

C

AGENCY: DNR

PAPER: #655

ISSUE: State Snowmobile Education & **Enforcement**

RECOMMENDATION: Alternative 1

SUMMARY: Good to increase funding for enforcement. Go with the gov.

BY: Barry

Decker - 2      Card - 2

Plache - 1

Huber - 1

Wirch - 1

Decker notation



## Legislative Fiscal Bureau

One East Main, Suite 301 • Madison, WI 53703 • (608) 266-3847 • Fax: (608) 267-6873

May 15, 2001

Joint Committee on Finance

Paper #655

### State Snowmobile Education and Enforcement (DNR -- Fish, Wildlife and Recreation)

[LFB 2001-03 Budget Summary: Page 477, #22]

#### CURRENT LAW

The Department is responsible for state enforcement of snowmobile laws through conservation wardens and for coordination of snowmobile safety programs. In 1999-00, DNR wardens logged 12,687 hours on snowmobile-related safety and enforcement and issued 1,427 snowmobile citations.

In addition, DNR is responsible for coordinating snowmobile safety courses taught by instructors certified by the Department. 1999 Act 9 created a requirement that effective January 1, 2001, any person born after January 1, 1985, must hold a valid snowmobile safety certificate in order to operate a snowmobile. In 1999, 7,703 people received certificates upon successfully completing one of the snowmobiling safety courses offered throughout the state.

#### GOVERNOR

Provide \$108,000 in 2001-02 (-\$155,700 GPR and \$263,700 SEG from the snowmobile account) and \$91,800 in 2002-03 (-\$155,700 GPR and \$247,500 SEG from the snowmobile account) to transfer 3.0 positions from GPR to SEG and to increase funding for state snowmobile enforcement, aids administration (\$3,100 annually), and training efforts.

#### DISCUSSION POINTS

1. Prior to 1997 Act 27, 4.5 wardens and a half-time program assistant were funded from the snowmobile account of the conservation fund. That act converted the funding of these 5.0

positions to GPR. Subsequently, 1997 Act 237 provided one warden position funded from the snowmobile account. Under 1999 Act 9, these six enforcement positions were transferred (five GPR and one SEG) to tribal gaming program revenue allocations and a seventh position was authorized for mandatory snowmobile education.

2. Under the Governor's proposal, two vacant conservation warden positions and one program assistant position would be transferred from GPR to snowmobile SEG funding. In addition, the position currently specified as a program assistant would be converted to a third conservation warden position (requiring an additional \$42,100 in 2001-02 and \$25,100 in 2002-03). This would provide 10 enforcement and education related staff and have the effect of increasing available hours dedicated to snowmobile enforcement and education purposes by approximately 43%. However, as these GPR positions had formerly supported broader conservation law enforcement purposes, other areas (such as fish and game enforcement) would experience an equivalent loss of support.

3. In a supplement to its budget request to DOA, DNR requested increased local snowmobile trail aids, conservation wardens, increased air patrols and increases in county enforcement aids. Funding for these initiatives was proposed to come from doubling the costs of a two-year snowmobile registration (from \$20 to \$40). The bill would provide three snowmobile enforcement positions and would increase funding for snowmobile warden overtime by \$62,800 in 2001-02 and \$63,600 in 2002-03. Further, (as discussed in separate issue papers) the bill would substantially increase snowmobile trail aids and county enforcement aids.

4. Table 1 shows snowmobile registrations and fatalities in Wisconsin by season since 1994. As of April 20, 2001, 26 snowmobile fatalities had occurred for the 2000-01 season. While DNR promulgated an emergency rule establishing a night-time speed limit of 50 miles per hour during most of the 2000-01 snowmobiling season, conservation wardens indicate that no other extraordinary efforts were undertaken to reduce snowmobile fatalities. It is argued by some that substantially increased enforcement efforts, in conjunction with speed limits, are needed to adequately address snowmobile accidents resulting in injury and death. The three snowmobile wardens, increased overtime hours and a 150% increase in county enforcement aids under the bill are intended to address concerns related to snowmobile enforcement levels.

| <u>Season</u> | <u>Registered<br/>Snowmobiles</u> | <u>Snowmobile<br/>Fatalities</u> |
|---------------|-----------------------------------|----------------------------------|
| 1994-95       | 182,124                           | 21                               |
| 1995-96       | 192,992                           | 22                               |
| 1996-97       | 203,024                           | 34                               |
| 1997-98       | 208,354                           | 21                               |
| 1998-99       | 214,192                           | 20                               |
| 1999-00       | 223,665                           | 37                               |
| 2000-01       | 243,382                           | 26 *                             |

\*As of April 20, 2001.

**ALTERNATIVES TO BASE**

1. Approve the Governor's recommendation to provide \$108,000 in 2001-02 (-\$155,700 GPR and \$263,700 snowmobile SEG) and \$91,800 in 2002-03 (-\$155,700 GPR and \$247,500 snowmobile SEG) to transfer 3.0 positions from GPR to SEG and to increase funding for state snowmobile enforcement, aids administration (\$3,100 annually), and training efforts.

| <u>Alternative 1</u>                      | <u>GPR</u>  | <u>SEG</u> | <u>TOTAL</u> |
|---|-------------|------------|--------------|
| <b>2001-03 FUNDING</b> (Change to Base)   | - \$311,400 | \$511,200  | \$199,800    |
| [Change to Bill]                          | \$0         | \$0        | \$0          |
| <b>2002-03 POSITIONS</b> (Change to Base) | - 3.00      | 3.00       | 0.00         |
| [Change to Bill]                          | 0.00        | 0.00       | 0.00         |

2. Maintain current law.

| <u>Alternative 2</u>                      | <u>GPR</u> | <u>SEG</u> | <u>TOTAL</u> |
|---|------------|------------|--------------|
| <b>2001-03 FUNDING</b> (Change to Base)   | \$0        | \$0        | \$0          |
| [Change to Bill]                          | \$311,400  | -\$511,200 | -\$199,800   |
| <b>2002-03 POSITIONS</b> (Change to Base) | 0.00       | 0.00       | 0.00         |
| [Change to Bill]                          | 3.00       | - 3.00     | 0.00         |

MO# Alt. 1

|           |                                  |                                  |   |
|-----------|----------------------------------|----------------------------------|---|
| BURKE     | <input checked="" type="radio"/> | <input type="radio"/>            | A |
| DECKER    | <input type="radio"/>            | <input checked="" type="radio"/> | A |
| MOORE     | <input checked="" type="radio"/> | <input type="radio"/>            | A |
| SHIBILSKI | <input type="radio"/>            | <input checked="" type="radio"/> | A |
| PLACHE    | <input type="radio"/>            | <input checked="" type="radio"/> | A |
| WIRCH     | <input type="radio"/>            | <input checked="" type="radio"/> | A |
| DARLING   | <input type="radio"/>            | <input checked="" type="radio"/> | A |
| WELCH     | <input type="radio"/>            | <input checked="" type="radio"/> | A |
|           |                                  |                                  |   |
| GARD      | <input type="radio"/>            | <input checked="" type="radio"/> | A |
| KAUFERT   | <input type="radio"/>            | <input checked="" type="radio"/> | A |
| ALBERS    | <input checked="" type="radio"/> | <input type="radio"/>            | A |
| DUFF      | <input checked="" type="radio"/> | <input type="radio"/>            | A |
| WARD      | <input type="radio"/>            | <input checked="" type="radio"/> | A |
| HUEBSCH   | <input type="radio"/>            | <input checked="" type="radio"/> | A |
| HUBER     | <input type="radio"/>            | <input checked="" type="radio"/> | A |
| COGGS     | <input checked="" type="radio"/> | <input type="radio"/>            | A |

iski

AYE 5 NO 11 ABS \_\_\_\_\_

NATURAL RESOURCES -- FISH, WILDLIFE, & RECREATION

Snowmobile Law Enforcement

[LFB Paper #655]

Motion:

Move to delete \$155,700 GPR and 3.0 GPR positions (2.0 conservation wardens and 1.0 program assistant) annually.

Note:

[Change to Base: -\$311,400 GPR and -3.0 GPR positions]

| MO#       |                                    |                                    |   |
|-----------|------------------------------------|------------------------------------|---|
| BURKE     | Y                                  | <input checked="" type="radio"/> N | A |
| DECKER    | Y                                  | <input checked="" type="radio"/> N | A |
| MOORE     | <input checked="" type="radio"/> Y | N                                  | A |
| SHIBILSKI | Y                                  | <input checked="" type="radio"/> N | A |
| PLACHE    | Y                                  | <input checked="" type="radio"/> N | A |
| WIRCH     | Y                                  | <input checked="" type="radio"/> N | A |
| DARLING   | <input checked="" type="radio"/> Y | N                                  | A |
| WELCH     | <input checked="" type="radio"/> Y | N                                  | A |
| GARD      | <input checked="" type="radio"/> Y | N                                  | A |
| KAUFERT   | Y                                  | <input checked="" type="radio"/> N | A |
| ALBERS    | <input checked="" type="radio"/> Y | N                                  | A |
| DUFF      | <input checked="" type="radio"/> Y | N                                  | A |
| WARD      | <input checked="" type="radio"/> Y | N                                  | A |
| HUEBSCH   | <input checked="" type="radio"/> Y | N                                  | A |
| HUBER     | Y                                  | <input checked="" type="radio"/> N | A |
| COGGS     | Y                                  | <input checked="" type="radio"/> N | A |

AYE 8 NO 8 ABS \_\_\_\_\_

AGENCY: DNR

PAPER: #656

ISSUE: Dredging to Improve Great Lakes Recreational Access

RECOMMENDATION: (see summary)

SUMMARY: This is a toss up. There's not enough \$\$ in this fund to meet existing needs, so why open it up. But, there is a need for dredging too. However, dredging can also have negative ecosystem impacts. No opinion.

