

(a) No trees or shrubs over 5 years of age or more than once transplanted shall be produced for general distribution by state-operated nurseries.

(b) Species grown shall be limited to trees and shrubs normally used for forestry and wildlife plantings.

(c) No shipment of less than 500 trees will be made to an applicant. However, "wildlife packets", including trees and shrubs and tree packets for windbreaks, shelterbelts and erosion control in quantities of not less than 250 trees or shrubs shall be made available where practicable.

(d) No trees or shrubs shall be made available to commercial or municipal nurseries for lining out stock or other nursery purposes.

(e) Nursery stock produced in state-operated nurseries may not be utilized for the commercial production of Christmas trees.

(f) Trees and shrubs may be purchased for education and public awareness purposes by educational institutions, youth groups (such as 4-H, future farmers, boy scouts, girl scouts and similar vocational or character building organizations), and nonprofit organizations for planting, provided the department is assured the project will have adequate supervision.

(g) All trees and shrubs distributed for planting on private lands, except as provided in par. (h), shall be purchased at prices established by the department in accordance with s. 28.06 (2), Stats.

(h) Trees and shrubs may be made available free of charge for department-sponsored forestry promotional events, university research and project respect participants, provided the department is assured the project will have adequate supervision and pending availability of nursery stock.

(i) Species inventories exceeding sales and allotments may be sold or traded with other states or the U.S.F.S.

(j) Nursery stock produced in state-operated nurseries shall be made available for reforestation purposes on county forest lands entered under s. 28.11, Stats., at 50% of the prevailing price established in accordance with s. 28.06 (2), Stats.

History: Cr. Register, April, 1975, No. 232, eff. 5-1-75; r. and recr. (2) (e) and (h), am. (2) (f) and (g), cr. (2) (j), Register, April, 1993, No. 449, eff. 5-1-93.

NR 1.21 Private forestry assistance. (1) **PURPOSE.** This section and ss. NR 1.211 to 1.213 contain rules for the administration of the private forestry assistance program to private, non-industrial landowners under ss. 26.35, 28.01 and 28.07, Stats. Priorities for servicing private forestry requests and a cooperative program with consulting foresters is established.

(2) **DEFINITIONS.** For the purpose of this section and ss. NR 1.211 to 1.213:

(a) "Cooperating consulting forester" means an independent consulting forester or industrial consulting forester who enters into a cooperative agreement with the department relating to the providing of forestry services to private landowners.

(b) "Department" means the Wisconsin department of natural resources.

(c) "Department forester" means a person meeting the qualifications of the department and employed by the department to carry out assigned forest management responsibilities.

(d) "Forester" means a person other than one employed by the department who has received a bachelor or higher degree from a school of forestry with curriculum accredited by the society of american foresters in the management of forest resources.

(e) "Forestry firm" means a business that employs a forester or foresters and is engaged in providing forest management services to private landowners.

(f) "Independent consulting forester" means a forester who provides a variety of professional forestry services to and represents private landowners on a contract or fee basis which is paid by the landowner.

(g) "Industrial consulting forester" means an industrial forester who, as part of his or her employment, provides advice and assistance to private landowners to promote approved forest management practices.

(h) "Industrial forester" means a forester employed by a wood-using industry who may manage company-owned woodlands to produce forest products, or may work with private landowners to purchase forest products for the industrial forester's employer.

(i) "Poletimber" means those trees that range from 5 to 9 inches in diameter for conifers and 5 inches to 11 inches in diameter for all other species when measured 4.5 feet above ground level and which contain a minimum volume of 3 cords per acre.

(j) "Sawtimber" means those trees that are at least 9 inches and larger in diameter for conifers and 11 inches and larger in diameter for all other species when measured 4.5 feet above ground level and which contain a minimum volume of 1300 board feet per acre.

History: Cr. Register, April, 1975, No. 232, eff. 5-1-75; r. and rec. Register, July, 1989, No. 403, eff. 8-1-89.

NR 1.211 Cooperative forestry policy. The department shall administer the private forestry program in a manner which will provide management assistance to owners of private forest lands.

(1) The department shall provide technical forestry assistance on privately owned forest lands in Wisconsin.

(2) The department may enter into agreements with any governmental agency, public or private corporation or private owner to achieve improved forest land management.

(3) The private forestry program shall focus on leadership in forestry through management planning, demonstration, education and coordination of forestry activities. The department shall strive to reach a large number of people and effect forest management on the most acreage as is reasonably possible.