

SUBJECT: Request adoption of Board Order FR-03-08 related to stumpage rates, definition changes and additions, and procedural changes to MFL petitions and management plan packets.

FOR: JUNE 2008 **BOARD MEETING**

TO BE PRESENTED BY: Kathryn J. Nelson, Forest Tax Section Chief

SUMMARY:

Changes to NR 46, Wisconsin Administrative Code include the following:

- 1) Annual Stumpage Rate Adjustments. Section 77.06(2) and 77.91(1), Wis. Stats., require the department to establish stumpage rates used in calculating severance and yield taxes on timber harvested from land enrolled in the Forest Crop Law (FCL) and Managed Forest Law (MFL) programs. This rule would repeal and recreate NR 46.30(2) (a) through (d) to revise the stumpage rates used in calculating severance and yield taxes for timber harvested during the period of November 1, 2008 through October 31, 2009. Thirteen separate zones reflect varying stumpage rates for different species and products across the state. The average change from current rate is a 0.51% decrease for saw timber, a 1.37% decrease for pulpwood, and a 0.14% decrease for piece products. Private timber sales were used in calculating the proposed stumpage rates as well as using input from the public hearings.
- 2) NR 46.15(3m) was created to provide a definition of "consideration." This definition defines cash, good and in-kind services as consideration and excludes payments from governmental bodies or non-profit organizations where the purpose of the payment is to provide public access for a recreational activity.
- 3) NR 46.15(23) is amended to include a trust or other similar entity into the definition of "owner" or "ownership." This addition will allow for the trust to be listed as the owner instead of the trustee. DNR will have the mechanism to locate changes in ownership because deeds will be recorded at the local register of deeds offices.
- 4) NR 46.16(1)(b) is amended to state that a management plan must be submitted with the petition when applying for the May 15 petition deadline.
- 5) NR 46.16(6) is amended to allow landowners to change the petitioned lands for the July 1 deadline prior to the submission of a completed management plan packet.

RECOMMENDATION: Adopt Board Order FR-03-08.

LIST OF ATTACHED MATERIALS:

- | | | | | | |
|----|-------------------------------------|---|-----|-------------------------------------|----------|
| No | <input type="checkbox"/> | Fiscal Estimate Required | Yes | <input checked="" type="checkbox"/> | Attached |
| No | <input checked="" type="checkbox"/> | Environmental Assessment or Impact Statement Required | Yes | <input type="checkbox"/> | Attached |
| No | <input type="checkbox"/> | Background Memo | Yes | <input checked="" type="checkbox"/> | Attached |

APPROVED:

| | |
|--|---------------|
| /s/ | 5/21/08 |
| _____ Bureau Director, Robert J. Mather | _____ Date |
| /s/ | 5/28/08 |
| _____ Administrator, Paul J. DeLong | _____ Date |
| /s/ | 6/09/08 |
| _____ Secretary, Matt Frank | _____ Date |

- cc: Laurie J. Ross - AD/5
 Quinn Williams - LS/8
 Kathy Nelson - FR/4
 Robert Mather - FR/4
 Paul DeLong - AD/8

DATE: May 21, 2008

TO: Christine Thomas, Chair, Natural Resources Board
Jonathan P. Ela, Vice-Chair, Natural Resources Board

FROM: Matt Frank

SUBJECT: Proposed Revisions to Chapter NR 46

Subject of Proposed Rule:

Chapter NR 46.30, Forest Tax Program, annual timber stumpage rate changes.
Modifications to the definition of “ownership” under Chapter NR 46.15(23) to include trusts.
Revision of Chapter NR 46.16 Managed Forest Law petition and entry packet information.

1. Why is the rule being proposed?

The issues needing to be addressed are routine and technical within the Forest Crop Law (FCL) and Managed Forest Law (MFL) program. Stumpage values must be changed annually according to s.77.91(1), Wis. Stats. Other changes proposed in this rule include definition and procedural changes to clarify and streamline the entry and administrative processes of the MFL program and from changes to the Managed Forest Law program after passage of 2007 Act 20.

2. Summary of the rule.

The Department is required to assess the value of cut wood products from FCL and MFL lands based on the current stumpage value schedule. Stumpage values are determined each year by surveying industry, private forestry consultants and DNR field staff on the prices obtained the previous year for wood products by species, product type, and zone. These values are recalculated annually using a weighted three-year average and published in NR 46.30. The stumpage value charts are used to determine severance and yield tax payments for participants in the Forest Tax Law programs. It is important to adjust these values annually so that landowners are not paying too much or too little in yield/severance tax. The monies collected are distributed to the municipalities within which the land is located to help offset reduced property taxes collected from these lands.

A definition of “consideration” is developed to clarify how the department will administer the changes to the Managed Forest Law (MFL) program after the passage of 2007 Wisconsin Act 27. Act 27 removed the incentive for landowners to subdivide their properties for the purposes of leasing the lands for recreational activities. The proposed definition of consideration excludes payments from governmental agencies and non-profit organizations if the purpose of the payment is to provide public recreation. This definition is consistent with the purpose of the MFL program in s. 77.80 in that more private property will be made accessible to the public for recreational activities. It is also consistent with s. 77.83, which describes the amount of lands that may be closed to public recreation and activities that must be allowed through public recreation.

Under Wis. Admin. Code NR 46.15(23), the current definition of “owner” or ‘ownership’ means one with an interest in the land in fee or in equity, including that of a grantee of a land contract prior to satisfaction of all conditions of the contract, or as established by statute. Under this definition, changes in ownership by owners converting their direct property interest to Trusts and other similar “will-substitutes” are not considered “transfers” under current interpretation of Wisconsin law. This prevents the effective administration of the Managed Forest Law program, by preventing direct notification of potential changes in controlling ownership of the Managed Forest Law property in question. A change in the definition that includes trusts and other similar entities would solve this problem by clearly establishing the need for an owner to document and record the transfer of interest with the Department’s Forest Tax Law section.

Current petitions and entry packets have information and requirements which have become either duplicative, based on the subsequent management plan requirements, or unnecessary based on advances both in the technical capabilities of the Forest Tax Section’s administrative capabilities and response times. The Department’s changes will allow for faster turn around and entry into the Managed Forest Law program, and will result in a less burdensome and more customer friendly approach to the program.

