

2013 DRAFTING REQUEST

Bill

Received: 12/28/2012 Received By: btradewe
Wanted: As time permits Same as LRB:
For: Natural Resources By/Representing: Mike Bruhn
May Contact: Drafter: btradewe
Subject: Environment - water quality Addl. Drafters:
Extra Copies:

Submit via email: YES
Requester's email: Michael.Bruhn@wisconsin.gov
Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Allow more than one water discharge permit for publicly owned treatment works

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>
/?	btradewe 1/23/2013			_____			
/1		kfollett 2/5/2013	phenry 2/6/2013	_____	sbasford 2/6/2013	sbasford 4/12/2013	

FE Sent For:

↳ Not Needed

<END>

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Wrong (circled) with arrow pointing to 'Addl. Drafters:'

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/?	btradewe	11/5/12 2/5	2/6 ph	X			

FE Sent For:

<END>

Tradewell, Becky

From: Bruhn, Michael L - DNR <Michael.Bruhn@wisconsin.gov>
Sent: Friday, December 28, 2012 2:17 PM
To: Tradewell, Becky
Cc: Bruhn, Michael L - DNR
Subject: RE: DNR Drafting Request - Sturgeon Law Changes Package
Attachments: WW Watershed Approach TMDL Legislative Proposal.doc

Becky,

Here is another DNR drafting request for the 2013-2014 Legislative Session:

Allow more than one permit for a POTW (Publicly Owned Treatment Works). This will allow the Department to implement different watershed permitting approaches when a TMDL (Total Maximum Daily Load) is completed for a watershed. (Delete the last sentence in 283.31(1).

Attached is an issue paper that provides additional information. Please contact me with any questions that you may have.

Thanks!

Michael Bruhn
Legislative Liaison
Wisconsin Department of Natural Resources
(☎) phone: (608) 266-5375
(✉) e-mail: michael.bruhn@wisconsin.gov
Website: dnr.wi.gov
Find us on Facebook: www.facebook.com/WIDNR

DATE: December 28, 2012 ~~October 23, 2012~~

TO: Paul Heinen – AD/8

FROM: Bureau of Water Quality
Division of Water

SUBJECT: 2013-2014 Legislative Proposal.

1. Problem/Issue

A statutory change is necessary in order to allow the Department to implement the different watershed permitting approaches.

2. Description of Legislation (Provide statute number and a plain English explanation)

Section 283.31(1), Wis. Stats., needs to be modified to allow more than one permit for a POTW. 283.31(1) currently should be modified to read:

"The discharge of any pollutant into any waters of the state or the disposal of sludge from a treatment works by any person is unlawful unless such discharge or disposal is done under a permit issued by the department under this section or s. 283.33. The department may by rule exempt certain classes or categories of vessels from this section. ~~Except as provided in s. 283.33, the department may require only one permit for a publicly owned treatment or collection facility or system, regardless of the number of point sources from such facility or system.~~"

The suggested revision just deletes the last sentence of existing statutory language.

3. Background (Two paragraphs maximum)

When a Total Maximum Daily Load (TMDL) is completed for a watershed it will be advantageous for the Department of Natural Resources to have the ability to issue a permit covering the entire watershed for the pollutant or pollutants covered by the TMDL. This ability will avoid having to wait for the permits in the watershed to expire to incorporate the TMDL and/or have to revoke and reissue the permits the permits. It provides for a consistent coordinated implementation of TMDLs.

4. Past Legislation (Please provide specific bill numbers. If none, leave blank)

5. Fiscal Estimate (Your best estimate – you do not need M&B review)

none

6. Bureau Contact (Name & phone number)

Thomas Mugan 608-266-7420



SIGNATURES:

Legal Services

Bureau Director

Division Administrator

Remember: This format is meant to convey proposed changes in policy needing legislation. There will be many of these forms coming to the Secretary, so be brief and concise. There will be time later to detail the issues.



State of Wisconsin
2013 - 2014 LEGISLATURE

In 1/23



LRB-0940/1
RCT: kf

2013 BILL

Gen

puh

1 AN ACT ...; relating to: the number of wastewater discharge permits required for
2 a publicly owned sewage treatment facility or system.

Analysis by the Legislative Reference Bureau

Current law prohibits the discharge of wastewater from a point source (such as a pipe) to surface water or groundwater without a permit from the Department of Natural Resources (DNR). The law generally prohibits DNR from requiring more than one wastewater discharge permit for a publicly owned sewage treatment facility or system, regardless of the number of point sources from the system.

This bill eliminates the prohibition on DNR requiring more than one wastewater discharge permit for a publicly owned sewage treatment or collection system.

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

3 SECTION 1. 283.31 (1) of the statutes is amended to read:
4 283.31 (1) The discharge of any pollutant into any waters of the state or the
5 disposal of sludge from a treatment work by any person is unlawful unless such
6 discharge or disposal is done under a permit issued by the department under this

BILL

SECTION 1

1 section or s. 283.33. The department may by rule exempt certain classes or categories
2 of vessels from this section. ~~Except as provided in s. 283.33, the department may~~
3 ~~require only one permit for a publicly owned treatment or collection facility or~~
4 ~~system, regardless of the number of point sources from such facility or system.~~

History: 1973 c. 74; 1975 c. 349; 1983 a. 410; 1993 a. 16.; 1995 a. 227 s. 851, 857; Stats. 1995 s. 283.31; 1997 a. 27; 1999 a. 85; 2009 a. 28; 2011 a. 207.