BY: Barry

Plache - 1      Kluber - 1

Wirch - 1

---

Decker - 2

Moore - 2

Shibitsky - 2



## Legislative Fiscal Bureau

One East Main, Suite 301 • Madison, WI 53703 • (608) 266-3847 • Fax: (608) 267-6873

May 15, 2001

Joint Committee on Finance

Paper #656

### **Dredging to Improve Great Lakes Recreational Access (DNR – Fish, Wildlife and Recreation)**

[LFB 2001-03 Budget Summary: Page 478, #27]

#### **CURRENT LAW**

Under the recreational boating projects program, DNR provides grants to municipalities, counties, town sanitary districts, public inland lake protection and rehabilitation districts, qualified lake associations, the Milwaukee River Revitalization Council, the Lower Wisconsin State Riverway Board and the Fox River Management Commission for up to 50% of the costs of developing recreational boating facilities approved by the Waterways Commission. A grant may be used to support up to 60% of project costs if the sponsor conducts a boating safety enforcement and education program approved by DNR. Feasibility studies, which are eligible for state cost-sharing, must be completed for any project before it is assigned to a priority list.

1997 Act 27 provided DNR with the authority to provide grants for up to 80% of the costs of developing recreational boating facilities (and up to 90% if the sponsor conducts a boating safety program) if the project is deemed to be of regional or statewide importance by the Waterways Commission. After a public review and comment period, the Natural Resources Board approved a draft of the rules at their December 6, 2000, meeting. The rules were then submitted to the Legislature for consideration. The proposed rule would limit the increased grant levels to certain facilities on large lakes with breakwaters and certain Mississippi River sites. After review by the Senate Committee on Environmental Resources, the proposed rules were returned to DNR for further consideration. Until the final rules are approved, the 50 to 60% maximum cost-share level is maintained.

The following restrictions apply to the distribution of grants: (a) no more than 10% of state funding may be expended for feasibility studies in any year, and no more than 1% may be provided for any one feasibility study; (b) at least 40% of state funding must be expended for Great Lakes projects, 40% must be expended for inland lakes projects and 20% may be expended

for projects deemed necessary by the Waterways Commission without regard to location; and (c) no state funds may be used for the acquisition of land or for the construction of berths.

The Waterways Commission is a five-member board appointed by the Governor with the advice and consent of the Senate for staggered, five-year terms. The Commission is attached to DNR and is comprised of the following members: (a) one resident of the Lake Superior area; (b) one resident of the Lake Michigan area; (c) one resident of the Mississippi River area; (d) one resident of the Lake Winnebago watershed area; and (e) one resident from the inland area of the state. Each member must be able to assess the recreational water use problems in his or her geographical area of the state. The Waterways Commission approves recreational boating projects found to be feasible by the DNR and supported by the local unit of government or qualified sponsor.

## **GOVERNOR**

Expand eligibility criteria under the recreational boating aids grant program to include dredging to improve recreational access to the Great Lakes.

## **DISCUSSION POINTS**

1. Currently, inland channel dredging (to the degree necessary to accommodate recreational watercraft) projects are eligible to receive funding under this program. Dredging the channel of a river emptying into one of the Great Lakes is currently eligible; however, a project that involves dredging a channel within the body of one of the Great Lakes is ineligible. This includes channels in protected Great Lakes harbors.

2. The recreational boating appropriation of \$4,547,000 in 2000-01 from the water resources account (motorboat gas tax revenues) was committed for various projects by March of 2001. The Department indicates that it currently has applications for \$1.6 million in projects that will not be able to be considered for funding until July 1, 2002, and anticipates receiving additional applications for projects in the months before funding under the next fiscal year becomes available. Program management staff indicate that this level of demand is not uncommon, and are aware of feasibility studies for major harbor projects that may be eligible for between \$3.6 million and \$4 million of funding as early as 2003.

3. Given that funding for the recreational boating program does not meet current demand, it may be argued that expanding eligibility to include additional classifications of projects will only increase the number of projects that could not be funded. While DNR was unable to provide an estimate of the level of increased demand for funds that would be created by this eligibility expansion, lowered water levels throughout the Great Lakes would seem to make projects under this provision appealing. Increasing the eligible number of projects may also increase interest in acquiring additional state aid for recreational boating projects.

4. However, since the recreational boating project aids program is a competitive grant program, it could be argued that increased demand would still result in only the most worthy projects being funded (within appropriated amounts). Further, as channel dredging of inland waters and rivers emptying into the Great Lakes is currently an eligible expense, it is argued that it would be equitable to include the dredging of channels in the Great Lakes as well.

**ALTERNATIVES TO BASE**

1. Approve the Governor's recommendation to expand the eligibility criteria under the recreational boating aids grant program to include dredging to improve recreational access to the Great Lakes.

2. Maintain current law.

MO# Alt 1

|         |                                  |                                  |                                  |   |
|---------|----------------------------------|----------------------------------|----------------------------------|---|
| Pre     | 2 BURKE                          | <input checked="" type="radio"/> | N                                | A |
|         | DECKER                           | <input checked="" type="radio"/> | N                                | A |
|         | MOORE                            | <input checked="" type="radio"/> | N                                | A |
|         | SHIBILSKI                        | <input checked="" type="radio"/> | N                                | A |
|         | PLACHE                           | <input checked="" type="radio"/> | N                                | A |
|         | WIRCH                            | <input checked="" type="radio"/> | N                                | A |
|         | DARLING                          | <input checked="" type="radio"/> | N                                | A |
|         | WELCH                            | <input checked="" type="radio"/> | <input checked="" type="radio"/> | A |
|         | GARD                             | <input checked="" type="radio"/> | N                                | A |
|         | KAUFERT                          | <input checked="" type="radio"/> | N                                | A |
| ALBERS  | <input checked="" type="radio"/> | N                                | A                                |   |
| DUFF    | <input checked="" type="radio"/> | N                                | A                                |   |
| WARD    | <input checked="" type="radio"/> | N                                | A                                |   |
| HUEBSCH | <input checked="" type="radio"/> | N                                | A                                |   |
| HUBER   | <input checked="" type="radio"/> | N                                | A                                |   |
| COGGS   | <input checked="" type="radio"/> | N                                | A                                |   |

AYE 15 NO 1 ABS \_\_\_\_\_

NATURAL RESOURCES -- FISH, WILDLIFE, & RECREATION

Dredging to Improve Great Lakes Access

Motion:

Move to earmark \$104,000 in 2001-02 for dredging the section of the Root River extending from the City of Racine to Lake Michigan and \$386,000 to the City of Oconto for dredging of a section of the Oconto River. Direct DNR to provide the grants for these amounts to the City of Racine and the City of Oconto from the recreational boating aids grant program for this purpose.

| MO#       |     |     |   |
|-----------|-----|-----|---|
| BURKE     | (Y) | N   | A |
| DECKER    | (Y) | N   | A |
| MOORE     | (Y) | N   | A |
| SHIBILSKI | (Y) | N   | A |
| PLACHE    | (Y) | N   | A |
| WIRCH     | (Y) | N   | A |
| DARLING   | (Y) | N   | A |
| WELCH     | (Y) | N   | A |
| 2 GARD    | (Y) | N   | A |
| KAUFERT   | (Y) | N   | A |
| ALBERS    | (Y) | N   | A |
| DUFF      | (Y) | N   | A |
| WARD      | (Y) | (N) | A |
| HUEBSCH   | (Y) | N   | A |
| HUBER     | (Y) | N   | A |
| COGGS     | (Y) | N   | A |

AYE 15 NO 1 ABS

Senator Burke  
Senator Shibilski  
Senator Welch

NATURAL RESOURCES -- FISH, WILDLIFE, & RECREATION

Whooping Cranes

Motion:

Move to provide \$37,600 in 2001-02 and \$43,500 in 2002-03 and 0.5 wildlife biologist position annually from the fish and wildlife account related to the reintroduction of whooping cranes in Wisconsin.

Note:

Under 1999 Act 9, \$37,600 in 2001-02 and \$43,500 in 2002-03 and 0.5 wildlife biologist position was provided from tribal gaming revenues for the reintroduction of whooping cranes in Wisconsin. The motion would provide a total of one full-time position.

[Change to Base: \$81,100 SEG]

| MO# |           |                                  |     |
|-----|-----------|----------------------------------|-----|
| 1   | BURKE     | <input checked="" type="radio"/> | N A |
|     | DECKER    | <input checked="" type="radio"/> | N A |
|     | MOORE     | <input checked="" type="radio"/> | N A |
| 2   | SHIBILSKI | <input checked="" type="radio"/> | N A |
|     | PLACHE    | <input checked="" type="radio"/> | N A |
|     | WIRCH     | <input checked="" type="radio"/> | N A |
|     | DARLING   | <input checked="" type="radio"/> | N A |
|     | WELCH     | <input checked="" type="radio"/> | N A |
|     | GARD      | <input checked="" type="radio"/> | N A |
|     | KAUFERT   | <input checked="" type="radio"/> | N A |
|     | ALBERS    | <input checked="" type="radio"/> | N A |
|     | DUFF      | <input checked="" type="radio"/> | N A |
|     | WARD      | <input checked="" type="radio"/> | N A |
|     | HUEBSCH   | <input checked="" type="radio"/> | N A |
|     | HUBER     | <input checked="" type="radio"/> | N A |
|     | COGGS     | <input checked="" type="radio"/> | N A |

Motion #638

AYE 15 NO 1 ABS 0

Whooping Cranes Motion -

(For Kathleen Ryan)

Last session the governor vetoed ½ of a position and the associated funding for DNR's whooping crane release program. This motion restores those cuts.

