LRBs0291

2003 DRAFTING REQUEST

Assembly Substitute Amendment (ASA-AB650)

Received: **01/07/2004**

Received By: **jkreye**

Wanted: **Today**

Identical to LRB:

For: **Steve Kestell (608) 266-8530**

By/Representing: **bill ford**

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

Drafter: **jkreye**

May Contact:

Addl. Drafters:

Subject: **Tax - property**

Extra Copies:

Submit via email: **YES**

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

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

Pre Topic:

No specific pre topic given

Topic:

Agricultural forest land

Instructions:

See Attached

Drafting History:

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/?	jkreye 01/07/2004	csicilia 01/07/2004		_____ _____			
/1	jkreye 01/13/2004	csicilia 01/13/2004	pgreensl 01/07/2004	_____ _____	lemery 01/07/2004	lemery 01/07/2004	

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Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/2	jkreye 01/20/2004	csicilia 01/20/2004	pgreensl 01/13/2004	_____ _____	mbarman 01/13/2004	mbarman 01/13/2004	
/3	jkreye 01/20/2004	csicilia 01/20/2004	jfrantze 01/20/2004	_____ _____	mbarman 01/20/2004	mbarman 01/20/2004	
/4			jfrantze 01/20/2004	_____ _____	sbasford 01/20/2004	sbasford 01/20/2004	

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/3			jfrantze 01/20/2004	_____ _____	mbarman 01/20/2004	mbarman 01/20/2004	

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/2 cjs 1/13 04 1/13 p8

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/?	jkreye	/1 egis	1/7 04	1/7 PG	1/7 PG MB		

FE Sent For:

<END>

Kreye, Joseph

From: Ford, William
Sent: Wednesday, January 07, 2004 11:23 AM
To: Kreye, Joseph; Lehman, Michael; Kestell, Steve; Wood, Wayne; Helgerson, Jason; Gates-Hendrix, Sherrie; Wedepohl, Richard E; 'pzimmerman@wfbf.com'; 'Rcliff@wfbf.com'

To: Joe Kreye

From: William Ford

Re: Substitute Amendment to Assembly Bill 650

Please draft a substitute amendment to 2003 Assembly Bill 650 for Rep. Kestell that reads as follows:

"Agricultural forest land" means land that is:

1. Producing or is capable of producing commercial forest products and is located on a parcel that contains land that is classified as agricultural land in the property tax assessment on January 1st, 2004; or

2. Producing or is capable of producing commercial forest products and is located on a parcel at least 50 percent of which, by acreage, was converted to land classified as agricultural land in the property tax assessment on January 1st, 2005, or thereafter.

Rep. Lehman would like to have the substitute amendment ready for the Assembly Ways and Means Committee to take executive action on as soon as possible. Please contact me (266 -- 0680) with any questions or comments. Thank you, Joe.

2003 ASSEMBLY BILL 650

November 10, 2003 – Introduced by Representatives KESTELL, GRONEMUS, M. LEHMAN, OTT, GIELOW, WARD, TOWNS, HINES, BIES, PETROWSKI, SUDER and MUSSER, cosponsored by Senators HARSDORF and WELCH. Referred to Committee on Ways and Means.

AN ACT *to amend* 70.32 (2) (c) 1d. of the statutes; **relating to:** the definition of agricultural forest land for property tax purposes.

Analysis by the Legislative Reference Bureau

Under current law, for property tax purposes, agricultural forest land is land that is producing or is capable of producing commercial forest products and is contiguous to a parcel that has been classified in whole as agricultural land for property tax purposes, if the contiguous parcel is owned by the same person that owns the agricultural forest land.

Under this bill, agricultural forest land is land that is producing or is capable of producing commercial forest products and is either located on a parcel that contains land that is classified as agricultural land or is located on a parcel that is contiguous to a parcel that has been classified in whole as agricultural land or as agricultural land and other, if the contiguous parcel is owned by the same person that owns the agricultural forest land. Under current law, land classified as "other" includes any residence for a farm operator's spouse, children, parents, or grandparents.

