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(FORM UPDATED: 08/11/2010)

WISCONSIN STATE LEGISLATURE ...
PUBLIC HEARING - COMMITTEE RECORDS

2003-04

(session year)

Assembly

(Assembly, Senate or Joint)

Committee on Forestry...

COMMITTEE NOTICES ...

- Committee Reports ... **CR**
- Executive Sessions ... **ES**
- Public Hearings ... **PH**

INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL

- Appointments ... **Appt** (w/Record of Comm. Proceedings)
- Clearinghouse Rules ... **CRule** (w/Record of Comm. Proceedings)
- Hearing Records ... bills and resolutions (w/Record of Comm. Proceedings)
(**ab** = Assembly Bill) (**ar** = Assembly Resolution) (**ajr** = Assembly Joint Resolution)
(**sb** = Senate Bill) (**sr** = Senate Resolution) (**sjr** = Senate Joint Resolution)
- Miscellaneous ... **Misc**

* Contents organized for archiving by: Stefanie Rose (LRB) (July 2013)

Assembly

Record of Committee Proceedings

Committee on Forestry

Assembly Bill 13

Relating to: sales of damaged timber by the department of natural resources and by counties from county forest lands.

By Representatives Friske, Ainsworth, Seratti, M. Williams, Gard, Owens, Vrakas, D. Meyer, Gunderson, Pettis, Loeffelholz, Bies, Musser, Jeskewitz, Hahn, Kestell, Ladwig, Krawczyk, Hines, Van Roy, McCormick, LeMahieu, Olsen, Petrowski and Gronemus; cosponsored by Senators Kedzie, Breske, Welch and Risser.

January 30, 2003 Referred to Committee on Forestry.

February 11, 2003 **PUBLIC HEARING HELD**

Present: (5) Representatives Friske, Ainsworth, Seratti, M. Williams and Boyle.
Absent: (1) Representative Hubler.

Appearances For

- State Representative Donald Friske (35th).
- Jeff Barkley – Department of Natural Resources.
- Colette Matthews – Wisconsin County Forests Association.

Appearances Against

- None.

Appearances for Information Only

- Gene Francisco – Retired Chief State Forester.
- State Senator Neil Kedzie.
- Jennifer Sunstrom – Wisconsin Counties Association.
- Gunnar Bergersen – Timber Producers Association/Lake States Lumber.

Registrations For

- None.

Registrations Against

- Ricardo Jomarren – Habitat Education Center/Sierra Club.

April 28, 2003

EXECUTIVE SESSION HELD

Present: (5) Representatives Friske, Ainsworth, Seratti, M. Williams and Hubler.
Absent: (1) Representative Boyle.

INTRODUCTION AND ADOPTION OF ASSEMBLY AMENDMENT 1,

Ayes 5, Noes 0

Ayes: (5) Representatives Friske, Ainsworth, Seratti, M. Williams and Hubler.

Noes: (0) None.

Absent: (1) Representative Boyle.

PASSAGE AS AMENDED RECOMMENDED,

Ayes 5, Noes 0

Ayes: (5) Representatives Friske, Ainsworth, Seratti, M. Williams and Hubler.

Noes: (0) None.

Absent: (1) Representative Boyle.



Tim Gary
Committee Clerk

Vote Record

Committee on Forestry

Date: 4-28-03

Moved by: Rep. Hubler

Seconded by: Rep. Ainsworth

AB 13 SB _____ Clearinghouse Rule _____
 AJR _____ SJR _____ Appointment _____
 AR _____ SR _____ Other _____

A/S Amdt 1
 A/S Amdt _____ to A/S Amdt _____
 A/S Sub Amdt _____
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Be recommended for:
 Passage Adoption Confirmation Concurrence Indefinite Postponement
 Introduction Rejection Tabling Nonconcurrency

| <u>Committee Member</u> | <u>Aye</u> | <u>No</u> | <u>Absent</u> | <u>Not Voting</u> |
|--|-------------------------------------|--------------------------|-------------------------------------|--------------------------|
| Representative Donald Friske | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Representative John Ainsworth | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Representative Lorraine Seratti | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Representative Mary Williams | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Representative Mary Hubler | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Representative Frank Boyle | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Totals: | <u>5</u> | <u>0</u> | <u>1</u> | _____ |