As everyone knows, we have a world-renowned communication and education center in Baraboo. It is truly a global hub of wildlife information. The International Crane Foundation is a national treasure.

The Foundation and DNR do outstanding work, much of it with private contributions, and the governor's cuts last session were inappropriate. This ½ position and funding will be very well spent.

(note: Kathleen Ryan and Bernie fund an education and teaching center at the Crane Foundation in honor of Bernie's daughter who died in an accident.)

NATURAL RESOURCES – FISH, WILDLIFE, & RECREATION

ATV Weight Limit

Motion:

Move to increase the maximum allowable weight of an all-terrain vehicle to 800 pounds.

Note:

Under current law, an all-terrain vehicle is defined as an engine-driven device with a width of not more than 48 inches and a net weight of 650 pounds or less that is designed to travel on at least three low-pressure tires and that is equipped with a seat designed to be straddled by the vehicle operator. A person who operates an all-terrain vehicle on a highway is exempted from some traffic laws that apply to other vehicle types, and no demerit points are assessed for traffic violations committed while operating an all-terrain vehicle.

MO# \_\_\_\_\_

|           |   |   |   |
|-----------|---|---|---|
| BURKE     | Y | N | A |
| DECKER    | Y | N | A |
| MOORE     | Y | N | A |
| SHIBILSKI | Y | N | A |
| PLACHE    | Y | N | A |
| WIRCH     | Y | N | A |
| DARLING   | Y | N | A |
| WELCH     | Y | N | A |
| GARD      | Y | N | A |
| KAUFERT   | Y | N | A |
| ALBERS    | Y | N | A |
| DUFF      | Y | N | A |
| WARD      | Y | N | A |
| HUEBSCH   | Y | N | A |
| HÜBER     | Y | N | A |
| COGGS     | Y | N | A |

Motion #605

AYE 16 NO 0 ABS \_\_\_\_\_

NATURAL RESOURCES -- FISH AND WILDLIFE

Program Assistant for Medford Ranger Station

Motion:

Move to provide \$24,000 SEG in 1999-00 and \$32,000 SEG in 2000-01 and 1.0 SEG position split-funded from eight accounts of the conservation fund for a program assistant in the Bureau of Customer Service and Licensing at the Medford Ranger Station (Taylor County).

Note:

[Change to Bill: \$56,000 SEG and 1.0 SEG position]

| MO#       |   |   |   |
|-----------|---|---|---|
| BURKE     | Y | N | A |
| DECKER    | Y | N | A |
| MOORE     | Y | N | A |
| SHIBILSKI | Y | N | A |
| PLACHE    | Y | N | A |
| WIRCH     | Y | N | A |
| DARLING   | Y | N | A |
| WELCH     | Y | N | A |
| GARD      | Y | N | A |
| KAUFERT   | Y | N | A |
| ALBERS    | Y | N | A |
| DUFF      | Y | N | A |
| WARD      | Y | N | A |
| HUEBSCH   | Y | N | A |
| HUBER     | Y | N | A |
| COGGS     | Y | N | A |

AYE 15 NO 1 ABS

NATURAL RESOURCES -- FISH, WILDLIFE AND RECREATION

Group Deer Bow Hunting

Motion:

Move to include, for the purposes of killing antlerless deer, a group of all using bows and arrows to the definition of group deer hunting party.

---

Note:

Under current law, a group deer hunting party is defined as two or more hunters hunting in a group all using firearms, each of whom holds an individual license to hunt deer. Any member of a group deer hunting party may kill a deer for another member of the group deer hunting party if both of the following conditions exist: (a) at the time and place of the kill, the person who kills the deer is in contact with the person for whom the deer is killed; and (b) the person for whom the deer is killed possesses a current unused deer carcass tag which is authorized for use on the deer killed.

| MO#       |   |   |   |
|-----------|---|---|---|
| BURKE     | Y | N | A |
| DECKER    | Y | N | A |
| MOORE     | Y | N | A |
| SHIBILSKI | Y | N | A |
| PLACHE    | Y | N | A |
| WIRCH     | Y | N | A |
| DARLING   | Y | N | A |
| WELCH     | Y | N | A |
| GARD      | Y | N | A |
| KAUFERT   | Y | N | A |
| ALBERS    | Y | N | A |
| DUFF      | Y | N | A |
| WARD      | Y | N | A |
| HUEBSCH   | Y | N | A |
| HUBER     | Y | N | A |
| COGGS     | Y | N | A |

Motion #618

AYE \_\_\_\_ NO \_\_\_\_ ABS \_\_\_\_

Senator Shibilski  
Senator Welch  
Senator Plache  
Representative Huebsch

## NATURAL RESOURCES – FISH, WILDLIFE, & RECREATION

### Bear Hunting

#### Motion:

Move to provide \$24,000 annually from the fish and wildlife account of the conservation fund for DNR to contract for a wildlife biologist position at the University of Wisconsin – Stevens Point College of Natural Resources. Further, provide \$24,000 annually and 1.0 PR position annually at the University of Wisconsin – Stevens Point College of Natural Resources for this purpose.

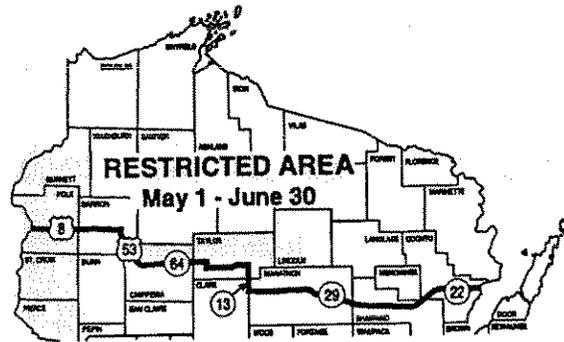
In addition, specify that a person or persons hunting or pursuing bear with a pack of dogs may not have more than six dogs in the pack regardless of dog ownership, but allow dogs to be replaced at any time.

Statutorily designate that there are no hunting hour restrictions for pursuing coyote, fox, raccoon and all wild animals for which no closed season is established (except for coyotes during an open season for hunting deer with firearms in an area that is closed by DNR by rule to coyote hunting) under statute, that it would be permitted to hunt coyote, fox, raccoon and all wild animals for which no closed season is established over naturally occurring carrion.

Designate that the DNR administrative rule establishing zones where dogs may be trained or used for hunting be specified under statute. From May 1 through June 30, individuals may not hunt or pursue any free-roaming wild animal with the aid of dog or dogs in the portion of the state north of the highways shown in Figure 1, except for dog trials and training under permit, or on the premises of licensed game farms, fur farms, and shooting preserves or on any private land when license holders used licensed animals for dog trials. Designate that the DNR administrative rules specifying types of legal bait used for the purpose of hunting or training dogs be specified under statute. Use of bait is permitted, with the only exception of attracting wild animals using honey, bones, fish, meat, solid animal fat or parts of animal carcasses. The training of dogs by pursuing wild bear is limited to July 1 through August 31.

Finally, eliminate the requirement for a licensed bear guide to acquire a class B bear pursuit license while assisting a licensed bear hunter.

FIGURE 1

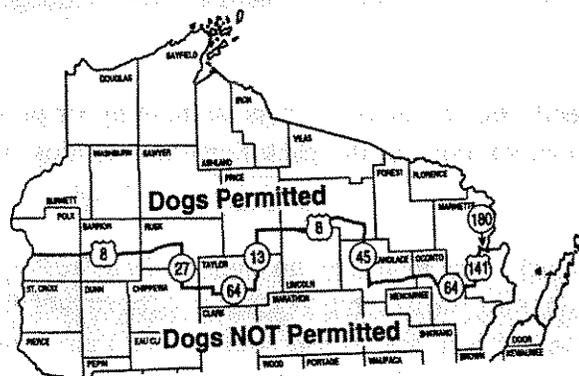


MO# \_\_\_\_\_

|           |   |   |   |
|-----------|---|---|---|
| BURKE     | Y | N | A |
| DECKER    | Y | N | A |
| MOORE     | Y | N | A |
| SHIBILSKI | Y | N | A |
| PLACHE    | Y | N | A |
| WIRCH     | Y | N | A |
| DARLING   | Y | N | A |
| WELCH     | Y | N | A |
| GARD      | Y | N | A |
| KAUFERT   | Y | N | A |
| ALBERS    | Y | N | A |
| DUFF      | Y | N | A |
| WARD      | Y | N | A |
| HUEBSCH   | Y | N | A |
| HUBER     | Y | N | A |
| COGGS     | Y | N | A |

AYE 16 NO 0 ABS 0

FIGURE 2



Note:

The position funded would be a University of Wisconsin employee. Any funding for the position in excess of the \$24,000 annually would be the responsibility of the University of Wisconsin – Stevens Point. The language establishing zones where dogs generally may not be trained or used for hunting between May 1 and June 30 is listed under NR 10.07(1)(i), 17.01(3), 17.01(1) and (2). The language specifying types of legal bait used for the purpose of hunting or training dogs can be found under NR 10.07(1)(g)2. The language specifying regulations applicable to bear hunting with dogs is listed under 10.01 (3)(g). The requirement that a licensed bear guide must possess a Class B bear pursuit license may be found under s.29.184(3)(br) and 29.184(3)(br)1.

