

2009 DRAFTING REQUEST

Bill

Received: **11/03/2008**

Received By: **rkite**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Council - LRC**

By/Representing: **Don Dyke**

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

Drafter: **rkite**

May Contact:

Addl. Drafters:

Subject: **Nat. Res. - parks and forestry**

Extra Copies:

Submit via email: **YES**

Requester's email: **don.dyke@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Logging certification scholarships

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>
/?							
/P1	rkite 11/03/2008	bkraft 11/03/2008	jfrantze 11/03/2008	_____	sbasford 11/03/2008		
/1	rkite 10/22/2009	bkraft 10/22/2009	rschluet 10/22/2009	_____	cduerst 10/22/2009	mbarman 10/27/2009	

FE Sent For:

None

<END>

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11 bjk 10/22
10/22/08
[Signature]
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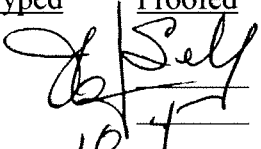
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1?	rkite	/Pl bjk "1/3					

FE Sent For:

<END>

DATE: October 23, 2008

TO: Don Dyke, Chief of Legal Services, Joint Legislative Council

FROM: Quinn Williams, Staff Attorney, Department of Natural Resources Q.W.

SUBJECT: Proposal for the Law Revision Committee regarding section 26.39(7)(a), Stats.

The Department of Natural Resources (the Department) asks the Law Revision Committee for the 2009-10 Session of the Legislature consider a minor substantive remedial change to section 26.39(7)(a), Stats., to improve the administration of the Department's "Logging Certification Scholarship Program," per section 13.83(c)4., Stats.

The specific statutory change requested is as follows:

26.39(7) Logging Certification Scholarships.

(a) From the appropriation under s. 20.370(5)(ax), the department shall establish a scholarship grant program to assist individuals who are seeking certification by the ~~Wisconsin Professional Loggers Association~~ Great Lakes Timber Producers Association as master loggers. A scholarship grant under the program may not exceed 50 percent of the total cost of receiving the certification. The department shall promulgate rules that establish criteria for the program.

The substantive problem with the current statute as worded without the suggested change is that the "Wisconsin Professional Loggers Association" (WPLA) no longer exists as an entity. As of January 2007, the "Forestry Industry Safety and Training Alliance" (FISTA), the "Timber Producers Association of Michigan & Wisconsin" (TPA), and WPLA merged to form the "Great Lakes Timber Producers Association" (GLTPA). Attached to this memoranda is a copy of the articles of incorporation.

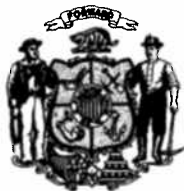
While the Department interprets the current statutory language as applying to GLTPA, since WPLA and its functions have been wholly incorporated into GLTPA, implementing the suggested change would make this interpretation clear to anyone reading the statute. The suggested change would have no significant policy change associated with it aside from this clarification, since the suggested change would not change current implementation.

There would be no fiscal effect to implementing the suggested change, since the Department currently allows the funds to be dispersed to GLTPA. There are no past requests to change this particular statutory provision, and no accompanying past drafts.

Please feel free to contact me at 6-1318 with any questions relating to this proposal for the Law Revision Committee.

Enclosure

38.04(29)



State of Wisconsin
2009 - 2010 LEGISLATURE

RM
LRB-0620
RNK:.....
Lbjk

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION ✓

SA ✓
X-ref ✓

→ D-Note

Jan 11/3

① AN ACT ^{gen.} ...; relating to: the logging certification ^{master logger} grant program (suggested as ^{scholarship} remedial legislation by the Department of Natural Resources).
2

Analysis by the Legislative Reference Bureau

Current law requires the Department of Natural Resources to establish a scholarship grant program to assist individuals who are seeking certification by the Wisconsin Professional Loggers Association as master loggers. A scholarship grant under the program may not exceed 50 percent of the total cost of receiving the certification. ✓

This bill specifies that scholarships under the grant program are for individuals seeking certification by the Great Lakes Timber Professionals Association. This change reflects the new name of the organization that certifies master loggers.

For further information, see the NOTES provided by the Law Revision Committee of the Joint Legislative Council.

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

✓ LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the Department of Natural Resources and introduced by the Law Revision Committee under s. 13.83 (1) (c) 4. and 5., stats. After careful consideration of the various provisions of the bill, the Law Revision Committee has determined that this bill makes minor substantive changes in the statutes, and that these changes are desirable as a matter of public policy.

1 [✓]
SECTION 1. 26.39 (7) (a) of the statutes is amended to read:

2 [✓] 26.39 (7) (a) From the appropriation under s. 20.370 (5) (ax), the department
3 shall establish a scholarship grant program to assist individuals who are seeking
4 certification by the ~~Wisconsin Professional Loggers~~ [✓] Great Lakes Timber
5 Professionals [✓] Association as master loggers. A scholarship grant under the program
6 may not exceed 50 percent of the total cost of receiving the certification. The
7 department shall promulgate rules that establish criteria for the program.

8 **History:** 2001 a. 16, 109; 2005 a. 25.

(END)

D-note

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

LRB-0620/0dn ^{e pi}

RNK:.....

