

2009 DRAFTING REQUEST

Bill

Received: **01/02/2009**

Received By: **btradewe**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Miner**

This file may be shown to any legislator: **NO**

Drafter: **btradewe**

May Contact:

Addl. Drafters:

Subject: **Environment - recycling**
Environment - env. cleanup

Extra Copies: **ARG, RLR**

Submit via email: **NO**

Pre Topic:

DOA:.....Miner, BB0320 -

Topic:

Increase tipping fees and change bonding funding source

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>
/?				_____			S&L
/1	btradewe 01/02/2009	csicilia 01/05/2009	mduchek 01/05/2009	_____	sbasford 01/05/2009		S&L
/2	btradewe 01/09/2009	csicilia 01/12/2009	rschluet 01/12/2009	_____	cduerst 01/12/2009		S&L
/3	btradewe 01/14/2009	csicilia 01/15/2009	jfrantze 01/15/2009	_____	sbasford 01/15/2009		S&L
/4	btradewe 01/30/2009	csicilia 01/30/2009	mduchek 01/30/2009	_____	sbasford 01/30/2009		S&L

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/5	btradewe 02/06/2009	kfollett 02/06/2009	pherry 02/09/2009	_____	sbasford 02/09/2009		

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15 KJH
2/16

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PH/16

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1/4 jgs 1/30
01/29 MD
MDRS
1/30

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14 js 1/30
09

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FE Sent For:

13 cjs 1/15/09 [Signature] [Signature]
09 1/19 [Signature] [Signature] <END>

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FE Sent For:

1/2 jo 1/12
08



<END>

2009 DRAFTING REQUEST

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By/Representing: Miner

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Environment - env. cleanup

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/?	btradewe	CJS 1/5	MD 1/5	MD			

FE Sent For:

<END>

2009-11 Budget Bill Statutory Language Drafting Request

- Topic: Tipping fee increases
 - Tracking Code: *BB0320*
 - SBO team: Agriculture, Environment and Justice
 - SBO analyst: Andrew Miner *AM*
 - Phone: 266-1103
 - Email: andrew.miner@wisconsin.gov
 - Agency acronym: DNR/~~Commerce~~
 - Agency number: 370
 - Priority (Low, Medium, High): High
-
- Intent: 1. Increase the recycling tipping fee under s. 289.645 (3) from \$4.00 per ton to \$5.00 per ton, effective October 1, 2009.
 - 2. Increase the environmental repair tipping fee under s. 289.67 (1)(cp) from \$1.60 per ton to \$5.00 per ton, effective January 1, 2010 *July 1, 2009*

Per Andrew

Tradewell, Becky

From: Miner, Andrew - DOA [Andrew.Miner@Wisconsin.gov]
Sent: Friday, January 02, 2009 11:14 AM
To: Tradewell, Becky
Subject: RE: Tipping fee request

Hi Becky,

Thanks for asking. No, none of this increase is to be marked for nonpoint. In that sense it's all part of the "old" (pre-Act 20) environmental repair fee.

But I do have one change for you – we would like the env repair tipping fee increase to be effective July 1, 2009. Thanks,

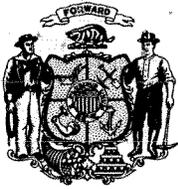
Andrew

From: Tradewell, Becky [mailto:Becky.Tradewell@legis.wisconsin.gov]
Sent: Friday, January 02, 2009 11:06 AM
To: Miner, Andrew - DOA
Subject: Tipping fee request

Andrew,

In the last budget, when the environmental repair fee was increased, part of the increase was earmarked for nonpoint source water pollution abatement. Is any of the proposed increase in the new budget request intended to be used for nonpoint purposes?

Becky



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1295/1

RCT:/.....

IN 1/2

gjs

DOA:.....Miner, BB0320 - Increase tipping fees

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

SA ✓
A-106 ✓

Do NOT Gen

1 AN ACT/...; relating to: the budget.

Analysis by the Legislative Reference Bureau

ENVIRONMENT ✓

OTHER ENVIRONMENT ✓

Current law imposes several fees that are based on the weight of solid waste disposed of at a landfill or other waste disposal facility. This type of fee is often called a tipping fee. Currently, the environmental repair tipping fee is \$1.60 per ton of solid waste, other than mining waste and certain kinds of high-volume industrial waste. The environmental repair tipping fee is deposited into the environmental fund. This bill increases the environmental repair tipping fee to \$5 per ton.

Currently, the recycling tipping fee is \$4 per ton of solid waste disposed of, other than certain kinds of high-volume industrial waste. The recycling tipping fee is deposited into the recycling and renewable energy fund. This bill increases the recycling tipping fee to \$5 per ton. ✓

For further information see the *state and local* 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: ✓

2 SECTION 1. 25.46 (7) of the statutes is amended to read: X

Tradewell, Becky

From: Miner, Andrew - DOA [Andrew.Miner@Wisconsin.gov]
Sent: Thursday, January 08, 2009 1:09 PM
To: Tradewell, Becky
Subject: additions to tipping fee draft LRB 1295

Hi Becky,

Please make the following additions to the tipping fee draft. (As these are pretty substantial additions, feel free to change the working title of the draft if you wish.) I wanted to just add these to an existing draft as it connects the increased revenue with how it will be spent.

