



CR 82-148

State of Wisconsin

DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny
Secretary

BOX 7921
MADISON, WISCONSIN 53707

RECEIVED

STATE OF WISCONSIN)
DEPARTMENT OF NATURAL RESOURCES)

ss

MAR 24 1983
10:30 am.
Revisor of Statutes
Bureau

GRP

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Carroll D. Besadny, Secretary of the Department of Natural Resources and custodian of the official records of said Department, do hereby certify that the annexed copy of Natural Resources Board Order No. FA-33-82 was duly approved and adopted by this Department on December 15, 1982. I further certify that said copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department at General Executive Facility #2 in the City of Madison, this 18th day of March, 1983.

Carroll D. Besadny
Carroll D. Besadny, Secretary

(SEAL)

21781

6-1-83

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD
REPEALING, RENUMBERING, AMENDING, REPEALING AND
RECREATING, AND CREATING RULES

.....
IN THE MATTER of repealing ss. NR 50.03, 50.07, 50.08, .
50.09(7)(b) and 50.10(5)(b); renumbering ss. NR 50.01, .
50.09(1)(a), (b) and (c), (2), (3), (5)(h) and (i), 50.10(2), .
(3) and (4), and 50.11(2) and (3); amending ss. NR 50.03(4), .
(6), (9), (10), (11) and (17), 50.09(4)(b)5., (c)3.b, and .
(5)(b), 50.10(3)(a)2., 50.11(3)(a) and 50.12(2), (3)(a), .
(d)(intro.), 4. and (e); repealing and recreating ss. NR 50.02, .
50.04, 50.05, 50.06, 50.09(5)(f) and (h), 50.10(1), 50.11(1), .
50.14 and 50.15; and creating ss. NR 50.01, 50.03(20) and (21), .
50.09(1), (2), (3), (4)(a), (5)(i), (j) and (k) and (6), .
50.10(2) and 50.11(2) of the Wisconsin Administrative Code .
pertaining to administration of outdoor recreation program .
grants and state aids. .
.....

FA-33-82

Analysis Prepared by Department of Natural Resources

Chapter NR 50, Wis. Adm. Code, implements nine different recreational aids programs. The rules set out conditions of eligibility to participate, generally describe eligible and ineligible costs, and describe the procedure for billing claims and receiving payment by the program sponsor.

Changes to ch. NR 50 will generally reorganize the chapter because of program termination and a realignment of general vs. specific program conditions. Changes will be in four general areas:

1. Reorganize the chapter because of program termination, and a realignment of general vs. specific program conditions.
2. Specific snowmobile program changes dealing with fund allocation, planning requirements, sign reflectorization and standards, and partial payments.
3. Specific County Law Enforcement Aids date changes.
4. Clarification of eligible costs and a table of useful life for Wildlife Habitat Development on County Forest Program lands consistent with s. 28.11, Stats.

Pursuant to the authority vested in the State of Wisconsin Natural Resources Board by ss. 23.09(12) and (26), 350.12, 350.13 and 227.014, Stats., the State of Wisconsin Natural Resources Board hereby repeals, renumbers, renumbers and amends, amends, repeals and recreates, and creates rules interpreting ss. 20.370(4)(bx), 23.09(11), (17m) and (20), 23.30(3)(h), 66.36 and ch. 350, Stats., as follows:

Chapter NR 50

ADMINISTRATION OF OUTDOOR RECREATION PROGRAM

GRANTS AND STATE AIDS

- NR 50.01 Definititons Purpose
- NR 50.02 Grant-programs Applicability
- NR 50.03 Planning-requirements Definitions
- NR 50.04 Attocattion-of-grant-funds Severability
- NR 50.05 General provisions
- NR 50.06 Adminitstration-of-land-and-water-conservation-fund-(LAWCON)-and-ORAP-to-cat-park-aid-programs.
LAWCON and ORAP Programs
- NR 50.07 Adminitstration-of-the-artifftctat-take-creation-grants
- NR 50.08 Public-access-to-waters
- NR 50.09 Adminitstration-of-aids-for-counties-for-snowmobite-tratts-and-areas. County snowmobile aids
- NR 50.10 Aids to cities, villages and towns for route signs
- NR 50.11 Aids to snowmobile clubs
- NR 50.12 Law enforcement aids to counties
- NR 50.13 Law enforcement aids to municipalities
- NR 50.14 Adminitstration-of-county County fish and wildlife aid
- NR 50.15 Adminitstration-of-development-of-habitat-on-county-forests Wildlife habitat development on county forests
- NR 50.16 Conservancy zone grant program

Note: The following recreational aids programs are found elsewhere: Motorcycle Recreation Program NR 65

Recreational Boating Facilities Program NR 7

Section 1. NR 50.01 is renumbered NR 50.03.