[Change to base: \$48,000 PR and 1.0 PR position; \$48,000 SEG]

NATURAL RESOURCES -- FISH, WILDLIFE AND RECREATION

Walleye Survey

Motion:

Move to provide \$20,000 SEG in 2001-02 from the fish and wildlife account for a walleye survey on the Wisconsin River between the Grandfather Falls dam in Lincoln County and the Petenwell Flowage for walleye population and size survey.

[Change to Base: \$20,000 SEG]

| MO#       |   |   |   |
|-----------|---|---|---|
| BURKE     | Y | N | A |
| DECKER    | Y | N | A |
| MOORE     | Y | N | A |
| SHIBILSKI | Y | N | A |
| PLACHE    | Y | N | A |
| WIRCH     | Y | N | A |
| DARLING   | Y | N | A |
| WELCH     | Y | N | A |
| GARD      | Y | N | A |
| KAUFERT   | Y | N | A |
| ALBERS    | Y | N | A |
| DUFF      | Y | N | A |
| WARD      | Y | N | A |
| HUEBSCH   | Y | N | A |
| HUBER     | Y | N | A |
| COGGS     | Y | N | A |

AYE 10 NO 6 ABS

NATURAL RESOURCES -- FISH, WILDLIFE AND RECREATION

Group Deer Bow Hunting

Motion:

Move to include, for the purposes of killing antlerless deer, a group of all using bows and arrows to the definition of group deer hunting party. The provision would only apply after the regular nine-day November gun deer season.

Note:

Under current law, a group deer hunting party is defined as two or more hunters hunting in a group all using firearms, each of whom holds an individual license to hunt deer. Any member of a group deer hunting party may kill a deer for another member of the group deer hunting party if both of the following conditions exist: (a) at the time and place of the kill, the person who kills the deer is in contact with the person for whom the deer is killed; and (b) the person for whom the deer is killed possesses a current unused deer carcass tag which is authorized for use on the deer killed.

| MO#       |   |   |   |
|-----------|---|---|---|
| BURKE     | Y | N | A |
| DECKER    | Y | N | A |
| MOORE     | Y | N | A |
| SHIBILSKI | Y | N | A |
| PLACHE    | Y | N | A |
| WIRCH     | Y | N | A |
| DARLING   | Y | N | A |
| WELCH     | Y | N | A |
| 2 GARD    | Y | N | A |
| KAUFERT   | Y | N | A |
| ALBERS    | Y | N | A |
| DUFF      | Y | N | A |
| WARD      | Y | N | A |
| HUEBSCH   | Y | N | A |
| HUBER     | Y | N | A |
| COGGS     | Y | N | A |

Motion #646

AYE 11 NO 5 ABS

NATURAL RESOURCES -- FISH, WILDLIFE AND RECREATION

Bow Hunting

Motion:

Move to extend the deer archery season through the Thursday immediately preceding the opening of the deer gun season. In addition, prohibit DNR from authorizing a deer gun hunting season from October 24 until the Saturday before Thanksgiving.

28

Note:

Under current law, the regular deer gun hunting season begins on the Saturday immediately preceding Thanksgiving and continuing for 9 consecutive days. However, DNR has established special hunts (Zone T) in late October and in December in deer management units where herd population estimates are significantly above goal.

| MO#       |     |     |   |
|-----------|-----|-----|---|
| BURKE     | (Y) | N   | A |
| DECKER    | (Y) | N   | A |
| MOORE     | (Y) | N   | A |
| SHIBILSKI | (Y) | (N) | A |
| PLACHE    | (Y) | N   | A |
| WIRCH     | (Y) | N   | A |
| DARLING   | (Y) | (N) | A |
| WELCH     | (Y) | N   | A |
| GARD      | Y   | (N) | A |
| KAUFERT   | Y   | (N) | A |
| ALBERS    | Y   | (N) | A |
| DUFF      | Y   | (N) | A |
| WARD      | Y   | (N) | A |
| HUEBSCH   | Y   | (N) | A |
| HUBER     | (Y) | N   | A |
| COGGS     | (Y) | N   | A |

NATURAL RESOURCES - FISH, WILDLIFE, & RECREATION

Commercial Fishing Reporting System

Motion:

Move to provide \$74,500 SEG in 2001-02 and \$30,000 SEG in 2002-03 from the fish and wildlife account to fund a pilot project of the commercial Fish Harvest Reporting System (FHRS).

Note:

DNR has proposed an electronic reporting system that would record and report elements of the Great Lakes commercial catch, replacing the current paper-based bi-weekly reporting system. Funding in the first year would be used for personal computers, printers, software, and management costs associated with testing, programming, and implementing the system. Funding in 2002-03 would be used for maintenance. The system is intended to increase the accuracy of, and aid the uniform enforcement of, various Great Lakes commercial fish harvest quotas.

[Change to base: \$104,500 SEG]

| MO# |           |   |     |
|-----|-----------|---|-----|
| 2   | BURKE     | Y | N A |
|     | DECKER    | Y | N A |
|     | MOORE     | Y | N A |
| 1   | SHIBILSKI | Y | N A |
|     | PLACHE    | Y | N A |
|     | WIRCH     | Y | N A |
|     | DARLING   | Y | N A |
|     | WELCH     | Y | N A |
|     | GARD      | Y | N A |
|     | KAUFERT   | Y | N A |
|     | ALBERS    | Y | N A |
|     | DUFF      | Y | N A |
|     | WARD      | Y | N A |
|     | HUEBSCH   | Y | N A |
|     | HUBER     | Y | N A |
|     | COGGS     | Y | N A |

NATURAL RESOURCES -- FISH, WILDLIFE, & RECREATION

Pheasant Stocking

Motion:

Move to provide \$100,000 in 2001-02 only from the fish and wildlife account for the rearing and stocking of pheasants.

Note:

DNR operates the state game farm at Poynette, which raises approximately 32,000 pheasant roosters and 8,000 hens annually for stocking on public hunting grounds and provides approximately 65,000 day-old rooster chicks annually to approximately 83 conservation and sports clubs in 39 counties in the state under cooperative agreements. In addition, the Department also administers the wild pheasant restoration program, in which pheasants are released at various locations in the state.

[Change to Base: \$100,000 SEG]

MO#

|           |   |   |   |
|-----------|---|---|---|
| BURKE     | Y | N | A |
| DECKER    | Y | N | A |
| MOORE     | Y | N | A |
| SHIBILSKI | Y | N | A |
| PLACHE    | Y | N | A |
| WIRCH     | Y | N | A |
| DARLING   | Y | N | A |
| WELCH     | Y | N | A |
| GARD      | Y | N | A |
| KAUFERT   | Y | N | A |
| ALBERS    | Y | N | A |
| DUFF      | Y | N | A |
| WARD      | Y | N | A |
| HUEBSCH   | Y | N | A |
| HUBER     | Y | N | A |
| COGGS     | Y | N | A |

Motion #611

AYE 9 NO 7 ABS \_\_\_\_\_

NATURAL RESOURCES -- FISH, WILDLIFE AND RECREATION

Conservation Fund Transfer

Motion:

Transfer \$15,000 SEG from the fish and wildlife account to the endangered resources account of the conservation fund for field work and studies associated with endangered and threatened species.

| MO#       |   |   |   |
|-----------|---|---|---|
| BURKE     | Y | N | A |
| DECKER    | Y | N | A |
| MOORE     | Y | N | A |
| SHIBILSKI | Y | N | A |
| PLACHE    | Y | N | A |
| WIRCH     | Y | N | A |
| DARLING   | Y | N | A |
| WELCH     | Y | N | A |
| GARD      | Y | N | A |
| KAUFERT   | Y | N | A |
| ALBERS    | Y | N | A |
| DUFF      | Y | N | A |
| WARD      | Y | N | A |
| HUEBSCH   | Y | N | A |
| HUBER     | Y | N | A |
| COGGS     | Y | N | A |

AYE 9 NO 7 ABS \_\_\_\_\_

NATURAL RESOURCES -- FISH, WILDLIFE AND RECREATION

Bow Hunting

Motion:

Move to extend the deer archery season through the Thursday immediately preceding the opening of the deer gun season.

| MO#       |   |   |   |
|-----------|---|---|---|
| BURKE     | Y | N | A |
| DECKER    | Y | N | A |
| MOORE     | Y | N | A |
| SHIBILSKI | Y | N | A |
| PLACHE    | Y | N | A |
| WIRCH     | Y | N | A |
| DARLING   | Y | N | A |
| WELCH     | Y | N | A |
| GARD      | Y | N | A |
| KAUFERT   | Y | N | A |
| ALBERS    | Y | N | A |
| DUFF      | Y | N | A |
| WARD      | Y | N | A |
| HUEBSCH   | Y | N | A |
| HUBER     | Y | N | A |
| COGGS     | Y | N | A |

AYE 14 NO 2 ABS



NATURAL RESOURCES -- FISH, WILDLIFE, & RECREATION

Sturgeon Spearing Licenses

Motion:

Move to prohibit the issuance of a sturgeon spearing license beginning on the October 1 preceding the open season and ending on the last day of the season. Exempt residents who turn 14 years old during the non-issuance period and residents who are in the armed forces outside the state and who are on furlough or leave from this non-issuance period. The provision would take effect on the September 1 after publication of the Act.