Effective in FY10, please convert the following GPR debt service appropriations to segregated revenue from the environmental fund: DNR: 7(ca), 7(ce), and 7(cf). Also DATCP 7(f).

Also, in FY11 we would like to move \$8 million from the DNR GPR debt service appropriation 7(cb) to environmental fund. I was unsure whether the best way to do this would be to create a new environmental fund debt service appropriation with an identical purpose to 7(cb), or if 7(cb) is similar enough in purpose to the existing environmental fund debt service appropriation 7(bq) that we could just move the \$8 million over. Please let me know what you think. Thanks,

Andrew

Andrew Miner
Agriculture, Environment and Justice
Wisconsin State Budget Office
(608) 266-1103

cg
cv
cs



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1295/2

RCT:cjs:md

In 1/9

Stamps vmv

I have changed this on the system

DOA:.....Miner, BB0320 - Increase tipping fees

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

and change bonding funding source

Do NOT Gen

1 AN ACT...; relating to: the budget.

Analysis by the Legislative Reference Bureau

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Current law imposes several fees that are based on the weight of solid waste disposed of at a landfill or other waste disposal facility. This type of fee is often called a tipping fee. Currently, the environmental repair tipping fee is \$1.60 per ton of solid waste, other than mining waste and certain kinds of high-volume industrial waste. The environmental repair tipping fee is deposited into the environmental fund. This bill increases the environmental repair tipping fee to \$5 per ton.

Analysis insert

Currently, the recycling tipping fee is \$4 per ton of solid waste disposed of, other than certain kinds of high-volume industrial waste. The recycling tipping fee is deposited into the recycling and renewable energy fund. This bill increases the recycling tipping fee to \$5 per ton.

For further information see the *state and local* 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:

Insert 1-2 2

SECTION 1. 25.46 (7) of the statutes is amended to read:

2009-2010 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1295/2ins
RCT:.....

SA ✓ x-reb ✓

1 **Analysis insert**

In addition, this bill changes the funding source for making the principal and interest payments on bonds issued by this state for certain water pollution abatement purposes from the general fund to the environmental fund.

2 **Insert 1-2**

3 **SECTION 1.** 20.115 (7) (f) of the statutes is repealed.

* 4 **SECTION 2.** 20.115 (7) (s) of the statutes is amended to read:

note
fund

5 20.115 (7) (s) *Principal repayment and interest; soil and water, environmental*
6 *fund.* From the environmental fund, ~~the amounts in the schedule~~ a sum sufficient
7 for the payment of principal and interest costs incurred in providing funds for soil
8 and water resource management projects under s. 92.14, to make the payments
9 determined by the building commission under s. 13.488 (1) (m) that are attributable
10 to the proceeds of obligations incurred in financing those projects, and to make
11 payments under an agreement or ancillary arrangement entered into under s. 18.06
12 (8) (a).

History: 1971 c. 125, 215; 1973 c. 90, 299, 333; 1975 c. 39 ss. 78m, 79, 79m, 79n, 732 (1); 1975 c. 224; 1975 c. 394 ss. 1, 27; 1977 c. 29 ss. 112 to 115v, 1650m (1), (4), 1654 (1); 1977 c. 87, 106, 181, 418; 1979 c. 34, 129, 221, 289, 335; 1981 c. 20, 66, 93, 283, 346, 357; 1983 a. 27, 132, 368; 1983 a. 410 ss. 5, 2202 (2); 1985 a. 7, 8, 29, 138, 153, 313; 1987 a. 27, 281, 354; 1987 a. 399 ss. 34 to 38, 38u; 1987 a. 403 s. 256; 1989 a. 31, 219, 227, 282, 284, 335, 336; 1991 a. 39, 269, 309, 315; 1993 a. 16, 166, 243, 437, 456, 497; 1995 a. 27, 42, 79, 460; 1997 a. 27, 192, 252, 264; 1999 a. 5, 9, 55, 185; 2001 a. 16, 38, 56, 103, 109; 2003 a. 33, 38, 133, 326, 327; 2005 a. 25; 2007 a. 20, 125, 223.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

13 **SECTION 3.** 20.370 (7) (ca) of the statutes is renumbered 20.370 (7) (cq) and
14 amended to read:

15 20.370 (7) (cq) *Principal repayment and interest — nonpoint source grants.* A
16 From the environmental fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the
17 payment of principal and interest costs incurred in providing funds under s. 20.866
18 (2) (te) for nonpoint source water pollution abatement projects under s. 281.65, to
19 make the payments determined by the building commission under s. 13.488 (1) (m)

1 that are attributable to the proceeds of obligations incurred in financing those
2 projects, to the extent that these payments are not made under par. (cg), and to make
3 payments under an agreement or ancillary arrangement entered into under s. 18.06
4 (8) (a).