Section 2. NR 50.01 is created to read:

NR 50.01 PURPOSE. The purpose of this chapter is to establish procedures for implementation of various recreational aids programs under ss. 23.09, (11), (12), (17m), (20) and (26), 66.36 and 350.12(4), Stats., and 16 U.S.C. ss. 460d, 460L-4, et seq.

Section 3. NR 50.02 is repealed and recreated to read:

NR 50.02 APPLICABILITY. The provisions of this chapter are applicable to all sponsors of recreational aid programs under ss. 23.09(11), (12), (17m), (20) and (26), 66.36 and 350.12(4), Stats., and 16 U.S.C. ss. 460d, 460L-4, et seq.

Section 3a. NR 50.03 is repealed.

Section 4. NR 50.03(4), (6), (9), (10), (11) and (17), as renumbered are amended to read:

(4) "LAWCON" means land and water conservation fund program act of 1965.

(6) "Approval" means the signing by the secretary or his deputy designee of a project agreement resulting in encumbering a specified amount of federal or state aid funds for a specific purpose.

(9) "Project agreement" means a contract between the sponsor and department setting forth the mutual obligations with regard to a portion or all of a specific project.

(10) "Sponsor" means local unit of government, state agency, Indian tribe or snowmobile club receiving assistance.

(11) "Snowmobile trail" means a marked route corridor on public property or on private lands subject to public easement or lease, designated for use by snowmobile operators by the governmental agency having jurisdiction, but excluding highways except those highways on which the roadway is not normally maintained for other vehicular traffic by the removal of snow.

(17) "Force account" means the performance of a development or maintenance project with the forces and resources of the sponsor, including personal services, equipment and materials.

Section 5. NR 50.03 (20) and (21) are created to read:

(20) "Fringe benefits" are employers' contributions or expenses for social security, employee's life and health insurance plans, unemployment insurance coverage, worker's compensation insurance, pension retirement plans, and employee benefits in the form of regular compensation during authorized absences from the job (i.e.

Section 1. NR 50.01 is renumbered NR 50.03.

Section 2. NR 50.01 is created to read:

NR 50.01 PURPOSE. The purpose of this chapter is to establish procedures for implementation of various recreational aids programs under ss. 23.09, (11), (12), (17m), (20) and (26), 66.36 and 350.12(4), Stats., and 16 U.S.C. ss. 460d, 460L-4, et seq.

Section 3. NR 50.02 is repealed and recreated to read:

NR 50.02 APPLICABILITY. The provisions of this chapter are applicable to all sponsors of recreational aid programs under ss. 23.09(11), (12), (17m), (20) and (26), 66.36 and 350.12(4), Stats., and 16 U.S.C. ss. 460d, 460L-4, et seq.

Section 4. NR 50.03(4), (6), (9), (10), (11) and (17), as renumbered are amended to read:

(4) "LAWCON" means land and water conservation fund program act of 1965.

(6) "Approval" means the signing by the secretary or his deputy designee of a project agreement resulting in encumbering a specified amount of federal or state aid funds for a specific purpose.

(9) "Project agreement" means a contract between the sponsor and department setting forth the mutual obligations with regard to a portion or all of a specific project.

(10) "Sponsor" means local unit of government, state agency, Indian tribe or snowmobile club receiving assistance.

(11) "Snowmobile trail" means a marked route corridor on public property or on private lands subject to public easement or lease, designated for use by snowmobile operators by the governmental agency having jurisdiction, but excluding highways except those highways on which the roadway is not normally maintained for other vehicular traffic by the removal of snow.

(17) "Force account" means the performance of a development or maintenance project with the forces and resources of the sponsor, including personal services, equipment and materials.

Section 5. NR 50.03 (20) and (21) are created to read:

(20) "Fringe benefits" are employers' contributions or expenses for social security, employee's life and health insurance plans, unemployment insurance coverage, worker's compensation insurance, pension retirement plans, and employee benefits in the form of regular compensation during authorized absences from the job (i.e.

annual, sick, court or military leave). These contributions and expenses must be equitably distributed to all employee labor activities.

(2) "Indirect costs" are those costs not directly assignable to a grant, program or project. Such costs are generally administrative in nature, are incurred for a common or joint purpose, or are not readily assignable to a project or program.

Note: Examples of indirect costs include central office heat, light, utilities, administrative salaries, secretarial services, postage, etc., which are not supported by time reports or other documentation which identifies the expenditure to a particular project or program.