For further information see the ***state and local*** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 70.32 (2) (c) 1d. of the statutes, as created by 2003 Wisconsin Act
2 33, is amended to read:

3 70.32 **(2)** (c) 1d. "Agricultural forest land" means land that is producing or is
4 capable of producing commercial forest products and is either located on a parcel that
5 contains land that is classified as agricultural land under this subsection or is located
6 on a parcel that is contiguous to a parcel that has been classified in whole as
7 agricultural land under this subsection or has been classified as agricultural land
8 and other under this subsection, if the contiguous parcel is owned by the same person
9 that owns the land that is producing or is capable of producing commercial forest
10 products. In this subdivision, "contiguous" includes separated only by a road.

11 **SECTION 2. Initial applicability.**

12 (1) This act first applies to the property tax assessments as of January 1, 2004.

13 **(END)**

INSERT 2-3

~~Section #. 70.32 (2) (c) 1d. of the statutes, as created by 2003 Wisconsin Act 33, is amended to read:~~

contains land that is

70.32 **(2)** (c) 1d. "Agricultural forest land" means land that is producing or is capable of producing commercial forest products and is ~~contiguous to~~ located either on a parcel that ~~has been~~ classified ~~in whole~~ as agricultural land ~~under this subsection, if the contiguous parcel is owned by the same person that owns the land that is producing or is capable of producing commercial forest products. In this subdivision, "contiguous" includes separated only by a road.~~

History: 1973 c. 90; 1977 c. 29, 418; 1979 c. 34; 1981 c. 20, 390; 1983 a. 36; 1983 a. 275 s. 15 (8); 1983 a. 410; 1985 a. 54, 153; 1991 a. 39, 316; 1993 a. 337; 1995 a. 27, 201, 227; 1999 a. 9; 2001 a. 109; 2003 a. 33.

in the property tax assessment on January 1, 2004, or is located on a parcel at least 50 percent of which, by acreage, was converted to land classified as agricultural land in the property tax assessment on January 1, 2005, or thereafter

Kreye, Joseph

From: Kestell, Steve
Sent: Tuesday, January 13, 2004 10:40 AM
To: Kreye, Joseph
Subject: FW: AB 650 Sub

-----Original Message-----
From: Ford, William
Sent: Thursday, January 08, 2004 1:23 PM
To: Kestell, Steve; 'pzimmerman.fbcenter@wfbf.com'
Subject:

To: Representative Kestell and Paul Zimmerman
From: William Ford

Re: Draft Instructions for Revision to the Substitute Amendment to Assembly Bill 650

Please let me know if the following instructions to the Legislative Reference Bureau for what you want .

Please revise the substitute amendment to 2003 Assembly Bill 650 for Rep. Kestell so that it reads as follows (except do not use the subparagraphs unless you think it improves the substitute amendment):

"Agricultural forest land" means land that is producing or is capable of producing commercial forest products and is:

1. Contiguous to a parcel that has been classified in whole as agricultural land under this subsection, if the contiguous personal is owned by the same person that owns the land that is producing or is capable of producing commercial forest products. In this subdivision, "contiguous" includes separated only by a road

2. Located on a parcel that contains land classified as agricultural land in the property tax assessment on January 1, 2004 and on January 1 of the year of assessment.; or

3. Located on a parcel at least 50 percent of which, by acreage, was converted to land classified as agricultural land in the property tax assessment on January 1, 2005, or thereafter.

. Please contact me (266 -- 0680) with any questions or comments. .

2003 - 2004 LEGISLATURE

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ASSEMBLY SUBSTITUTE AMENDMENT ,

TO 2003 ASSEMBLY BILL 650

NOW

1-13-04

AN ACT *to amend* 70.32 (2) (c) 1d. of the statutes; **relating to:** the definition of agricultural forest land for property tax purposes.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 70.32 (2) (c) 1d. of the statutes, as created by 2003 Wisconsin Act 33, is amended to read:

70.32 **(2)** (c) 1d. "Agricultural forest land" means land that is producing or is capable of producing commercial forest products and is ~~contiguous to~~ located either on a parcel that ~~has been~~ contains land that is classified ~~in whole~~ as agricultural land ~~under this subsection, if the contiguous parcel is owned by the same person that owns the land that is producing or is capable of producing commercial forest products. In this subdivision, "contiguous" includes separated only by a road~~ in the property tax assessment on January 1, 2004, or is located on a parcel at least 50 percent of which,

1 by acreage, was converted to land classified as agricultural land in the property tax
2 assessment on January 1, 2005, or thereafter.