History: 1971 c. 40, 95; 1971 c. 125 ss. 101 to 121, 522 (1); 1971 c. 211, 215, 277, 330, 336; 1973 c. 12 s. 37; 1973 c. 90, 100; 1973 c. 243 s. 82; 1973 c. 296, 298, 301, 318, 333, 336; 1975 c. 8, 39, 51, 91, 198; 1975 c. 224 ss. 7d, 7f, 7m, 17 to 19p; 1977 c. 29 ss. 181 to 234, 1657 (34); 1977 c. 274, 370, 374, 376, 377; 1977 c. 418 ss. 95 to 110, 929 (37); 1977 c. 421, 432; 1977 c. 447 ss. 42 to 44, 210; 1979 c. 34 ss. 199 to 322, 2102 (39) (a); 1979 c. 221; 1979 c. 361 s. 113; 1981 c. 1, 20, 86, 95, 131, 294, 330; 1981 c. 374 ss. 6, 7, 148, 150; 1983 a. 27 ss. 216m to 269, 2202 (23); 1983 a. 75, 181, 243, 397; 1983 a. 410 ss. 5m to 11, 2202 (38); 1983 a. 413; 1983 a. 416 ss. 1, 19; 1983 a. 426; 1985 a. 16, 22; 1985 a. 29 ss. 282d to 356, 3202 (26) (a), (39) (a), (c), (dm), (i); 1985 a. 46, 60, 65, 120, 202, 296; 1987 a. 27, 98, 110, 290, 295, 298, 305; 1987 a. 312 s. 17; 1987 a. 384, 397, 399, 403, 418; 1989 a. 31, 128, 284, 288, 326; 1989 a. 335 ss. 22nn to 30g, 89; 1989 a. 336, 350, 359, 366; 1991 a. 32; 1991 a. 39 ss. 326b to 394, 594c; 1991 a. 254, 269, 300, 309, 315; 1993 a. 16, 75, 166, 213, 343, 349, 415, 421, 453, 464; 1993 a. 490 ss. 18, 271; 1995 a. 27, 201, 225, 227, 296, 378, 459; 1997 a. 27, 35; 1997 a. 237 ss. 33 to 38d, 727g; 1997 a. 248; 1999 a. 9, 32, 74, 92; 1999 a. 150 s. 672; 1999 a. 185; 2001 a. 16, 56, 92, 108, 109; 2003 a. 33, 228, 251, 310, 314, 321, 327; 2005 a. 25, 286, 288, 347, 394; 2007 a. 20, 50, 97.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

5 **SECTION 4.** 20.370 (7) (cb) of the statutes is amended to read: ✕

6 **20.370 (7) (cb) Principal repayment and interest — pollution abatement bonds.**

7 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and
8 interest costs incurred in financing the acquisition, construction, development,
9 enlargement or improvement of point source water pollution abatement facilities
10 and sewage collection facilities under ss. 281.55, 281.56 and 281.57 and to make
11 payments under an agreement or ancillary arrangement entered into under s. 18.06
12 (8) (a), to the extent that these payments are not made under par. (cg). 

History: 1971 c. 40, 95; 1971 c. 125 ss. 101 to 121, 522 (1); 1971 c. 211, 215, 277, 330, 336; 1973 c. 12 s. 37; 1973 c. 90, 100; 1973 c. 243 s. 82; 1973 c. 296, 298, 301, 318, 333, 336; 1975 c. 8, 39, 51, 91, 198; 1975 c. 224 ss. 7d, 7f, 7m, 17 to 19p; 1977 c. 29 ss. 181 to 234, 1657 (34); 1977 c. 274, 370, 374, 376, 377; 1977 c. 418 ss. 95 to 110, 929 (37); 1977 c. 421, 432; 1977 c. 447 ss. 42 to 44, 210; 1979 c. 34 ss. 199 to 322, 2102 (39) (a); 1979 c. 221; 1979 c. 361 s. 113; 1981 c. 1, 20, 86, 95, 131, 294, 330; 1981 c. 374 ss. 6, 7, 148, 150; 1983 a. 27 ss. 216m to 269, 2202 (23); 1983 a. 75, 181, 243, 397; 1983 a. 410 ss. 5m to 11, 2202 (38); 1983 a. 413; 1983 a. 416 ss. 1, 19; 1983 a. 426; 1985 a. 16, 22; 1985 a. 29 ss. 282d to 356, 3202 (26) (a), (39) (a), (c), (dm), (i); 1985 a. 46, 60, 65, 120, 202, 296; 1987 a. 27, 98, 110, 290, 295, 298, 305; 1987 a. 312 s. 17; 1987 a. 384, 397, 399, 403, 418; 1989 a. 31, 128, 284, 288, 326; 1989 a. 335 ss. 22nn to 30g, 89; 1989 a. 336, 350, 359, 366; 1991 a. 32; 1991 a. 39 ss. 326b to 394, 594c; 1991 a. 254, 269, 300, 309, 315; 1993 a. 16, 75, 166, 213, 343, 349, 415, 421, 453, 464; 1993 a. 490 ss. 18, 271; 1995 a. 27, 201, 225, 227, 296, 378, 459; 1997 a. 27, 35; 1997 a. 237 ss. 33 to 38d, 727g; 1997 a. 248; 1999 a. 9, 32, 74, 92; 1999 a. 150 s. 672; 1999 a. 185; 2001 a. 16, 56, 92, 108, 109; 2003 a. 33, 228, 251, 310, 314, 321, 327; 2005 a. 25, 286, 288, 347, 394; 2007 a. 20, 50, 97.

