

2003 DRAFTING REQUEST

Senate Amendment (SA-AB323)

Received: **11/17/2003**

Received By: **jkreye**

Wanted: **Soon**

Identical to LRB:

For: **Donald Friske (608) 266-7694**

By/Representing: **tim**

This file may be shown to any legislator: **NO**

Drafter: **jkreye**

May Contact:

Addl. Drafters: **mglass**

Subject: **Environment - miscellaneous**

Extra Copies: **MGG**

Submit via email: **YES**

Requester's email: **Rep.Friske@legis.state.wi.us**

Carbon copy (CC:) to: **joseph.kreye@legis.state.wi.us**

Pre Topic:

No specific pre topic given

Topic:

Technical correction: delayed effective date

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	jkreye 11/17/2003	wjackson 11/18/2003		_____			
/1			jfrantze 11/18/2003	_____	Inorthro 11/18/2003	Inorthro 11/18/2003	

FE Sent For:

<END>

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/?	jkreye	1 WLj 11/18	10 11/18	JR 11/18			

FE Sent For:

<END>

Rep Friske
Kite, Robin

From: Gary, Tim
Sent: Friday, November 14, 2003 2:39 PM
To: Sen. Welch; Rep. Gard
Cc: Ferris, Amy; Schoenfeldt, Jeff; Kite, Robin; Hotynski, Rebecca
Subject: AB 323
Importance: High

To: Senator Bob Welch
Cc: Speaker John Gard
From: Representative Donald Friske
Re: Necessary amendment to AB 323

Today I received a phone call from Rebecca Hotynski regarding AB 323. She informed me that AA 1 to ASA 2 to AB 323 (distributing 80% of closed acreage fees to towns and 20% to counties of origin) accidentally eliminated the necessary delayed effective date to prevent a negative balance in the forestry account of the conservation fund.

What does this mean? In order to rebalance the Forestry Account, AB 323 must be amended to re-implement the delayed effective date. This will have to be adopted by the Senate and messaged back to the Assembly for concurrence.

Representative Donald Friske

2003

Date (time) needed

By ated

LRBa 1833, 1

AMENDMENT

11-19-03

JK&M66: Wlj:

See form AMENDMENTS — COMPONENTS & ITEMS.

S A AMENDMENT

D-N
✓

~~TO S A AMENDMENT (LRBa 1)~~

~~TO S A SUBSTITUTE AMENDMENT (LRBs 1)~~

TO 2003 SB SJR SR (AB) AJR AR 323 (LRB- 1)

At the locations indicated, amend the bill as shown by assembly substitute amendment 2 as follows:
(fill ONLY if "engrossed ..." or "as shown by")

✓ #. Page 19, line 22: delete that line, as affected by assembly amendment 1, and substitute: INSERT B ✓

✓ #. Page 21, line 2: after that line insert: (2) The amendment of section 77.89(2)(b) of the statute takes effect on July 1, 2005. ✓

EFF DATE No ②

#. Page, line

#. Page, line

#. Page, line

(end)

#. Page 19, line 13: delete lines 13 to 15, as affected by assembly amendment 1, and substitute: INSERT A ✓

1 77.89 (1) PAYMENT TO MUNICIPALITIES. By June 30 of each year, the department,
 2 from the appropriation under s. 20.370 (5) (bv), shall pay 50% of each payment
 3 received under ~~s. ss. 77.84 (3) (b), and 77.87 (3) or~~ and 50% of each withdrawal tax
 4 payment received under s. 77.88 (7) to the treasurer of the municipality in which is
 5 located the land to which the payment applies.

6 SECTION 62. 77.89 (1) of the statutes, as affected by 2003 Wisconsin Act (this
 7 act), is amended to read:

8 77.89 (1) PAYMENT TO MUNICIPALITIES. By June 30 of each year, the department,
 9 from the appropriation under s. 20.370 (5) (bv), shall pay 50% 100 percent of each
 10 payment received under ss. 77.84 (3) (b) and 77.87 (3) and 50% 100 percent of each
 11 withdrawal tax payment received under s. 77.88 (7) to the treasurer of the
 12 municipality in which is located the land to which the payment applies.

13 ~~SECTION 63.~~ SECTION 63. 77.89 (2) of the statutes is renumbered 77.89 (2) (a) and amended
 14 to read:

15 77.89 (2) (a) Each municipal treasurer shall pay 20% of each payment received
 16 under sub. (1) ~~or s. and under ss. 77.84 (2) (a) or and (am), 77.85, and 77.876~~ to the
 17 county treasurer and shall deposit the remainder in the municipal treasury. The
 18 payment to the county treasurer for money received before November 1 of any year
 19 shall be made on or before the November 15 after its receipt. For money received on
 20 or after November 1 of any year, the payment to the county treasurer shall be made
 21 on or before November 15 of the following year.