Note:

Under current law, a sturgeon spearing license may not be issued during the open season for spearing rock or lake sturgeon. The open season is currently set by DNR administrative rule to begin on the second Saturday in February and to continue for 16 consecutive days.

| MO#       |   |   |   |
|-----------|---|---|---|
| BURKE     | Y | N | A |
| DECKER    | Y | N | A |
| MOORE     | Y | N | A |
| SHIBILSKI | Y | N | A |
| PLACHE    | Y | N | A |
| WIRCH     | Y | N | A |
| DARLING   | Y | N | A |
| WELCH     | Y | N | A |
| GARD      | Y | N | A |
| KAUFERT   | Y | N | A |
| ALBERS    | Y | N | A |
| DUFF      | Y | N | A |
| WARD      | Y | N | A |
| HUEBSCH   | Y | N | A |
| HUBER     | Y | N | A |
| COGGS     | Y | N | A |

NATURAL RESOURCES -- FISH, WILDLIFE AND RECREATION

ATV Trail Ambassadors Program

Motion:

Move to establish a grant program that would provide funding to a nonprofit organization for enhancing and assisting DNR in the promotion of the Department's ATV safety and education program, and to create an ATV trail ambassador's program. Provide \$268,000 in 2001-02 and \$250,000 in 2002-03 from ATV account SEG to fund grants for this purpose.

A nonprofit organization may qualify for a Department grant if the nonprofit organization represents all-terrain vehicle user interests by promoting safe, responsible and wise use of all-terrain vehicles which are not in conflict with Department strategies, goals, master plans or environmentally sound practices and meets the following requirements:

1. The nonprofit organization must be a Wisconsin based off-highway organization having not-for-profit incorporation status as defined by Chapter 181 of the Wisconsin Statutes, intent on improving off-highway vehicle rider safety education and environmental ethics riding habits.
2. The nonprofit organization provides support to all-terrain vehicle clubs and/or groups.
3. The nonprofit organization has a board of directors that has a majority of members that are representatives of all-terrain vehicle clubs and/or groups.
4. The nonprofit organization will conduct activities to enhance all-terrain vehicle law enforcement safety and education program. Activities will include all of the following:
  - a. Data collection.
  - b. Assist the Department by locating, securing and directing future all-terrain vehicle safety and education instructors so that they may be considered for instructorship within established Department programs.
  - c. Increase student participation of all-terrain vehicle safety and education courses by locating and directing new all-terrain vehicle owners, existing all-terrain vehicle owners and other users of all-terrain vehicles towards established Department safety and education courses.

d. Work closely with the Department of Tourism and working through the Department of Natural Resources to create an outreach program for local communities to promote all-terrain vehicle use within communities and promote the economic benefits of all-terrain vehicle tourism.

e. Create, strengthen and maintain relationships with the Department of Natural Resources, all terrain-vehicle dealers, manufacturers, all-terrain vehicle clubs, restaurant associations, department of Tourism, chambers of commerce, snowmobile associations, snowmobile clubs and snowmobile alliances.

f. Investigate, secure and assist with all-terrain vehicle riding opportunities, areas and trails.

g. Recruit, assist in the training of and mobilize a corps of volunteers that will promote safe ethical and responsible riding outside of classroom activities.

h. Publish a manual in cooperation with the Department that will be used to train a corps of volunteers known as "Trail Watchers."

| MO#       |   |   |   |
|-----------|---|---|---|
| BURKE     | Y | N | A |
| DECKER    | Y | N | A |
| MOORE     | Y | N | A |
| SHIBILSKI | Y | N | A |
| PLACHE    | Y | N | A |
| WIRCH     | Y | N | A |
| DARLING   | Y | N | A |
| WELCH     | Y | N | A |
| GARD      | Y | N | A |
| KAUFERT   | Y | N | A |
| ALBERS    | Y | N | A |
| DUFF      | Y | N | A |
| WARD      | Y | N | A |
| HUEBSCH   | Y | N | A |
| HUBER     | Y | N | A |
| COGGS     | Y | N | A |

AYE 16 NO 0 ABS \_\_\_\_\_

# NATURAL RESOURCES

## Fish, Wildlife and Recreation

### LFB Summary Items for Which No Issue Paper Has Been Prepared

| Item # | Title                                   |
|--------|---|
| 9      | Reduce Nonresident Sports License Fee   |
| 11     | Expedited Recreational Licenses         |
| 12     | Use of License Fees by DNR              |
| 14     | Warden Operating Expenses               |
| 16     | Public Safety Radio System              |
| 17     | Limited-Term Employment Special Wardens |

### LFB Summary Items to be Addressed in a Subsequent Paper

| Item # | Title                              | MO#       |   |   |   |
|--------|------------------------------------|-----------|---|---|---|
| 3      | Deer Management                    | 2 BURKE   | Y | N | A |
| 5      | Elk Herd Monitoring                | DECKER    | Y | N | A |
| 21     | Snowmobile County Enforcement Aids | MOORE     | Y | N | A |
| 24     | ATV Enforcement Aids               | SHIBILSKI | Y | N | A |
| 25     | Municipal Boating Enforcement Aids | PLACHE    | Y | N | A |
| 26     | Fox River Navigational System      | WIRCH     | Y | N | A |
|        |                                    | DARLING   | Y | N | A |
|        |                                    | WELCH     | Y | N | A |
|        |                                    | GARD      | Y | N | A |
|        |                                    | KAUFERT   | Y | N | A |
|        |                                    | ALBERS    | Y | N | A |
|        |                                    | DUFF      | Y | N | A |
|        |                                    | WARD      | Y | N | A |
|        |                                    | HUEBSCH   | Y | N | A |
|        |                                    | HUBER     | Y | N | A |
|        |                                    | COGGS     | Y | N | A |

### LFB Summary Items for Introduction as Separate Leg

| Item # | Title                            | AYE | NO | ABS |
|--------|----------------------------------|-----|----|-----|
| 6      | Elk Hunting                      | 16  | 0  |     |
| 7      | Master Hunter Education Program  |     |    |     |
| 13     | Requirements for Permit Issuance |     |    |     |



## Legislative Fiscal Bureau

One East Main, Suite 301 • Madison, WI 53703 • (608) 266-3847 • Fax: (608) 267-6873

May 14, 2001

TO: Members  
Joint Committee on Finance

FROM: Bob Lang, Director

SUBJECT: Budget Issue Papers

Attached are 2001-03 budget issue papers, prepared by this office, on the following agencies:

- State Treasurer
- Program Supplements
- Department of Military Affairs -- Agencywide
- Wisconsin Technical College System
- Higher Educational Aids Board
- Arts Board
- Tobacco Control Board
- Lower Wisconsin State Riverway Board
- Minnesota-Wisconsin Boundary Area Commission
- Department of Natural Resources -- Water Quality

These agencies have been scheduled for executive action by the Joint Committee on Finance on Wednesday, May 16. The meeting will begin at 10:00 a.m. in Room 411 South, State Capitol.

BL/sas  
Attachments

## 2001-03 BUDGET PAPERS

May 16, 2001

Paper #

**State Treasurer**

- 855 Repayment of GPR Start-Up Administrative Funding -- College Savings and College Tuition & Expenses Programs
- 856 Administrative Funding for College Savings and College Tuition and Expenses Programs
- 857 Appropriations Structure -- College Savings and College Tuition and Expenses Programs

**Program Supplements**

- 715 Private Lease Space Supplements -- Appropriation Structure
- 716 Private Lease Space Supplements -- DOA Directed Moves
- 717 Private Lease Space Supplements -- Rent Increases Component
- 718 State-Owned Space Rent Supplements

**Military Affairs -- Agencywide**

- 605 National Guard Tuition Grant Program
- 606 Creation of a Wisconsin Naval Militia

**Wisconsin Technical College System**

- 1010 Technical and Occupational Program Grants
- 1011 Capacity Grant Program Transfer and Funding Reduction
- 1012 General Aids for Technical College Districts

**Higher Educational Aids Board**

- 530 Academic Excellence Scholarship Program
- 531 Wisconsin Higher Education Grant and Tuition Grant Programs

**Arts Board**

Paper #

**Tobacco Control Board**

- 880 Grant Funding
- 881 Staff

**Lower Wisconsin State Riverway Board**

**Minnesota-Wisconsin Boundary Area Commission**

**Natural Resources -- Water Quality**

- 675 Nonpoint Program Funding
- 676 Land and Water Resource Management and Rural Nonpoint Bonding
- 677 Urban Nonpoint and Flood Control Funding
- 678 Wetland Compensatory Mitigation Staff
- 679 Wisconsin Waters Initiative
- 680 Dam Safety Program
- 681 Invasive Species
- 682 Premier Lakes Program

## 2001-03 BUDGET PAPERS

### Cumulative List Thru May 16, 2001

Paper #

**Administration -- Information Technology**

**Adolescent Pregnancy Prevention and Pregnancy Services Board**

**Agriculture, Trade and Consumer Protection -- Departmentwide and Resource Management**

- 205 Information Technology
- 206 Federal Grant Levels
- 207 Convert Program Revenue Appropriations to Continuing

**Arts Board**

**Board of Commissioner of Public Lands**

- 230 Reimbursements for Certain Administrative Expenses

**Child Abuse and Neglect Prevention Board**

- 270 Primary Prevention Staff
- 271 "Celebrate Children" License Plate Revenue and Segregated Revenue Reestimate
- 272 Miscellaneous Budget Adjustments

