



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0242/1
EHS:eev:rs

DOA:.....Kirby, BB0130 - Publication requirement for timber sale; direct sale limit.

FOR 2013-2015 BUDGET -- NOT READY FOR INTRODUCTION

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

Analysis by the Legislative Reference Bureau

NATURAL RESOURCES

OTHER NATURAL RESOURCES

Current law requires a sale of state forest timber with an estimated value of \$3,000 or more to be approved by the secretary of DNR and to be by public sale after two publications of a classified advertisement announcing the sale in a local newspaper. This bill increases the threshold value of a timber sale requiring approval and publication to \$10,000. The bill also adds an option of publishing notice of the sale on DNR's Internet site instead of in a newspaper.

Current law prohibits county forest timber or community forest timber with an estimated value of \$3,000 or more from being sold before publication of a classified advertisement announcing the sale in a local newspaper. This bill increases the threshold value of a timber sale requiring publication to \$10,000, and adds an option of publishing notice of the sale on the local governmental unit's Internet site instead of in a newspaper.

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

SECTION 1. 28.05 (2) of the statutes is renumbered 28.05 (2) (intro.) and amended to read:

28.05 (2) PROCEDURE. (intro.) ~~Sales~~ Any sale of cut products or stumpage having an estimated value of \$3,000 \$10,000 or more requires approval by the secretary and shall be by public sale after 2. Before the department may sell timber with an estimated value of \$10,000 or more from a state forest the department shall announce the sale by one of the following methods:

(a) Two publications of a classified advertisement announcing the sale in a newspaper having general circulation in the county in which the timber to be sold is located. ~~Sales with an estimated value of \$3,000 or more requires approval by the secretary.~~

SECTION 2. 28.05 (2) (b) of the statutes is created to read:

28.05 (2) (b) Posting an advertisement announcing the sale on the department's Internet site. If the department posts an advertisement on its Internet site, it shall remain posted for at least 48 hours prior to the sale.

SECTION 3. 28.11 (6) (b) 1. of the statutes is renumbered 28.11 (6) (b) 1. (intro.) and amended to read:

28.11 (6) (b) 1. (intro.) Any sale of timber with an estimated value below \$10,000 from a county forest may be made without prior advertising. Any sale of timber sale with an estimated value of \$3,000 \$10,000 or more from a county forest requires approval by the secretary and shall be by sealed bid or public sale after publication. Before a county may sell timber with an estimated value of \$10,000 or more from a county forest it shall announce the sale by one of the following methods:

a. Publication of a classified advertisement announcing the sale in a newspaper having general circulation in the county in which the timber to be sold is located. ~~Any~~

~~timber sale with an estimated value below \$3,000 may be made without prior advertising. Any timber sale with an estimated value of \$3,000 or more requires approval of the secretary.~~

SECTION 4. 28.11 (6) (b) 1. b. of the statutes is created to read:

28.11 (6) (b) 1. b. Posting an advertisement announcing the sale on the county's Internet site. If the advertisement is posted on the county's Internet site, it shall remain posted for at least 48 hours prior to the sale.

SECTION 5. 28.22 of the statutes is renumbered 28.22 (intro.) and amended to read:

28.22 Timber sales; community forests. (intro.) Any timber sale from a community forest shall be based on the scale, measure, or count of the cut products. Any timber sale with an estimated value of ~~\$3,000~~ \$10,000 or more from a community forest shall be by public sale ~~after 2. Before a city, village, town, or school district may sell timber with an estimated value of \$10,000 or more from a community forest it shall announce the sale by one of the following methods:~~

(1) Two publications of a classified advertisement announcing the sale in a newspaper having general circulation in the county in which the timber to be sold is located.

SECTION 6. 28.22 (2) of the statutes is created to read:

28.22 (2) Posting an advertisement announcing the sale on the Internet site of the city, village, town, or school district that owns the community forest land or operates the community forest. If an advertisement is posted on the city, village, town, or school district Internet site, it shall remain posted for at least 48 hours prior to the sale.

(END)