3. How does this proposal affect existing policy?

The proposal is administrative and will update stumpage values and streamline existing procedure. The proposal will also include definitions due to changes to the MFL program after the passage of 2007 Act 20.

4. Hearing Synopsis.

Hearings were held on April 16, 2008 beginning at 10 AM. Hearing location sites were in Madison, Green Bay, Stevens Point and Eau Claire. Seven people attended the hearings with 5 people in Green Bay and 2 people in Stevens Point. No one attended the hearings in Eau Claire or Madison. There were ten comments received by the Forest Tax Section before and after the public hearings were held. Comments mostly reflected suggestions for individual stumpage prices within the 13 existing market zones. Eighteen (18) changes were made to the pulpwood prices and ten (10) changes were made to the sawlog prices. A suggestion was made to remove the statement on the mixed products table to allow the use of mixed products with pulpwood, sawlogs, and piece products. These suggestions were incorporated into the final rule package.

One comment questioned the new definition of “consideration” and whether the department had the authority to clarify legislative intent on the change in the Managed Forest Law due to 2007 Wis. Act 20. The comment also questioned whether the department could develop a definition that allowed some landowners to receive consideration for providing public access for recreational activities while not allowing other landowners to receive consideration for allowing individual people access for the same recreational activities.

DNR’s response is that it has the authority to clarify legislative intent through the rulemaking process. The Managed Forest Law program was originally designed to have a certain amount of lands closed to public access with the intent that the remaining lands would be left open to public access. This intent is identified in the purpose of the MFL program. Since the legislature prohibited landowners from receiving compensation for closing and leasing lands to individual

recreational use, it can be construed that leasing to encourage public recreational use is consistent with the original purpose of the MFL program and should be encouraged by the department.

Two comments were received against the change in the definition of “ownership” to include trusts. These people suggested that listing trustees as the owner and not the trust would help to reduce the incentive to subdivide property and to keep more lands open to public access.

DNR’s response is that landowners have many avenues in which to subdivide their properties in order to create the appearance of different owners for the purpose of having the maximum acreage of land closed to public access. Landowners who are intent on closing lands will find one of these avenues to meet their goals. DNR is proposing the change in definition in order to determine the actual owners of a piece of property. Deeds are usually recorded at the register of deeds office when land transactions occur, including transferring of lands from individuals to trusts, regardless of whether the trustees are listed on the deed. Since changes in trustees are not necessarily recorded at the register of deeds office, DNR has no mechanism for finding changes in trustees. This proposed rule change would allow DNR to list the trust as the owner. Trustees could be listed as the contact person without the need to file a transfer for each change in trustee.

One comment was received relating to NR 46.16 (1) (b) relating to the addition of the words “management plan packet.” The additions of these words were found to be confusing since the definition of a “management plan” included most of the definition of a “management plan packet.”

DNR responded by changing the definition to eliminate the words “management plan packet” and restructured the sentence to place the words “management plan” adjacent to the word “petition.”

The Wisconsin Paper Council recommended that DNR work with partners to expand private land timber sales data available to the DNR and the possibility of having seasonal stumpage data.

DNR’s will work with the Wisconsin Paper Council and other partners to discuss ways to expand private land timber sales data prior to beginning the administrative rulemaking process in the fall of 2008.

The Legislative Council Rules Clearinghouse Report found one paragraph that was incomplete. Wording in the paragraph was corrected and made clear.

5. Environmental Analysis

Department staff has determined that the proposed rule changes do not require an environmental analysis. The issues addressed in the rule changes primarily affect administrative efficiency and changes to align the rule with newly enacted statutory provisions under Wis. Stats. s. 77.82, and as such, would fall under Wis. Admin Code NR 150.03(6)(a)3.b. as a Type III action, which does not require an environmental analysis.

6. Small Business Analysis

Department staff has determined that there will be no significant impact to small businesses located within the State of Wisconsin as a result of these rule changes. The proposed rule changes will affect woodland owners.

7. Statutory Authority:

Chapter 77, Wis. Stats. authorizes the Managed Forest Law program and procedures.

Fiscal Estimate — 2007 Session

| | | |
|---|-------------------------------|--|
| <input checked="" type="checkbox"/> Original <input type="checkbox"/> Updated <input type="checkbox"/> Corrected <input type="checkbox"/> Supplemental | LRB Number Bill Number | Amendment Number if Applicable Administrative Rule Number FR-03-08 |
|---|-------------------------------|--|

Subject

Proposed revisions to Subch. III Ch. NR46, including revision to stumpage rates in NR 46.30 (2), definition changes and additions, and procedural changes to petitions and management plan packets.

Fiscal Effect

State: No State Fiscal Effect
 Indeterminate

Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.

- | | |
|--|---|
| <input type="checkbox"/> Increase Existing Appropriation | <input type="checkbox"/> Increase Existing Revenues |
| <input type="checkbox"/> Decrease Existing Appropriation | <input type="checkbox"/> Decrease Existing Revenues |
| <input type="checkbox"/> Create New Appropriation | |

Increase Costs — May be possible to absorb within agency's budget.

Yes No

Decrease Costs

Local: No Local Government Costs
 Indeterminate

1. Increase Costs
 Permissive Mandatory
2. Decrease Costs
 Permissive Mandatory

3. Increase Revenues
 Permissive Mandatory
4. Decrease Revenues
 Permissive Mandatory

5. Types of Local Governmental Units Affected:

- Towns Villages Cities
 Counties Others
- School Districts WTCS Districts

Fund Sources Affected

GPR FED PRO PRS SEG SEG-S

Affected Chapter 20 Appropriations

20.370(1)(cr)

Assumptions Used in Arriving at Fiscal Estimate

This proposed rule change addresses the annual stumpage rate changes used in the calculation of severance and yield tax collections under Forest Cop Law (FCL) and Managed Forest Law (MFL) when timber is harvested from the private lands enrolled in the programs. Other changes proposed include are clarification and procedural and have no fiscal effect.

There is an estimated net increase in state revenues of approximately \$ 2,400 due to the processing of MFL transfers. This increase is the result of landowners paying a \$100 transfer fee when they create a trust and name themselves as trustee. Roughly 30 transfers of this type will be expected annually (30 transfers x \$100 = \$3000.). Each transfer will cost the department \$20 for recording fee, increasing the state revenues \$ 2400 (\$3000 - \$600 = \$2400).