Section 6. NR 50.04 is repealed and recreated to read:

NR 50.04 SEVERABILITY. Should any section, paragraph, phrase, sentence or clause of this chapter be declared invalid or unconstitutional for any reason, the remainder of this chapter shall not be affected.

Section 7. NR 50.05 is repealed and recreated to read:

NR 50.05 GENERAL PROVISIONS. (1) This section applies to all grant programs governed by this chapter.

(2) Environmental quality is essential and shall be preserved and enhanced.

(3) Local governments shall agree to operate and provide adequate maintenance of recreational areas or facilities purchased or developed with state or federal aids.

(4) Recreational lands purchased or facilities developed under this chapter may not be converted to other uses or to other outdoor recreation uses without approval of the department for all programs and the secretary of the interior for LAWCON projects.

(5) Income accruing to an area receiving assistance during the project period from a source other than the intended recreational use shall be used to reduce the total costs of the project.

(6) Income from the sale of structures must be reimbursed to the appropriate aid program.

(7) Reasonable entrance, service or user fees may be charged to pay for operation and maintenance costs and are subject to department review.

(8) Acquisition of real property shall be in accordance with state and federal guidelines for preparation of appraisals and relocation assistance.

(9) Before development of certain public facilities begins, formal approval may be required from state or federal agencies concerning health, safety or sanitation requirements.

(10) Sponsors shall comply with applicable state or federal regulations concerning bidding and awarding contracts, wage and labor rates, access for the physically handicapped, flood disaster protection, environmental quality and historical preservation.

(11) Sponsors shall comply with Title VI of the civil rights act of 1964, 42 U.S.C. s. 2000d, et seq. and with the regulations promulgated under such act by the secretary of the Interior.

(12) Assistance may be given to develop leased real property provided control and tenure of such property is commensurate with the proposed development.

(13) Project expenditures must be within the project period, project scope and project amount as shown on the project agreement.

(14) Billings may be submitted for partial payment or upon completion of the project.

(15) Donated labor, materials, land, other activities which do not result in an actual expenditure by the sponsor and indirect costs are not allowable in the claim.

(16) Direct costs which are supported by time sheets, vouchers or similar documentation reflecting specific assignment to a project are eligible project costs.

(17) Actual cost of force account labor and equipment is allowable. Equipment rental rates may not exceed the county machinery rates established annually by the department of transportation.

(18) Actual fringe benefits not exceeding 20% of the direct labor costs claimed are eligible project costs.

(19) Claims for payment must be submitted within one year of the project termination date.

(20) A request for a project extension must be submitted prior to the project termination date.

(21) All payments are contingent upon final audit. Financial records including all documentation to support entries in the accounting records to substantiate charges for each project must be kept available for review by state or federal officials for a period of 3 years after final payment.

Section 8. NR 50.06 is repealed and recreated to read:

NR 50.06 LAWCON AND ORAP PROGRAMS. (1) PURPOSE. The purpose of this section is to establish standards for the administration of the land and water conservation fund act of 1965, (LAWCON) and the outdoor recreation action program - local park aids (ORAP-LPA), under ss. 23.09 (20) and 66.36, Stats.

(2) APPLICABILITY. The provisions of this section are applicable to all towns, counties, villages, cities, Indian tribes, school districts, soil and water conservation districts and state agencies participating in either the LAWCON or ORAP-LPA aids programs.

Note: School districts are not eligible for ORAP-LPA aids.

(3) ALLOCATION OF FUNDS. (a) LAWCON funds apportioned to Wisconsin each fiscal year shall be allocated as follows:

1. 40% to local governments;
2. 40% to state agencies;
3. 20% to a contingency fund for use by local governments and state agencies.

(b) Both LAWCON and ORAP-LPA funds available to local governments shall be apportioned to counties with 70% of the funds distributed on the basis of each county's proportionate share of the state population and 30% distributed equally to each county.

(c) Cost sharing rates shall be as follows unless otherwise specified by statute:

1. State aids may not exceed local contributions.
2. A combination of federal and state aids may not exceed 75% of the total cost of land acquisition projects. Cost sharing for development projects may be up to 50% state or federal aids and not less than 50% local funds unless otherwise specified by law.
3. Exceptions to the above require approval of the natural resources board.
4. Local government's share of LAWCON and ORAP-LPA funds are allocated to counties for local government use as soon after July 1 of each year as they become available. Unencumbered funds from the counties shall revert to 6 district funds on October 1 of each year for ORAP-LPA and February 1 of each year for LAWCON. These district funds are available to local units of government within district boundaries. Unencumbered funds from the 6 districts shall revert to a statewide fund on May 1 of each year for ORAP-LPA and July 1 for LAWCON.