**Circuit Courts**

- 275 Court Interpreters
- 276 Minor Policy and Technical Changes -- GPR-Earned Reestimates
- 277 Minor Policy and Technical Changes -- Chapter 20 Schedule

Paper #

**Commerce -- Departmentwide and Economic Development**

- 280 Forest Product Marketing
- 281 International Liaison Funding
- 282 Administrative Position Reallocation
- 283 Economic Development Administration Consolidation
- 284 Community-Based Economic Development Program Conversion to New Economy for Wisconsin Program
- 285 Rural and Minority Business Economic Development Programs -- Repayments Appropriations

**Commerce -- Building and Environmental Regulation**

- 300 Transfer Mobile Home Park Water and Sewer Service Regulation from the Public Service Commission to Commerce
- 301 Aviation Fuel Petroleum Inspection Fee Allowance
- 302 PECFA -- Revenue Obligation Authority
- 303 PECFA Staff
- 304 PECFA -- High-Cost Sites
- 305 PECFA -- Interest Cost Reimbursement
- 306 PECFA -- Farm Tank Eligibility
- 307 Groundwater Monitoring Near Onsite Wastewater Treatment Systems
- 308 Transfer Code Consultant Section to Administrative Services Division
- 309 Fire Dues Distribution

**Court of Appeals**

- 375 Staff Attorneys
- 376 Minor Policy and Technical Changes -- GPR-Earned Reestimates

**Electronic Government**

- 400 Creation of the Department of Electronic Government

Paper #

**Employee Trust Funds**

- 410 Benefits Payment System Redesign
- 411 Participant Services Staffing Increases
- 412 Customer Call Center Enhancements
- 413 Technical Change -- Retired Employees Benefit Supplement Reestimate
- 414 Group Insurance Board Authority to Modify or Expand State Employee Group Health Insurance Coverage
- 415 Additional Resources for Act 11 Implementation Costs
- 416 Group Health Insurance Ombudsperson Position
- 417 Funding for Accumulated Sick Leave Conversion Credits for Certain Retired State Employees

**Employment Relations**

- 420 Advance Labor Management Training Costs
- 421 Funding of Shared Human Resources System

**Employment Relations Commission**

- 425 Arbitration Award Affecting City of Milwaukee Police Officers
- 426 Staff Support for Collective Bargaining Training Activities

**Environmental Improvement Fund**

- 430 Clean Water Fund General Obligation and Revenue Bonding Authority, Present Value Subsidy Limit and Priority List Allocation
- 431 Environmental Improvement Fund Debt Service
- 432 Wisconsin Fund Residual Bonding Authority
- 433 Clean Water Fund - Unsewered Communities

**Financial Institutions**

- 440 Technology Initiatives
- 441 Business Association Fees

**Governor**

- 455 Children's Cabinet Board
- 456 Rural Policy Advisor Position

**Paper #**

**Higher Educational Aids Board**

- 530 Academic Excellence Scholarship Program
- 531 Wisconsin Higher Education Grant and Tuition Grant Programs

**Insurance**

- 540 Standard Budget Adjustments
- 541 Information Technology -- Programming Services
- 542 Medigap Helpline
- 543 Treatment of Certain Revenues
- 544 Authority to Set Fees by Rule

**Investment Board**

**Judicial Commission**

**Lieutenant Governor**

**Lower Wisconsin State Riverway Board**

**Marquette Dental School**

**Military Affairs -- Agencywide**

- 605 National Guard Tuition Grant Program
- 606 Creation of a Wisconsin Naval Militia

**Military Affairs -- Emergency Management**

- 610 Reimbursement of Certain County and Municipal Worker's Compensation and Liability  
Costs Due to Emergency Management Activities
- 611 Emergency Response Equipment Funding

**Minnesota-Wisconsin Boundary Area Commission**

Paper #

**Miscellaneous Appropriations**

- 620 Repeal of Capitol Offices Relocation Appropriation
- 621 Buildout Costs for Senate, Retirement Committees and Law Library
- 622 Space Rental Costs for Law Library

**Natural Resources -- Fish, Wildlife and Recreation**

- 645 GPR-Supported Conservation Wardens
- 646 Fisheries Management Staffing
- 647 Wildlife Management Staffing
- 648 Managing Wildlife Diseases
- 649 Venison Processing Donation Program
- 650 Automated License Issuance System
- 651 Forestry and Law Enforcement Radio Equipment
- 652 Car-Killed Deer
- 653 Fuel Tax Transfer Reestimates
- 654 Snowmobile Registration Fees and Trail Aids
- 655 State Snowmobile Education and Enforcement
- 656 Dredging to Improve Great Lakes Recreational Access

**Natural Resources -- Water Quality**

- 675 Nonpoint Program Funding
- 676 Land and Water Resource Management and Rural Nonpoint Bonding
- 677 Urban Nonpoint and Flood Control Funding
- 678 Wetland Compensatory Mitigation Staff
- 679 Wisconsin Waters Initiative
- 680 Dam Safety Program
- 681 Invasive Species
- 682 Premier Lakes Program

**Personnel Commission**

**Program Supplements**

- 715 Private Lease Space Supplements -- Appropriation Structure
- 716 Private Lease Space Supplements -- DOA Directed Moves
- 717 Private Lease Space Supplements -- Rent Increases Component
- 718 State-Owned Space Rent Supplements

Paper #

**Public Service Commission -- Agencywide**

- 780 Electronic Filing of Documents
- 781 Stray Voltage Research Funding

**Regulation and Licensing**

- 790 Information Technology Initiatives
- 791 Examination Fee Vendor Payment Reestimate
- 792 Revised Agency Credential Fees
- 793 GPR-Earned Credited from Criminal Background Check Fees
- 794 Technical Change -- GPR-Earned Reestimate

**Revenue -- Tax Administration**

- 800 Administration of Local Exposition Tax
- 801 Business Tax Registration Administration and Debt Collection Funding
- 802 Status of Integrated Tax System Implementation

**Revenue -- Lottery Administration**

- 810 Lottery Sales, Retailer Compensation, Vendor Fees Reestimates and Lottery and Gaming Tax Credit Reestimate
- 811 Repeal GPR Appropriations for Lottery Operations

**Secretary of State**

- 820 GPR-Earned Reestimate

**Shared Revenue and Tax Relief -- Direct Aid Payments**

- 825 Shared Revenue Modifications and Expenditure Restraint Funding Level

**Shared Revenue and Tax Relief -- Property Taxation**

**Shared Revenue and Tax Relief -- Local Revenue Options**

**State Treasurer**

- 855 Repayment of GPR Start-Up Administrative Funding -- College Savings and College Tuition & Expenses Programs

Paper #

856 Administrative Funding for College Savings and College Tuition and Expenses Programs

857 Appropriations Structure -- College Savings and College Tuition and Expenses Programs

**Supreme Court**

860 Court Commissioner Judicial Education

**Technology for Educational Achievement in Wisconsin Board**

870 Public Library Financial Assistance for Communications Hardware

871 E-rate Funding

872 Eligibility for Secured Correctional Facilities

873 Eligibility for Charter Schools

874 Ameritech Settlement

**Tobacco Control Board**

880 Grant Funding

881 Staff

**Tobacco Settlement Securitization**

885 Discussion of Tobacco Settlement Securitization

**Tourism**

890 Kickapoo Valley Reserve Law Enforcement Funding

891 Expand Heritage Tourism Grant Program

892 DNR Tourism Support

**Transportation -- Motor Vehicles**

930 Computer Database Redesign

931 Automated Oversize/Overweight Permit Issuance System

932 Special License Plate Issuance Fees

**Transportation -- State Patrol**

935 DNR Payments for DOT Radio Services

Paper #

**Transportation -- Other Divisions**

- 940 Safe-Ride Grant Program
- 941 Funding for Payments for Municipal Services

**University of Wisconsin Hospital and Clinics Authority**

- 945 Bonding Authority

**University of Wisconsin Hospital and Clinics Board**

**Veterans Affairs -- Homes and Facilities for Veterans**

- 995 Standard Budget Adjustments - Night and Weekend Differential
- 996 Supplies and Services
- 997 Staffing at the Veterans Home at King

**Wisconsin Housing and Economic Development Authority**

- 1005 Wisconsin Development Reserve Fund

**Wisconsin Technical College System**

- 1010 Technical and Occupational Program Grants
- 1011 Capacity Grant Program Transfer and Funding Reduction
- 1012 General Aids for Technical College Districts

# Shared Revenue and Tax Relief

## Property Taxation

### *Base Agency*

(LFB Budget Summary Document: Page 609)

**No Issue Papers Have Been Prepared**

SHARED REVENUE AND TAX RELIEF -- PROPERTY TAXATION

Property Tax Exemption for Nonprofit Medical Research Foundations

Motion:

Move to modify the current property tax exemption for nonprofit medical research foundations by limiting the exemption for entities that own and operate property in more than one location to the property in the one location that is the primary location for the receipt, aggregation and analysis of research data. Require the Department of Revenue to certify the property that is the primary location for the receipt, aggregation and analysis of the research data. Specify that property that is under common ownership or control shall constitute property of a single corporation, voluntary association, foundation or trust for purposes of applying the provision. Specify that the provision would be effective with property assessed as of January 1, 2002.