There is an estimated net loss in local revenues of approximately \$20,252 due to the changes in stumpage rates.

Timber prices have been stable over the past year. The proposed 2009 stumpage rate schedule includes an average 0.51% decrease in sawtimber prices and an average 1.37% decrease in cordwood prices. Prices of mixed products (combined sawlogs and pulpwood for red pine, white pine and spruce) decreased 0.14%. Of all total 629 prices calculated, 212 (34%) increased, 134 (21%) decreased and 283 (45%) stayed the same.

The severance and yield tax collected in CY 2006 was \$2,078,390.00. Of this, 46% of the gross revenue was from sawtimber harvests. Fifty-four (54%) percent of the revenue was from cordwood harvests. There were no recorded mixed product sales in CY 2006. Based on the decrease in sawlog and pulpwood timber prices municipalities will receive an estimated \$ 20,252 less money in severance and yield tax payments.

Estimates are based on the average change in rates across species and zone for each product type (cordwood, sawtimber and mixed), the volumes reported and paid for in CY 2006, and the assumption that the volume and the ratio of the cordwood and sawtimber will remain the same. Actual impact for a county and municipality will vary by the number of harvests completed and the actual species and products cut.

Long-Range Fiscal Implications

None.

| | | |
|----------------------|---------------|---------------------------------|
| Prepared By: | Telephone No. | Agency |
| Joe Polasek | 266-2794 | Department of Natural Resources |
| Authorized Signature | Telephone No. | Date (mm/dd/ccyy) |
| | 266-2794 | 01/15/2008 |

Fiscal Estimate — 2007 Session

Page 2 Assumptions Narrative Continued

| | |
|-------------|--|
| LRB Number | Amendment Number if Applicable |
| Bill Number | Administrative Rule Number FR-13-07 |

Assumptions Used in Arriving at Fiscal Estimate – Continued

Under current statutes for Forest Crop Law, the Department retains an amount equal to the annual aid payments made to the municipality and the balance of the severance tax is paid to the municipality. Under current statutes for Managed Forest Law, 100% of the yield tax collected is paid to the municipality. The municipality shares 20% of the amounts received with the county.

The other rule changes described below will have an anticipated reduction in local revenues of \$7,800 and no net state fiscal effect. The other changes include:

- 1.) Creation of the definition of "consideration." This definition will have no fiscal impact to the state or local municipalities. This definition clarifies entry and administration components of the MFL program.
- 2.) Amendment of the definition of "owner" and "ownership." This definition change includes trusts as a legal owner of property and eliminates the listing of the trustees as owners. In Fiscal Year 2008 an estimated 30 transfers from individual owners to trusts with the individual owners as trustees will be returned because transfers are not currently needed. Once this rule is passed these estimated 30 transfers will be processed, adding an estimated \$ 2400 to the conservation fund. The change in definition is being requested because DNR has no ability to identify changes in trustees and therefore cannot fully determine who is the underlying owner of MFL lands.
- 3.) Amendment of the NR 46 (1)(b) re-arranges the wording of the sentence to clarify what is required by landowners when applying for the May 15 MFL petition deadline. This change only clarifies the petition process and has no fiscal impact on the state or local municipalities.
- 4.) Amendments to NR 46 (6) allows landowners to amend their July 1 petition to add or subtract legal descriptions, split timber types, change locations of building sites, etc. prior to the final submission of the management plan packet. This change will make it easier for landowners to enter lands under MFL after they have had the opportunity to discuss program requirements with their local DNR forester and certified plan writer. There is no fiscal impact to the state or local municipalities due to this change.

Fiscal Estimate Worksheet — 2007 Session
 Detailed Estimate of Annual Fiscal Effect

Original Updated
 Corrected Supplemental

| | |
|-------------|--|
| LRB Number | Amendment Number if Applicable |
| Bill Number | Administrative Rule Number FR-03-08 |

Subject

Proposed revisions to Subch. III Ch. NR46, including revision to stumpage rates in NR 46.30 (2), definition changes and additions, and procedural changes to petitions management plan packets.

One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):

None.

| Annualized Costs: | | Annualized Fiscal Impact on State Funds from: | |
|--|---|---|--------------------------|
| | | Increased Costs | Decreased Costs |
| A. State Costs by Category | | | |
| State Operations — Salaries and Fringes | \$ | \$ - | |
| (FTE Position Changes) | (| FTE) | (- FTE) |
| State Operations — Other Costs | | - | |
| Local Assistance | | - | |
| Aids to Individuals or Organizations | | - | |
| Total State Costs by Category | \$ | \$ - | |
| B. State Costs by Source of Funds | | | |
| GPR | \$ | \$ - | |
| FED | | - | |
| PRO/PRS | | - | |
| SEG/SEG-S | | - | |
| State Revenues | Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.) | Increased Revenue | Decreased Revenue |
| GPR Taxes | | \$ | \$ - |
| GPR Earned | | | - |
| FED | | | - |
| PRO/PRS | | | - |
| SEG/SEG-S | | | - |
| Total State Revenues | \$ | \$ - | |

Net Annualized Fiscal Impact

| | <u>State</u> | <u>Local</u> |
|------------------------|--------------|--------------|
| Net Change in Costs | \$ 0 | \$ 0 |
| Net Change in Revenues | \$ 2,400 | \$ (20,252) |

| | | |
|----------------------|---------------|---------------------------------|
| Prepared By: | Telephone No. | Agency |
| Joe Polasek | 266-2794 | Department of Natural Resources |
| Authorized Signature | Telephone No. | Date (mm/dd/ccyy) |
| | 266-2794 | |

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD
REPEALING AND RECREATING RULES

The Wisconsin Natural Resources Board proposes an order to create NR 46.15 (3m), amend NR 46.15 (23), NR 46.16 (1) (b), NR 46.16 (6), and repeal and recreate NR 46.30 (2) (a) to (d) relating to the administration of the Forest Crop Law and Managed Forest Law.

FR-03-08

Analysis Prepared by the Department of Natural Resources

Statutes interpreted: Section 77.06 (2) and subch. VI Ch. 77, Stats .

