



State of Wisconsin
2007 - 2008 LEGISLATURE

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LRB-1406/3 4
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DOA:.....Grinde, BB0276 - Stewardship 2000 program reauthorization
FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

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1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

NATURAL RESOURCES

OTHER NATURAL RESOURCES

Current law authorizes the state to incur public debt by issuing bonds for certain conservation activities under the Warren Knowles-Gaylord Nelson Stewardship 2000 Program (stewardship program), which DNR administers.

Current law grants the state the authority to bond for various conservation purposes under the stewardship program. The state is currently authorized to bond under two of the program's subprograms: the land acquisition subprogram and the property development and local assistance subprogram. Purposes for which bonding under the land acquisition subprogram may be used include land acquisition for habitat and natural areas and land acquisition that preserves or enhances the state's water resources. Bonding under the property development and local acquisition subprogram may generally be used only for nature-based outdoor recreation, as defined in rules promulgated by DNR. Under this subprogram, DNR may award grants or state aid to certain local governmental units, including the Kickapoo Reserve Management Board, and nonprofit conservation organizations to acquire lands or development rights for nature-based, outdoor recreation purposes.

Under current law, the annual limits on bonding are set for each fiscal year, ending in fiscal year 2009-10. The total bonding authority for the stewardship program under current law is \$572,000,000.

The bill increases the total bonding authority by \$1,050,000,000, and extends the stewardship program for another ten years to fiscal year 2019-20 with the annual bonding authority being \$105,000,000 for each of the subsequent ten years. The \$105,000,000 in annual bonding authority for each fiscal year is divided between the two subprograms, with the annual bonding authority for the land acquisition subprogram and the local assistance and property development subprogram being \$79,000,000 and \$26,000,000 respectively.

Within the property development and local assistance subprogram, current law imposes an annual limit of \$8,000,000 in bonding authority for the local assistance component. The bill raises this limit to \$14,000,000.

The bill also establishes a matching grant program under which counties may be awarded 50 percent of their costs to acquire land for nature-based outdoor recreation. "Nature-based outdoor recreation" is defined by DNR rules to include activities such as hunting, fishing, hiking, bicycling, wildlife observation, and camping.

Finally, the bill requires DNR to set aside from the land acquisition program \$14,500,000 in each fiscal year, beginning with fiscal year 2010-11, for matching grants that may be awarded only to nonprofit conservation organizations. Under current law and under the bill, these grants must be used to acquire property or property rights for conservation purposes such as urban green space, habitat areas, and bluff protection. Under current law, the amount of the grant may not exceed 50 percent of the acquisition cost. The bill allows the natural resources board to increase this amount up to 75 percent in certain situations.

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.** 20.866 (2) (ta) of the statutes is amended to read:
2 20.866 (2) (ta) *Natural resources; Warren Knowles-Gaylord Nelson*
3 *stewardship 2000 program.* From the capital improvement fund a sum sufficient for
4 the Warren Knowles-Gaylord Nelson stewardship 2000 program under s. 23.0917.
5 The state may contract public debt in an amount not to exceed ~~\$572,000,000~~
6 \$1,622,000,000 for this program. Except as provided in s. 23.0917 (4g) (b), (4m) (k),
7 (5) and (5m), the amounts obligated, as defined in s. 23.0917 (1) (e), under this
8 paragraph may not exceed \$46,000,000 in fiscal year 2000-01, may not exceed

1 \$46,000,000 in fiscal year 2001-02, and may not exceed \$60,000,000 in each fiscal
2 year beginning with fiscal year 2002-03 and ending with fiscal year 2009-10, and
3 may not exceed \$105,000,000 in each fiscal year beginning with fiscal year 2010-11
4 and ending with fiscal year 2019-20.

5 **SECTION 2.** 23.09 (19) (d) of the statutes is amended to read:

6 23.09 (19) (d) ~~Grants~~ Except as provided in s. 23.096 (2m), grants under this
7 subsection shall be for up to 50% of the acquisition costs of the land or the rights in
8 land for the urban green space. The governmental unit is responsible for the
9 remainder of the acquisition costs.