Lbjk

Date

- > The instructions for this draft were to amend s. 26.39 (7) (a), stats, to change the name of the certification organization for master loggers to the "Great Lakes Timber Producers Association". My research indicates that the organization is actually the "Great Lakes Timber Professionals Association". I have used this name in the draft. If I am wrong about the correct name of the organization, please let me know and I will redraft accordingly.
- > Also, s. 38.04 (29), stats, refers to the organization under its former name (Wisconsin Professional Loggers Association). Should the draft amend that section also?

Robin N. Kite
Legislative Attorney
Phone: (608) 266-7291
E-mail: robin.kite@legis.wisconsin.gov

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

LRB-0620/P1dn
RNK:bjk:jf

November 3, 2008

The instructions for this draft were to amend s. 26.39 (7) (a), stats., to change the name of the certification organization for master loggers to the "Great Lakes Timber Producers Association." My research indicates that the organization is actually the "Great Lakes Timber Professionals Association." I have used this name in the draft. If I am wrong about the correct name of the organization, please let me know and I will redraft accordingly.

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Robin N. Kite
Legislative Attorney
Phone: (608) 266-7291
E-mail: robin.kite@legis.wisconsin.gov

PRELIMINARY DRAFT – NOT READY FOR INTRODUCTION

10/22/09
Redraft
introductions
per Don Doyle

1 AN ACT *to amend* 26.39 (7) (a) of the statutes; **relating to:** the master logger
2 certification scholarship grant program (suggested as remedial legislation by
3 the Department of Natural Resources).

Analysis by the Legislative Reference Bureau

Current law requires the Department of Natural Resources to establish a scholarship grant program to assist individuals who are seeking certification by the Wisconsin Professional Loggers Association as master loggers. A scholarship grant under the program may not exceed 50 percent of the total cost of receiving the certification.

This bill specifies that scholarships under the grant program are for individuals seeking certification by the Great Lakes Timber Professionals Association. This change reflects the new name of the organization that certifies master loggers.

For further information, see the NOTES provided by the Law Revision Committee of the Joint Legislative Council.

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

LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the Department of Natural Resources and introduced by the Law Revision Committee under s. 13.83 (1) (c) 4. and 5., stats. After careful consideration of the various provisions of the bill, the Law Revision Committee has determined that this

bill makes ^{non}minor substantive changes in the statutes, and that these changes are desirable as a matter of public policy.

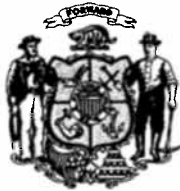
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SECTION 2. (END)

see drafter's note

Note: Makes the same name change for the Technical College System master logger apprenticeship grants. While this change was not requested by the department of natural resources because the department has no jurisdiction over the program, the Law Revision Committee determined it is appropriate for efficiency to include the change in this draft rather than a separate draft.



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-0620/PL

RNK:bjk:jf

RM run

①

stays

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

SA
x-ref

Insert

2009 BILL

- regen.

1 AN ACT *to amend* 26.39 (7) (a) of the statutes; **relating to:** the master logger
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Analysis by the Legislative Reference Bureau

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nonsubstantive

bill makes ~~minor substantive~~ changes in the statutes, and that these changes are desirable as a matter of public policy.

1 **SECTION 1.** 26.39 (7) (a) of the statutes is amended to read:

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7 department shall promulgate rules that establish criteria for the program.

insert
2-7
→

8

(END)

**2009-2010 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0620/lins.
RNK:.....

INSERT 2-7

1
2
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SECTION 1. 38.04 (29) of the statutes is amended to read:

38.04 (29) MASTER LOGGER APPRENTICESHIP GRANTS. The board shall use the moneys appropriated under s. 20.292 (1) (km) to award grants to businesses that provide technical college students with forest product internships for the purpose of placing eligible apprentices with loggers who are certified by the ~~Wisconsin Professional Loggers~~ Great Lakes Timber Professionals Association as master loggers.

History: 1971 c. 154, 211; 1973 c. 90, 333; 1975 c. 39; 1977 c. 29; 1979 c. 221; 1981 c. 20; 1981 c. 93 ss. 19m, 30m, 30o; 1981 c. 269, 314; 1983 a. 27, 379; 1985 a. 12, 29; 1985 a. 332 s. 251 (1); 1987 a. 27; 1989 a. 31, 107, 125, 169, 299, 335, 336; 1991 a. 39, 227, 250; 1993 a. 16, 223, 377, 399, 455, 491; 1995 a. 27 ss. 1800n to 1803, 9126 (19) and 9145 (1); 1995 a. 342; 1997 a. 27; 1999 a. 9, 124; 2001 a. 16, 109; 2003 a. 33, 62; 2005 a. 25, 466; 2007 a. 20 ss. 737, 9121 (6) (a); 2007 a. 68, 125, 130; 2009 a. 28.

NOTE: Makes the same name change for the technical college system master logger apprenticeship grants. While this change was not requested by the department of natural resources because the department has no jurisdiction over the program, the Law Revision Committee determined that it is appropriate for efficiency to include the change in this draft rather than in a separate draft.

Barman, Mike

From: Dyke, Don
Sent: Tuesday, October 27, 2009 8:56 AM
To: LRB.Legal
Subject: Draft Review: LRB 09-0620/1 Topic: Logging certification scholarships

Please Jacket LRB 09-0620/1 for the ASSEMBLY.
Thanks,
Don Dyke