

2011 DRAFTING REQUEST

Bill

Received: 12/02/2010

Received By: mglass

Wanted: As time permits

Companion to LRB:

For: Jim Ott (608) 266-0486

By/Representing: Beth Huesca

May Contact:

Drafter: mglass

Subject: Nat. Res. - stewardship

Addl. Drafters:

Extra Copies:

Submit via email: YES

Requester's email: Rep.OttJ@legis.wisconsin.gov

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Stewardship directory and listing

Instructions:

Restore provisions repealed from 23.09165 last session (2) (b) and (3) (e)

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>
/?				_____			State
/1	mglass 12/20/2010	csicilia 01/07/2011	phenry 01/07/2011	_____	mbarman 01/07/2011	mbarman 01/18/2011	

FE Sent For:

atw
3/10

<END>

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wants # 2007 AB 369
hold them

Drafting History:

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FE Sent For:

<END>

later conversation
do 09 AB 370

 Gibson-Glass, Mary

From: Huesca, Beth
Sent: Wednesday, December 15, 2010 3:51 PM
To: Gibson-Glass, Mary
Cc: Huesca, Beth
Subject: Representative Ott - Redrafting 2007 AB 304

Hi Mary,

It took a little while, but I spoke with Representative Ott and he would like to change the 48-month notification period to a 24-month notification period. Is all else in order then – at least on our end of things? – or have I forgotten some crucial information? (New, sorry!)

Thank you,

Beth

Beth Huesca

beth.huesca@legis.wisconsin.gov

Office of Representative Jim Ott

Room 317 North, State Capitol

Madison, WI 53708

(608)266-0486, (888)534-0023



State of Wisconsin
2011 - 2012 LEGISLATURE



LRB-05/72
MGG:cjs:ph

Mon

2011 BILL

stays 0635/1

Gen Cat

d-note

SA ✓

1 AN ACT to renumber 23.09165 (2); to amend 23.0917 (6m) (a); and to create
 2 23.09165 (2) (bc) and 23.09165 (3) (ec) of the statutes; relating to: information
 3 about land acquired with stewardship funding and approval by the Joint
 4 Committee on Finance of certain activities and projects that receive
 5 stewardship funding

Analysis by the Legislative Reference Bureau

Current law authorizes the state to incur public debt for land conservation activities under the Warren Knowles-Gaylord Nelson Stewardship 2000 Program, which is administered by the Department of Natural Resources (DNR). In addition to this stewardship program, the state was authorized to incur public debt for land conservation activities under the original stewardship program that began in 1990 and ended in 2000. Under these programs, the state itself may acquire the land, or interests in land, or DNR may award grants or other state aid to certain local governmental units, the Kickapoo Reserve Management Board or other nonprofit conservation organizations for land conservation activities.

This bill requires DNR to make available, for a fee, a written directory of all land acquired under both stewardship programs (stewardship land) that is open to the public. Also, DNR must make available a list of all stewardship land acquired before October 27, 2007, for which public access has been prohibited or restricted and the reasons for the prohibition or restriction. For stewardship land acquired on or after that date, current law requires landowners to post signs that notify the public which

BILL

two

activities are permitted, restricted, and prohibited on the land. The directory and list must be completed within ~~three~~ years after the bill becomes law.

Under current law, DNR may not obligate money under the stewardship program for certain projects or activities before DNR gives written notice of the proposed project or activity to the Joint Committee on Finance (JCF). With some exceptions, this procedure applies only when the amount of debt to be incurred for the project or activity exceeds \$750,000. Upon receipt of the notice, if JCF does not notify DNR within 14 days after the date of DNR's notification that JCF has scheduled a meeting to review the proposed project or activity, DNR can obligate the money. Current law contains a provision requiring that at such a review meeting the proposed project or activity will be approved unless a majority of the JCF members who attend the meeting vote to modify or deny the proposal. This bill removes this provision.

For further information see the *state* 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.** 23.09165 (2) of the statutes is renumbered 23.09165 (2) (ac).

2 **SECTION 2.** 23.09165 (2) (bc) of the statutes is created to read:

3 23.09165 (2) (bc) Within ²⁴~~30~~ months after the effective date of this paragraph
4 [LRB inserts date], the department shall make available to the public a written
5 directory of all stewardship land that is open for public access. The directory shall
6 be organized by county and town and shall clearly show the location of the
7 stewardship land and named or numbered roads. The directory shall be updated at
8 least every 2 years. The department may charge a fee for the directory, but the fee
9 may not exceed the cost of the publication of the directory. In lieu of the department
10 making available a written directory, the department may provide to the public at
11 the department's cost, a map, book, or written directory that meets the requirements
12 of this paragraph and that is published by a private entity.

13 **SECTION 3.** 23.09165 (3) (ec) of the statutes is created to read:

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24

1 23.09165 (3) (ec) Within 24 months after the effective date of this paragraph
2 ... [LRB inserts date], the department shall make available to the public a written
3 list of all stewardship land that was acquired before October 27, 2007, and for which
4 public access has been restricted or prohibited and the reasons for that action.

SECTION 4. 23.0917 (6m) (a) of the statutes is amended to read:

6 23.0917 (6m) (a) The department may not obligate from the appropriation
7 under s. 20.866 (2) (ta) for a given project or activity any moneys unless it first
8 notifies the joint committee on finance in writing of the proposal. The committee may
9 schedule a meeting to review the department's proposal only if at least 5 members
10 of the committee, one of whom is a cochairperson, object to the proposal in writing.
11 If the cochairpersons of the committee do not notify the department within 14
12 working days after the date of the department's notification that the committee has
13 scheduled a meeting to review the proposal, the department may obligate the
14 moneys. If, within 14 working days after the date of the notification by the
15 department, the cochairpersons of the committee notify the department that the
16 committee has scheduled a meeting to review the proposal, the department may
17 obligate the moneys only upon approval of the committee unless par. (b) applies. ~~A
18 proposal as submitted by the department is approved unless a majority of the
19 members of the committee who attend the meeting to review the proposal vote to
20 modify or deny the proposal.~~

(END)

d-note

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

LRB-0635/1dn

MGG:f:...

gjs

- late

Attention: Beth

09165

1. I have changed the language in s. 23.0916(2) (bc) from that found in 2009 Assembly Bill 370 to refer to a "written directory" to make it clear that a "hard copy" is required. ✓

2. Note the exemptions to s. 23.09165 that exist under current law. See s. 23.09165 (5). These exemptions were not included in your original bill from the 2007-08 legislative session (2007 Assembly Bill 304). Let me know if you want to make any changes in reference to these exemptions. ✓

Mary Gibson-Glass
Senior Legislative Attorney
Phone: (608) 267-3215

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

LRB-0635/1dn
MGG:cjs:ph

January 7, 2011

Attention: Beth

1. I have changed the language in s. 23.09165 (2) (bc) from that found in 2009 Assembly Bill 370 to refer to a "written directory" to make it clear that a "hard copy" is required.
2. Note the exemptions to s. 23.09165 that exist under current law. See s. 23.09165 (5). These exemptions were not included in your original bill from the 2007-08 legislative session (2007 Assembly Bill 304). Let me know if you want to make any changes in reference to these exemptions.

Mary Gibson-Glass
Senior Legislative Attorney
Phone: (608) 267-3215

Parisi, Lori

From: Huesca, Beth
Sent: Tuesday, January 18, 2011 3:53 PM
To: LRB.Legal
Cc: Rep.OttJ
Subject: Draft Review: LRB 11-0635/1 Topic: Stewardship directory and listing

Please Jacket LRB 11-0635/1 for the ASSEMBLY.