22 SECTION 64. 77.89 (2) (b) of the statutes, as affected by 2003 Wisconsin Act
 23 (this act), is amended to read:

24 77.89 (2) (b) The municipal treasurer shall pay all amounts received under s.
 25 77.84 (2) (b) and (bm) to the county treasurer, as provided under ss. 74.25 and 74.30.


INSERT
A

INSERT
B

✓

1 The county treasurer shall, by June 30 of each year, pay all amounts received under
2 this paragraph to the department. All amounts received by the department shall be
3 credited to the conservation fund and shall be reserved for land acquisition and
4 resource management activities.

5 SECTION 65. 77.89 (3) of the statutes is renumbered 77.89 (2) (b) and amended
6 to read:

7 77.89 (2) (b) The municipal treasurer shall pay all amounts received under s.
8 77.84 (2) (b) and (bm) to the county treasurer, as provided under ss. 74.25 and 74.30.
9 The county treasurer shall, by June 30 of each year, pay all amounts received under
10 this ~~subsection~~ paragraph to the department. All amounts received by the
11 department shall be credited to the conservation fund and shall be reserved for land
12 acquisition and resource management activities. 

13 ~~SECTION 66. Initial applicability.~~

14 (1) The treatment of section 77.82 (3) (c) (intro.) of the statutes first applies to
15 management plans that are started on the effective date of this subsection.

16 (2) The treatment of section 77.82 (2m) (a) and (e) and (12) of the statutes, the
17 renumbering and amendment of section 77.82 (7) (c) of the statutes, the amendment
18 of section 77.82 (2m) (b) of the statutes, and the creation of section 77.82 (7) (c) 2. of
19 the statutes first applies to applications that are received by the department of
20 natural resources on the effective date of this subsection.

21 (3) The treatment of section 77.83 (1) (a) 1. of the statutes first applies to an
22 owner of land that is designated as managed forest land in an order that takes effect
23 on the effective date of this subsection.

24 ~~SECTION 67. Effective dates.~~ This act takes effect on the day after publication,
25 except as follows:

1833/1 du

JK & M66:Wlj

Representative Eriske :

¶ This amendment addresses the concern raised by Rebecca Holynski and restores the material deleted by assembly amendment 1 related to s. 77.89(2)(b) and its delayed effective date.

JK

M66

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

LRBa1833/1dn
JK&MGG:wlj:jf

November 18, 2003

Representative Friske:

This amendment addresses the concern raised by Rebecca Hotynski and restores the material deleted by assembly amendment 1 related to s. 77.89 (2) (b) and its delayed effective date.

Joseph T. Kreye
Legislative Attorney
Phone: (608) 266-2263
E-mail: joseph.kreye@legis.state.wi.us

Mary Gibson-Glass
Senior Legislative Attorney
Phone: (608) 267-3215

Today

ccc
a1833/1

S. A. 1

to AB-323

In enrolling, the following
correction was made:

#. Page 1, line 9: delete lines
9 and 10 and substitute:

Item (B)
"2. Page 19, line 22: on page 2 of assembly
amendment 1 to assembly substitute
amendment 2, delete line 10
and substitute:".

KMG:

**SENATE AMENDMENT 1,
TO 2003 ASSEMBLY BILL 323**

January 14, 2004 - Offered by COMMITTEE ON AGRICULTURE, FINANCIAL INSTITUTIONS
AND INSURANCE.

1 At the locations indicated, amend the bill, as shown by assembly substitute
2 amendment 2, as follows:

3 1. Page 19, line 13: delete lines 13 to 15, as affected by assembly amendment
4 1, and substitute:

5 SECTION 63. 77.89 (2) of the statutes is renumbered 77.89 (2) (a) and amended
6 to read:

7 77.89 (2) (a) Each municipal treasurer shall pay 20% of each payment
8 received

19-13

on page 2 of

(to assembly substitute amendment 2

9 2. Page 19, line 22: delete that line, as affected by assembly amendment 1, and
10 substitute:

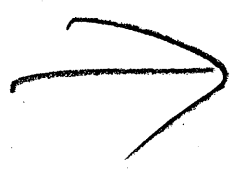
ccc
10

delete line 10

11 SECTION 64. 77.89 (2) (b) of the statutes, as affected by 2003 Wisconsin Act

12 (this act), is amended to read:

19-22





State of Wisconsin
2003-2004 LEGISLATURE

CORRECTIONS IN:

**SENATE AMENDMENT 1,
TO 2003 ASSEMBLY BILL 323**

Prepared by the Legislative Reference Bureau
(February 6, 2004)

In enrolling, the following correction was made:

1. Page 1, line 9: delete lines 9 and 10 and substitute:
- “2. Page 19, line 22: on page 2 of assembly amendment 1 to assembly substitute amendment 2, delete line 10 and substitute:”.