13 **SECTION 5.** 20.370 (7) (ce) of the statutes is renumbered 20.370 (7) (cr) and
14 amended to read: ✕

15 **20.370 (7) (cr) Principal repayment and interest — nonpoint source.** A From
16 the environmental fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the
17 payment of principal and interest costs incurred in financing nonpoint source
18 projects under s. 20.866 (2) (tf), to make the payments determined by the building
19 commission under s. 13.488 (1) (m) that are attributable to the proceeds of

1 obligations incurred in financing those projects, and to make payments under an
2 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

History: 1971 c. 40, 95; 1971 c. 125 ss. 101 to 121, 522 (1); 1971 c. 211, 215, 277, 330, 336; 1973 c. 12 s. 37; 1973 c. 90, 100; 1973 c. 243 s. 82; 1973 c. 296, 298, 301, 318, 333, 336; 1975 c. 8, 39, 51, 91, 198; 1975 c. 224 ss. 7d, 7f, 7m, 17 to 19p; 1977 c. 29 ss. 181 to 234, 1657 (34); 1977 c. 274, 370, 374, 376, 377; 1977 c. 418 ss. 95 to 110, 929 (37); 1977 c. 421, 432; 1977 c. 447 ss. 42 to 44, 210; 1979 c. 34 ss. 199 to 322, 2102 (39) (a); 1979 c. 221; 1979 c. 361 s. 113; 1981 c. 1, 20, 86, 95, 131, 294, 330; 1981 c. 374 ss. 6, 7, 148, 150; 1983 a. 27 ss. 216m to 269, 2202 (23); 1983 a. 75, 181, 243, 397; 1983 a. 410 ss. 5m to 11, 2202 (38); 1983 a. 413; 1983 a. 416 ss. 1, 19; 1983 a. 426; 1985 a. 16, 22; 1985 a. 29 ss. 282d to 356, 3202 (26) (a), (39) (a), (c), (dm), (i); 1985 a. 46, 60, 65, 120, 202, 296; 1987 a. 27, 98, 110, 290, 295, 298, 305; 1987 a. 312 s. 17; 1987 a. 384, 397, 399, 403, 418; 1989 a. 31, 128, 284, 288, 326; 1989 a. 335 ss. 22nn to 30g, 89; 1989 a. 336, 350, 359, 366; 1991 a. 32; 1991 a. 39 ss. 326b to 394, 594c; 1991 a. 254, 269, 300, 309, 315; 1993 a. 16, 75, 166, 213, 343, 349, 415, 421, 453, 464; 1993 a. 490 ss. 18, 271; 1995 a. 27, 201, 225, 227, 296, 378, 459; 1997 a. 27, 35; 1997 a. 237 ss. 33 to 38d, 727g; 1997 a. 248; 1999 a. 9, 32, 74, 92; 1999 a. 150 s. 672; 1999 a. 185; 2001 a. 16, 56, 92, 108, 109; 2003 a. 33, 228, 251, 310, 314, 321, 327; 2005 a. 25, 286, 288, 347, 394; 2007 a. 20, 50, 97.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3 SECTION 6. 20.370 (7) (cf) of the statutes is renumbered 20.370 (7) (cs) and
4 amended to read:

5 20.370 (7) (cs) *Principal repayment and interest — urban nonpoint source*
6 *cost-sharing.* A From the environmental fund, a sum sufficient to reimburse s.
7 20.866 (1) (u) for the payment of principal and interest costs incurred in financing
8 cost-sharing grants for projects under s. 20.866 (2) (th), to make the payments
9 determined by the building commission under s. 13.488 (1) (m) that are attributable
10 to the proceeds of obligations incurred in financing those grants, and to make
11 payments under an agreement or ancillary arrangement entered into under s. 18.06
12 (8) (a).

