an exposed shore area of a stream
15 does not apply to any of the following:".

16 *b0841/1.1* **820.** Page 497, line 21: after that line insert:

17 *b0841/1.1* "SECTION 1261gk. 30.204 (1) of the statutes is amended to read:

18 30.204 (1) AUTHORIZATION. Between May 15, 1984, and January 1, 2002 2008,
19 the department is authorized to conduct a lake acidification experiment on the lake
20 specified under sub. (2).".

21 *b2207/1.1* **821.** Page 497, line 21: after that line insert:

22 *b2207/1.1* "SECTION 1261k. 30.2026 of the statutes is created to read:

23 **30.2026 Lake Belle View and Sugar River project. (1) AUTHORIZATION.**

24 (a) Subject to the restrictions under sub. (2), the village of Belleville may place fill

1 on all or part of the portion of the bed of Lake Belle View located in Dane County for
2 any of the following purposes:

3 1. Improving fish and wildlife habitat.

4 2. Creating and enhancing wetlands.

5 3. Improving the water quality of Lake Belle View and the Sugar River.

6 4. Enhancing the recreational use and aesthetic enjoyment of Lake Belle View
7 and the Sugar River.

8 5. Separating Lake Belle View from the Sugar River by creating an artificial
9 barrier from lake bottom sediments or by other means.

10 6. Creating suitable lake bottom depths or contours in Lake Belle View.

11 7. Promoting the growth of desirable wetland plants.

12 (b) Any lake bottom sediments that are unsuitable for the creation of an
13 artificial barrier under par. (a) 5. may be placed in any agricultural field that is
14 adjacent to Lake Belle View.

15 (c) If the village of Belleville creates an artificial barrier from lake bottom
16 sediments under par. (a) 5., the village of Belleville shall also place lake bottom
17 sediments in adjacent areas for the purpose of creating and enhancing wetlands.

18 **(2) REQUIREMENTS.** (a) The village of Belleville shall obtain approval from the
19 department for any placement of fill material as authorized under sub. (1).

20 (b) The village of Belleville shall submit to the department any plans or other
21 information that the department considers necessary for it to effectively determine
22 whether to grant approval under par. (a).

23 (c) The village of Belleville shall ensure that all of the following apply to any
24 artificial barrier created as authorized under sub. (1).

1 1. The barrier does not materially obstruct navigation or reduce the effective
2 flood flow capacity of a stream.

3 2. The barrier is not detrimental to the public interest.

4 3. The barrier is owned by a public entity and the public is granted free access
5 to the barrier.

6 4. Access by the public to the barrier is limited to use as open space for
7 recreational purposes.

8 5. The barrier remains in as natural a condition as is practicable, as determined
9 by the department.

10 6. No structure, except those necessary in order to effectuate a purpose
11 specified in sub. (1) (a), are placed on the barrier.

12 (d) The village of Belleville shall create any artificial barrier under this section
13 in compliance with all state laws that relate to navigable bodies of water, except s.
14 30.12 (1) and (2).

15 **(3) CONDITIONS.** (a) The village of Belleville shall maintain any artificial
16 barrier created as authorized under sub. (1). If a landowner of more than 500 feet
17 of Lake Belle View shoreline, a portion of which is located within 1,000 feet of any
18 such artificial barrier, is dissatisfied with the manner in which the village of
19 Belleville is maintaining the barrier, the owner may maintain the barrier in lieu of
20 the village, upon approval of the department. The village or a landowner who
21 maintains the barrier shall comply with all state laws that relate to navigable bodies
22 of water, except s. 30.12 (1) and (2). The department may require the village of
23 Belleville or the landowner to maintain the barrier in a structurally and functionally
24 adequate condition.

1 (b) The village of Belleville shall ensure that any construction draw down of
2 Lake Belle View related to the creation of any artificial barrier authorized under sub.
3 (1) occurs only once.

4 (4) COSTS. Any costs incurred by the state to construct, maintain, improve, or
5 remove any artificial barrier created as authorized under sub. (1) shall be paid by the
6 village of Belleville or its successors or assigns.

7 (5) IMMUNITY. The state and its officers, employees, and agents are immune
8 from liability for acts or omissions that cause damage or injury and that relate to the
9 construction, maintenance, or use of any artificial barrier created as authorized
10 under sub. (1).”.

