



## WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

**2017 Senate Bill 406**

**Senate Amendment 1**

*Memo published: November 1, 2017*

*Contact: Michael Queensland, Senior Staff Attorney*

### **2017 SENATE BILL 406**

2017 Senate Bill 406 (“the bill”) provides that, if the Department of Natural Resources (DNR) issues a wetland individual permit to a public utility, the DNR may not require the public utility to comply with certain mitigation requirements that would otherwise be required under current law, unless the discharge authorized by the permit will result in permanent fill of more than 10,000 square feet of wetland.

### **SENATE AMENDMENT 1**

Senate Amendment 1 expands the applicability of the provisions of the bill so that they apply not only to public utilities, but also apply to certain cooperative associations. Specifically, the amendment provides that, if the DNR issues a wetland individual permit to a cooperative association organized for the purpose of producing or furnishing heat, light, water, or power to its members, the DNR may not require the association to comply with certain mitigation requirements that would otherwise be required under current law, unless the discharge authorized by the permit will result in permanent fill of more than 10,000 square feet of wetland.

### **BILL HISTORY**

Senator LeMahieu offered Senate Amendment 1 on October 3, 2017. On October 24, 2017, the Senate Committee on Elections and Utilities recommended adoption of the amendment on a vote of Ayes, 4; Noes, 1; and passage of the bill, as amended, on a vote of Ayes, 3; Noes, 2.

MQ:ty