History: 1971 c. 40, 95; 1971 c. 125 ss. 101 to 121, 522 (1); 1971 c. 211, 215, 277, 330, 336; 1973 c. 12 s. 37; 1973 c. 90, 100; 1973 c. 243 s. 82; 1973 c. 296, 298, 301, 318, 333, 336; 1975 c. 8, 39, 51, 91, 198; 1975 c. 224 ss. 7d, 7f, 7m, 17 to 19p; 1977 c. 29 ss. 181 to 234, 1657 (34); 1977 c. 274, 370, 374, 376, 377; 1977 c. 418 ss. 95 to 110, 929 (37); 1977 c. 421, 432; 1977 c. 447 ss. 42 to 44, 210; 1979 c. 34 ss. 199 to 322, 2102 (39) (a); 1979 c. 221; 1979 c. 361 s. 113; 1981 c. 1, 20, 86, 95, 131, 294, 330; 1981 c. 374 ss. 6, 7, 148, 150; 1983 a. 27 ss. 216m to 269, 2202 (23); 1983 a. 75, 181, 243, 397; 1983 a. 410 ss. 5m to 11, 2202 (38); 1983 a. 413; 1983 a. 416 ss. 1, 19; 1983 a. 426; 1985 a. 16, 22; 1985 a. 29 ss. 282d to 356, 3202 (26) (a), (39) (a), (c), (dm), (i); 1985 a. 46, 60, 65, 120, 202, 296; 1987 a. 27, 98, 110, 290, 295, 298, 305; 1987 a. 312 s. 17; 1987 a. 384, 397, 399, 403, 418; 1989 a. 31, 128, 284, 288, 326; 1989 a. 335 ss. 22nn to 30g, 89; 1989 a. 336, 350, 359, 366; 1991 a. 32; 1991 a. 39 ss. 326b to 394, 594c; 1991 a. 254, 269, 300, 309, 315; 1993 a. 16, 75, 166, 213, 343, 349, 415, 421, 453, 464; 1993 a. 490 ss. 18, 271; 1995 a. 27, 201, 225, 227, 296, 378, 459; 1997 a. 27, 35; 1997 a. 237 ss. 33 to 38d, 727g; 1997 a. 248; 1999 a. 9, 32, 74, 92; 1999 a. 150 s. 672; 1999 a. 185; 2001 a. 16, 56, 92, 108, 109; 2003 a. 33, 228, 251, 310, 314, 321, 327; 2005 a. 25, 286, 288, 347, 394; 2007 a. 20, 50, 97.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

13 SECTION 7. 20.370 (7) (ct) of the statutes is created to read:

14 20.370 (7) (ct) 20.370 (7) (cb) *Principal and interest — pollution abatement,*
15 *environmental fund.* From the environmental fund, the amounts in the schedule to
16 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred
17 in financing the acquisition, construction, development, enlargement or

1 improvement of point source water pollution abatement facilities and sewage
 2 collection facilities under ss. 281.55, 281.56 and 281.57, to make the payments
 3 determined by the building commission under s. 13.488 (1) (m) that are attributable
 4 to the proceeds of obligations incurred in financing those facilities, and to make
 5 payments under an agreement or ancillary arrangement entered into under s. 18.06
 6 (8) (a).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 8. 20.866 (1) (u) of the statutes is amended to read:

8 20.866 (1) (u) *Principal repayment and interest.* A sum sufficient from moneys
 9 appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b), ~~(f)~~, and (s), 20.190
 10 (1) (c), (d), (i), and (j), 20.225 (1) (c) and (i), 20.245 (1) (e) and (j), 20.250 (1) (c) and (e),
 11 20.255 (1) (d), 20.285 (1) (d), (db), (im), (in), (je), (jq), (kd), (km), and (ko) and (5) (i),
 12 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa), (ac), (ag), (aq), (ar), (at), (au), (bq), (br),
 13 ~~(ea)~~, (cb), (cc), (cd), ~~(ee)~~, ~~(ef)~~, (cg), ~~(cq)~~, ~~(cr)~~, ~~(cs)~~, ~~(ct)~~, (ea), (eq), and (er), 20.395 (6) (af),
 14 (aq), (ar), and (au), 20.410 (1) (e), (ec), and (ko) and (3) (e), 20.435 (2) (ee) and (6) (e),
 15 20.465 (1) (d), 20.485 (1) (f) and (go), (3) (t) and (4) (qm), 20.505 (4) (es), (et), (ha), and
 16 (hb) and (5) (c), (g), (kc), and (kd), 20.855 (8) (a), and 20.867 (1) (a) and (b) and (3) (a),
 17 (b), (bm), (bn), (bp), (bq), (br), (bu), (bv), (g), (h), (i), and (q) for the payment of
 18 principal, interest, premium due, if any, and payment due, if any, under an
 19 agreement or ancillary arrangement entered into under s. 18.06 (8) (a) relating to
 20 any public debt contracted under subchs. I and IV of ch. 18.

History: 1971 c. 42; 1971 c. 100 s. 23; 1971 c. 125, 211, 215, 236, 307, 330, 336; 1973 c. 90 ss. 148 to 149m, 555m (2); 1973 c. 333; 1975 c. 26, 39, 40, 41, 200, 224, 422; 1977 c. 4, 6; 1977 c. 29 ss. 385 to 387, 1650m (4), 1656 (43); 1977 c. 418; 1979 c. 4; 1979 c. 34 ss. 675a to 677v, 2102 (6) (a), (39) (a), (52) (a); 1979 c. 107, 221; 1981 c. 1 ss. 17, 18, 47; 1981 c. 20, 108, 317, 336; 1983 a. 27; 1983 a. 36 s. 96 (4); 1983 a. 97, 192, 195, 212; 1983 a. 410 s. 2202 (2); 1985 a. 6; 1985 a. 8 ss. 4, 12; 1985 a. 29 ss. 589m to 598, 3202 (23) (c), (26) (a), (53) (a); 1985 a. 77, 120, 332; 1987 a. 27, 295, 298, 399, 403, 409; 1989 a. 31, 46, 107, 122, 219, 336, 359, 366; 1991 a. 39, 51, 269, 309, 324; 1993 a. 2, 16, 98, 115, 213, 343, 377, 413, 437, 453, 485; 1995 a. 27 ss. 1159 to 1168s, 9126 (19), 9145 (1); 1995 a. 40, 57, 60, 113; 1995 a. 216, s. 30m and 9127; 1995 a. 227, 246, 372, 388, 416, 452; 1997 a. 27, 35, 61, 164, 237, 252; 1999 a. 4, 9, 146; 1999 a. 150 s. 672; 1999 a. 184; 2001 a. 12, 16, 103, 109; 2003 a. 33, 64, 91, 129; 2005 a. 1, 22, 25, 102, 300; 2007 a. 5; 2007 a. 20 ss. 582 to 597s, 9121 (6) (a); 2007 a. 226.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1295/2dn