(4) GENERAL PROVISIONS. (a) Applicants are required to submit a comprehensive outdoor recreation plan that has been formally approved by resolution of the local governing body; or applicants may qualify for eligibility if proposed projects are identified in approved plans of other units of government. Applications received from the university of Wisconsin system must be supported by department approved plans of the communities in which the schools are located. The system and the communities are required to coordinate their respective programs through the comprehensive planning process and the plans must be approved by the local governing bodies.

(b) Priorities are given to projects which meet urban needs, to activities of the general public over those for a limited group, to basic over elaborate facilities, to participant over spectator type facilities, to projects not having other public or private funds available to them, where a scarcity of recreation land exists and to acquisition over development. Projects which may enhance or preserve natural beauty are encouraged.

(c) Sponsors shall be required to acknowledge federal (LAWCON) assistance by placement of signs approved by the department and the department of interior.

(d) Land acquisition - eligible types of projects. Eligible types of projects for land acquisition are:

1. Areas with frontage on rivers, streams, lakes, estuaries and reservoirs that will provide water-based public recreation opportunities.

2. Land for creating water impoundments to provide water-based public outdoor recreation.

3. Areas that provide special recreation opportunities, such as floodplains, wetlands and areas adjacent to scenic highways.

4. Natural areas and preserves and outstanding scenic areas where the objective is to preserve the scenic or natural values, including areas of physical or biological importance and wildlife areas. These areas must be open to the general public for outdoor recreation use to the extent that the natural attributes of the areas will not be seriously impaired or lost.

5. Land within urban areas for day-use picnic areas, neighborhood playgrounds, play areas for small children, areas adjacent to school playgrounds, and competitive nonprofessional sports facilities.

6. Land for recreation trails.

7. Land for golf courses.

(e) Land development - eligible types of projects. Eligible types of projects for land development are:

1. Observation and sightseeing facilities such as overlooks, turnouts and trails.
2. Boating facilities, such as launching ramps and docks.
3. Picnic facilities, including tables, fireplaces, shelters and paths.
4. Camping facilities, including tent and trailer sites, tables and fireplaces.
5. Swimming, bathing and water sports facilities, including beaches, swimming areas and swimming pools, guard towers and bathhouses.
6. Fishing and hunting facilities, such as trails and fishing piers.
7. Winter sports facilities, such as slopes and trails for sledding and tobogganing, cross-country ski trails, facilities for skating and snowmobiling.
8. Urban recreation areas, such as neighborhood playgrounds, bicycling paths, walking or riding trails and participant sports facilities, including playing fields and tennis courts.
9. Supporting facilities, including entrance and circulation roads, utility and sanitation systems, erosion control work, parking areas, toilet buildings and interpretive facilities where there is a permanent professional naturalist staff and the facilities are on the land being used for nature interpretation.
10. Renovation or redevelopment of an existing facility. When a facility or area has received adequate and regular maintenance attention, yet has deteriorated to the point where its usefulness is impaired, or has become outmoded, renovation may be undertaken to bring the facilities up to standards of quality and attractiveness suitable for public use or redevelopment to a more useful form may be undertaken.
11. Beautification of an area, such as landscaping to provide a more attractive environment, the cleaning and restoration of areas which have been exploited, polluted, littered, etc., and the screening, removal, relocation or burial of overhead wires.
12. Playgrounds and recreation areas on public school grounds, provided that such recreation grounds and facilities being developed are in excess of those normally provided to meet minimum education requirements. In determining the eligibility of a project, a statement or schedule of the time the facility will be available to the public is required.

13. Open shelters and multi-purpose shelter buildings which support an outdoor recreation activity. Buildings devoted primarily to operation, maintenance, concession or control activities are not eligible.

14. Fences for the protection of park users, tennis court fences and ballfield fencing.

15. Dams where the entire shoreline is public and there is sufficient public backup land to insure a good recreation facility.

16. Lighting for tennis courts, hockey rinks, games courts, ballfields, sports fields, multipurpose courts and safety lighting.

17. Outdoor swimming and wading pools.

(f) Development projects which will generally not be assisted are: 1. Restoration or preservation of historic structures.

2. Development of areas and facilities to be used primarily for semiprofessional and professional arts and athletics.

3. Development of amusement facilities such as merry-go-rounds, ferris wheels, children's railroads, exhibit type developments, convention facilities and commemorative exhibits, or the construction of facilities, including their furnishings, that are only marginally related to outdoor recreation such as professional type outdoor theaters.