Vote Record

Committee on Forestry

Date: 4-28-03

Moved by: Rep. Hubler

Seconded by: Rep Ainsworth

AB 13 SB _____ Clearinghouse Rule _____
 AJR _____ SJR _____ Appointment _____
 AR _____ SR _____ Other _____

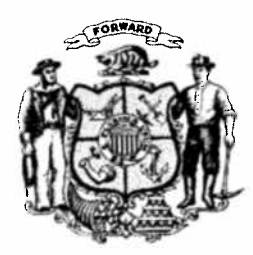
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Be recommended for:
 Passage Adoption Confirmation Concurrence Indefinite Postponement
 Introduction Rejection Tabling Nonconcurrence

| <u>Committee Member</u> | <u>Aye</u> | <u>No</u> | <u>Absent</u> | <u>Not Voting</u> |
|--|-------------------------------------|--------------------------|-------------------------------------|--------------------------|
| Representative Donald Friske | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Representative John Ainsworth | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Representative Lorraine Seratti | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Representative Mary Williams | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Representative Mary Hubler | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Representative Frank Boyle | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Totals: | <u>5</u> | <u>0</u> | <u>1</u> | <u> </u> |



WISCONSIN STATE LEGISLATURE





Wisconsin Society of American Foresters

February 7, 2003

Chairman Donald R Friske
Assembly Forestry Committee
312 North Capitol
PO Box 8952
Madison, WI 53708-8952

Dear Representative Friske:

The Wisconsin chapter of the Society of American Foresters supports AB 13 relating to the sale of damaged timber by the Department of Natural Resources and by counties from county forest lands. This legislation would simplify and expedite the process by which damaged timber is sold from county forests and create a uniform policy for the sale of damaged timber from state and county forest lands and state park lands. In addition, it would expand the meaning of "damaged" to include snow, ice, and hail (in addition to fire and wind) and apply it consistently to certain county and state lands.

We support these technical changes to Wisconsin Statutes 26.22, and several subsections of 28.11. County and State Forest administrators need the flexibility that this statute provides to deal with the salvage of damaged timber in a safe and timely manner. If the provisions of AB13 are adopted, the public will enjoy greater safety in their recreational pursuits, managers and citizens will experience reduced risks from fires and insect outbreaks, and the state will receive higher stumpage fees for timber salvaged before it degrades. We believe these are all positive outcomes for the people and forest resources of Wisconsin.

The Wisconsin chapter of the Society of American Foresters represents more than 500 professional foresters helping to manage more than 15 million acres of Wisconsin's forestlands. Your sponsorship of this important legislation indicates that you also value these Wisconsin's forest resources. If I can provide further information, please call me at 608-262-0449.

Sincerely,

Raymond P. Guries
Professor of Forestry, University of Wisconsin-Madison, and
Chair, Policy and Legislation Committee, WI Chapter, SAF

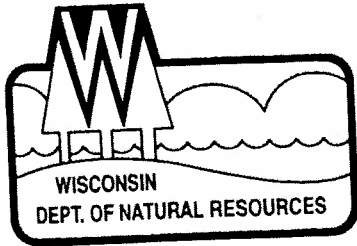
Thank you for Supporting the Society of American Foresters

February 10, 2003

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cc P. DeLong, Div. of Forestry Administrator
C. Mathews, WI County Forest Assn.
R. Rogers, State Chair, Society of American Foresters





State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor
Scott Hassett, Secretary

101 S. Webster St.
Box 7921
Madison, Wisconsin 53707-7921
Telephone 608-266-2621
FAX 608-267-3579
TTY 608-267-6897

Assembly Bill 13

Assembly Committee on Forestry

Department of Natural Resources Testimony
Jeff Barkley, County Forest / Public Lands Specialist
Division of Forestry
February 11, 2003

Mr. Chairman and Committee Members:

Good afternoon. My name is Jeff Barkley and I am the County Forest / Public Lands Specialist with the Department of Natural Resources' Division of Forestry. I appreciate this opportunity to appear before you to discuss AB 13.