Statutory authority: Sections 77.06 (2), 77.82 (3) (c), 77.91 (1), Stats., and 227.11(2)(a), Stats. Sections 77.06 (2) and 77.91 (1), Stats. directs the department to establish stumpage rates on an annual basis for use in determining the severance and yield taxes assessed when timber is harvested from lands designated as forest crop land and managed forest land. New rates shall take effect on November 1 each year. Section 77.83 (2)(am), Wis. Stats. is a newly created statutory provision for which the department is clarifying legislative intent. Section 77.82 gives implicit authority the department to create rules for processing petitions.

Analysis of proposed rules.

Annual Stumpage Rate Adjustment: For purposes of the Forest Crop Law (FCL) and the Managed Forest Law (MFL), this rule repeals and recreates s. NR 46.30(2)(a) to (d) to revise annual stumpage values used to calculate severance and yield taxes due on timber cut during the period from November 1, 2008 through October 31, 2009. Thirteen separate zones reflect varying stumpage values for different species and products across the state.

Timber prices have been stable from 2006 through 2007. The average prices for sawlogs have decreased 0.51% and prices for cords have decreased 1.37%. Prices for mixed products (mixture of sawlogs and cords for red pine, white pine and spruce) have dropped 0.14% when compared to the current year's rates. While the statewide averages remain constant, there are fluctuations between market zones and individual prices. Of all total 629 prices calculated, 212 (34%) increased, 134 (21%) decreased and 283 (45%) stayed the same.

The severance and yield tax collected in CY 2006 was \$2,078,390.00. Of this, 46% of the gross revenue was from sawtimber harvests. Fifty-four (54%) percent of the revenue was from cordwood harvests. There were no recorded mixed product sales in CY 2006. Based on the statewide decrease in timber prices an estimated \$20,260 less will be collected for municipalities.

Estimates are based on the average change in rates for private land timber sales across species and zone for each product type (cordwood, sawtimber and mixed), the volumes reported and paid for in CY 2006, and the assumption that the volume and the ratio of the cordwood and sawtimber will remain the same. Actual impact for a county and municipality will vary by the number of harvests completed and the actual species and products cut.

Amendments and additions to definitions NR 46.15: Definitions used in the MFL program are being changed to streamline administration and processing of MFL orders, transfers and withdrawals.

NR 46.15 (3m) defines the term “consideration” under s. 77.83 (am), Wis. Stats. This definition clarifies the legislative intent to exclude payments by governmental bodies and non-profit organizations where the purpose is to provide public access for recreational activities.

NR 46.15(23) defines “owner” or “ownership” of MFL lands. Currently trustees of a trust are considered the “owner” of the trust. The closed acreage limitation is applied to that owner or owners. Deeds and legal documents are created when lands are placed into a trust and these deeds and legal documents are recorded in the register of deeds office. DNR has no mechanism for determining when trustees change, however. Adding trusts and other similar entities to the legal definition of an owner or ownership for forest tax law purposes will provide the state with a clear chain of title or the purpose of determining who the underlying ownership is.

Amending petition requirements and deadlines

Changes to NR 46.16 (1) (b) and NR 46.16 (6) relate to the processing of petitions and orders of designation. As a result of these changes it will be easier for landowners to enter lands under the MFL program. Specifically, these changes will allow landowners to amend their initial petition prior to submission of the management plan packet. Additionally, NR 46.16(1) (b) clarifies that a management plan must be submitted with the petition when applying for the May 15 petition deadline.

Comparison of Federal Regulations: There are no known federal rules which apply to stumpage rates or Managed Forest Law petitions. There are no known federal rules that define ownerships. There are no known federal regulations that define consideration.

Comparison of Adjacent States: Checks with the surrounding states of Minnesota, Michigan, Iowa and Illinois indicate that while they offer some type of incentive program to forest landowners, none of the states have similar forestry practice requirements nor do they calculate annual stumpage rates for severance and yield taxes in conjunction with their programs.

Anticipated cost by private sector:

For owners of land designated as MFL or FCL. There is an anticipated decrease in cost associated with the decrease in yield tax on MFL and severance tax on FCL based on the average increase in stumpage rates proposed for both pulpwood (1.37% decrease) and saw timber (0.51% decrease). Actual cost could be an increase or decrease depending on the specific species, product and zone. Private landowners statewide would pay a collective total of \$ 20,252.00 less when timber is harvested under these programs compared to one year ago.

There will be an increase in costs for landowners submitting transfers that currently are not processed. An estimated \$ 3,000 will be collected from MFL landowners for transfers, of which \$600.00 will pay for recording fees at the register of deeds office and \$2400.00 will be credited to the conservation fund.

Although protected under the current statute, defining the term “consideration” will protect small businesses and non-profit organizations that may have leases or other agreements for consideration allowing public access and would significantly benefit them. The department

Changes associated with processing of petitions and management plan packets will have no fiscal effect and make the MFL program easier to enter.

Summary of factual data and analytical methodologies: Stumpage rate data is collected from Department Foresters and Cooperating Foresters annually. This data is used to calculate a three year weighted average for each species and product by zone. Only data obtained from private timber sales was used in the stumpage rate calculation.

$$\frac{\left[\begin{array}{c} \text{wtd avg} \\ \text{current year minus 3} \\ \text{selling price} \end{array} + \begin{array}{c} \text{wtd avg} \\ \text{current year minus 2} \\ \text{selling price} \end{array} + \begin{array}{c} \text{wtd avg} \\ \text{current year minus 1} \\ \text{selling price} \end{array} \right] + \begin{array}{c} \text{wtd avg} \\ \text{current year minus 1} \\ \text{selling price} \end{array}}{3} = \text{Base Rate}$$

The current rates in NR 46.30 are compared to the proposed rates to determine the average change in rates by product.

Historical data on severance and yield tax invoices including catastrophic loss awards were reviewed to determine trends and anticipated impacts.

Analysis to determine effect on small business: A review of the law shows the impact on small business. The actual impact is dependant on the amount of timber (if any) is scheduled to be harvested on their specific land during this stumpage rate year.

Effect on Small Business: This rule will impact small businesses (i.e., farmers, landowners) that have land designated as managed forest land or forest crop land. Those involved in this voluntary program pay a reduced tax in place of the regular property tax in exchange for sound forest management on the land. When timber is harvested they pay a 5% yield tax or 10% severance tax which is calculated using the stumpage rates established in NR 46.30. At the time of entry into these programs the owner pays for the preparation of a management plan, which includes sound forest management practices that must be completed during the order period to ensure and maintain a healthy stand of timber.