4. Construction of, and furnishings for, employee residences.

5. Development of areas and facilities to be used solely for game refuges or fish production purposes. However, such developments are eligible if they are open to the public for general compatible recreation use, or if they directly serve priority public outdoor recreation needs identified in the state plan.

6. Construction of lodges, motels, luxury cabins, or similar elaborate facilities.

7. Development projects in new or previously undeveloped recreation areas which consist solely of support facilities, unless it is clearly indicated that such facilities are required for proper and safe recreation use of the area.

8. Buildings primarily devoted to operation and maintenance.

(5) In addition to conditions listed in sub. (4), the general provisions of s. NR 50.05 also apply.

(6) APPLICATION PROCEDURE. Applicants shall submit an application on the prescribed department form to the appropriate district office. A resolution officially adopted by the unit of government must also accompany the application form.

Section 9. NR 50.07 is repealed.

Section 10. NR 50.08 is repealed.

Section 11. NR 50.09(1), (a), (b) and (c) and (2) and (3) are renumbered NR 50.09 (4), (b), (c) and (d) and (5) and (7).

Section 12. NR 50.09(1), (2), and (3) are created to read:

NR 50.09 COUNTY SNOWMOBILE AIDS. (1) PURPOSE. The purpose of this section is to establish standards for the implementation of the snowmobile aids program under to ss. 23.09(11) and (26) and 350.12(4), Stats.

(2) APPLICABILITY. The provisions of this section are applicable to all counties participating in the snowmobile aids program.

(3) DISTRIBUTION OF FUNDS. The distribution of funds according to priority ranked purposes is specified in s. 23.09(26)(c), Stats. Should funds not be sufficient to satisfy the total request for either maintenance, acquisition, or insurance, the funds remaining to satisfy that priority ranked purpose shall be distributed on a proportional basis.

Section 13. NR 50.09(4)(a) is created to read:

(a) PLANNING REQUIREMENTS 1. Counties not previously participating in the snowmobile aids program and desiring to sponsor public snowmobile trails are required to have a comprehensive snowmobile plan approved by the county board of supervisors and the department.

2. Counties that have previously met the comprehensive snowmobile plan requirement are required to maintain a current trail system map that describes trail locations, trail classifications and existing trail mileage by classification.

Section 14. NR 50.09(4)(b)5 as renumbered is amended to read:

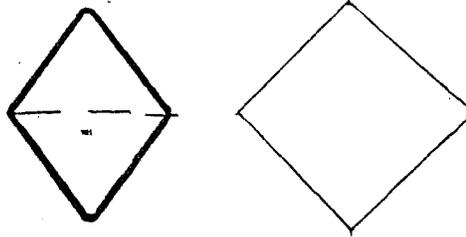
5. The county shall submit a ~~notarized~~ certification that all ~~orat~~ easements, leases or permits secured grant public access and use of the land for snowmobiling. The county shall maintain a current file of all ~~orat~~ easements, leases or permits which shall include the name of the property owner, description of the property, duration of the lease, easement or permit, date owner was contacted, amount to be paid for the easement, lease or permit, and name of the county or snowmobile club representative who obtained the lease, easement or permit.

Section 15. NR 50.09(4)(c)3.b. as renumbered is amended to read:

b. Signs for use on snowmobile trails to regulate snowmobile traffic; or warn snowmobile drivers or shall be totally reflectorized. Guide signs which assist the snowmobile driver to reach his-or-her a destination must-be

in-conformance shall have the letters and legend reflectorized. Informational signs do not need to be reflectorized. Trail signs shall also conform with the following specifications and illustrations:

Figure 1.



TRAIL BLAZER

Purpose: To delineate the trail and to reassure the user that he or she is on the trail.

Size: 6" x 6" x-5"-x-7"

Color: Reflective orange

Figure 2.



STOP SIGN

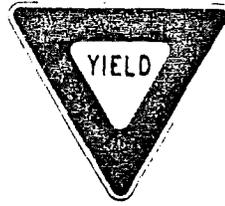
Purpose: Halt users on a snowmobile trail at a road crossing, railroad crossing or trail intersection.

Minimum size: 12" x 12"

Color: Reflective red background and reflective white letters and border.

Legend: 12" x 12" size - 4" upper case letter.

Figure 3.



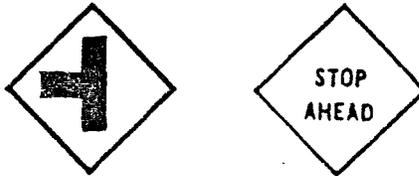
YIELD SIGN

Purpose: To notify the snowmobile driver that right of way should be given to other vehicles, snowmobiles or other trail users at trail intersections and limited vehicle crossings.