RCT:.....

ejs

environmental fund

Andrew Miner:

Because there already is an environmental fund appropriation with the same purpose as s. 20.115 (7) (f), this draft repeals s. 20.115 (7) (f) and amends the existing appropriation to be a sum sufficient appropriation. ✓

As I understand the request with respect to 20.370 (7) (cb), the intent is to pay a specific amount of the principal and interest payments that are now paid from that appropriation from a new environmental fund appropriation. To do that, this redraft creates ~~an~~ a sum certain appropriation from the environmental fund and amends s. 20.370 (7) (cb) to reflect the new appropriation. The appropriation schedule entry for the new appropriation should show zero dollars in the first year of the biennium.

If you have any questions or want additional changes, please let me know.

Rebecca C. Tradewell
Managing Attorney
Phone: (608) 266-7290
E-mail: becky.tradewell@legis.wisconsin.gov

a

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1295/2dn
RCT:cjs:rs

January 12, 2009

Andrew Miner:

Because there already is an environmental fund appropriation with the same purpose as s. 20.115 (7) (f), this draft repeals s. 20.115 (7) (f) and amends the existing environmental fund appropriation to be a sum sufficient appropriation.

As I understand the request with respect to 20.370 (7) (cb), the intent is to pay a specific amount of the principal and interest payments that are now paid from that appropriation from a new environmental fund appropriation. To do that, this redraft creates a sum certain appropriation from the environmental fund and amends s. 20.370 (7) (cb) to reflect the new appropriation. The appropriation schedule entry for the new appropriation should show zero dollars in the first year of the biennium.

If you have any questions or want additional changes, please let me know.

Rebecca C. Tradewell
Managing Attorney
Phone: (608) 266-7290
E-mail: becky.tradewell@legis.wisconsin.gov

Tradewell, Becky

From: Miner, Andrew - DOA [Andrew.Miner@Wisconsin.gov]
Sent: Wednesday, January 14, 2009 2:35 PM
To: Tradewell, Becky
Subject: tipping fees/debt service draft 1295

Becky,

For this draft, we would like the conversion of 20.370(7)(cf) from general fund to environmental fund to occur effective July 1, 2010, so that the debt service from this appropriation would be paid from the general fund in FY10 and the environmental fund in FY11 and thereafter. Is this possible? If so, please make the change. Let me know if there are any problems. Thanks,

Andrew

*Andrew Miner
Agriculture, Environment and Justice
Wisconsin State Budget Office
(608) 266-1103*



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-1295/2/3

RCT:cjs:rs /my

In 1/14

Stays

DOA:.....Miner, BB0320 - Increase tipping fees and change bonding funding source

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

D. Not Gen

1 AN ACT...; relating to: the budget.

Analysis by the Legislative Reference Bureau

ENVIRONMENT

OTHER ENVIRONMENT

Current law imposes several fees that are based on the weight of solid waste disposed of at a landfill or other waste disposal facility. This type of fee is often called a tipping fee. Currently, the environmental repair tipping fee is \$1.60 per ton of solid waste, other than mining waste and certain kinds of high-volume industrial waste. The environmental repair tipping fee is deposited into the environmental fund. This bill increases the environmental repair tipping fee to \$5 per ton.

In addition, this bill changes the funding source for making the principal and interest payments on bonds issued by this state for certain water pollution abatement purposes from the general fund to the environmental fund.

Currently, the recycling tipping fee is \$4 per ton of solid waste disposed of, other than certain kinds of high-volume industrial waste. The recycling tipping fee is deposited into the recycling and renewable energy fund. This bill increases the recycling tipping fee to \$5 per ton.

For further information see the *state and local* 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.** 20.115 (7) (f) of the statutes is repealed.

 ***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

2 **SECTION 2.** 20.115 (7) (s) of the statutes is amended to read:

3 20.115 (7) (s) *Principal repayment and interest; soil and water, environmental*
4 *fund.* From the environmental fund, ~~the amounts in the schedule~~ a sum sufficient
5 for the payment of principal and interest costs incurred in providing funds for soil
6 and water resource management projects under s. 92.14, to make the payments
7 determined by the building commission under s. 13.488 (1) (m) that are attributable
8 to the proceeds of obligations incurred in financing those projects, and to make
9 payments under an agreement or ancillary arrangement entered into under s. 18.06
10 (8) (a).

