

2013 DRAFTING REQUEST

Senate Amendment (SA-SB1)

Received: 2/1/2013 Received By: mglass
Wanted: Today Same as LRB:
For: Thomas Tiffany (608) 266-0292 By/Representing: Anna Henning
May Contact: Drafter: mglass
Subject: Environment - mining Addl. Drafters:
Nat. Res. - wet/shore/flood Extra Copies:

Submit via email: YES
Requester's email: Sen.Tiffany@legis.wi.gov
Carbon copy (CC) to: larry.konopacki@legis.wisconsin.gov
anna.henning@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Sequencing for mitigation sites

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>
/?	mglass 2/1/2013			_____			
/P1	mglass 2/2/2013	kfollett 2/2/2013	jmurphy 2/1/2013	_____	srose 2/1/2013		
/P2	mglass 2/3/2013	chanaman 2/3/2013	jfrantze 2/3/2013	_____	chanaman 2/2/2013		

<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				_____	chanaman	sbasford	
				_____	2/3/2013	2/3/2013	

FE Sent For:

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/?	mglass	1/PIKJF 2/1	Jm 2/1	_____	_____	_____	_____
				Jm & KJF 2/2			

FE Sent For:

<END>

**2013-2014 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB
.....

Modify s. 295.60 (8) (d) to provide that, it is not practicable or ecologically preferable to conduct mitigation at an on-site location or if there is no on-site location that will provide sufficient wetland acreage, mitigation shall be provided within the same watershed as the wetland impacts, unless mitigation within the watershed is not practicable or ecologically preferable. If mitigation within the watershed is not practicable or ecologically preferable, provide that mitigation shall be provided within the same basin (Lake Superior, Lake Michigan, or Mississippi River) as the wetlands impacts, unless mitigation within the relevant basin is not practicable or ecologically preferable. Retain s. 295.60 (8) (e).

Thanks, and let us know if you have questions.

Anna

Anna Henning
Staff Attorney
Wisconsin Legislative Council
(608) 266-0292
anna.henning@legis.wisconsin.gov



Today

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
SENATE AMENDMENT ,
TO SENATE BILL 1



1 At the locations indicated, amend the bill as follows:

2 1. Page 151, line 16: substitute “(dm)” for “(d)”.

3 2. Page 151, line 23: delete the material beginning with that line and ending
4 with page 152, line 3 and substitute:

5 “(d) *Sequence of mitigation.* If it is not practicable or ecologically preferable
6 to conduct mitigation at an on-site location or if there is no on-site location that will
7 provide sufficient wetland acreage, the department shall require that the applicant
8 conduct mitigation within the same watershed in which the wetland to be affected
9 is located, unless mitigation in the same watershed is not practicable or ecologically
10 preferable. If mitigation within the same watershed is not practicable or ecologically
11 preferable, the department shall require that the applicant conduct mitigation
12 within the same water basin in which the wetland to be affected is located. If

1 mitigation in the same watershed is not practicable or ecologically preferable, the
2 applicant may conduct mitigation at a site elsewhere in the state.

3 (dm) *Types of mitigation.* Mitigation under a program under par. (a) may be
4 accomplished through any of the following types:"

5 **3.** Page 152, line 19: after "territory." insert "If the department determines
6 under par. (d) that mitigation will occur within a certain watershed or water basin
7 the mitigation shall occur within that part of the watershed or water basin that is
8 located in the ceded territory."

9 (END)

and if the watershed or water basin
is not located totally in the ceded territory,



RMR
P2

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
SENATE AMENDMENT ,
TO SENATE BILL 1

1 At the locations indicated, amend the bill as follows:

INSERT A

2 **1.** Page 151, line 16: substitute "(dm)" for "(d)".

3 **2.** Page 151, line 23: delete the material beginning with that line and ending
4 with page 152, line 3, and substitute:

5 "(d) *Sequence of mitigation.* If it is not practicable or ecologically preferable to
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water basin

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8 mitigation shall occur within that part of the watershed or water basin that is located
9 in the ceded territory."

10

(END)

Handwritten signature and scribbles over the number 10.

(am) ✓

2013-2014 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa0076/P1ins
MGG:kjf:jm

INSERT A

1

✓
1. Page 151, line 7: delete that line and substitute:

2

no (B) ✓
(8) MITIGATION PROGRAM. (a) *Definition*. Notwithstanding s. 295.60 (1) (i), in
this section "water basin" means the Lake Michigan basin, the Lake Superior basin,
or the Mississippi River basin.

3

4

5

(am) *Contents*. A mitigation program to compensate" .

6

✓
2. Page 151, line 14: substitute "(am)" for "(a)".

7

~~3. Page 152, line 2: substitute "(am)" for "(a)".~~

INSERT B

Editor
old per
CMT



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14 mitigation shall occur within that part of the watershed or water basin that is located
15 in the ceded territory."

16 (END)



Today

State of Wisconsin
2013 - 2014 LEGISLATURE



RAK

LRBa0076/P2 1

MGG:kjf:kf

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16 (END)