Minimum size: 12" x 12" x 12"

Color: Reflective red background and letters. Reflective white border and center.

Figure 4.



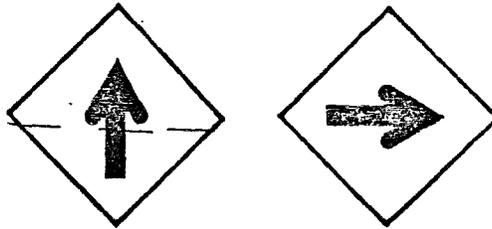
WARNING CAUTION SIGNS

Purpose: To warn the snowmobile driver of a specific trail hazard or advise the driver to proceed with caution at a reduced speed.

Minimum size: 12" x 12"

Color: Reflective yellow background and black letters or legend.

Figure 5.



DIRECTIONAL ARROW SIGN

Purpose: Indicates trail direction or a change in trail direction.

Size: 9" x 9" or 9" x 12"

Color: Reflective orange background with black arrow and border.

Legend: 5" directional arrow.

Figure 6.



HAZARD MARKERS

Purpose: Used in pairs, hazard markers indicate the trail opening through which a snowmobile driver may pass over a bridge or a culvert. The stripes of each sign face inward and show the bridge opening. Used singly, a hazard marker indicates a trail obstruction. The stripes of the sign point down toward the path around the obstruction.

Minimum size: 6" x 12"

Color: Alternate reflectorized black and white 45° diagonal stripes.

Figure 7.



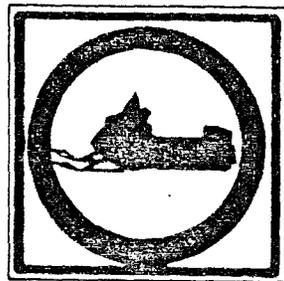
REGULATORY SIGN

Purpose: To inform snowmobile driver or of regulations.

Minimum size: 12" x 18"

Color: Reflective white background and black letters and border.

Figure 8.



PERMISSIVE

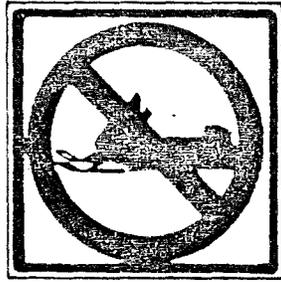
Purpose: To indicate snowmobile trails and other areas where snowmobiling is permitted.

Minimum size: 12" x 12"

Background color: Reflective white.

Legend: Reflective green circle. Black with reflective black snowmobile symbol.

Figure 9.



RESTRICTIVE

Purpose: To indicate areas where snowmobiling is not permitted.

Minimum size: 12" x 12"

Background color: Reflective white.

Legend: Reflective red circle and slash. Black Reflective black snowmobile symbol.

Figure 10.



DO NOT ENTER SIGN

Purpose: To indicate one-way trail or restricted area.

Minimum size: 12" x 12" with 2" letters.

Color: Reflective red background with white letters, border and legend.

Figure 11.



GUIDE SIGN

Purpose: Directs snowmobile driver to his-or-her a destination.

Color: Brown background with reflective white letters and legend.

Legend: 2" upper case letters.

Figure 12.

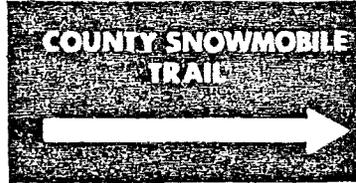
BARRIER MARKERS

Purpose: Barrier markers are used in pairs to indicate a barrier or gate that restricts entry to a trail or road for snowmobiling. The stripes of each sign face inward toward the center of the trail or road.

Minimum size: 6" x 36"

Color: Alternate reflectorized red and white 45° diagonal stripes.

Figure 13.

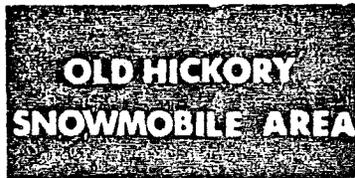


HIGHWAY GUIDE SIGN

Purpose: Inform auto driver of location of snowmobile trail or route.

Color: Brown Reflective brown background with painted reflective white letters and legend.

Figure 14.



INFORMATIONAL SIGN

Purpose: Furnish information about trails or facilities.

Color: ~~Painted-or-stained-brown~~ Brown background with ~~painted-or-rotated~~ white letters.