---

Note:

This motion is identical to LRB 2314/4 from the 1999 Legislative Session, except for the effective date. It would narrow the current property tax exemption and some property that is now exempt may become taxable. If so, property taxes would be shifted to that property from other property. State forestry tax collections would increase by an unknown amount.

[Change to Base: Unknown]

MO#

|           |   |   |   |
|-----------|---|---|---|
| BURKE     | Y | N | A |
| DECKER    | Y | N | A |
| MOORE     | Y | N | A |
| SHIBILSKI | Y | N | A |
| PLACHE    | Y | N | A |
| WIRCH     | Y | N | A |
| DARLING   | Y | N | A |
| WELCH     | Y | N | A |
| GARD      | Y | N | A |
| KAUFERT   | Y | N | A |
| ALBERS    | Y | N | A |
| DUFF      | Y | N | A |
| WARD      | Y | N | A |
| HUEBSCH   | Y | N | A |
| HUBER     | Y | N | A |
| COGGS     | Y | N | A |

AYE 8 NO 8 ABS

SHARED REVENUE AND TAX RELIEF -- PROPERTY TAXATION

Property Tax Exemption for the University of Wisconsin Medical Foundation

Motion:

Move to modify the current property tax exemption for the University of Wisconsin Hospitals and Clinics Authority to extend to all property owned by and leased to the University of Wisconsin Medical Foundation. Provide that the use of the property must be primarily related to the purposes of the foundation. Specify that the exemption would first apply to property assessed as of January 1, 2002.

Note:

The taxable value of property owned by or leased to the University of Wisconsin Medical Foundation is unknown. To the extent that taxable property would become exempt, the taxes on that property would be shifted to property that remains taxable. Also, the amount of state forestry tax collections would decrease by an unknown amount.

[Change to Base: Unknown]

| MO# | BURKE | DECKER | MOORE | SHIBILSKI | PLACHE | WIRCH | DARLING | WELCH | ZGARD | KAUFERT | ALBERS | DUFF | WARD | HUEBSCH | HUBER | COGGS |
|-----|-------|--------|-------|-----------|--------|-------|---------|-------|-------|---------|--------|------|------|---------|-------|-------|
|     | A     | A      | A     | A         | A      | A     | A       | A     | A     | A       | A      | A    | A    | A       | A     | A     |
|     | N     | N      | N     | N         | N      | N     | N       | N     | N     | N       | N      | N    | N    | N       | N     | N     |
|     | Y     | Y      | Y     | Y         | Y      | Y     | Y       | Y     | Y     | Y       | Y      | Y    | Y    | Y       | Y     | Y     |

AYE 13 NO 3 ABS



SHARED REVENUE AND TAX RELIEF -- PROPERTY TAXATION

Property Tax Exemption for the Southeastern Wisconsin Regional Planning Commission

Motion:

Move to extend the current property tax exemption for property owned by local governments to property owned by the Southeastern Wisconsin Regional Planning Commission, effective with property assessed as of January 1, 2002. Authorize the Southeastern Wisconsin Regional Planning Commission to acquire and hold real property for public use and to convey and dispose of such property.

Note:

The current property tax exemption for local governments applies to property of counties, municipalities, school districts, technical college districts, public inland lake protection and rehabilitation districts, metropolitan sewerage districts, municipal water districts, local joint water authorities, family care districts and town sanitary districts. Currently, there are nine regional planning commissions, eight serving multicounty areas and one serving Dane County. They are required to prepare comprehensive plans for the region, and they advise local governments on the planning and delivery of public services. The Southeastern Wisconsin Regional Planning Commission is in the process of buying a building in the City of Pewaukee to house its operations. The taxes on that property are estimated at \$50,000 for the coming year. This motion would create a property tax exemption for this property, which would shift taxes on the building to other property that remains taxable and reduce state forestry tax collections by an estimated \$600 per year, beginning in 2002-03.

[Change to Base: -\$600 SEG-REV]

Motion #231

| MO# | BURKE | DECKER | MOORE | SHIBILSKI | PLACHE | WIRCH | DARLING | WELCH | GARD | KAUFERT | ALBERS | DUFF | WARD | HUEBSCH | HUBER | COGGS | AYE | NO | ABS |
|-----|-------|--------|-------|-----------|--------|-------|---------|-------|------|---------|--------|------|------|---------|-------|-------|-----|----|-----|
|     | A     | A      | A     | A         | A      | A     | A       | A     | A    | A       | A      | A    | A    | A       | A     | A     |     |    |     |
|     | N     | N      | N     | N         | N      | N     | N       | N     | N    | N       | N      | N    | N    | N       | N     | N     |     |    |     |
|     | Y     | Y      | Y     | Y         | Y      | Y     | Y       | Y     | Y    | Y       | Y      | Y    | Y    | Y       | Y     | Y     | 8   | 0  | 8   |

Representative Gard  
 Representative Huebsch  
 Senator Darling

*Representative Coggs*

SHARED REVENUE AND TAX RELIEF -- PROPERTY TAXATION

Property Tax Exemption for Property of a YMCA

Motion:

Move to modify the property tax exemption for property owned by the Salvation Army, the Boy Scouts of America, the Boys' Clubs of America, the Girl Scouts or the Camp Fire Girls to include property owned by a Young Men's Christian Association. Limit the exemption to no more than 40 acres for property located in towns and to no more than ten acres for property located in cities or villages. Modify the current property tax exemption for YMCA and YWCA summer training camps by removing the reference to Young Men's Christian Associations. Specify that these provisions would be effective with property assessed as of January 1, 2002.

Note:

This motion is identical to AB 250 and SB 98, with the exception that those bills would apply retroactively to property assessed as of January 1, 2001. In its fiscal estimates for the bills, the Department of Revenue reports that there are 44 YMCA facilities in Wisconsin operating on YMCA-owned property. Currently, these facilities are exempt under s. 70.11 (4) of the statutes as property owned and used exclusively by a benevolent organization. Thus, the bill would have no fiscal effect on property owned and used by a YMCA. Furthermore, the DOR analysis points out that the proposed exemption would not retain the current requirement under s. 70.11 (4) that the property be used exclusively by a YMCA. As a result, the proposal also would exempt all property that a YMCA may acquire in the future that would not be used exclusively by the organization.

Motion #123

|           |                 |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
|-----------|-----------------|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| MO#       | A               | A | A | A | A | A | A | A | A | A | A | A | A | A | A | A |
| BURKE     | N               | N | N | N | N | N | N | N | N | N | N | N | N | N | N | N |
| DECKER    | Y               | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y | Y |
| MOORE     |                 |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
| SHIBILSKI |                 |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
| PLACHE    |                 |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
| WIRCH     |                 |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
| DARLING   |                 |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
| WELCH     |                 |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
| GARD      |                 |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
| KAUFERT   |                 |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
| ALBERS    |                 |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
| DUFF      |                 |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
| WARD      |                 |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
| HUEBSCH   |                 |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
| HUBER     |                 |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
| COGGS     |                 |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
|           | AYE 12 NO 4 ABS |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |



**SHARED REVENUE AND TAX RELIEF -- PROPERTY TAXATION**

**Definition of Agricultural Land**

**Motion:**

Move to modify the current law provision that defines agricultural land as land, exclusive of buildings and improvements, that is devoted primarily to agricultural use, as defined by rule, to also include land that meets all of the following conditions: (a) the land is exclusive of buildings and improvements; (b) the land is within the same quarter of a quarter section as land that is devoted primarily to agricultural use, as defined by rule; (c) the land is owned by the person who owns the quarter of a quarter section; (d) the land is so covered with trees or woody vegetation, or so highly erodible because the land is steep, shallow, or consisting of coarse soil or low organic matter, or so rocky, that it is impracticable to use the land for pasture land or for growing crops; (e) the land is not eligible for the managed forest land program; and (f) the land has not been leased or rented for nonagricultural purposes in the year before the year of the assessment. Provide that if the land meeting the above conditions comprises 25% or less of the quarter of a quarter section, the land shall be valued on a per acre basis, equal to the average of the value of an acre of pasture land and the value of an acre of swampland or wasteland, rounded to the nearest whole number. Provide that if the land meeting the above conditions comprises more than 25% of the quarter of a quarter section, the land shall be valued at the full value which could ordinarily be obtained by selling the property. Specify that the provision would first apply to property tax assessments as of January 1, 2002.

---

**Note:**

The motion would expand the definition of agricultural land and thereby extend use value assessment to certain wooded land or unproductive land that is within the same quarter of a quarter section (40 acres) as land that meets the current definition of agricultural land. It is uncertain how many acres of land would meet the proposed definition. However, by comparing data from the Wisconsin Agricultural Statistics Service to data compiled from the property tax system, there are 3.2 million acres on farms that are not included under the agricultural and other property classes.

The entire 3.2 million acres would not be affected because some of the acres would not meet the conditions included in the motion. For purposes of this analysis, the number of affected acres is assumed to range from 1.3 million acres (40% of the residual acres) to 1.9 million acres (60% of the residual acres). If so, the statewide reduction in the property tax base would range from \$495 million to \$743 million, and the estimated decrease in net taxes on that property would range from \$8.8 million to \$13.1 million. The taxes on the affected property would be shifted to other property. As a result, the taxes on a median-valued home would increase by \$4 to \$6. State forestry taxes would drop by \$99,000 to \$148,600 per year, beginning in 2002-03.

