

# State of Wisconsin



2017 Senate Bill 180

Date of enactment: **August 2, 2017**  
Date of publication\*: **August 3, 2017**

## 2017 WISCONSIN ACT 38

AN ACT *to amend* 281.348 (3) (c) 1., 281.348 (3) (cm), 281.348 (3) (d) 4. and 281.348 (3) (e); and *to create* 281.348 (1) (cm) and 281.348 (3) (cr) of the statutes; **relating to:** designation of a water supply service area by the Great Lakes Council.

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

**SECTION 1.** 281.348 (1) (cm) of the statutes is created to read:

281.348 (1) (cm) "Great Lakes council" means the Great Lakes – St. Lawrence River Basin Water Resources Council, created under s. 281.343 (2) (a).

**SECTION 2.** 281.348 (3) (c) 1. of the statutes is amended to read:

281.348 (3) (c) 1. Delineation of the area for which the plan is being prepared and proposed water supply service areas for each public water supply system making a withdrawal covered by the plan, except as provided in par. (cm) or (cr).

**SECTION 3.** 281.348 (3) (cm) of the statutes is amended to read:

281.348 (3) (cm) For the purposes of plans under par. (a), and except as provided in par. (cr), an areawide water quality planning agency designated by the governor under ch. NR 121, Wis. Adm. Code, shall delineate the proposed water supply service areas for all of the public water supply systems in the planning area for which the agency is designated. An areawide water quality planning agency shall delineate proposed water supply service areas that are consistent with the approved areawide water quality management plan under s. 283.83 for the

planning area and that permit the development of plans that are approvable under par. (d). An areawide water quality planning agency may also provide regional water needs assessments and other regional water supply planning information. The process for conducting regional activities under this subsection may be the same as the process for regional water supply planning for a ground-water management area designated under s. 281.34 (9).

**SECTION 4.** 281.348 (3) (cr) of the statutes is created to read:

281.348 (3) (cr) For the purposes of plans under par. (a), if the Great Lakes council approves a diversion area for a public water supply system proposing to make a diversion from the Great Lakes basin under s. 281.346 (4) (e), that diversion area shall be the water supply service area for purposes of this section and does not need to be consistent with the approved areawide water quality management plan under s. 283.83 for the planning area.

**SECTION 5.** 281.348 (3) (d) 4. of the statutes is amended to read:

281.348 (3) (d) 4. ~~The~~ Except as provided in par. (cr), the plan is consistent with any applicable approved areawide water quality management plans under s. 283.83.

**SECTION 6.** 281.348 (3) (e) of the statutes is amended to read:

281.348 (3) (e) The department shall specify in a plan under this section a water supply service area for each

\* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."

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public water supply system making a withdrawal covered by the plan. The department may not limit water supply service areas based on jurisdictional boundaries, except as necessary to prevent waters of the Great Lakes basin from being transferred from a county that lies completely

or partly within the Great Lakes basin into a county that lies entirely outside the Great Lakes basin, or except where the water supply service area is delineated by a diversion area approved by the Great Lakes council under par. (cr).

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