 ***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

11 **SECTION 3.** 20.370 (7) (ca) of the statutes is renumbered 20.370 (7) (cq) and
12 amended to read:

13 20.370 (7) (cq) *Principal repayment and interest — nonpoint source grants.* A
14 From the environmental fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the
15 payment of principal and interest costs incurred in providing funds under s. 20.866
16 (2) (te) for nonpoint source water pollution abatement projects under s. 281.65, to
17 make the payments determined by the building commission under s. 13.488 (1) (m)
18 that are attributable to the proceeds of obligations incurred in financing those
19 projects, to the extent that these payments are not made under par. (cg), and to make

1 payments under an agreement or ancillary arrangement entered into under s. 18.06
2 (8) (a).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3 **SECTION 4.** 20.370 (7) (cb) of the statutes is amended to read:

4 20.370 (7) (cb) *Principal repayment and interest — pollution abatement bonds.*

5 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and
6 interest costs incurred in financing the acquisition, construction, development,
7 enlargement or improvement of point source water pollution abatement facilities
8 and sewage collection facilities under ss. 281.55, 281.56 and 281.57 and to make
9 payments under an agreement or ancillary arrangement entered into under s. 18.06
10 (8) (a), to the extent that these payments are not made under par. (ct).

11 **SECTION 5.** 20.370 (7) (ce) of the statutes is renumbered 20.370 (7) (cr) and
12 amended to read:

13 20.370 (7) (cr) *Principal repayment and interest — nonpoint source.* A From
14 the environmental fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the
15 payment of principal and interest costs incurred in financing nonpoint source
16 projects under s. 20.866 (2) (tf), to make the payments determined by the building
17 commission under s. 13.488 (1) (m) that are attributable to the proceeds of
18 obligations incurred in financing those projects, and to make payments under an
19 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

20 **SECTION 6.** 20.370 (7) (cf) of the statutes is renumbered 20.370 (7) (cs) and
21 amended to read:

1 20.370 (7) (cs) *Principal repayment and interest — urban nonpoint source*
2 *cost-sharing. A From the environmental fund, a sum sufficient to reimburse s.*
3 *20.866 (1) (u) for the payment of principal and interest costs incurred in financing*
4 *cost-sharing grants for projects under s. 20.866 (2) (th), to make the payments*
5 *determined by the building commission under s. 13.488 (1) (m) that are attributable*
6 *to the proceeds of obligations incurred in financing those grants, and to make*
7 *payments under an agreement or ancillary arrangement entered into under s. 18.06*
8 *(8) (a).*

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

9 **SECTION 7.** 20.370 (7) (ct) of the statutes is created to read:

10 20.370 (7) (ct) *Principal and interest — pollution abatement, environmental*
11 *fund. From the environmental fund, the amounts in the schedule to reimburse s.*
12 *20.866 (1) (u) for the payment of principal and interest costs incurred in financing*
13 *the acquisition, construction, development, enlargement or improvement of point*
14 *source water pollution abatement facilities and sewage collection facilities under ss.*
15 *281.55, 281.56 and 281.57, to make the payments determined by the building*
16 *commission under s. 13.488 (1) (m) that are attributable to the proceeds of*
17 *obligations incurred in financing those facilities, and to make payments under an*
18 *agreement or ancillary arrangement entered into under s. 18.06 (8) (a).*

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

19 **SECTION 8.** 20.866 (1) (u) of the statutes is amended to read:

20 20.866 (1) (u) *Principal repayment and interest. A sum sufficient from moneys*
21 *appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b), ~~(f)~~, and (s), 20.190*
22 *(1) (c), (d), (i), and (j), 20.225 (1) (c) and (i), 20.245 (1) (e) and (j), 20.250 (1) (c) and (e),*

1 20.255 (1) (d), 20.285 (1) (d), (db), (im), (in), (je), (jq), (kd), (km), and (ko) and (5) (i),
 2 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa), (ac), (ag), (aq), (ar), (at), (au), (bq), (br),
 3 (ea), (cb), (cc), (cd), (ee), (ef), (cg), (cq), (cr), (cs), (ct), (ea), (eq), and (er), 20.395 (6) (af),
 4 (aq), (ar), and (au), 20.410 (1) (e), (ec), and (ko) and (3) (e), 20.435 (2) (ee) and (6) (e),
 5 20.465 (1) (d), 20.485 (1) (f) and (go), (3) (t) and (4) (qm), 20.505 (4) (es), (et), (ha), and
 6 (hb) and (5) (c), (g), (kc), and (kd), 20.855 (8) (a), and 20.867 (1) (a) and (b) and (3) (a),
 7 (b), (bm), (bn), (bp), (bq), (br), (bu), (bv), (g), (h), (i), and (q) for the payment of
 8 principal, interest, premium due, if any, and payment due, if any, under an
 9 agreement or ancillary arrangement entered into under s. 18.06 (8) (a) relating to
 10 any public debt contracted under subchs. I and IV of ch. 18.