Agency Contact Person: Kathryn J. Nelson, Forest Tax Section Chief
Ph: 608/266-3545
e-mail: Kathryn.Nelson@Wisconsin.gov

SECTION 1. NR 46.15 (3m) is created to read:

NR 46.15 (3m) "Consideration" means a benefit to the promisor or a detriment to the promisee, including the receipt of cash, goods, or in-kind services. Consideration does not include payments received from a governmental body or non-profit organization where the purpose of the payment is to provide public access for a recreational activity.

SECTION 2. NR 46.15 (23) is amended to read:

NR 46.15 (23) "Owner" or "ownership" means one with an interest in the land in fee or in equity, including that of a grantee of a land contract prior to satisfaction of all conditions of the contract, a trust or similar entity, or as established by statute.

SECTION 3. NR 46.16 (1) (b) amended to read:

NR 46 (1) (b) Petitions and ~~completed management plans~~ from owners of less than 1000 acres of forest land in this state ~~with a completed management plan~~ shall be postmarked or received by the department no later than May 15 to be considered for designation effective the following January 1.

Note: The treatment of par. (b) first applies to petitions filed on or after November 1, 2005.

SECTION 4. NR 46.16 (6) is amended to read:

NR 46 (6) PETITION ~~AMENDMENTS FOR JULY 1 DEADLINE~~ RESTRICTIONS. A petition for designation of land as managed forest land may ~~not~~ be altered or amended prior to submission of a completed management plan packet. ~~a manner which will split a cover type.~~

Section 5. NR 46.30 (2) (a) to (d) are repealed and recreated to read:

NR 46.30(2)(a) Logs (stumpage value per thousand board feet measurement by the Scribner Decimal C log rule).

2009 Rates - Effective Nov. 1, 2008

| | ZONES | | | | | | | | | | | | |
|----------------|---------------|--------------|---------|--------|--------------|-----------------|------------------|--------|--------------------|--------------|---------------|----------------|---------|
| | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 |
| | Wau- kesha | Green Bay | Crivitz | Wausau | Wau- toma | Dodge- Ville | Rhine- lander | Adams | Richland Center | Hay- ward | Eau Claire | River Falls | Sparta |
| Cedar | 80.00 | 132.00 | 79.00 | 110.00 | 60.00 | 61.00 | 80.00 | 80.00 | NA | 80.00 | 80.00 | 80.00 | 80.00 |
| Fir | NA | 50.00 | 50.00 | 94.00 | NA | 50.00 | 90.00 | NA | NA | 28.00 | 110.00 | 100.00 | 100.00 |
| Hemlock | NA | 56.00 | 53.00 | 89.00 | NA | NA | 70.00 | NA | NA | 300.00 | 100.00 | 57.00 | 57.00 |
| Pine | | | | | | | | | | | | | |
| Jack | 72.00 | 72.00 | 72.00 | 72.00 | 141.00 | 72.00 | 100.00 | 45.00 | 62.00 | 135.00 | 70.00 | 60.00 | 70.00 |
| Red | 57.00 | 96.00 | 68.00 | 110.00 | 114.00 | 63.00 | 126.00 | 114.00 | 114.00 | 105.00 | 110.00 | 116.00 | 140.00 |
| White | 165.00 | 74.00 | 129.00 | 128.00 | 120.00 | 114.00 | 130.00 | 163.00 | 105.00 | 100.00 | 127.00 | 104.00 | 196.00 |
| Spruce | 90.00 | 105.00 | 70.00 | 154.00 | 78.00 | 99.00 | 120.00 | 80.00 | 62.00 | 73.00 | 150.00 | 49.00 | 80.00 |
| Tamarack | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 |
| Aspen | 70.00 | 62.00 | 109.00 | 42.00 | 56.00 | 59.00 | 119.00 | 63.00 | 65.00 | 133.00 | 107.00 | 58.00 | 57.00 |
| Ash | 113.00 | 166.00 | 103.00 | 144.00 | 182.00 | 128.00 | 133.00 | 144.00 | 141.00 | 131.00 | 128.00 | 116.00 | 80.00 |
| Basswood | 145.00 | 136.00 | 165.00 | 150.00 | 99.00 | 153.00 | 166.00 | 153.00 | 128.00 | 130.00 | 111.00 | 131.00 | 112.00 |
| Birch | | | | | | | | | | | | | |
| White | 110.00 | 108.00 | 136.00 | 148.00 | 53.00 | 68.00 | 186.00 | 64.00 | 56.00 | 196.00 | 74.00 | 118.00 | 104.00 |
| Yellow | 200.00 | 263.00 | 146.00 | 96.00 | 229.00 | 229.00 | 157.00 | 99.00 | 252.00 | 156.00 | 116.00 | 69.00 | 112.00 |
| Elm | 50.00 | 65.00 | 117.00 | 41.00 | 96.00 | 68.00 | 85.00 | 125.00 | 51.00 | 89.00 | 39.00 | 51.00 | 60.00 |
| Maple | | | | | | | | | | | | | |
| Sugar | 436.00 | 450.00 | 491.00 | 488.00 | 328.00 | 400.00 | 422.00 | 434.00 | 407.00 | 360.00 | 342.00 | 380.00 | 480.00 |
| Other | 142.00 | 234.00 | 165.00 | 213.00 | 240.00 | 170.00 | 189.00 | 228.00 | 82.00 | 129.00 | 138.00 | 167.00 | 167.00 |
| Oak | | | | | | | | | | | | | |
| Red | 378.00 | 357.00 | 332.00 | 356.00 | 362.00 | 300.00 | 356.00 | 356.00 | 369.00 | 287.00 | 364.00 | 342.00 | 333.00 |
| White | 212.00 | 233.00 | 174.00 | 138.00 | 164.00 | 224.00 | 133.00 | 166.00 | 197.00 | 97.00 | 118.00 | 146.00 | 164.00 |
| Other | 164.00 | 240.00 | 122.00 | 147.00 | 154.00 | 171.00 | 123.00 | 128.00 | 161.00 | 139.00 | 129.00 | 173.00 | 137.00 |
| Other Hardwood | 238.00 | 74.00 | 84.00 | 117.00 | 158.00 | 234.00 | 231.00 | 137.00 | 183.00 | 153.00 | 115.00 | 131.00 | 109.00 |
| Black Walnut | 1,633.00 | NA | NA | 242.00 | NA | 1512.00 | 252.00 | NA | 1534.00 | NA | 400.00 | 873.00 | 1395.00 |
| Cherry | 687.00 | 524.00 | 400.00 | 583.00 | 482.00 | 729.00 | 350.00 | 413.00 | 827.00 | 432.00 | 520.00 | 367.00 | 1000.00 |

NA - Not Applicable - This species/product is not normally harvested within this zone.