Legend: ~~Maps~~ 2" upper case letters.

Section 16. NR 50.09(5)(b) as renumbered is amended to read:

(b.) Development 1. County development of snowmobile trails shall be on a 100% grant basis, 75% at the time of approval, but no later than ~~July~~ January 1 and 25% upon completion of the project.

2. Development work cannot be started or project costs incurred until an agreement has been approved by the department and the sponsor.

Section 17. NR 50.09(5)(f) as renumbered is repealed and recreated to read:

(f) Claims will be on a reimbursement basis except for development project advances.

Section 18. NR 50.09(5)(h) is renumbered NR 50.09(5)(g) and NR 50.09(5)(i) is renumbered NR 50.09(5)(h) and as renumbered is repealed and recreated to read:

(h) Trail grooming rates, including operator, power unit and drag, shall be established by the department.

Section 19. NR 50.09(5)(l), (j) and (k) are created to read:

(l) Equipment rates for other maintenance activities and trail development performed by force account, snowmobile clubs or snowmobile club associations may not exceed the county machinery agreement rate established annually by the department of transportation.

(j) Labor rates for other maintenance activities and trail development performed by snowmobile clubs or snowmobile club associations shall be established by the department.

(k) Labor rates for other maintenance activities and trail development by county employees or others included in a labor contract shall be as established by the contract.

Section 20. NR 50.09(6) is created to read:

(6) In addition to conditions listed in sub (5), the general provisions of s. NR 50.05 also apply.

Section 21. NR 50.09(7)(b) as renumbered is repealed.

Section 22. NR 50.10(1) is repealed and recreated to read.

(1) PURPOSE. The purpose of this section is to establish standards for the implementation of an aids program for cities, villages or towns for the initial purchase of snowmobile route signs under ss. 23.09(26) and 350.12(4), Stats.

Section 23. NR 50.10(2), (3) and (4) are renumbered to NR 50.10(3), (4) and (5).

Section 24. NR 50.10(2) is created to read:

(2) APPLICABILITY. The provisions of this section are applicable to all cities, villages or towns participating in the route sign program. Aids are available to cities, villages or towns for up to 100% for approved eligible project costs of initial signing of snowmobile routes which connect authorized trails or which offer entrance to or exit from trails leading to such municipalities.

Section 25. NR 50.10(3)(a)2. as renumbered is amended to read:

2. Reflectorization. The reflective material for all reflectorized signs shall meet the specifications of paragraph 637.2.2.1 on reflective sheeting in the state of Wisconsin division of highways standard specifications for road and bridge construction, edition of ~~1969~~ 1981.

Section 26. NR 50.10(5)(b) as renumbered is repealed.

Section 27. NR 50.11(1) is repealed and recreated to read:

(1) PURPOSE. The purpose of this section is to establish standards for the implementation of the cooperative sign program under ss. 23.09(26) and 350.12(4), Stats.

Section 28. NR 50.11(2) and (3) are renumbered NR 50.11(3) and (4).

Section 29. NR 50.11(2) is created to read:

(2) APPLICABILITY. The provisions of this section are applicable to all snowmobile clubs participating in the cooperative sign program. Free cardboard signs and reflectorized material are available to snowmobile clubs.

Section 30. NR 50.11(3)(a) as renumbered is amended to read:

(a) Trails signed must meet standards ~~set out in section NR 50.09(2)(e)~~ under s. NR 50.09(4)(d)2.

Section 31. NR 50.12(2) is amended to read:

(2) Claim forms shall be filed with the bureau of law enforcement, department of natural resources, on or before ~~February-June~~ June 1 of the year following the year 12-month period for which the claim is made. Claims ~~are to~~ shall be made for the ~~extended-year~~ May 1 to April 30 period immediately preceding the filing date.

Section 32. NR 50.12(3)(a), (d)(intro.), 4. and (e) are amended to read:

(a) Form 8700-59 - Notice of Intent to patrol. In order to be eligible for the state aids, a snowmobile patrol must function as an enforcement unit and file an intent to patrol form with the department of natural resources listing the authority under which the snowmobile patrol will operate. On or before ~~October~~ July 1 of each year a county must file an intent to patrol form with the department, sent to the attention of the Office of the Coordinator of Snowmobile Safety, P.O. Box 7921, Madison, Wisconsin.

(d) On or about ~~December~~ April 1 of each year, 3 sets of the following forms will be sent by the department to each county which has an intent to patrol form on file. The appropriate official fills out all of the forms,

retains one set for the county's records, and files 2 sets with the bureau of law enforcement on or before ~~February~~ June 1, covering the patrol expense for the preceding ~~calendar-year-12-month~~ period of May 1 to April 30. Claims which are received by the department after this date ~~cannot~~ and will not be processed for payment.

