

Chapter NR 50

ADMINISTRATION OF OUTDOOR RECREATION
PROGRAM GRANTS AND STATE AIDS

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Note: The following recreational aids programs are found elsewhere: Motorcycle Recreation Program, ch. NR 65 and Recreational Boating Facilities Program, ch. NR 7.

History: Chapter NR 50 as it existed on March 31, 1975 was repealed and a new chapter NR 50 was created, effective April 1, 1975.

NR 50.01 Purpose. The purpose of this chapter is to establish procedures for implementation of various recreational aids programs under ss. 20.370 (4) (bx), 23.09 (11), (12), (17m), (20), (25) (e) and (26), 23.30 (3) (h), 30.275 and 350.12 (4), Stats., and 16 U.S.C. ss. 460d, 460L-4, et seq.

History: Cr. Register, May, 1983, No. 329, eff. 6-1-83; am. Register, April, 1984, No. 340, eff. 5-1-84; am. Register, November, 1986, No. 371, eff. 12-1-86; am. Register, April, 1989, No. 400, eff. 5-1-89.

NR 50.02 Applicability. The provisions of this chapter are applicable to all sponsors of recreational aid programs under ss. 20.370 (4) (bx), 23.09 (11), (12), (17m), (20), (25) (e) and (26), 23.30 (3) (h), 30.275 and 350.12 (4), Stats., and 16 U.S.C. ss. 460d, 460L-4, et seq.

History: Cr. Register, March, 1975, No. 231, eff. 4-1-75; cr. (6), Register, March, 1977, No. 255, eff. 4-1-77; cr. (7) and (8), Register, June, 1980, No. 294, eff. 7-1-80; cr. (9), Register, September, 1980, No. 297, eff. 10-1-80; r. and recr. Register, May, 1983, No. 329, eff. 6-1-83; am. Register, April, 1984, No. 340, eff. 5-1-84; am. Register, November, 1986, No. 371, eff. 12-1-86; am. Register, April, 1989, No. 400, eff. 5-1-89.

NR 50.03 Definitions. (1) "Department" means department of natural resources.

(2) "Secretary" means secretary, department of natural resources.

(3) "Applicant" means unit of government applying for a grant.

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

(5) (a) "Acquisition project" includes the acquisition of land or rights thereto for a well defined outdoor recreation area or purpose.

(b) "Development project" includes the development of structures, utilities, facilities or landscaping necessary for outdoor recreation use of an area.

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

(7) "Assistance" means funds made available by the department to a sponsor in support of a public outdoor recreation project.

(8) "Contingency fund" means that part of the LAWCON apportionment that is not immediately apportioned to counties or state agencies but held by the department to meet high priority, unforeseen, or emergency needs.

(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 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.

(12) "District" means one of the 6 field administrative offices of the department of natural resources.

(13) "Project period" means the period of time specified in the agreement during which all work must be accomplished.

(14) "Basic facilities" means the minimum improvements necessary to enable people to make use of recreation sites with minimum maintenance.

(15) "State outdoor recreation plan" means the comprehensive statewide outdoor recreation plan required by the land and water conservation fund act.

(16) "Enforcement" means the detection and prevention of crimes and civil violations, and the arrest of those persons who violate such laws. To qualify for state aids under ss. 30.79 and 350.12, Stats., and ss. NR 50.12 and 50.13, officers involved in the "enforcement" of ss. 30.50 to 30.80 or ch. 350, Stats., must have the authority to make arrests for the violations of the laws they are employed to enforce.

(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.

(18) "Conservancy zone" is the designation a unit of government may give to a natural area held for the preservation of open space and supporting environmental education, nature interpretation and research activities.

(19) "Qualified naturalist" means a person who has had academic training and/or experience in ecology and outdoor education.

(20) "Fringe benefits" are employers' contributions or expenses for social security, employee's life and health insurance plans, unemployment

(e) Projects where the applicant is financially able to adequately maintain and operate the pond receive higher priority.

(7) ALLOWABLE COSTS. (a) One hundred percent of the reasonable, actual net costs which are attributed to activities considered eligible under sub. (2) will be funded, but not more than \$30,000 for any one grant.

(b) The department shall determine whether projected costs to renovate ponds are reasonable.

(c) Cost overruns beyond the original grant award are not allowable.

(d) Donated labor, materials, land, or other activities which do not result in an actual expenditure by the applicant are not allowable.

(e) Indirect costs are not allowable.

(8) APPLICATION AND GRANT AWARD PROCEDURES. (a) A person who wishes to apply for a grant under this section shall apply on forms available from the department. Applications shall be submitted to the department no later than May 1 in order to be considered.

Note: Grant application forms are available from the department's district offices and from the Bureau of Fisheries Management, Department of Natural Resources, 101 S. Webster Street, P.O. Box 7921, Madison, WI 53707.

(b) The department shall evaluate completed applications by June 30 to determine which applicants will receive grants under this section.

(c) Applicants shall be notified by the department of its determination. Successful applicants shall be sent a grant agreement which indicates the date the project is approved and the project termination date and includes an agreement to rear walleyes or muskellunge or both for distribution consistent with department procedures for a period of not less than 5 years from the expected date of completion of pond renovation.

(d) No grant may be awarded and development work under the grant may not proceed until the grant agreement under par. (c) has been signed by the applicant and department.

(e) Grant expenditures shall be within the grant period, grant scope and grant amount shown in the grant agreement.

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

(g) A request for grant extension shall be submitted prior to the project termination date.

History: Cr. Register, May, 1990, No. 413, eff. 6-1-90.