11 *b1669/2.1* **822.** Page 498, line 6: after that line insert:

12 *b1669/2.1* “SECTION 1261p. 30.265 of the statutes is created to read:

13 **30.265 Adopt a river program.** The department shall establish an adopt a
14 river program to encourage program volunteers to clean up a specified portion of a
15 lake, river, wetland, or ravine. The department shall supply to the volunteers
16 educational support and necessary supplies. The department shall keep records of
17 information related to the program, including the pounds of rubbish collected, the
18 number of volunteer hours provided, and descriptions of the debris found. The
19 department shall publicly recognize volunteers who participate in the program.”.

20 *b2221/3.96* **823.** Page 498, line 6: after that line insert:

21 *b2221/3.96* “SECTION 1261r. 30.277 (1m) (a) of the statutes is amended to
22 read:

23 30.277 (1m) (a) Beginning in fiscal year 1992–93, from the appropriation under
24 s. 20.866 (2) (tz), the department shall award grants to governmental units to assist

1 them in projects on or adjacent to rivers that flow through urban areas. The
2 department may award these grants from the appropriation under s. 20.866 (2) (ta)
3 beginning on July 1, 2000, subject to the agreement under s. 23.0917 (4r).”.

4 ***b2221/3.97* 824.** Page 499, line 4: after that line insert:

5 ***b2221/3.97* “SECTION 1266m.** 30.50 (4s) of the statutes is amended to read:
6 30.50 (4s) “Law enforcement officer” has the meaning specified under s. 165.85
7 (2) (c) and includes a person appointed as a conservation warden ~~by the department~~
8 under s. 23.10 (1) or a state forest ranger appointed under s. 28.92.”.

9 ***b2221/3.98* 825.** Page 507, line 12: after that line insert:

10 ***b2221/3.98* “SECTION 1304g.** 30.54 (2) of the statutes is amended to read:
11 30.54 (2) If a person applies for a replacement certificate under sub. (1),
12 ~~conservation wardens or local law enforcement officials~~ law enforcement officers,
13 after presenting appropriate credentials to the owner or legal representative of the
14 owner named in the certificate of title, shall inspect the boat’s engine serial number
15 or hull identification number, for purposes of verification or enforcement.

16 ***b2221/3.98* SECTION 1304r.** 30.544 of the statutes is amended to read:

17 **30.544 Inspection of boats purchased out-of-state.** For purposes of
18 enforcement, ~~conservation wardens or local law enforcement officials~~ law
19 enforcement officers, after presenting appropriate credentials to the owner of a boat
20 which was purchased outside of this state and which is subject to the certificate of
21 title requirements of this chapter, shall inspect the boat’s engine serial number or
22 hull identification number.”.

23 ***b2221/3.99* 826.** Page 507, line 23: after that line insert:

24 ***b2221/3.99* “SECTION 1306m.** 30.67 (2) (a) of the statutes is amended to read:

1 30.67 (2) (a) If a boating accident results in death or injury to any person, the
2 disappearance of any person from a boat under circumstances indicating death or
3 injury, or property damage, every operator of a boat involved in an accident shall,
4 without delay and by the quickest means available, give notice of the accident to a
5 ~~conservation warden or local~~ law enforcement officer and shall file a written report
6 with the department on the form prescribed by it. The department shall promulgate
7 rules necessary to keep accident reporting requirements in conformity with rules
8 adopted by the U.S. coast guard.”.

9 ***b2221/3.100* 827.** Page 509, line 25: after that line insert:

10 ***b2221/3.100* “SECTION 1319m.** 30.92 (1) (b) of the statutes is amended to
11 read:

12 30.92 (1) (b) “Governmental unit” means the department of natural resources,
13 the department of forestry, a municipality, a lake sanitary district, a public inland
14 lake protection and rehabilitation district organized under ch. 33, the Milwaukee
15 River revitalization council, the Lower Wisconsin State Riverway board, the Fox
16 River management commission, or any other local governmental unit, as defined in
17 s. 66.0131 (1) (a), that is established for the purpose of lake management.”.

