

Report to
Legislative Council Rules Clearinghouse
NR 1.212, Wis. Adm. Code
Natural Resources Board Order No. FR-03-07

Wisconsin Statutory Authority

ss. 23.09(2)(h), 26.35, 28.07 and 227.11(2), Stats., interpreting ss. 26.35 and 28.07, Stats.

Federal Authority

N/A

Court Decisions Directly Relevant

None

Analysis of the Rule - Rule Effect - Reason for the Rule

The capacity of private sector foresters to provide timber harvest assistance to woodland owners has grown considerably since s. NR 1.212 was created in 1989. During the same time, DNR foresters' workload grew to address other management needs on private and public lands. In order to make the most effective use of Department staff, an interim directive was issued in 2001 to refer all private timber sale requests to cooperating foresters. That pilot is working to the satisfaction of the Department, cooperators and most landowners. Limiting DNR forester assistance on private timber sales will also further efforts to address the allowable harvest on DNR lands as provided for in 2005 Wisconsin Act 166.

The proposed rule revision would require referral of all timber sale requests from private landowners to cooperating foresters. DNR foresters would not provide timber harvest set-up assistance to private landowners, regardless of the size of the forest tract, unless help is not reasonably available from private enterprise cooperators. The revision also drops redundant language about refusals from cooperators to provide service.

Agency Procedures for Promulgation

Public hearings, Natural Resources Board final adoption, followed by legislative review.

Description of any Forms (attach copies if available)

None

Name and Telephone Number of Agency Contacts

Paul Pingrey, Division of Forestry – 267-7595
Quinn Williams, Bureau of Legal Services – 266-1318
Carol Turner, Bureau of Legal Services - 266-1959

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