[Change to Base: -\$99,000 to -\$148,600 SEG-REV]

| MO#       |   |   |   |
|-----------|---|---|---|
| BURKE     | Y | N | A |
| DECKER    | Y | N | A |
| MOORE     | Y | N | A |
| SHIBILSKI | Y | N | A |
| PLACHE    | Y | N | A |
| WIRCH     | Y | N | A |
| DARLING   | Y | N | A |
| WELCH     | Y | N | A |
| GARD      | Y | N | A |
| KAUFERT   | Y | N | A |
| ALBERS    | Y | N | A |
| DUFF      | Y | N | A |
| WARD      | Y | N | A |
| HUEBSCH   | Y | N | A |
| HUBER     | Y | N | A |
| COGGS     | Y | N | A |

AYE 5 NO 11 ABS

SHARED REVENUE AND TAX RELIEF -- PROPERTY TAXATION

Definition of Agricultural Land and Other Property

Motion:

Move to modify the definition of agricultural land to include all land, exclusive of buildings and improvements, that is devoted primarily to an agricultural use, as defined by rule, and is located on a farm where the owner or operator has filed a form, as required below. Define a farm as any establishment engaged in crop production or animal production, as set forth in the North American Industry Classification System, 1997 edition, from which \$6,000 or more of agricultural products were sold or would normally be sold during the year. Specify that a farm may include leased land, if that land is devoted primarily to an agricultural use.

Provide that the form, specified above, include a description of all land owned or leased that is part of the farm and a statement whereby the owner or lessee certifies that \$6,000 or more of agricultural products were sold during the preceding year or are likely to be sold in the current year. Specify that the amount of agricultural products sold is to be measured on a per farm basis, regardless of the number of municipalities where the land is located. Require the form to be filed by the property owner or lessee with the assessor where the property is located, on or before March 1, beginning in 2002. Specify that owners or lessees are not required to file forms in subsequent years unless additional agricultural land is acquired or leased. Require owners or lessees of property classified as agricultural land to notify the clerk of the municipality where the property is located if the property no longer meets the definition of agricultural land. Provide that if owners or lessees of agricultural land fail to notify the clerk of property that no longer meets the definition of agricultural land, the difference between that property's value as agricultural land and its value in another class shall be treated as omitted property and the penalty for converting agricultural land shall be imposed from the date that the property no longer met the definition of agricultural land. Exempt property that is reclassified for the 2002 assessment year as a result of the change in the definition of agricultural land from the penalty for converting agricultural land to another use.

Provide that "Other" property be defined as agricultural buildings and improvements and the land necessary for their location and convenience. Authorize the Department of Revenue to promulgate rules regarding these provisions and require the Department to prescribe the form on which owners and operators report the land included on their farm and the amount of agricultural products sold.

Provide that these provisions first apply to property assessed as of January 1, 2002.

PROPOSAL TO RECLASSIFY AGRICULTURAL LAND

Note:

Under current law, agricultural land is defined as land, exclusive of buildings and improvements, that is devoted primarily to an agricultural use, as defined by rule. This motion would modify the definitions of "agricultural land" and "other" property. The definition for other property is identical to that specified by DOR in its Property Assessment Manual. The definition for agricultural land is based on definitions employed under the North American Industrial Classification System and by the U.S. Department of Agriculture. The proposal would require agricultural land to be located on farms and would impose a reporting requirement whereby farm operators would be required to identify the land included in the farm and to certify that \$6,000 or more of agricultural products were sold in the preceding year or are likely to be sold in the current year. This provision would allow assessors to group multiple parcels together by farm operation for purposes of applying the requirement pertaining to the amount of agricultural products sold. It would also allow assessors to track changes in the parcels included in each farm. The size of a farm may change from year to year because farmers lease land for their operation.

The motion would cause some land to be reclassified from agricultural to another class. The proposal would exempt that land from the penalty for land converted from an agricultural use. Agricultural land that is reclassified would be almost certain to have a higher value after its reclassification. As a result, the taxes on that property would be higher, as property taxes are shifted from other property to the reclassified property. Also, state forestry tax collections would increase by an unknown amount.

[Change to Base: Unknown]

## SHARED REVENUE AND TAX RELIEF -- PROPERTY TAXATION

## Penalty for Agricultural Land Converted to Other Uses

## Motion:

Move to modify the current law provisions relating to the penalty on agricultural land that is converted to other uses as follows: (a) delete the requirement that municipalities administer the penalty and, instead, require the county where the land is located to administer the penalty; (b) provide that a uniform penalty be extended within each county on a per acre basis; (c) require DOR to annually determine the penalty within each county as an amount equal to the difference between the Department's estimate of the average, per acre fair market value of agricultural land sold in the county in the previous year and the average, per acre equalized value of agricultural land in the county in the previous year, multiplied by 5% if the conversion is of more than 30 acres, 7.5% if the conversion is of 10 to 30 acres or 10% if the conversion is of less than 10 acres; (d) specify that the penalty be waived if the amount calculated under (c) is less than \$25 per acre; and (e) replace the provision that requires the penalty to be shared with overlying taxing jurisdictions and, instead, specify that the county retain 50% of the penalty and disburse the remainder of the penalty to the municipality where the property is located. Require the municipality to share 50% of its proceeds from the penalty with an adjoining municipality, if the municipality where the property is located has annexed the property subject to the penalty from the adjoining municipality in either of the two preceding years. Require DOR to calculate the fair market value of agricultural land from sales of agricultural property of 38 acres or more where the buyer intends to continue the property's agricultural use.

Require the county treasurer to impose the penalty if the treasurer of the county where the property is located determines that the property has been converted to another use. Provide that agricultural land has been converted to another use if the property is used in a way where it would not be classified as agricultural land for property tax purposes. Permit the county treasurer to defer the penalty if the owner of the property can demonstrate that the property will be employed in agricultural use for purposes of property taxation in the succeeding year. Require the treasurer to waive the penalty if the property is classified as agricultural property in the succeeding year. Provide that if the county treasurer has granted a deferral and the property is not classified as agricultural property in the succeeding year, interest on the penalty shall be imposed at a rate of 1% per month, or a fraction of a month, from the date that the deferral was granted until the penalty is paid. Provide that penalties are payable within 30 days of when they are imposed and that amounts not paid shall be considered delinquent, shall bear interest at the rate of 1% per month, or fraction of a month, and shall be collected as a special charge under current law provisions. Modify the current law provision requiring sellers to notify buyers when land has been assessed as agricultural

land to also require sellers to provide notice if the land is subject to a penalty or if a penalty has been deferred. Require the register of deeds to inform the county treasurer of sales of agricultural property. Specify that these provisions first apply to penalties imposed beginning on January 1, 2002.

---

**Note:**

Under current law, a penalty is assessed against the owner of agricultural land that is converted to another use. The penalty equals the difference between the property taxes that would have been levied on the land if it had been assessed at its fair market value and the property taxes that were actually levied on the property for the last two years that the property qualified for use value assessment. The municipality where the property is located is responsible for collecting the penalty, and the proceeds are shared with the overlying taxing jurisdictions in proportion to the taxes that they levied on the land during the two years covered by the penalty. Owners of agricultural land that is sold are required to notify the buyers that the land is assessed under use value provisions.

# SHARED REVENUE AND TAX RELIEF

## Property Taxation

### LFB Summary Items for Which No Issue Paper Has Been Prepared

| <u>Item #</u> | <u>Title</u>   |
|---------------|--|
| 1             | Taxation of Property of Public Utility Holding Companies                     |
| 2             | Property Tax Exemption for Treatment Plant and Pollution Abatement Equipment |
| 5             | Objections to Manufacturing Assessments                                      |
| 6             | Classification of Manufacturing Property                                     |
| 7             | Manufacturing Report Forms   |
| 8             | Correcting Assessment Roll Errors  |

### LFB Summary Items for Introduction as Separate Legislation

| <u>Item #</u> | <u>Title</u>  | <u>MO#</u> |   |     |  |
|---------------|---|------------|---|-----|--|
| 3             | Property Tax Exemption for Regional Planning Commissions      |            |   |     |  |
| 4             | Payment of Refunds on Manufacturing Property                  |            |   |     |  |
| 9             | Special Charges for Municipal Services that are Available     |            |   |     |  |
| 10            | Assignment of Tax Deeds on Brownfield Property                |            |   |     |  |
| 11            | Sale of Tax Delinquent Brownfield Properties                  |            |   |     |  |
| 12            | Environmental Remediation Tax Incremental Financing District: |            |   |     |  |
|               | BURKE   | (Y)        | N | A   |  |
|               | DECKER  | (Y)        | N | A   |  |
|               | MOORE   | (Y)        | N | (A) |  |
|               | SHIBILSKI   | (Y)        | N | A   |  |
|               | PLACHE  | (Y)        | N | A   |  |
|               | WIRCH   | (Y)        | N | A   |  |
|               | DARLING   | (Y)        | N | A   |  |
|               | WELCH   | (Y)        | N | A   |  |
|               | GARD  | (Y)        | N | A   |  |
|               | KAUFERT   | (Y)        | N | A   |  |
|               | ALBERS  | (Y)        | N | A   |  |
|               | DUFF  | (Y)        | N | A   |  |
|               | WARD  | (Y)        | N | A   |  |
|               | HUEBSCH   | (Y)        | N | A   |  |
|               | HUBER   | (Y)        | N | A   |  |
|               | COGGS   | (Y)        | N | A   |  |

AYE 15 NO 0 ABS 0

Declar - use value motions (2)  
not fractional assessment  
just practices + definition

- Marshfield Clinic  
~~YWCA~~

Bank motion - clarify tax exemption  
for UW foundation  
YWCA - YWCA