

## 2003 ASSEMBLY BILL 13

AN ACT *to amend* 26.22, 28.11 (3) (k) and 28.11 (6) (a); and *to create* 28.11 (6) (c) of the statutes; **relating to:** sales of damaged timber by the department of natural resources and by counties from county forest lands.

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*Analysis by the Legislative Reference Bureau*

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

1           **SECTION 1.** 26.22 of the statutes is amended to read:

2           **26.22 Sales, etc.** The department may sell any timber on ~~the state park or~~  
3 ~~state forest lands~~ land under the department's jurisdiction which has been damaged  
4 by fire, snow, hail, ice, insects, disease, or wind, on such terms and in such manner  
5 as ~~it shall deem~~ the department determines is in the best ~~for the~~ interest of the state.

6           **SECTION 2.** 28.11 (3) (k) of the statutes is amended to read:

7           28.11 **(3)** (k) Establish energy conservation projects which permit individual  
8 members of the public to remove up to 10 standard cords of wood without charge from

**ASSEMBLY BILL 13****SECTION 2**

1 county forest lands for individual home heating purposes. The county board shall  
2 limit removal of wood for energy conservation projects to wood that is unsuitable for  
3 commercial sale. The county board may require a permit to remove wood for energy  
4 conservation projects and may charge a fee for the permit to administer projects  
5 established under this paragraph. A county board shall restrict participation in  
6 projects established under this paragraph to residents, as defined under s. 29.001  
7 (69), but may not restrict participation to residents of the county. No timber sale  
8 contract is required for wood removed under this paragraph.

9 **SECTION 3.** 28.11 (6) (a) of the statutes is amended to read:

10 28.11 **(6)** (a) *Limitations.* The county forestry committee is authorized to sell  
11 merchantable timber designated in timber sale contracts and products removed in  
12 cultural or salvage cuttings. ~~No timber sale contract is required for wood removed~~  
13 ~~under sub. (3) (k).~~ All timber sales shall be based on tree scale or on the scale,  
14 measure or count of the cut products; the Scribner Decimal C log rule shall be used  
15 in log scaling. All cuttings shall be limited to trees marked or designated for cutting  
16 by qualified personnel recognized as such by the department.

17 **SECTION 4.** 28.11 (6) (c) of the statutes is created to read:

18 28.11 **(6)** (c) *Exception.* Paragraph (b) 1. does not apply to any sale of timber  
19 that has been damaged by fire, snow, hail, ice, insects, disease, or wind. Timber  
20 damaged in that manner that is located in a county forest may be sold by the county  
21 forestry committee for that county on such terms and in such manner as the  
22 committee determines is in the best interest of the county.

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**(END)**