10 **SECTION 3.** 23.09 (20) (b) of the statutes is amended to read:

11 23.09 (20) (b) ~~State~~ Except as provided in s. 23.096 (2m), state aid under this
12 subsection is limited to no more than 50% of the acquisition costs and the
13 development costs of recreation lands and other outdoor recreation facilities. Costs
14 associated with operation and maintenance of parks and other outdoor recreational
15 facilities established under this subsection are not eligible for state aid.
16 Administrative costs of acquiring lands or land rights are not included in the
17 acquisition costs eligible for state aid under this subsection. Title to lands or rights
18 in lands acquired by a municipality under this subsection shall vest in the
19 municipality, but such land shall not be converted to uses inconsistent with this
20 subsection without prior approval of the state and proceeds from the sale or other
21 disposal of such lands shall be used to promote the objectives of this subsection.

22 **SECTION 4.** 23.09 (20m) (b) of the statutes is amended to read:

23 23.09 (20m) (b) The department shall establish a program to award grants
24 from the appropriation under s. 20.866 (2) (ta) to governmental units and nonprofit
25 conservation organizations to acquire development rights in land for nature-based

1 outdoor recreation. The Except as provided s. 23.096 (2m), the grants shall be limited
2 to no more than 50% of the acquisition costs of the development rights.

3 **SECTION 5.** 23.0917 (3) (a) of the statutes is amended to read:

4 23.0917 (3) (a) Beginning with fiscal year 2000-01 and ending with fiscal year
5 ~~2009-10~~ 2019-20, the department may obligate moneys under the subprogram for
6 land acquisition to acquire land for the purposes specified in s. 23.09 (2) (d) and
7 grants for these purposes under s. 23.096, except as provided under ss. 23.197 (2m),
8 (3m) (b), (7m), and (8) and 23.198 (1) (a).

9 **SECTION 6.** 23.0917 (3) (bm) of the statutes is amended to read:

10 23.0917 (3) (bm) During the period beginning with fiscal year 2001-02 and
11 ending with fiscal year ~~2009-10~~ 2019-20, in obligating money under the subprogram
12 for land acquisition, the department shall set aside not less than a total of \$ 2,000,000
13 that may be obligated only to provide matching funds for grants awarded to the
14 department for the purchase of land or easements under 16 USC 2103c.

15 **SECTION 7.** 23.0917 (3) (br) of the statutes is created to read:

16 23.0917 (3) (br) Beginning with fiscal year 2010-11 and ending with fiscal year
17 2019-20, in obligating moneys under the subprogram for land acquisition, the
18 department shall set aside in each fiscal year not less than \$14,500,000 that may be
19 obligated only to provide for grants awarded to nonprofit conservation organizations
20 under s. 23.096.

21 **SECTION 8.** 23.0917 (3) (dm) 3. of the statutes is created to read:

22 23.0917 (3) (dm) 3. For each fiscal year beginning with 2010-11 and ending
23 with fiscal year 2019-20, \$79,000,000.

24 **SECTION 9.** 23.0917 (4) (a) of the statutes is amended to read:

1 23.0917 (4) (a) Beginning with fiscal year 2000-01 and ending with fiscal year
2 2009-10 2019-20, the department may obligate moneys under the subprogram for
3 property development and local assistance. Moneys obligated under this
4 subprogram may be only used for nature-based outdoor recreation, except as
5 provided under par. (cm).

6 **SECTION 10.** 23.0917 (4) (d) 1. of the statutes is amended to read:

7 23.0917 (4) (d) 1. The department may obligate not more than \$11,500,000 in
8 fiscal year 2000-01 and not more than \$11,500,000 in fiscal year 2001-02 under the
9 subprogram except as provided in sub. (5). For each fiscal year beginning with
10 2002-03 and ending with fiscal year 2009-10, the department may obligate not more
11 than \$15,000,000 under the subprogram except as provided in sub. (5). For each
12 fiscal year beginning with 2010-11 and ending with fiscal year 2019-20, the
13 department may obligate not more than \$26,000,000 under the subprogram except
14 as provided in sub. (5).

15 **SECTION 11.** 23.0917 (4) (d) 2. of the statutes is amended to read:

16 23.0917 (4) (d) 2. The department may obligate not more than \$8,000,000
17 \$14,000,000 in each fiscal year for local assistance.