Note: Stumpage values used to calculate severance and yield taxes during any specific period are intended for the purposes of the Forest Crop Law and Managed Forest Law. They are not a guarantee of actual market prices. Actual market prices can fluctuate, both up and down, and are the product of macro and micro-economic conditions reflecting specific factors of each individual sale.

NR 46.30(2)(b) Cord Products - 128 cubic feet of wood, air and bark assuming careful piling.

2009 Rates - Effective Nov. 1, 2008

| | ZONES | | | | | | | | | | | | |
|----------------|-----------------------|--------------|----------------|--------|----------------------|-----------------|--------------------------|-------|----------------------------|--------------|-----------------------|----------------|---------------|
| | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 |
| | Wau- kesha | Green Bay | Crivitz | Wausau | Wau- toma | Dodge- ville | Rhine- Lander | Adams | Richland Center | Hay- ward | Eau Claire | River Falls | Sparta |
| Cedar | 6.00 | 14.00 | 35.00 | 10.00 | 20.00 | 10.00 | 16.00 | 10.00 | NA | 10.00 | 10.00 | 10.00 | 10.00 |
| Fir | NA | 5.00 | 22.00 | 15.00 | 21.00 | NA | 16.00 | 22.00 | NA | 20.00 | 16.00 | 20.00 | 15.00 |
| Hemlock | NA | 9.00 | 11.00 | 10.00 | NA | NA | 18.00 | 13.00 | 8.00 | 21.00 | 13.00 | 13.00 | 13.00 |
| Pine | | | | | | | | | | | | | |
| Jack | 20.00 | 27.00 | 40.00 | 28.00 | 29.00 | 18.00 | 36.00 | 31.00 | 30.00 | 37.00 | 29.00 | 40.00 | 31.00 |
| Red | 20.00 | 22.00 | 56.00 | 39.00 | 41.00 | 15.00 | 43.00 | 39.00 | 21.00 | 42.00 | 45.00 | 37.00 | 39.00 |
| White | 18.00 | 18.00 | 23.00 | 20.00 | 27.00 | 18.00 | 13.00 | 22.00 | 17.00 | 18.00 | 24.00 | 20.00 | 22.00 |
| Spruce | 20.00 | 20.00 | 37.00 | 29.00 | 37.00 | 42.00 | 33.00 | 30.00 | 25.00 | 30.00 | 24.00 | 31.00 | 26.00 |
| Tamarack | 18.00 | 21.00 | 23.00 | 12.00 | 18.00 | 13.00 | 12.00 | 15.00 | 19.00 | 19.00 | 38.00 | 43.00 | 15.00 |
| Aspen | 12.00 | 17.00 | 31.00 | 20.00 | 17.00 | 13.00 | 23.00 | 25.00 | 15.00 | 25.00 | 25.00 | 27.00 | 22.00 |
| Birch | 12.00 | 14.00 | 34.00 | 24.00 | 24.00 | 10.00 | 26.00 | 21.00 | 8.00 | 28.00 | 22.00 | 21.00 | 13.00 |
| Basswood | 12.00 | 7.00 | 12.00 | 9.00 | 6.00 | 6.00 | 12.00 | 10.00 | 5.00 | 11.00 | 9.00 | 9.00 | 5.00 |
| Oak | 10.00 | 15.00 | 19.00 | 15.00 | 17.00 | 5.00 | 16.00 | 20.00 | 11.00 | 13.00 | 16.00 | 12.00 | 15.00 |
| Other Hardwood | 12.00 | 15.00 | 27.00 | 23.00 | 19.00 | 6.00 | 24.00 | 26.00 | 9.00 | 26.00 | 23.00 | 21.00 | 22.00 |
| Fuelwood | 10.00 | 11.00 | 14.00 | 10.00 | 7.00 | 5.00 | 15.00 | 14.00 | 10.00 | 8.00 | 6.00 | 10.00 | 9.00 |

NA - Not Applicable - This species/product is not normally harvested within this zone.

Note: Stumpage values used to calculate severance and yield taxes during any specific period are intended for the purposes of the Forest Crop Law and Managed Forest Law. They are not a guarantee of actual market prices. Actual market prices can fluctuate, both up and down, and are the product of macro and micro-economic conditions reflecting specific factors of each individual sale.

NR 46.30(2)(c) Mixed products (stumpage value per cord). Only for use with red pine, white pine and spruce.

2009 Rates - Effective Nov. 1, 2008

| | ZONES | | | | | | | | | | | | |
|--------|------------------|-----------|----------------|--------|-----------------|------------|---------------------|-------|------------------------|---------|-------------------|-------------|---------------|
| | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 |
| | Wau-kesha | Green Bay | Crivitz | Wausau | Wau-toma | Dodgeville | Rhine-lander | Adams | Richland Center | Hayward | Eau Claire | River Falls | Sparta |
| Pine | | | | | | | | | | | | | |
| Red | 35.00 | 28.00 | 58.00 | 41.00 | 60.00 | 36.00 | 48.00 | 56.00 | 37.00 | 63.00 | 48.00 | 40.00 | 44.00 |
| White | 25.00 | 24.00 | 40.00 | 45.00 | 36.00 | 15.00 | 22.00 | 34.00 | 20.00 | 25.00 | 26.00 | 22.00 | 38.00 |
| Spruce | 31.00 | 31.00 | 39.00 | 34.00 | 42.00 | 15.00 | 39.00 | 35.00 | 26.00 | 35.00 | 29.00 | 34.00 | 38.00 |

Note: Stumpage values used to calculate severance and yield taxes during any specific period are intended for the purposes of the Forest Crop Law and Managed Forest Law. They are not a guarantee of actual market prices. Actual market prices can fluctuate, both up and down, and are the product of macro and micro-economic conditions reflecting specific factors of each individual sale.