18 ***b2221/3.101* 828.** Page 510, line 13: after that line insert:

19 ***b2221/3.101* “SECTION 1328m.** 30.92 (3) (b) 7. of the statutes is amended to
20 read:

21 30.92 (3) (b) 7. Location of the proposed project within the region identified in
22 s. ~~25.29 (7) (a)~~ 25.28 (3) (am).”.

23 ***b0772/1.2* 829.** Page 512, line 3: after that line insert:

24 ***b0772/1.2* “SECTION 1345b.** 31.385 (5) of the statutes is created to read:

1 31.385 (5) Notwithstanding the limitations under sub. (2) (a) and the funding
2 allocation requirements under sub. (2) (ag) and (ar), the department shall provide
3 financial assistance to the village of Cazenovia in the amount necessary for a dam
4 safety project to repair a dam that is located in the portion of the village that is in
5 Richland County. The amount of the financial assistance may not exceed \$250,000.
6 The village need not contribute to the repair costs, and sub. (2) (c) does not apply to
7 this dam safety project. The repair of this dam need not be included as a dam safety
8 project under the inventory maintained by the department under sub. (4) for the
9 village to receive financial assistance under this section.”.

10 ***b1649/2.1* 830.** Page 512, line 3: after that line insert:

11 ***b1649/2.1* “SECTION 1344g.** 31.309 (1) (ag) of the statutes is created to read:
12 31.309 (1) (ag) The department shall provide a grant of \$350,000 in fiscal year
13 2001–2002 and a grant of \$350,000 in fiscal year 2002–2003 from the appropriation
14 under s. 20.370 (5) (cq) to the city of Portage for the renovation and repair of the
15 Portage canal.”.

16 ***b0957/1.3* 831.** Page 512, line 6: after that line insert:

17 ***b0957/1.3* “SECTION 1346j.** 34.05 (4) of the statutes is amended to read:
18 34.05 (4) Money from the appropriation under s. 20.143 (1) (fm) shall be
19 deposited in a public depository located in this state that is at least 51% owned by
20 ~~a minority group member or minority group members, as defined in s. 560.036 (1) (f)~~
21 a minority business certified by the department of commerce under s. 560.036 (2).”.

22 ***b1731/1.5* 832.** Page 512, line 6: after that line insert:

23 ***b1731/1.5* “SECTION 1345cm.** 31.387 of the statutes is created to read:

1 **31.387 Dam rehabilitation projects.** The department shall establish and
2 administer a grant program under which the department shall provide grants to
3 counties to rehabilitate dams located in those counties. The department may only
4 provide a grant for a project under this section to match federal funds provided for
5 the project under the federal Watershed Protection and Flood Prevention Act of 1953
6 (Public Law 83–566). The department shall promulgate rules necessary to
7 implement this section.”.

8 ***b2221/3.102* 833.** Page 512, line 6: after that line insert:

9 ***b2221/3.102* “SECTION 1346g.** 32.02 (15m) of the statutes is created to read:
10 **32.02 (15m)** The department of forestry with the approval of the appropriate
11 standing committees of each house of the legislature as determined by the presiding
12 officer thereof and as authorized by law, for acquisition of lands.

13 ***b2221/3.102* SECTION 1346r.** 32.035 (3) of the statutes is amended to read:
14 **32.035 (3) PROCEDURE.** The condemnor shall notify the department of any
15 project involving the actual or potential exercise of the powers of eminent domain
16 affecting a farm operation. If the condemnor is the department of natural resources
17 or the department of forestry, the notice required by this subsection shall be given
18 at the time that permission of the ~~senate and assembly~~ appropriate standing
19 committees on natural resources is sought under s. 23.09 (2) (d) ~~or~~, 27.01 (2) (a), or
20 28.02 (2). To prepare an agricultural impact statement under this section, the
21 department may require the condemnor to compile and submit information about an
22 affected farm operation. The department shall charge the condemnor a fee
23 approximating the actual costs of preparing the statement. The department may not
24 publish the statement if the fee is not paid.”.

1 ***b1364/1.1* 834.** Page 514, line 6: after that line insert:

2 ***b1364/1.1* “SECTION 1349u.** 36.11 (27) of the statutes is created to read:

3 36.11 (27) CONDITION ON FINANCIAL ASSISTANCE. The board may not provide any
4 state financial assistance under this chapter to any person during the period that the
5 person is required to register with the selective service system under 50 USC,
6 Appendix, sections 451 to 473 if the person has not so registered.”.