18 **SECTION 12.** 23.0917 (7) (a) of the statutes is amended to read:

19 23.0917 (7) (a) Except as provided in pars. (b) and (c), for purposes of
20 calculating the acquisition costs for acquisition of land under ss. 23.09 (19), (20) and
21 (20m), 23.092 (4), 23.094 (3g), 23.0953, 23.096, 30.24 (4) and 30.277 from the
22 appropriation under s. 20.866 (2) (ta), the acquisition costs shall equal the sum of the
23 land's current fair market value and other acquisition costs, as determined by rule
24 by the department.

25 **SECTION 13.** 23.0917 (12) of the statutes is amended to read:

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1 23.0917 (12) EXPENDITURES AFTER JUNE 30, ~~2010~~ 2020. If the remaining bonding
2 authority for a subprogram under sub. (3) or (4) on June 30, ~~2010~~ 2020, is an amount
3 greater than zero, the department may expend any portion of this remaining bonding
4 authority for that subprogram in one or more subsequent fiscal years.

5 **SECTION 14.** 23.092 (1) of the statutes is renumbered 23.092 (1m).

6 **SECTION 15.** 23.092 (1b) of the statutes is created to read:

7 23.092 (1b) In this section, "nonprofit conservation organization" has the
8 meaning given in s. 23.0955 (1).

9 **SECTION 16.** 23.092 (2) of the statutes is amended to read:

10 23.092 (2) For each area designated under sub. (1) (1m), the department shall
11 prepare a plan, based upon the specific qualities of the area designated, that is
12 designed to protect, enhance or restore the habitat in the designated area. After
13 preparation of a plan for a designated area, the department shall encourage
14 landowners to use specific management practices that are designed to implement the
15 plan.

16 **SECTION 17.** 23.092 (4) of the statutes is amended to read:

17 23.092 (4) The department may share the costs of implementing land
18 management practices with landowners, or with nonprofit conservation
19 organizations that are qualified to enhance wildlife-based recreation if these
20 organizations have the landowner's permission to implement the practices. The
21 department may share the costs of acquiring easements for habitat areas with
22 landowners or with these nonprofit conservation organizations. If the funding for
23 cost-sharing under this subsection will be expended from the appropriation under
24 s. 20.866 (2) (ta), the amount expended for the cost-sharing may not exceed 50% of

1 the cost of the management practices or of the acquisition costs for the easement
2 except as provided in s. 23.096 (2m).

3 **SECTION 18.** 23.094 (3m) of the statutes is amended to read:

4 23.094 (3m) LIMITS. ~~A Except as provided in s. 23.096 (2m), a grant under sub.~~
5 (3g) may not exceed 50% of the acquisition costs for the land or the easement.

6 **SECTION 19.** 23.0953 of the statutes is created to read:

7 **23.0953 Grants to counties for land acquisition.** (1) In this section,
8 "nature-based outdoor recreation" has the meaning given by the department by rule
9 under s. 23.0917 (4) (f).

10 (2) The department shall establish a program from the appropriation under s.
11 20.866 (2) (ta) to make grants to counties to acquire land for nature-based outdoor
12 recreation. For purposes of s. 23.0917, moneys provided from the appropriation
13 under s. 20.866 (2) (ta) shall be treated as moneys obligated from the subprogram
14 under s. 23.0917 (3).

15 (3) Each county receiving a grant under this section shall provide matching
16 funds that equal at least 50 percent of the acquisition costs.

17 (4) A county unit may not convert the land or the rights in the land acquired
18 using grant moneys awarded under this subsection to a use that is inconsistent with
19 the type of nature-based outdoor recreation for which the grant was awarded
20 without the approval of the natural resources board.

21 **SECTION 20.** 23.096 (2) (b) of the statutes is amended to read:

22 23.096 (2) (b) ~~A Except as provided in sub. (2m), a grant awarded under this~~
23 section may not exceed 50% of the acquisition costs of the property.