NR 46.30(2)(d) Piece products (stumpage value per piece).

2009 Rates - Effective Nov. 1, 2008

| | ZONES | | | | | | | | | | | | |
|-----------------|------------------|-----------|----------------|--------|-----------------|------------|---------------------|-------|------------------------|---------|-------------------|-------------|---------------|
| | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 |
| | Wau-kesha | Green Bay | Crivitz | Wausau | Wau-toma | Dodgeville | Rhine-lander | Adams | Richland Center | Hayward | Eau Claire | River Falls | Sparta |
| Posts & Poles | | | | | | | | | | | | | |
| 7 and 8 ft. | 0.70 | 0.60 | 0.50 | 0.70 | 0.60 | 0.70 | 0.60 | 0.80 | 0.70 | 0.80 | 0.70 | 0.60 | 0.60 |
| 10 and 12 ft. | 2.10 | 1.90 | 1.60 | 2.10 | 1.90 | 2.10 | 1.80 | 2.30 | 2.10 | 2.30 | 2.10 | 1.90 | 1.90 |
| 14 and 16 ft. | 3.50 | 3.10 | 3.10 | 3.60 | 3.30 | 3.50 | 2.90 | 3.90 | 3.50 | 3.83 | 3.50 | 3.10 | 3.10 |
| 18 and 20 ft. | 7.00 | 6.20 | 5.30 | 7.10 | 6.50 | 7.00 | 5.90 | 7.70 | 7.00 | 7.60 | 7.00 | 6.20 | 6.20 |
| 21 and 30 ft. | 10.10 | 8.90 | 7.60 | 10.20 | 9.30 | 10.10 | 8.40 | 11.00 | 10.00 | 10.90 | 10.00 | 8.90 | 8.90 |
| 31 and 40 ft. | 17.40 | 15.40 | 13.20 | 20.00 | 16.00 | 17.40 | 20.00 | 19.10 | 17.40 | 20.00 | 17.30 | 15.30 | 15.40 |
| 41 and 50 ft. | 26.00 | 23.00 | 19.70 | 25.00 | 24.00 | 26.00 | 25.00 | 28.50 | 26.00 | 28.20 | 25.90 | 22.90 | 23.00 |
| 51 and 60 ft. | 35.90 | 31.80 | 27.30 | 36.50 | 33.10 | 35.90 | 30.10 | 49.50 | 45.00 | 39.00 | 35.80 | 31.60 | 31.80 |
| 61 and 70 ft. | 47.00 | 41.60 | 73.00 | 47.70 | 43.30 | 47.00 | 39.30 | 51.50 | 47.00 | 51.00 | 46.80 | 41.40 | 41.60 |
| Christmas Trees | | | | | | | | | | | | | |
| Unsheared | 2.00 | 2.00 | 2.00 | 2.00 | 2.00 | 2.00 | 3.80 | 2.00 | 2.00 | 2.84 | 2.00 | 4.00 | 3.00 |
| Sheared | 6.70 | 6.70 | 6.70 | 6.70 | 6.70 | 6.70 | 6.70 | 6.70 | 6.70 | 6.70 | 6.70 | 6.70 | 6.70 |

Note: Stumpage values used to calculate severance and yield taxes during any specific period are intended for the purposes of the Forest Crop Law and Managed Forest Law. They are not a guarantee of actual market prices. Actual market prices can fluctuate, both up and down, and are the product of macro and micro-economic conditions reflecting specific factors of each individual sale.

SECTION 6. EFFECTIVE DATE. This rule shall take effect on the first day of the month following publication in the Wisconsin administrative register as provided in s. 227.22 (2) (intro), Stats.

SECTION 7. BOARD ADOPTION. This rule was approved and adopted by the State of Wisconsin Natural Resources Board on _____.

Dated at Madison, Wisconsin _____.

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES

By _____.
Matthew Frank, Secretary

(SEAL)

Public Comment - Written Responses

1. Steve Kariainen Resource-Manager LP Building Products

Comment(s):

- a). Aspen pulp Zone 10 value too high.

Result:

- a). Aspen pulp in Zone 10 lowered from proposed \$31/cord to \$25/cord.

2. Earl Gustafson-Wisconsin Paper Council

Comments(s):

- a). Desire to continue to meet with and work with the department to ensure accurate data for stumpage rates.

Result:

- a). Forest Tax Section Chief Kathryn Nelson will continue to meet with Wisconsin Paper Council representatives.

3. Richard Wedepohl

Comment(s):

- a). Questioned DNR authority in determining legislative intent through administrative rule regarding definition of 'consideration'.
- b). Questioned the ease in which an organization may circumvent the recreation for consideration law by forming a non-profit entity.
- c). Suggested definition of 'ownership' be expanded to help combat large ownerships closing more than the allowed acreage by forming numerous corporations for the appearance of different ownership groups.

Result:

- a). Quinn Williams, DNR Forestry attorney, responded to Mr. Wedepohl explaining that the Department has broad statutory authority under Wis. Stats. S 227.11 to implement and administer statutes for which it is statutorily directed to enforce and oversee.
- b). Quinn Williams explained that obtaining 501(c)(3) designation by the Internal Revenue Service is not easily done and any violations of 501(c)(3) rules would result in the organization being in violation of federal tax laws.
- c). Quinn Williams explained that under current rules there is no way to track ownership by trustees. By proposing this change the Department will be able to track actual ownership ensuring better administration, accountability, and education of properties designated as Managed Forest Land.

4. Kenneth Glazer-DNR Forester

Comment(s):

- a). Questioned why 'ownership' was being redefined and effectively allowing large acreage ownerships the ability to create numerous trusts to allow closing of more than allowed acreage.

Result:

- a). Kenneth Symes, Forest Tax Law Enforcement Specialist, sent an email explaining the reasoning behind the change in ownership definitions and spoke to Mr. Glazer by phone.

5. Lyle Eiden-DNR Forester

Comment(s):

- a). Questioned why 'ownership' was being redefined and effectively allowing large acreage ownerships the ability to create numerous trusts to allow closing of more than allowed acreage.

Result:

- a). Kenneth Symes, Forest Tax Law Enforcement Specialist, sent an email explaining the reasoning behind the change in ownership definitions.

