

2001 DRAFTING REQUEST

Bill

Received: 09/19/2000

Received By: traderc

Wanted: As time permits

Identical to LRB:

For: Administration-Budget

By/Representing: Walker

This file may be shown to any legislator: NO

Drafter: traderc

May Contact:

Alt. Drafters:

Subject: Agriculture - miscellaneous

Extra Copies:

Pre Topic:

DOA:.....Walker -

Topic:

Repeal reporting requirements

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	traderc 10/20/2000	gilfokm 10/20/2000	pgreensl 10/23/2000	_____	lrb_docadmin 10/23/2000		State
/2	traderc 11/20/2000	gilfokm 11/20/2000	pgreensl 11/20/2000	_____	lrb_docadmin 11/20/2000		State
/3	traderc 01/15/2001	hhagen 01/15/2001	kfollet 01/15/2001	_____	lrb_docadmin 01/15/2001		State

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13 hmk
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JTK

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1?	traderc	1-10/29 King	11/20 pg	10/20 pg/RS			

FE Sent For:

<END>

14. Repeal Reporting Requirements

Explanation:

The department proposes to repeal the following reporting requirements which no longer serve a significant purpose, and which make unnecessary resource demands on the department:

- Environmental impact statements and assessments; annual report to the Legislature.
- Gifts and grants; annual report to the Joint Finance Committee and DOA.
- Nonpoint source pollution abatement program; joint DATCP-DNR plan for water quality monitoring and program analysis, submitted to Land and Water Conservation Board (no time period or deadline specified).
- County and district fair aids; annual report to the Governor.
- Toxics in packaging; obsolete reporting requirement (report required by June 1, 1993).
- Duplicative rulemaking notices to Department of Commerce (“small business” notices).

NOTE: Under s. 227.114(5), Stats., an agency must give 2 notices to the Department of Commerce whenever the agency proposes a rule that may have an impact on small businesses. Under s. 227.17(3)(f), Stats., the agency must also include a small business analysis in its rulemaking hearing notice, which is published in the Wisconsin administrative register. Since the Administrative Register is distributed to all state agencies, including the Department of Commerce, the additional notices under s. 227.114(5), Stats., are unnecessary and duplicative. DATCP proposes to repeal the duplicative notice requirements.

- Alien land acquisitions; annual report to Legislature.

Statutory Changes:

- ✓ SECTION ___. 1.11(2)(j) of the statutes is repealed. *all agencies*
- ✓ SECTION ___. 20.907(1m) of the statutes is repealed. *"*
- ✓ SECTION ___. 92.14(13) of the statutes is repealed.
- ✓ SECTION ___. 93.23(1)(h) of the statutes is repealed.
- ✓ SECTION ___. 100.285(6) of the statutes is repealed.
- ✓ SECTION ___. 227.114(5) of the statutes is repealed. *all agencies*
- ✓ SECTION ___. 710.02(4)(b) of the statutes is repealed. *m(4)(a)*

Cross-Reference Post-Drafting-Check For 01-0404/1

Thursday, October 19, 2000 3:46 pm

TREATMENT

REFERENCE

92.14(13)

281.65(4)(p)

92.14(13)

92.04(2)(e)

227.114(1) to (5)

227.19(3m)

710.02(4)(a)

710.02(4)(b)

710.02(4)(a)

710.02(7)

710.01 to 710.03

852.03(6)



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0404/1

RCT: King

50 ON

DOA:.....Walker – Repeal reporting requirements

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

1

DON'T GEN. CAT
AN ACT ...; relating to: the budget.

which are

Analysis by the Legislative Reference Bureau

AGRICULTURE

Current law requires DATCP and DNR to prepare and implement a plan for evaluating the soil and water resource management program and the nonpoint source water pollution abatement program administered by those agencies. This bill eliminates that requirement.

Current law requires DATCP to annually submit to the governor a report showing receipts and disbursements of each county and district fair that receives state aid and the amount of state aid paid. This bill eliminates that requirement.

Federal law requires a foreign person who acquires an interest in agricultural land to submit a report to the federal secretary of agriculture. Current state law requires a foreign person who is required to file a federal report to provide a copy of the report and certain additional information to DATCP. The law also requires DATCP to annually submit a report to the legislature summarizing the information that DATCP receives from foreign persons who acquire agricultural lands. This bill eliminates the requirement that DATCP submit this report to the legislature.

ENVIRONMENT

OTHER ENVIRONMENT

Current law requires each state agency to prepare an environmental impact statement for any proposed major action that would significantly affect the quality

of the human environment. The law requires each state agency to submit to the legislature an annual report containing the number of actions for which the agency conducted an assessment of whether an environmental impact statement was required and the number of actions for which an environmental impact statement was prepared. This bill eliminates the requirement that a state agency submit an annual report to the legislature concerning environmental impact statements.