3 **SECTION 2. Initial applicability.**

4 (1) This act first applies to the property tax assessments as of January 1, 2004.

5 **(END)**

INSERT 2-2

Insert 2-2

SECTION 1. 70.32 (2) (c) 1d. of the statutes, as created by 2003 Wisconsin Act 33, is amended to read: renumbered 70.32(2)(c)1d. (intro.) and

70.32 **(2)** (c) 1d. (intro.) "Agricultural forest land" means land that is producing or is capable of producing commercial forest products ~~and is~~, if the land satisfies any of the following conditions:

a. It is contiguous to a parcel that has been classified in whole as agricultural land under this subsection, if the contiguous parcel is owned by the same person that owns the land that is producing or is capable of producing commercial forest products. In this subdivision, "contiguous" includes separated only by a road.

History: 1973 c. 90; 1977 c. 29, 418; 1979 c. 34; 1981 c. 20, 390; 1983 a. 36; 1983 a. 275 s. 15 (8); 1983 a. 410; 1985 a. 54, 153; 1991 a. 39, 316; 1993 a. 337; 1995 a. 27, 201, 227; 1999 a. 9; 2001 a. 109; 2003 a. 33.

SECTION 2. 70.32 (2) (c) 1d. b. of the statutes is created to read:

70.32 **(2)** (c) 1d. b. It is located on a parcel that contains land that is classified as agricultural land in the property tax assessment on January 1, 2004, and on January 1 of the year of assessment.

SECTION 3. 70.32 (2) (c) 1d. c. of the statutes is created to read:

70.32 **(2)** (c) 1d. c. It is located on a parcel at least 50 percent of which, by acreage, was converted to land that is classified as agricultural land in the property tax assessment on January 1, 2005, or thereafter.

End of Insert 2-2

State of Wisconsin
2003 - 2004 LEGISLATURE

LRBs0291/2
JK:cjs:pg

ASSEMBLY SUBSTITUTE AMENDMENT ,

TO 2003 ASSEMBLY BILL 650

Today, please

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AN ACT ***to renumber and amend*** 70.32 (2) (c) 1d.; and ***to create*** 70.32 (2) (c) 1d. b. and 70.32 (2) (c) 1d. c. of the statutes; **relating to:** the definition of agricultural forest land for property tax purposes.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

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a. It is contiguous to a parcel that has been classified in whole as agricultural land under this subsection, if the contiguous parcel is owned by the same person that owns the land that is producing or is capable of producing commercial forest products. In this subdivision, "contiguous" includes separated only by a road.

1 **SECTION 2.** 70.32 (2) (c) 1d. b. of the statutes is created to read:

2 70.32 **(2)** (c) 1d. b. It is located on a parcel that contains land that is classified
3 as agricultural land in the property tax assessment on January 1, ~~2004~~ 2005, and on
4 January 1 of the year of assessment.

5 **SECTION 3.** 70.32 (2) (c) 1d. c. of the statutes is created to read:

6 70.32 **(2)** (c) 1d. c. It is located on a parcel at least 50 percent of which, by
7 acreage, was converted to land that is classified as agricultural land in the property
8 tax assessment on January 1, 2005, or thereafter.

9 **SECTION 4. Initial applicability.**

10 (1) This act first applies to the property tax assessments as of January 1, ~~2004~~ 2005.
11

(END)

State of Wisconsin
2003 - 2004 LEGISLATURE

LRBs0291/~~3~~ 4
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ASSEMBLY SUBSTITUTE AMENDMENT ,

TO 2003 ASSEMBLY BILL 650

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