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24 **SECTION 21.** 23.096 (2m) of the statutes is created to read:

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1 ~~23.096 (2m) Notwithstanding sub. (2) (b), in each fiscal year beginning with~~
2 ~~fiscal year 2010-11, the department may award grants under this section that equal~~
3 ~~up to 75 percent of the acquisition costs of the property if the natural resources board~~
4 ~~determines that all of the following apply:~~

5 ~~(a) That the property is uniquely valuable in conserving the natural resources~~
6 ~~of the state.~~

7 ~~(b) That delaying or deferring the acquisition until 50 percent of the acquisition~~
8 ~~costs are procured by the nonprofit conservation organization is not reasonably~~
9 ~~possible.~~

10 ~~(c) That sufficient bonding authority remains in the amount set aside under s.~~
11 ~~23.0917 (3) (br) for that fiscal year after awarding grants to nonprofit conservation~~
12 ~~organizations that meet the matching requirement under sub. (2) (b).~~

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13 SECTION 22. 23.1985 of the statutes is amended to read:

14 ~~23.1985 Acquisition of certain public lands. Beginning in fiscal year~~
15 ~~2006-07 and ending in fiscal year 2009-10 2019-20, from the appropriation under~~
16 ~~s. 20.866 (2) (ta), the department shall set aside \$2,000,000 in each fiscal year that~~
17 ~~may be obligated only to acquire land from the board of commissioners of public lands~~
18 ~~under s. 24.59 (1). If the department sets aside, but does not obligate moneys in a~~
19 ~~fiscal year under this section, the department may obligate those nonobligated~~
20 ~~moneys in a subsequent fiscal year under this section in addition to the amounts the~~
21 ~~department is required to set aside for that subsequent fiscal year. For purposes of~~
22 ~~s. 23.0917, moneys provided from the appropriation under s. 20.866 (2) (ta) shall be~~
23 ~~created as moneys obligated under the subprogram under s. 23.0917 (3).~~

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24 SECTION 23. 30.24 (4) of the statutes is amended to read:

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1 23.0917 (4) (a) Beginning with fiscal year 2000-01 and ending with fiscal year
2 2009-10 2019-20, the department may obligate moneys under the subprogram for
3 property development and local assistance. Moneys obligated under this
4 subprogram may be only used for nature-based outdoor recreation, except as
5 provided under par. (cm).

6 *-1406/3.10* SECTION 644. 23.0917 (4) (d) 1. of the statutes is amended to read:

7 23.0917 (4) (d) 1. The department may obligate not more than \$11,500,000 in
8 fiscal year 2000-01 and not more than \$11,500,000 in fiscal year 2001-02 under the
9 subprogram except as provided in sub. (5). For each fiscal year beginning with
10 2002-03 and ending with fiscal year 2009-10, the department may obligate not more
11 than \$15,000,000 under the subprogram except as provided in sub. (5). For each
12 fiscal year beginning with 2010-11 and ending with fiscal year 2019-20, the
13 department may obligate not more than \$26,000,000 under the subprogram except
14 as provided in sub. (5).

15 *-1406/3.11* SECTION 645. 23.0917 (4) (d) 2. of the statutes is amended to read:

16 23.0917 (4) (d) 2. The department may obligate not more than \$8,000,000
17 \$14,000,000 in each fiscal year for local assistance.

18 *-1406/3.12* SECTION 646. 23.0917 (7) (a) of the statutes is amended to read:

19 23.0917 (7) (a) Except as provided in pars. (b) and (c), for purposes of
20 calculating the acquisition costs for acquisition of land under ss. 23.09 (19), (20) and
21 (20m), 23.092 (4), 23.094 (3g), 23.0953, 23.096, 30.24 (4) and 30.277 from the
22 appropriation under s. 20.866 (2) (ta), the acquisition costs shall equal the sum of the
23 land's current fair market value and other acquisition costs, as determined by rule
24 by the department. more than \$14,000,000 in each fiscal
year for local assistance

25 *-1406/3.13* SECTION 647. 23.0917 (12) of the statutes is amended to read:

SECTION# . CR; 23.0917 (4) (d) 2 mo

23.0917 (4) (d) 2 mo Beginning with fiscal year 2010-11 and
ending with fiscal year 2019-20; the department may not obligate
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1 the cost of the management practices or of the acquisition costs for the easement
2 except as provided in s. 23.096 (2m).

