

BILL HISTORY FOR ASSEMBLY BILL 13 (LRB -0250)

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. (FE)

2003

- 01-30. A. Introduced by Representatives Friske, Ainsworth, Seratti, M. Williams, Gard, Owens, Vrakas, D. Meyer, Gunderson, Pettis, Loeffelholz, Bies, Musser, Jeskewitz, Hahn, Kestell, Ladwig, Krawczyk, Hines, Van Roy, McCormick, LeMahieu, Olsen, Petrowski and Gronemus; cosponsored by Senators Kedzie, Breske, Welch and Risser.
- 01-30. A. Read first time and referred to committee on Forestry 37
- 02-11. A. Fiscal estimate received.
- 02-11. A. Public hearing held.
- 03-10. A. Assembly amendment 1 offered by Representative Friske (LRB a0204) 97
- 04-28. A. Executive action taken.
- 05-13. A. Report Assembly Amendment 1 adoption recommended by committee on Forestry, Ayes 5, Noes 0 205
- 05-13. A. Report passage as amended recommended by committee on Forestry, Ayes 5, Noes 0 . 205
- 05-13. A. Referred to committee on Rules 205
- 09-18. A. Placed on calendar 9-23-2003 by committee on Rules.
- 09-23. A. Read a second time 370
- 09-23. A. Assembly amendment 1 adopted 370
- 09-23. A. Ordered to a third reading 370
- 09-23. A. Rules suspended 370
- 09-23. A. Read a third time and passed 370
- 09-23. A. Ordered immediately messaged 370
- 09-24. S. Received from Assembly 381
- 09-24. S. Read first time and referred to committee on Environment and Natural Resources 382
- 10-20. S. Public hearing held.
- 10-21. S. Executive action taken.
- 10-21. S. Report concurrence recommended by committee on Environment and Natural Resources, Ayes 5, Noes 0 426
- 10-21. S. Available for scheduling.

2004

- 01-20. S. Placed on calendar 1-21-2004 by committee on Senate Organization.
- 01-21. S. Read a second time.
- 01-21. S. Ordered to a third reading.
- 01-21. S. Rules suspended.
- 01-21. S. Read a third time and concurred in.
- 01-21. S. Ordered immediately messaged.
- 01-22. A. Received from Senate concurred in.

2003
ENROLLED BILL

03en A-B-13

ADOPTED DOCUMENTS:

Orig Engr SubAmdt

03 -0250 1

Amendments to above (if none, write "NONE"): AA 1 (a0204)

Corrections - show date (if none, write "NONE"): none

Topic relay clause

1/23/04
Date

[Signature]
Enrolling/Drafter

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2003 ASSEMBLY BILL 13

January 30, 2003 – Introduced by Representatives FRISKE, AINSWORTH, SERATTI, M. WILLIAMS, GARD, OWENS, VRAKAS, D. MEYER, GUNDERSON, PETTIS, LOEFFELHOLZ, BIES, MUSSER, JESKEWITZ, HAHN, KESTELL, LADWIG, KRAWCZYK, HINES, VAN ROY, MCCORMICK, LEMAHIEU, OLSEN, PETROWSKI and GRONEMUS, cosponsored by Senators KEDZIE, BRESKE, WELCH and RISSER. Referred to Committee on Forestry.

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

Analysis by the Legislative Reference Bureau

Under current law, the Department of Natural Resources (DNR) may sell timber that has been damaged by fire or wind and that is located in a state forest or state park on the terms and in the manner that DNR considers is in the best interest of the state. For sales of nondamaged timber from state forest land, DNR must follow certain advertising and sale procedures. This bill expands this authority to sell damaged timber to cover all lands under DNR's jurisdiction and to include damage caused by snow, hail, or ice.

Under current law, counties have no specific authority to sell damaged timber that is located in county forests. The provisions under current law regarding private or public sales and appraisals that apply to the sale of timber from county forests apply to all timber regardless of whether it is damaged. This bill allows a county to sell timber damaged by fire, snow, hail, ice, or wind on the terms and in the manner that the county forestry committee determines is in the county's best interest.

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:

ASSEMBLY BILL 13

Insects,
disease,

CAA

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, or wind, on such terms and in such manner as it shall deem
5 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
9 county forest lands for individual home heating purposes. The county board shall
10 limit removal of wood for energy conservation projects to wood that is unsuitable for
11 commercial sale. The county board may require a permit to remove wood for energy
12 conservation projects and may charge a fee for the permit to administer projects
13 established under this paragraph. A county board shall restrict participation in
14 projects established under this paragraph to residents, as defined under s. 29.001
15 (69), but may not restrict participation to residents of the county. No timber sale
16 contract is required for wood removed under this paragraph.

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

18 28.11 (6) (a) *Limitations.* The county forestry committee is authorized to sell
19 merchantable timber designated in timber sale contracts and products removed in
20 cultural or salvage cuttings. ~~No timber sale contract is required for wood removed~~
21 ~~under sub. (3) (k).~~ All timber sales shall be based on tree scale or on the scale,
22 measure or count of the cut products; the Scribner Decimal C log rule shall be used
23 in log scaling. All cuttings shall be limited to trees marked or designated for cutting
24 by qualified personnel recognized as such by the department.

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

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1 ~~28.11 (6) (c) Exception. Paragraphs (a) and (b) 1. and 2. do not apply to any sale~~
2 ~~of timber that has been damaged by fire, snow, hail, ice, or wind. Timber damaged~~
3 ~~in that manner that is located in a county forest may be sold by the county forestry~~
4 ~~committee for that county on such terms and in such manner as the committee~~
5 ~~determines is in the best interest of the county.~~

6 (END)

✓
3-1

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**ASSEMBLY AMENDMENT 1,
TO 2003 ASSEMBLY BILL 13**

March 10, 2003 – Offered by Representative FRISKE.

1 At the locations indicated, amend the bill as follows:

2 ✓ 1. Page 2, line 4: after “ice,” insert “insects, disease.”

3 ✓ 2. Page 3, line 1: delete lines 1 and 2 and substitute:

4 “28.11 (6) (c) *Exception*. Paragraph (b) 1. does not apply to any sale of timber
5 that has been damaged by fire, snow, hail, ice, insects, disease, or wind. Timber
6 damaged.”
7

(END)

3-1