5

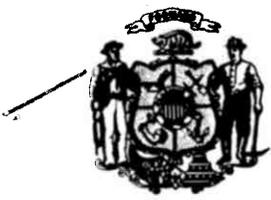
(END)

Basford, Sarah

From: Bruhn, Michael L - DNR <Michael.Bruhn@wisconsin.gov>
Sent: Thursday, April 11, 2013 6:06 PM
To: LRB.Legal
Subject: Draft Review: LRB -0940/1 Topic: Allow more than one water discharge permit for publicly owned treatment works

Please have delivered to 101 S. Webster (DNR Bldg) attn.: Michael Bruhn 8th Floor.

Please Jacket LRB -0940/1 for the ASSEMBLY.



2013 ASSEMBLY BILL 215

Before changes

May 20, 2013 - Introduced by Representatives A. OTT, DANOU, BARNES, BERCEAU, BERNARD SCHABER, BERNIER, BEWLEY, BIES, BILLINGS, BROOKS, CLARK, CZAJA, ENDSLEY, GOYKE, HESSELBEIN, JACQUE, KAHL, KAUFERT, KLEEFISCH, KOLSTE, KRUG, LEMAHIEU, LOUDENBECK, MILROY, MURSAU, NERISON, OHNSTAD, PETRYK, RIEMER, RIPP, SHANKLAND, SMITH, TAUCHEN, TITTL, WACHS and BALLWEG, cosponsored by Senators KEDZIE, MILLER, COWLES, T. CULLEN, GROTHMAN, HANSEN, JAUCH, LEHMAN, SCHULTZ, SHILLING and VINEHOUT. Referred to Committee on Natural Resources and Sporting Heritage.

* *****AUTHORS SUBJECT TO CHANGE*****

- 1 AN ACT to amend 283.31 (1) of the statutes; relating to: the number of
- 2 wastewater discharge permits required for a publicly owned sewage treatment

Pending Introductions

May 20, 2013 - 4:51 PM

Description

This report shows all drafts that have been pre-introduced by the Chief Clerk's office but have not yet been formally introduced by the LRB.

Intro Date	Name	FE ??	FE Sent	FE Web	Paper File	Intro No	Spec Sess	Drafter	Subject
5/20/2013	13-2271/1				●	AB-214		mkunkel	Public Util. - misc.
5/20/2013	13-0940/1				●	AB-215		btradewe	Environment - water quality

changing committee referral per Jeryn (ACC) 05-21-13

REVISION REPORT

INTRODUCTION, FIRST READING AND REFERENCE OF PROPOSALS

Under Assembly Rule 17d,
Monday, May 20, 2013 at 4:49 PM
is considered the official date and time of introduction for the proposals listed in this document.

ASSEMBLY BILL 215 (LRB -0940)

Relating to: the number of wastewater discharge permits required for a publicly owned sewage treatment facility or system.

Introduced by Representatives A. Ott, Danou, Barnes, Berceau, Bernard Schaber, Bernier, Bewley, Bies, Billings, Brooks, Clark, Czaja, Endsley, Goyke, Hesselbein, Jacque, Kahl, Kaufert, Kleefisch, Kolste, Krug, LeMahieu, Loudenbeck, Milroy, Mursau, Nerison, Ohnstad, Petryk, Riemer, Ripp, Shankland, Smith, Tauchen, Tittl, Wachs and Ballweg; cosponsored by Senators Kedzie, Miller, Cowles, T. Cullen, Grothman, Hansen, Jauch, Lehman, Schultz, Shilling and Vinehout.

Referred to Committee on **ENVIRONMENT AND FORESTRY.**

Rec. 05-22-2013 → changed committee referral before formal introduction. MB



After Changes
05-22-2013

2013 ASSEMBLY BILL 215

May 20, 2013 - Introduced by Representatives A. OTT, DANOU, BARNES, BERCEAU, BERNARD SCHABER, BERNIER, BEWLEY, BIES, BILLINGS, BROOKS, CLARK, CZAJA, ENDSLEY, GOYKE, HESSELBEIN, JACQUE, KAHL, KAUFERT, KLEEFISCH, KOLSTE, KRUG, LEMAHIEU, LOUDENBECK, MILROY, MURSAU, NERISON, OHNSTAD, PETRYK, RIEMER, RIPP, SHANKLAND, SMITH, TAUCHEN, TITTL, WACHS and BALLWEG, cosponsored by Senators KEDZIE, MILLER, COWLES, T. CULLEN, GROTHMAN, HANSEN, JAUCH, LEHMAN, SCHULTZ, SHILLING and VINEHOUT. Referred to Committee on Environment and Forestry.

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