

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0209/?dn
MGG:.....

Attention: Mark Patronsky

This draft is completed subject to any redrafting instructions and subject to your revising the LC notes in the draft. The notes have not been revised since they appear in 2003 Assembly Bill 514, except for the one mentioned below

1. 2003 Wisconsin Act 118 added s. 30.19 (1m) (cm). 2003 Assembly Bill 514 repealed s. 30.19 (1m) (c) and (d) and 30.195 (7). Do you want to include these repeals in this bill?
2. Regarding terms of permits and contracts: As a result of 2003 Wisconsin Act 118, contracts under s. 30.20 (1) (a) are restricted to five years with one extension of five years. Contracts under s. 30.20 (1) (b) are restricted to 75 years. I therefore have removed references to contracts under s. 30.2095 (1) (a) and (b) (renumbered to s. 30248 (1) and (2) in this draft.) I also limited the provisions to individual permits since general permits are promulgated as rules. Please review carefully and let me know if you want any changes.
3. For modification or rescission of permits and contracts: I have also limited these provisions to individual permits and contracts. See ss. 30.2095 (2), as renumbered in this draft, and s. 30.249 (title) and (2), as created in this draft. Also do you want the last sentence in s. 30.295 (1), as renumbered and treated in this draft? It exempts modifications by the department from the procedures under ss. 30.244 and 30.245, which are renumbered from ss. 30.208 and 30.209. Under current law, only modifications requested by other parties are covered by ss. 30.208 and 30.209. Also, please see and review the LC note that follows the creation of s. 30.249 (2).
4. For imposing conditions on permits and contracts: I have also limited these provisions to individual permits and contracts. Note that s. 30.245 applies to imposing conditions. See s. 30.209 (1m) (a) 2., which is renumbered to s. 30.245 (1m) (a) 2. in this draft.