3 ***-1406/3.18* SECTION 652.** 23.094 (3m) of the statutes is amended to read:

4 23.094 (3m) LIMITS. A Except as provided in s. 23.096 (2m), a grant under sub.
5 (3g) may not exceed 50% of the acquisition costs for the land or the easement.

6 ***-1406/3.19* SECTION 653.** 23.0953 of the statutes is created to read:

7 **23.0953 Grants to counties for land acquisition.** (1) In this section,
8 "nature-based outdoor recreation" has the meaning given by the department by rule
9 under s. 23.0917 (4) (f).

Beginning with fiscal year 2010-11 and ending with fiscal year 2019-20,

10 (2) ~~The~~ department shall establish a program from the appropriation under s. ~~the~~
11 20.866 (2) (ta) to make grants to counties to acquire land for nature-based outdoor
12 recreation. For purposes of s. 23.0917, moneys provided from the appropriation
13 under s. 20.866 (2) (ta) shall be treated as moneys obligated from the subprogram
14 under s. 23.0917 (3).

15 (3) Each county receiving a grant under this section shall provide matching
16 funds that equal at least 50 percent of the acquisition costs.

17 (4) A county unit may not convert the land or the rights in the land acquired
18 using grant moneys awarded under this subsection to a use that is inconsistent with
19 the type of nature-based outdoor recreation for which the grant was awarded
20 without the approval of the natural resources board.

21 ***-1406/3.20* SECTION 654.** 23.096 (2) (b) of the statutes is amended to read:

22 23.096 (2) (b) A Except as provided in sub. (2m), a grant awarded under this
23 section may not exceed 50% of the acquisition costs of the property.

24 ~~*-1406/3.21* SECTION 655.~~ 23.096 (2m) of the statutes is created to read

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and ending with fiscal year 2019-20

1 23.096 (2m) Notwithstanding sub. (2) (b), in each fiscal year beginning with
2 fiscal year 2010-11, the department may award grants under this section that equal
3 up to 75 percent of the acquisition costs of the property if the natural resources board
4 determines that all of the following apply:

5 (a) That the property is uniquely valuable in conserving the natural resources
6 of the state.

7 (b) That delaying or deferring the acquisition until 50 percent of the acquisition
8 costs are procured by the nonprofit conservation organization is not reasonably
9 possible.

10 (c) That sufficient bonding authority remains in the amount set aside under s.
11 23.0917 (3) (br) for that fiscal year after awarding grants to nonprofit conservation
12 organizations that meet the matching requirement under sub. (2) (b).

(ending
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13 ~~*-1278/3.8* SECTION 656. 23.15 (1) of the statutes is amended to read:~~

14 ~~23.15 (1) The natural resources board may sell, at public or private sale, lands
15 and structures owned by the state under the jurisdiction of the department of natural
16 resources, except central or district office facilities, when the natural resources board
17 determines that said lands are no longer necessary for the state's use for
18 conservation purposes and, if real property, the real property is not the subject of a
19 petition under s. 560.9810 (2).~~

20 ~~*-1632/2.1* SECTION 657. 23.197 (10) of the statutes is created to read:~~

21 ~~23.197 (10) MIRROR LAKE; BOATING ACCESS. From the appropriation under s.
22 20.866 (2) (ta), the department shall provide funding in an amount not to exceed
23 \$1,000,000 to improve navigability for recreational boating in Mirror Lake in Sauk
24 County and in the streams flowing into the lake. For the purposes of s. 23.0917,
25 moneys provided under this subsection from the appropriation under s. 20.866 (2)~~



DOA:.....Grinde, BB0276 - Stewardship 2000 program reauthorization
FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

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Under current law, the annual limits on bonding are set for each fiscal year, ending in fiscal year 2009-10. The total bonding authority for the stewardship program under current law is \$572,000,000.

The bill increases the total bonding authority by \$1,050,000,000, and extends the stewardship program for another ten years to fiscal year 2019-20 with the annual bonding authority being \$105,000,000 for each of the subsequent ten years. The \$105,000,000 in annual bonding authority for each fiscal year is divided between the two subprograms, with the annual bonding authority for the land acquisition subprogram and the local assistance and property development subprogram being \$79,000,000 and \$26,000,000 respectively.