The Department of Natural Resources strongly supports AB 13. This bill expands the authority of DNR and counties to sell timber damaged by fire, wind, snow, hail or ice in a manner that the DNR or county considers is in the best interest of state or county.

Each year the State undergoes a number of weather-related events that damage our forest resources. Efficient and timely salvage of the trees from these lands is imperative in order to harvest the timber before it degrades, minimize potential for insect and disease buildup, reduce fire hazard and lessen disruption to recreational trails and areas. Our forests, individual landowners, the economy and the public all benefit.

Current law streamlines and facilitates these efforts only on State Forests and State Parks and only for wind and fire events. The Department of Natural Resources manages nearly a million acres of land not designated as State Forest or State Park. In addition, we are in partnership with 29 counties managing over 2.35 million acres under the County Forest Law. The problems associated with salvage are not unique to the State Forests and Parks. All of the land under Department jurisdiction has the same urgency and need for action after catastrophic events. We feel this bill provides the consistency across designation and ownership lines necessary to streamline the salvage process, where it is warranted.

The all-to-recent history has shown us that catastrophic events requiring quick action are not all limited to wind and fire events. Snow, ice and even hail storms have proven to be equally destructive. By addressing only wind and fire, current law is inadequate to address these pressing needs. This bill encompasses all of the foreseeable events that do not allow us, as land managers, to anticipate and plan for.

AB 13 increases flexibility and allows objectives to be met in a timely manner. Please do not mistake the fact that property objectives and public interest are foremost in the minds of property managers in assessing how to respond to such incidents. The course of action chosen relates to these factors. AB 13 increases flexibility but does not mandate a

particular course of action. Furthermore, the Department makes every effort to offer sales in a competitive bidding process, even when unexpected events take place. This will not change. Competitive bidding allows all interested parties to participate and ensures the public receives the best price for its resource. Nonetheless, having the flexibility to use direct sales when timing is critical, will ensure that the public is best served in the response taken by the Department or County Forest.

We urge the committee to support AB 13 and advocate its passage by the Legislature.

I appreciate this opportunity to express the Department's support for AB 13 and would be glad to answer any questions you might have.



Gary, Tim

From: Barkley, Jeffrey D
Sent: Friday, February 28, 2003 8:06 AM
To: Friske, Donald; Seratti, Lorraine
Cc: DeLong, Paul J; Mather, Robert J; Warren, James K; 'Colette Matthews - WCFA Exec. Secretary'
Subject: AB13 - Timber Sale Salvage

Rep. Friske and Rep. Seratti:

At the legislative hearing on Feb. 11, Rep. Seratti had asked the question as to how the neighboring state's operate. I apologize for the delay in getting this information back to you. You should already have received the Department's suggested amendment language per Rep. Boyle's recommendation to include insects and disease. Our neighbor's policies are as follows in regards to salvaging timber damaged by insects, disease, wind, fire, snow, hail or ice:

Michigan

They have no State laws or rules on disposing of timber on State land. The statutes allow the Department of Natural Resources to sell timber in whatever manner they see fit. They do have some internal policies, however, that are specific to whatever division has jurisdiction (e.g. Parks may have a slightly different policy than the Division of Forest, Mineral and Fire Management). Their Division of Forest, Mineral and Fire Management governs harvesting on the State Forests, which, at 3.9 million acres, are the largest public land holdings by far. Their policy allows local stations to direct sale any timber less than \$2000 of estimated value. Anything above that must get approval from their Central Office. They have much more flexibility than Wisconsin in that they have no requirements on advertising any timber sale. In a large salvage situation they often sell it direct or sometimes may do a quick direct mailing to interested loggers and request a bid.

Minnesota

They also have more flexibility than Wisconsin. Their law allows them to sell salvage wood direct in whatever fashion the Commissioner (their Chief State Forester) deems in the state's best interest. There is no \$ limit in a salvage situation.

I hope this is of value as you consider the passage and amendment of AB13. Please forward this on to the rest of your committee as you deem appropriate. Contact me with any questions.

Jeff Barkley
County Forest / Public Lands Specialist
Division of Forestry
Wisconsin Dept. of Natural Resources
608-264-9217

AB13

FRISKE Spoke in favor of - Look @ Bio Range
Jeff Barkley Spoke in favor
Collette Spoke in favor