7 ***b1508/1.1* 835.** Page 515, line 23: after that line insert:

8 ***b1508/1.1* “SECTION 1351x.** 36.11 (47m) of the statutes is created to read:

9 36.11 (47m) TRANSFER OF CREDIT. (a) The board shall ensure that all
10 institutions and college campuses accept credits transferred from the technical
11 college system and from within the system for general education courses and for
12 courses included in the plan required by 1999 Wisconsin Act 9, section 9154 (4g).

13 (b) Notwithstanding par. (a), the board may, on a case-by-case basis, request
14 that the standing committees on higher education in the senate and assembly block
15 the transfer of credits. A majority vote of each committee is required to block the
16 transfer.”.

17 ***b1690/1.1* 836.** Page 515, line 23: after that line insert:

18 ***b1690/1.1* “SECTION 1351u.** 36.11 (54) of the statutes is created to read:

19 36.11 (54) WILDLIFE BIOLOGIST. The board shall ensure that the job description
20 for the wildlife biologist at the University of Wisconsin–Stevens Point requires the
21 person in that position to devote a significant portion of time to bear hunting research
22 and data collection.”.

23 ***b1740/1.1* 837.** Page 515, line 23: after that line insert:

24 ***b1740/1.1* “SECTION 1351y.** 36.11 (50) of the statutes is created to read:

1 36.11 (50) NOTICE REGARDING SEX OFFENDERS. If the board of regents receives
2 information under s. 301.46 (2s) regarding a sex offender whom it employs or who
3 attends an institution within the University of Wisconsin System, the board of
4 regents shall provide the information that it receives, upon request, to any of the
5 following:

6 (a) A student attending an institution at which the sex offender works, if the
7 sex offender is an employee.

8 (b) A student attending the institution that the sex offender attends, if the sex
9 offender is a student.

10 (c) A parent, guardian, or legal custodian of a person entitled to receive the
11 information under par. (a) or (b).”.

12 ***b1743/2.1* 838.** Page 515, line 23: after that line insert:

13 ***b1743/2.1*** “SECTION 1351zb. 36.11 (49) of the statutes is created to read:

14 36.11 (49) SPECIAL EDUCATION STUDY. The board shall direct the University of
15 Wisconsin–Madison School of Education and the Department of Neurology of the
16 University of Wisconsin–Madison Medical School to study methods of identifying
17 special education pupils with dyslexia and irlen syndrome and methods of
18 remediation.”.

19 ***b2034/1.1* 839.** Page 515, line 23: after that line insert:

20 ***b2034/1.1*** “SECTION 1351za. 36.11 (48m) of the statutes is created to read:

21 36.11 (48m) DOMESTIC ABUSE TRAINING. The board shall ensure that training
22 for medical students and nursing students in dealing with the emotional and
23 psychological impact of domestic abuse on victims is increased.”.

24 ***b2141/1.1* 840.** Page 515, line 23: after that line insert:

1 ***b2141/1.1*** “SECTION 1351wc. 36.11 (46) of the statutes is created to read:

2 36.11 (46) FOND DU LAC AVENUE CORRIDOR STUDY. The board shall ensure that
3 the Center for Economic Development at the University of Wisconsin–Milwaukee
4 completes an economic development study of the Fond du Lac Avenue corridor from
5 North Avenue to Capitol Drive in Milwaukee.”.

6 ***b0757/2.40*** **841.** Page 515, line 24: delete that line.

7 ***b0757/2.41*** **842.** Page 516, line 1: delete lines 1 to 25.

8 ***b0757/2.42*** **843.** Page 517, line 1: delete lines 1 to 8.

9 ***b1016/1.3*** **844.** Page 517, line 10: delete the material beginning with that
10 line and ending with page 518, line 12, and substitute:

11 “36.25 (17) GRAZING EDUCATION GRANT PROGRAM. The board shall administer a
12 grazing education grant program through the extension to make grants for
13 educational and technical assistance concerning management intensive grazing.”.