Within the property development and local assistance subprogram, current law imposes an annual limit of \$8,000,000 in bonding authority for the local assistance component. The bill raises this limit to \$14,000,000.

The bill also establishes a matching grant program under which counties may be awarded 50 percent of their costs to acquire land for nature-based outdoor recreation. "Nature-based outdoor recreation" is defined by DNR rules to include activities such as hunting, fishing, hiking, bicycling, wildlife observation, and camping.

Finally, the bill requires DNR to set aside from the land acquisition program \$14,500,000 in each fiscal year, beginning with fiscal year 2010-11, for matching grants that may be awarded only to nonprofit conservation organizations. Under current law and under the bill, these grants must be used to acquire property or property rights for conservation purposes such as urban green space, habitat areas, and bluff protection. Under current law, the amount of the grant may not exceed 50 percent of the acquisition cost. The bill allows the natural resources board to increase this amount up to 75 percent in certain situations.

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:

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2 20.866 (2) (ta) *Natural resources; Warren Knowles-Gaylord Nelson*
3 *stewardship 2000 program.* From the capital improvement fund a sum sufficient for
4 the Warren Knowles-Gaylord Nelson stewardship 2000 program under s. 23.0917.
5 The state may contract public debt in an amount not to exceed \$572,000,000
6 \$1,622,000,000 for this program. Except as provided in s. 23.0917 (4g) (b), (4m) (k),
7 (5) and (5m), the amounts obligated, as defined in s. 23.0917 (1) (e), under this
8 paragraph may not exceed \$46,000,000 in fiscal year 2000-01, may not exceed

1 \$46,000,000 in fiscal year 2001-02, and may not exceed \$60,000,000 in each fiscal
2 year beginning with fiscal year 2002-03 and ending with fiscal year 2009-10, and
3 may not exceed \$105,000,000 in each fiscal year beginning with fiscal year 2010-11
4 and ending with fiscal year 2019-20.

5 **SECTION 2.** 23.09 (19) (d) of the statutes is amended to read:

6 23.09 (19) (d) ~~Grants~~ Except as provided in s. 23.096 (2m), grants under this
7 subsection shall be for up to 50% of the acquisition costs of the land or the rights in
8 land for the urban green space. The governmental unit is responsible for the
9 remainder of the acquisition costs.

10 **SECTION 3.** 23.09 (20) (b) of the statutes is amended to read:

11 23.09 (20) (b) ~~State~~ Except as provided in s. 23.096 (2m), state aid under this
12 subsection is limited to no more than 50% of the acquisition costs and the
13 development costs of recreation lands and other outdoor recreation facilities. Costs
14 associated with operation and maintenance of parks and other outdoor recreational
15 facilities established under this subsection are not eligible for state aid.
16 Administrative costs of acquiring lands or land rights are not included in the
17 acquisition costs eligible for state aid under this subsection. Title to lands or rights
18 in lands acquired by a municipality under this subsection shall vest in the
19 municipality, but such land shall not be converted to uses inconsistent with this
20 subsection without prior approval of the state and proceeds from the sale or other
21 disposal of such lands shall be used to promote the objectives of this subsection.

22 **SECTION 4.** 23.09 (20m) (b) of the statutes is amended to read:

23 23.09 (20m) (b) The department shall establish a program to award grants
24 from the appropriation under s. 20.866 (2) (ta) to governmental units and nonprofit
25 conservation organizations to acquire development rights in land for nature-based

1 outdoor recreation. The Except as provided s. 23.096 (2m), the grants shall be limited
2 to no more than 50% of the acquisition costs of the development rights.

3 **SECTION 5.** 23.0917 (3) (a) of the statutes is amended to read:

4 23.0917 (3) (a) Beginning with fiscal year 2000-01 and ending with fiscal year
5 ~~2009-10~~ 2019-20, the department may obligate moneys under the subprogram for
6 land acquisition to acquire land for the purposes specified in s. 23.09 (2) (d) and
7 grants for these purposes under s. 23.096, except as provided under ss. 23.197 (2m),
8 (3m) (b), (7m), and (8) and 23.198 (1) (a).