4. Form 8700-63 - Depreciation schedule-straight line method. This form is to be completed by the appropriate county official, who shall list all capital outlay equipment and the resulting depreciation. Depreciation shall be calculated at the rate of 12 1/2 % annually on all equipment (over \$100.00) except snowmobiles, which shall be figured at the rate of ~~33-1/3%~~ 20% annually.

Section 40. NR 50.12(3)(e) is amended to read:

(e) Each claim shall be audited by the department as soon as possible after the claim has been received. Payment of claims shall be made no later than ~~April~~ October 1. Reimbursement of the actual cost and maintenance of snowmobile enforcement patrols is authorized. Travel expenses and salaries for training purposes are authorized only for attendance at snowmobile enforcement training sessions conducted by the department. The person in charge of the patrol, or ~~his or her~~ designee, is required to attend all designated department snowmobile enforcement patrol training sessions as a condition of receiving aids under this section and s. 350.12(4)(a)4., Stats.

Section 33. NR 50.14 is repealed and recreated to read:

NR 50.14 COUNTY FISH AND WILDLIFE AID. (1) PURPOSE. The purpose of this section is to establish standards for the implementation of a grant-in-aid program for county fish and wildlife projects under to s. 23.09(12), Stats.

(2) APPLICABILITY. Provisions of this section are applicable to counties and tribal governing bodies participating in the county fish and wildlife program.

(3) ALLOCATION OF FUNDS. (a) County fish and wildlife aids will be allocated for use as soon after July 1 of each year as they become available.

(b) Funds will be allocated to each county and Indian tribe until October 1. Unused county and tribe funds revert to 6 district funds on October 1. These district funds are available to counties and tribes within district boundaries. Unused district funds revert to a statewide fund on May 1 of each year. These statewide funds are available to counties and tribes anywhere in the state.

(c) State aid allocated to any county or tribe for the enhancement of fish and wildlife habitat shall be based on the ratio of the area of the county (less reservation lands) or reservation to the total area of the state (excluding outlying waters and interstate boundary waters of the Mississippi river and Lake Pepin).

(4) ALLOWABLE COSTS, BILLING AND AUDITS. (a) The state share may not exceed one-half of the actual project cost.

(b) Except for specialized equipment useful solely for fish or wildlife management purposes, aids under this program may not be used to purchase equipment.

(5) In addition to conditions listed in sub.(4), the general provisions of s. NR 50.05 also apply.

Section 34. NR 50.15 is repealed and recreated to read:

NR 50.15 WILDLIFE HABITAT DEVELOPMENT ON COUNTY FORESTS. (1) PURPOSE. The purpose of this section is to establish standards for the implementation of a grant-in-aid program for forest wildlife habitat improvement on county forest lands entered under s. 28.11, Stats., pursuant to s. 23.09(17m), Stats.

(2) APPLICABILITY. Provisions of this section are applicable only to counties having county lands entered under s. 28.11, Stats.

(3) ELIGIBLE PROJECTS. (a) Counties may receive aids on a priority basis for:

1. Maintenance of intolerant forest types in danger of being replaced through natural conversion to forest types of lower value to wildlife; maintenance of existing forest openings.
2. Deer yard improvement; creation of forest openings.
3. Trail seeding and maintenance road and trail construction.

(4) ALLOWABLE COSTS, BILLINGS AND AUDITS. (a) One hundred percent of approved eligible project costs will be funded.

(b) Fifty percent advance payments may be made at the time of project approval if requested by sponsor.

(5) In addition to conditions listed in sub. (4), the general provisions of s. NR 50.05 also apply.

(6) USEFUL LIFE. (a) The maximum useful life of habitat development activities on lands withdrawn from s. 28.11, Stats., and the title to which is transferred by the county to other than a public agency, may not exceed the following guidelines:

<u>Activity</u>	<u>Maximum Useful Life In Years</u>
All weather roads	20
Openings	10
Hunter access trail construction	10
Aspen regeneration	10
Tree planting	10

(b) In the event a reimbursement is due the department, the calculation of such amount shall be based on a straight line depreciation of the original value of the development over its maximum useful life as specified in par. (a).

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on December 15, 1982.

The rules contained herein shall take effect as provided in s. 227.026(1)(Intro.), Stats.

Dated at Madison, Wisconsin March 18, 1983

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By Carroll D. Besadny
 Carroll D. Besadny, Secretary

(SEAL)