STATE GOVERNMENT

OTHER STATE GOVERNMENT

Current law requires each state agency to submit to JCF an annual report on expenditures made by the agency from funds received as gifts, ~~grants~~ and bequests. This bill eliminates that requirement. *grants,*

Under current law, before a state agency conducts a hearing on a proposed rule that will effect small business, the agency must provide notice to the department of commerce. This bill eliminates that requirement.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 SECTION 1. 1.11 (2) (j) of the statutes is repealed.

2 SECTION 2. 20.907 (1m) of the statutes is repealed.

3 SECTION 3. 92.04 (2) (e) of the statutes is repealed.

4 SECTION 4. 92.14 (13) of the statutes is repealed.

5 SECTION 5. 93.23 (1) (h) ~~23~~ of the statutes is repealed.

6 SECTION 6. 100.285 (6) of the statutes is repealed.

7 SECTION 7. 227.114 (5) of the statutes is repealed.

8 SECTION 8. 227.19 (3m) of the statutes is amended to read:

9 227.19 (3m) ANALYSIS NOT REQUIRED. The final regulatory flexibility analysis

10 specified under sub. (3) (e) is not required for any rule if the agency, after complying

11 with s. 227.114 (1) to ~~(5)~~ ^{✓✓} (4), determines that the rule will not have a significant

12 economic impact on a substantial number of small businesses.

History: 1985 a. 182; 1987 a. 253; 1987 a. 403 s. 256; 1989 a. 175.

13 SECTION 9. 281.65 (4) (p) of the statutes is repealed.

1 **SECTION 10.** 710.02 (4) (a) of the statutes is renumbered 710.02 (4).

2 **SECTION 11.** 710.02 (4) (b) of the statutes is repealed.

3 **SECTION 12.** 710.02 (7) of the statutes is amended to read:

4 710.02 (7) PENALTY FOR FAILURE TO REPORT. Any person violating sub. (4) (a) ✓
5 shall forfeit not less than \$500 nor more than \$5,000.

6 History: 1983 a. 335; 1987 a. 186; 1989 a. 31; 1993 a. 112.

(END)

Tradewell, Becky

From: Walker, William
Sent: Friday, November 10, 2000 3:48 PM
To: Tradewell, Becky
Subject: LRB-0404 Modification

A change to LRB-0404/1 (Repeal reporting requirements):

Do NOT repeal s. 92.04(2)(e) nor 92.14(13) nor 281.65(4)(p) (which, to confirm, relate to the Nonpoint source pollution abatement program joint DNR-DATCP report).

This is a DOA action. Not for DATCP's eyes. :-)

Bill Walker
Executive Policy and Budget Analyst
Department of Administration
(608) 266-7329



State of Wisconsin
2001 - 2002 LEGISLATURE

5000

LRB-0404/2

RCT:kmg:pg

rmv

DOA:.....Walker – Repeal reporting requirements

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

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12 economic impact on a substantial number of small businesses.

13 ~~**SECTION 9.** 281.65 (4) (p) of the statutes is repealed.~~

Tradewell, Becky

From: Walker, William
Sent: Monday, January 15, 2001 10:08 AM
To: Tradewell, Becky
Subject: FW: LRB Draft: 01-0404/2 Repeal reporting requirements

Minor change to 0404 (something I did not catch earlier):

Please eliminate the gift and grant; small business impact; and environmental impact items. (sections 1, 2, 5 and 6).

Thanks.

-----Original Message-----

From: Walker, William
Sent: Monday, January 15, 2001 10:03 AM
To: Schmiedicke, David
Subject: RE: LRB Draft: 01-0404/2 Repeal reporting requirements

I agree. Thank you for catching it.

The environmental impact report is also an all agency item.

I'll tell the drafter to Sound OK?

-----Original Message-----

From: Schmiedicke, David
Sent: Sunday, January 14, 2001 3:56 PM
To: Walker, William
Subject: FW: LRB Draft: 01-0404/2 Repeal reporting requirements

Bill: After reviewing the draft, I think this goes a little further than perhaps was conveyed to decision makers. The gifts and grants annual report applies to ALL agencies, as does the small business impact notice to Commerce. I'm not sure we want to do any items beyond what only affects DATCP. Let's discuss on Monday. Thanks.

-----Original Message-----

From: Greenslet, Patty
Sent: Monday, November 20, 2000 3:38 PM
To: Walker, William
Cc: Schmiedicke, David; Currier, Dawn; Hanaman, Cathlene; Haugen, Caroline
Subject: LRB Draft: 01-0404/2 Repeal reporting requirements

Following is the PDF version of draft 01-0404/2.

<< File: 01-0404/2 >>



State of Wisconsin
2001 - 2002 LEGISLATURE

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LRB-040417 3

RCT:kmg/pg

Calhoun
IMV

DOA:.....Walker - Repeal reporting requirements

FOR 2001 03 BUDGET -- NOT READY FOR INTRODUCTION

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10 economic impact on a substantial number of small businesses.

11 SECTION 7. 710.02 (4) (a) of the statutes is renumbered 710.02 (4).

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