14 ~~***b0730/2.3*** **845.** Page 518, line 10: after that line insert:~~

15 ***b0730/2.3*** **SECTION 1358m.** 36.25 (46) of the statutes is created to read:

16 36.25 (46) WATERSHED MANAGEMENT CENTER. The board shall establish in the
17 college of natural resources at the University of Wisconsin–Stevens Point a center
18 to conduct studies and research relating to watershed management.”.

19 ***b1505/4.7*** **846.** Page 518, line 12: after that line insert:

20 ***b1505/4.7*** “SECTION 1356L. 36.25 (20) of the statutes is repealed.”.

21 ***b1510/1.1*** **847.** Page 519, line 3: delete “3” and substitute “4”.

22 ***b0726/2.1*** **848.** Page 519, line 5: after that line insert:

23 ***b0726/2.1*** “SECTION 1360m. 36.27 (2) (cr) of the statutes is created to read:

1 36.27 (2) (cr) A person who is a citizen of a country other than the United States
2 is entitled to the exemption under par. (a) if that person meets all of the following
3 requirements:

4 1. The person graduated from a high school in this state or received a high
5 school graduation equivalency from this state.

6 2. The person resided in this state for at least 3 years after graduation from
7 high school or after having received a high school graduation equivalency from this
8 state.

9 3. The person enrolls in an institution and provides that institution with an
10 affidavit stating that the person will file an application for a permanent resident visa
11 with the Immigration and Naturalization Service as soon as the person is eligible to
12 do so.”.

13 ***b2210/1.7* 849.** Page 519, line 13: delete lines 13 to 20.

14 ***b1508/1.2* 850.** Page 520, line 9: after that line insert:

15 ***b1508/1.2* “SECTION 1370m.** 38.12 (12) of the statutes is created to read:

16 38.12 (12) TRANSFER OF CREDIT. Each district board shall accept credits
17 transferred from another district or from an institution or college campus within the
18 University of Wisconsin System for general education courses and for courses
19 included in the plan required by 1999 Wisconsin Act 9, section 9154 (4g).”.

20 ***b2034/1.2* 851.** Page 520, line 9: after that line insert:

21 ***b2034/1.2* “SECTION 1370m.** 38.12 (14) of the statutes is created to read:

22 38.12 (14) DOMESTIC ABUSE. The district board shall ensure that training for
23 nursing students in dealing with the emotional and psychological impact of domestic
24 abuse on victims is increased.”.

1 ***b0757/2.43* 852.** Page 520, line 10: delete lines 10 to 17.

2 ***b0752/1.1* 853.** Page 521, line 11: after that line insert:

3 ***b0752/1.1*** “SECTION 1372g. 38.15 (3) (c) 3. of the statutes is amended to read:
4 38.15 (3) (c) 3. The capital expenditure is made before ~~January 1, 2002~~ July 1,
5 2003.”.

6 ***b0957/1.4* 854.** Page 521, line 11: after that line insert:

7 ***b0957/1.4*** “SECTION 1372e. 38.18 of the statutes is amended to read:

8 **38.18 Contracts and bidding.** All contracts made by a district board for
9 public construction in a district shall be let by the district board to the lowest
10 responsible bidder, and may be awarded to a minority business that is certified by
11 the department of commerce under s. 560.036 (2), in accordance with s. 62.15 (1) to
12 (11) and (14). For purposes of this section, the district board shall possess the powers
13 conferred by s. 62.15 on the board of public works and the common council. All
14 contracts made under this section shall be made in the name of the district and shall
15 be executed by the district board chairperson and district board secretary.”.

16 ***b2101/1.2* 855.** Page 521, line 11: after that line insert:

17 ***b2101/1.2*** “SECTION 1374m. 38.27 (2m) (f) of the statutes is created to read:
18 38.27 (2m) (f) Beginning in the 2001–02 school year, at least \$750,000 annually
19 is awarded under this section to districts with limited fiscal capacity, as defined by
20 the board by rule.”.

21 ***b2150/2.2* 856.** Page 521, line 21: after that line insert:

22 ***b2150/2.2*** “SECTION 1375d. 38.28 (2) (b) 2. of the statutes is amended to read:
23 38.28 (2) (b) 2. The most current equalized values certified by the department
24 of revenue shall be used in aid determinations. Equalized values shall include the

1 full value of ~~computers~~ property that ~~are~~ is exempt under s. 70.11 (39) and (39m) as
2 determined under s. 79.095 (3).”.