9 **SECTION 6.** 23.0917 (3) (bm) of the statutes is amended to read:

10 23.0917 (3) (bm) During the period beginning with fiscal year 2001-02 and
11 ending with fiscal year ~~2009-10~~ 2019-20, in obligating money under the subprogram
12 for land acquisition, the department shall set aside not less than a total of \$ 2,000,000
13 that may be obligated only to provide matching funds for grants awarded to the
14 department for the purchase of land or easements under 16 USC 2103c.

15 **SECTION 7.** 23.0917 (3) (br) of the statutes is created to read:

16 23.0917 (3) (br) Beginning with fiscal year 2010-11 and ending with fiscal year
17 2019-20, in obligating moneys under the subprogram for land acquisition, the
18 department shall set aside in each fiscal year not less than \$14,500,000 that may be
19 obligated only to provide for grants awarded to nonprofit conservation organizations
20 under s. 23.096.

21 **SECTION 8.** 23.0917 (3) (dm) 3. of the statutes is created to read:

22 23.0917 (3) (dm) 3. For each fiscal year beginning with 2010-11 and ending
23 with fiscal year 2019-20, \$79,000,000.

24 **SECTION 9.** 23.0917 (4) (a) of the statutes is amended to read:

1 23.0917 (4) (a) Beginning with fiscal year 2000-01 and ending with fiscal year
2 ~~2009-10~~ 2019-20, the department may obligate moneys under the subprogram for
3 property development and local assistance. Moneys obligated under this
4 subprogram may be only used for nature-based outdoor recreation, except as
5 provided under par. (cm).

6 **SECTION 10.** 23.0917 (4) (d) 1. of the statutes is amended to read:

7 23.0917 (4) (d) 1. The department may obligate not more than \$11,500,000 in
8 fiscal year 2000-01 and not more than \$11,500,000 in fiscal year 2001-02 under the
9 subprogram except as provided in sub. (5). For each fiscal year beginning with
10 2002-03 and ending with fiscal year 2009-10, the department may obligate not more
11 than \$15,000,000 under the subprogram except as provided in sub. (5). For each
12 fiscal year beginning with 2010-11 and ending with fiscal year 2019-20, the
13 department may obligate not more than \$26,000,000 under the subprogram except
14 as provided in sub. (5).

15 **SECTION 11.** 23.0917 (4) (d) 2. of the statutes is amended to read:

16 23.0917 (4) (d) 2. The Beginning with fiscal year 2000-01 and ending with
17 fiscal year 2009-10, the department may obligate not more than \$8,000,000 in each
18 fiscal year for local assistance.

19 **SECTION 12.** 23.0917 (4) (d) 2m. of the statutes is created to read:

20 23.0917 (4) (d) 2m. Beginning with fiscal year 2010-11 and ending with fiscal
21 year 2019-20, the department may not obligate more than \$14,000,000 in each fiscal
22 year for local assistance.

23 **SECTION 13.** 23.0917 (12) of the statutes is amended to read:

24 23.0917 (12) EXPENDITURES AFTER JUNE 30, ~~2010~~ 2020. If the remaining bonding
25 authority for a subprogram under sub. (3) or (4) on June 30, ~~2010~~ 2020, is an amount

1 greater than zero, the department may expend any portion of this remaining bonding
2 authority for that subprogram in one or more subsequent fiscal years.

3 **SECTION 14.** 23.092 (1) of the statutes is renumbered 23.092 (1m).

4 **SECTION 15.** 23.092 (1b) of the statutes is created to read:

5 23.092 (1b) In this section, “nonprofit conservation organization” has the
6 meaning given in s. 23.0955 (1).

7 **SECTION 16.** 23.092 (2) of the statutes is amended to read:

8 23.092 (2) For each area designated under sub. (1) (1m), the department shall
9 prepare a plan, based upon the specific qualities of the area designated, that is
10 designed to protect, enhance or restore the habitat in the designated area. After
11 preparation of a plan for a designated area, the department shall encourage
12 landowners to use specific management practices that are designed to implement the
13 plan.