6. Steve Edge-DNR Forestry Team Leader

Comment(s):

- a). Zone 11 red pine log price too low when compared with equivalent pulp price.

Result:

- a). Raised Zone 11 red pine log price from \$62/MBF to \$110/MBF.

7. Brian Spencer-DNR Area Forestry Staff Specialist

Note: Forwarding comments from John Gillen and John Huppert-DNR Forester Rangers

Comment(s):

- a). Zone 7 aspen pulp should be \$22-\$24/cord.
- b). Red pine pulp value a little too high.

Result:

- a). Lowered Zone 7 aspen pulp from proposed \$26 to \$23/cord.
- b). Red pine pulp kept at proposed \$43/cord.

8. Bill Ruff-DNR Forester

Comment(s):

- a). Zone 2 white pine pulp should not be higher than red pine pulp. Seems as if values should be reversed.
- b). Zone 2 spruce pulp value should fall between red pine and white pine.
- c). Zone 2 red oak and tamarack log price disproportionately high compared to the rest of the state.
- d). Zone 2 elm log price low compared to rest of the state.
- e). Zone 2 sugar maple sawtimber value too high.
- f). Zone 2 oak pulp value too high.

Result:

- a). Reversed values of Zone 2 white pine and red pine.
- b). Lowered Zone 2 spruce pulp from proposed \$26/cord to \$20/cord.
- c). Lowered Zone 2 tamarack log price from proposed \$117/MBF to \$50/MBF. Lowered red oak log price from proposed \$482/MBF to \$357/MBF.
- d). Raised Zone 2 elm log price from proposed \$11/MBF to \$65/MBF.
- e). Lowered Zone 2 sugar maple log price from proposed \$583/MBF to \$450/MBF.
- f). Lowered Zone 2 oak pulp from proposed \$24/cord to \$15/cord.

9. Scott Mueller-DNR Forester

Comment(s):

- a). Zone 4 aspen pulp value too high.
- b). Zone 4 cedar pulp value too high.
- c). Zone 4 spruce pulp value too high.
- d). Questioned the prices developed for Christmas trees, sheared versus unshaired.

Result:

- a). Lowered Zone 4 aspen pulp from proposed \$25/cord to \$20/cord.
- b). Lowered Zone 4 cedar pulp from proposed \$21/cord to \$10/cord.
- c). Lowered Zone 4 spruce pulp from proposed \$36/cord to \$29/cord.
- d). Discussed possible changes to the way values are determined for sheared and unshaired Christmas trees in the future.

10. Michael Sieger-DNR Forester

Comment(s):

- a). Zone 1 jack pine pulp should be \$20/cord.
- b). Zone 1 red pine pulp should be \$20/cord.
- c). Zone 1 tamarack pulp should be \$18/cord.
- d). Zone 1 birch pulp should be \$12/cord.
- e). Zone 1 basswood pulp should be \$12/cord.
- f). Zone 1 other hardwood should be \$12/cord.

Result:

- a). Lowered Zone 1 jack pine pulp from proposed \$30/cord to \$20/cord.
- b). Lowered Zone 1 red pine pulp from proposed \$38/cord to \$20/cord.
- c). Lowered Zone 1 tamarack pulp from proposed \$27/cord to \$18/cord.
- d). Lowered Zone 1 birch pulp from proposed \$40/cord to \$12/cord.
- e). Lowered Zone 1 basswood pulp from proposed \$31/cord to \$12/cord.
- f). Lowered Zone 1 other hardwood pulp from proposed \$31/cord to \$12/cord.

11. Richard Matlack-DNR Forester

Comment(s):

- a). Sent in graph depicting current stumpage prices on Douglass County timber sales.

Result:

- a). Compared values on graph to proposed values. No changes made.

12. Phil Stromberg

Comment(s):

- a). Zone 10 white pine log price value too high.

Result:

- a). Lowered Zone 10 white pine log price from proposed \$158/MBF to \$80/MBF.

13. Scott Fischer-DNR Forester

Comment(s):

- a). Zone 4 cedar log and pulp prices too high.
- b). Zone 4 red pine log price too low.

Result:

- a). Lowered Zone 4 cedar log price from proposed \$178/MBF to \$110/MBF.
Lowered Zone 4 cedar pulp from proposed \$21/cord to \$10/cord.
- b). Raised Zone 4 red pine log price from proposed \$56/MBF to \$110/MBF.

14. Tom Hill-DNR Forester

Comment(s):

- a). Zone 6 red pine pulp value too high.
- b). Zone 6 other hardwood value too high.
- c). Zone 6 red oak log price value too high.
- d). Zone 6 sugar maple log price value too high.

Result:

- a). Lowered Zone 6 red pine pulp from proposed \$29/cord to \$15/cord.
- b). Lowered Zone 6 other hardwood pulp from proposed \$14/cord to \$6/cord.
- c). Lowered Zone 6 red oak log price from proposed \$391/MBF to \$300/MBF.
- d). Lowered Zone 6 sugar maple log price from proposed \$551/MBF to \$400/MBF.

15. Julie Polasky-DNR Forest Tax Law Program Specialist

Comment(s)

- a). Rewording of NR 46.16(1)(b) confusing because petition is a component of a management plan packet.

Result:

- a). Reworded the proposed change to reduce redundancy.

Public Comment - Public Hearing

Eau Claire-no attendees

Green Bay

Joseph Blazei

Comments on withdrawal tax and fee amounts and subsequent popularity of MFL if tax and fee too high. Not NR 46 related.

Result: Answered questions and referred to local forestry staff. No action taken.

Thomas Jacobs-LP

- Commented timeliness of values. Process not able to react quickly enough to factors such as rising fuel prices.
- Basswood pulp price in Zone 3 too high.
- Questioned if the department receives enough data to determine prices and possibly using public sales data along with private.
- Questioned department's ability to consistently enforce the definition of 'consideration' around the state.
- Also commented on the number of zones, maybe too many?

Result: Lowered basswood pulp in Zone 3 from proposed \$26 to \$12/cord

Madison-no attendees

Stevens Point

Ted Chchosz

Ownership questions. Not NR 46 related.

Result: Answered questions and referred to local forestry staff. No action.

Tim Nicklaus-Kretz Lumber

Commented on proposed value of sugar maple being too high.

Result: Lowered sugar maple log price from proposed \$583 to \$450 in Zone 2.