3 ***b1368/3.3* 857.** Page 522, line 2: after that line insert:

4 ***b1368/3.3* “SECTION 1375r.** 38.37 of the statutes is created to read:

5 **38.37 Crime prevention resource center.** The Fox Valley Technical College
6 shall permit the Wisconsin Crime Prevention Practitioners Association or a person
7 designated by the association to establish at the college a crime prevention resource
8 center and shall operate the center in cooperation with the association or the person
9 designated by the association.”.

10 ***b2178/1.2* 858.** Page 522, line 2: after that line insert:

11 ***b2178/1.2* “SECTION 1375p.** 38.305 (2) of the statutes is repealed.”.

12 ***b0757/2.44* 859.** Page 522, line 3: delete lines 3 to 19.

13 ***b1435/2.2* 860.** Page 522, line 20: delete lines 20 to 24.

14 ***b1364/1.2* 861.** Page 522, line 24: after that line insert:

15 ***b1364/1.2* “SECTION 1380g.** 39.28 (6) of the statutes is created to read:

16 39.28 (6) The board may not provide any state financial assistance under this
17 subchapter to any person during the period that the person is required to register
18 with the selective service system under 50 USC, Appendix, sections 451 to 473 if the
19 person has not so registered.”.

20 ***b2034/1.3* 862.** Page 522, line 24: after that line insert:

21 ***b2034/1.3* “SECTION 1379t.** 39.17 of the statutes is created to read:

22 **39.17 Medical College of Wisconsin; domestic abuse training.** The
23 Medical College of Wisconsin, Inc., shall increase training of medical students in
24 dealing with the emotional and psychological impact of domestic abuse on victims.”.

1 ***b1407/5.3* 863.** Page 523, line 9: after that line insert:

2 ***b1407/5.3* "SECTION 1380t.** 39.393 of the statutes is created to read:

3 **39.393 Nursing student loan program. (1)** The board shall establish a loan
4 program to defray the cost of tuition, fees, and expenses for persons enrolled in any
5 of the following:

6 (a) A program in this state that confers an associate degree in nursing.

7 (b) A program in this state that confers a bachelor's degree in nursing.

8 (c) A program in this state that confers a 2nd degree that will make the person
9 eligible to sit for examination under s. 441.04 or 441.10.

10 (d) A program in this state that confers a diploma in nursing.

11 **(2)** Beginning in the 2002–03 fiscal year, the board shall make loans under this
12 section from the appropriation under s. 20.235 (1) (cm). The maximum amount of
13 loan for a person during any fiscal year is \$3,000. The maximum that a person may
14 receive under this section is \$15,000. The board shall ensure that the terms of the
15 loan do not require a loan recipient to repay the loan while the recipient is enrolled
16 in a program under sub. (1).

17 **(3)** After the recipient of a loan under sub. (1) has completed the program
18 described in sub. (1), the board shall forgive 25% of the loan's principal and interest
19 after the first full year and 25% of the loan's principal and interest after the 2nd full
20 year that the recipient has been employed full time in this state as a nurse. The board
21 may forgive loans on a prorated basis for persons who are employed less than full
22 time.

23 **(4)** The board shall promulgate rules to implement and administer this
24 section.”.

Part A RCT

1. The treatment of s. 14.82(1) (intro.) by 62221 should drop because of the repeal of s. 14.82 by 6. 1684 - OK'd by M66 & RNK

2. Combined treatment of s. 16.505 (2m) by 61372 & 62095 OK'd by PG.

3. The treatment of ^{one of} the items for page 155, line 22 was OK'd by M66

4 " page 166, line 11 "

5. I have OK'd the treatment of the first item for p. 167, line 2 - it is a reconciliation with the creation of Dept. of Forestry + I did most of ch. 20 for that



State of Wisconsin
2001 - 2002 LEGISLATURE

LRBb2134/1
ALL:ALL:ALL

~~SB:..... Conference committee amendment~~

~~FOR 2001 AS BUDGET - NOT READY FOR INTRODUCTION~~

~~SENATE~~ AMENDMENT

TO SENATE SUBSTITUTE AMENDMENT 1,
TO 2001 SENATE BILL 55

Conference

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

Caroline
Please
see
KMG