11 **SECTION 9.** 25.46 (7) of the statutes is amended to read:

12 25.46 (7) The fees imposed under s. 289.67 (1) for environmental management,
 13 except that for each ton of waste for which the fee is ~~\$1.60 per ton~~, 75 cents is for
 14 nonpoint source water pollution abatement.

15 **SECTION 10.** 289.645 (3) of the statutes is amended to read:

16 289.645 (3) AMOUNT OF RECYCLING FEE. The fee imposed under this section is
 17 \$4 ~~\$5~~ per ton for all solid waste other than high-volume industrial waste.

18 **SECTION 11.** 289.67 (1) (cp) of the statutes is amended to read:

19 289.67 (1) (cp) *Amount of environmental repair fee.* Notwithstanding par. (cm)
 20 and except as provided under par. (d), the environmental repair fee imposed under
 21 par. (a) is ~~50 cents~~ \$1.60 per ton for solid or hazardous waste, other than high-volume
 22 industrial waste, disposed of before ~~November 1, 2007~~ July 1, 2009, and ~~\$1.60~~ \$5 per
 23 ton disposed of on or after ~~November 1, 2007~~ July 1, 2009.

24 **SECTION 9337. Initial applicability; Natural Resources.**

create autoref A

Inserts-10

-1295/3

Section #. 20.866 (1) (u) of the statutes, as affected by 2009 Wisconsin Act (this act), is amended to read:

* 20.866 (1) (u) *Principal repayment and interest.* A sum sufficient from moneys appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b), ~~(R)~~ and (s), 20.190 (1) (c), (d), (i), and (j), 20.225 (1) (c) and (i), 20.245 (1) (e) and (j), 20.250 (1) (c) and (e), 20.255 (1) (d), 20.285 (1) (d), (db), (im), (in), (je), (jq), (kd), (km), and (ko) and (5) (i), 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa), (ac), (ag), (aq), (ar), (at), (au), (bq), (br), ~~(ca)~~, (cb), (cc), (cd), ~~(ce)~~, ~~(ef)~~, (eg), (ea), (eq), and (er), 20.395 (6) (af), (aq), (ar), and (au), 20.410 (1) (e), (ec), and (ko) and (3) (e), 20.435 (2) (ee) and (6) (e), 20.465 (1) (d), 20.485 (1) (f) and (go), (3) (t) and (4) (qm), 20.505 (4) (es), (et), (ha), and (hb) and (5) (c), (g), (kc), and (kd), 20.855 (8) (a), and 20.867 (1) (a) and (b) and (3) (a), (b), (bm), (bn), (bp), (bq), (br), (bu), (bv), (g), (h), (i), and (q) for the payment of principal, interest, premium due, if any, and payment due, if any, under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a) relating to any public debt contracted under subchs. I and IV of ch. 18.

History: 1971 c. 42; 1971 c. 100 s. 23; 1971 c. 125, 211, 215, 236, 307, 330, 336; 1973 c. 90 ss. 148 to 149m, 555m (2); 1973 c. 333; 1975 c. 26, 39, 40, 41, 200, 224, 422; 1977 c. 4, 6; 1977 c. 29 ss. 385 to 387, 1650m (4), 1656 (43); 1977 c. 418; 1979 c. 4; 1979 c. 34 ss. 675a to 677v, 2102 (6) (a), (39) (a), (52) (a); 1979 c. 107, 221; 1981 c. 1 ss. 17, 18, 47; 1981 c. 20, 108, 317, 336; 1983 a. 27; 1983 a. 36 s. 96 (4); 1983 a. 97, 192, 195, 212; 1983 a. 410 s. 2202 (2); 1985 a. 6; 1985 a. 8 ss. 4, 12; 1985 a. 29 ss. 589m to 598, 3202 (23) (c), (26) (a), (53) (a); 1985 a. 77, 120, 332; 1987 a. 27, 295, 298, 399, 403, 409; 1989 a. 31, 46, 107, 122, 219, 336, 359, 366; 1991 a. 39, 51, 269, 309, 324; 1993 a. 2, 16, 98, 115, 213, 343, 377, 413, 437, 453, 485; 1995 a. 27 ss. 1159 to 1168s, 9126 (19), 9145 (1); 1995 a. 40, 57, 60, 113; 1995 a. 216, s. 30m and 9127; 1995 a. 227, 246, 372, 388, 416, 452; 1997 a. 27, 35, 61, 164, 237, 252; 1999 a. 4, 9, 146; 1999 a. 150 s. 672; 1999 a. 184; 2001 a. 12, 16, 103, 109; 2003 a. 33, 64, 91, 129; 2005 a. 1, 22, 25, 102, 300; 2007 a. 5; 2007 a. 20 ss. 582 to 597s, 9121 (6) (a); 2007 a. 226.

2009-2010 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1295/3ins
RCT:.....

1
2
3
4

Insert 6-2 ✓

SECTION 9437. Effective dates; Natural Resources. ✓

(1) URBAN NONPOINT SOURCE DEBT SERVICE. The treatment of section ^s20.370 (7) ✓

(cf) of the statutes takes effect on July 1, 2010.

and 20.866(1)(u) (by Section *)
CS
↑
use autoref A
(from INS 5-10)