14 **SECTION 17.** 23.092 (4) of the statutes is amended to read:

15 23.092 (4) The department may share the costs of implementing land
16 management practices with landowners, or with nonprofit conservation
17 organizations that are qualified to enhance wildlife-based recreation if these
18 organizations have the landowner’s permission to implement the practices. The
19 department may share the costs of acquiring easements for habitat areas with
20 landowners or with these nonprofit conservation organizations. If the funding for
21 cost-sharing under this subsection will be expended from the appropriation under
22 s. 20.866 (2) (ta), the amount expended for the cost-sharing may not exceed 50% of
23 the cost of the management practices or of the acquisition costs for the easement
24 except as provided in s. 23.096 (2m).

25 **SECTION 18.** 23.094 (3m) of the statutes is amended to read:

1 23.094 **(3m)** LIMITS. ~~A~~ Except as provided in s. 23.096 (2m), a grant under sub.
2 (3g) may not exceed 50% of the acquisition costs for the land or the easement.

3 **SECTION 19.** 23.0953 of the statutes is created to read:

4 **23.0953 Grants to counties for land acquisition.** (1) In this section,
5 “nature-based outdoor recreation” has the meaning given by the department by rule
6 under s. 23.0917 (4) (f).

7 (2) Beginning with fiscal year 2010-11 and ending with fiscal year 2019-20,
8 the department shall establish a program from the appropriation under s. 20.866 (2)
9 (ta) to make grants to counties to acquire land for nature-based outdoor recreation.
10 For purposes of s. 23.0917, moneys provided from the appropriation under s. 20.866
11 (2) (ta) shall be treated as moneys obligated from the subprogram under s. 23.0917
12 (3).

13 (3) Each county receiving a grant under this section shall provide matching
14 funds that equal at least 50 percent of the acquisition costs.

15 (4) A county unit may not convert the land or the rights in the land acquired
16 using grant moneys awarded under this subsection to a use that is inconsistent with
17 the type of nature-based outdoor recreation for which the grant was awarded
18 without the approval of the natural resources board.

19 **SECTION 20.** 23.096 (2) (b) of the statutes is amended to read:

20 23.096 (2) (b) ~~A~~ Except as provided in sub. (2m), a grant awarded under this
21 section may not exceed 50% of the acquisition costs of the property.

22 **SECTION 21.** 23.096 (2m) of the statutes is created to read:

23 23.096 **(2m)** Notwithstanding sub. (2) (b), in each fiscal year beginning with
24 fiscal year 2010-11 and ending with fiscal year 2019-20, the department may award

1 grants under this section that equal up to 75 percent of the acquisition costs of the
2 property if the natural resources board determines that all of the following apply:

3 (a) That the property is uniquely valuable in conserving the natural resources
4 of the state.

5 (b) That delaying or deferring the acquisition until 50 percent of the acquisition
6 costs are procured by the nonprofit conservation organization is not reasonably
7 possible.

8 (c) That sufficient bonding authority remains in the amount set aside under s.
9 23.0917 (3) (br) for that fiscal year after awarding grants to nonprofit conservation
10 organizations that meet the matching requirement under sub. (2) (b).

11 **SECTION 22.** 23.1985 of the statutes is amended to read:

12 **23.1985 Acquisition of certain public lands.** Beginning in fiscal year
13 2006-07 and ending in fiscal year 2009-10 2019-20, from the appropriation under
14 s. 20.866 (2) (ta), the department shall set aside \$2,000,000 in each fiscal year that
15 may be obligated only to acquire land from the board of commissioners of public lands
16 under s. 24.59 (1). If the department sets aside, but does not obligate moneys in a
17 fiscal year under this section, the department may obligate those nonobligated
18 moneys in a subsequent fiscal year under this section in addition to the amounts the
19 department is required to set aside for that subsequent fiscal year. For purposes of
20 s. 23.0917, moneys provided from the appropriation under s. 20.866 (2) (ta) shall be
21 treated as moneys obligated under the subprogram under s. 23.0917 (3).

22 **SECTION 23.** 30.24 (4) of the statutes is amended to read:

23 30.24 (4) LIMIT ON GRANTS. ~~A~~ Except as provided in s. 23.096 (2m), a grant
24 awarded under this section or under s. 23.096 to protect bluffs may not exceed 50%
25 of the acquisition costs.

