



NR 128

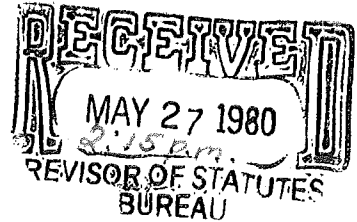
State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Anthony S. Earl
Secretary

BOX 7921
MADISON, WISCONSIN 53707

IN REPLY REFER TO: _____

STATE OF WISCONSIN)
)
DEPARTMENT OF NATURAL RESOURCES) SS



TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Anthony S. Earl, Secretary of the Department of Natural Resources and custodian of the official records of said Department, do hereby certify that the annexed copy of Natural Resources Board Order No. WQ-41-79 was duly approved and adopted by this Department on January 23, 1980. I further certify that said copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department at General Executive Facility #2 in the City of Madison, this 21st day of May, 1980.

Anthony S. Earl, Secretary

(SEAL)

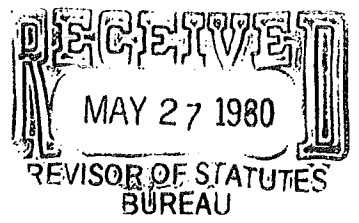
Rec'd eff. date 8-1-80

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD

AMENDING RULES

.....
IN THE MATTER of amending section .
NR 128.11(14) of the Wisconsin .
Administrative Code pertaining to .
the point source Wisconsin Fund .
grant program .
.....

WQ-41-79



Analysis Prepared by Department of Natural Resources

Section NR 128.11(14), Wis. Adm. Code, is amended to allow consideration of prior costs incurred for Step 1 and Step 2 work, thereby bringing Wisconsin rules in line with federal grant program regulations. Reimbursement will only be considered for work begun on or after November 1, 1974 with a grant award made before April 1, 1980. Reimbursement will also be considered for work begun on or after November 1, 1974 if such work was done in accordance with a Plan of Study endorsed by the Department or in accordance with an approved Facilities Plan, and if the grant is awarded prior to April 1, 1981.

Pursuant to the authority vested in the State of Wisconsin Natural Resources Board by sections 144.24 and 227.014, Wisconsin Statutes, the State of Wisconsin Natural Resources Board hereby amends rules interpreting section 144.24, Wisconsin Statutes, as follows:

SECTION 1 - Section NR 128.11 (14) is amended to read:

(14) Limitations on project costs prior to award. That costs of project construction work performed prior to the approved date of initiation of construction established in the grant agreement shall not be eligible, provided, however, that costs of pre-award professional and consultant services and bid advertisement publication as approved by the department, shall be eligible. The department may authorize payment, in conjunction with the first award of grant assistance for all pre-award allowable step 1 and step 2 project costs in the following cases, provided that such payment has not been previously made through other sources of funding:

(a) Step 1 or Step 2 work begun after October 31, 1974, but before June 30, 1975, in accordance with an approved plan of study or an approved facilities plan, as appropriate, but only if a grant is awarded before April 1, 1981. If the first grant applied for is step 3, then the ready to allocate grant funds notice must be issued before April 1, 1981.

(b) Step 1 or step 2 work begun before November 1, 1974, but only if a grant is awarded before April 1, 1980. If the first grant applied for is step 3, then the ready to allocate grant funds notice must be issued before April 1, 1980.

(c) In those cases where the first award of grant assistance has been made prior to April 1, 1980, the grantee may, by December 31, 1980, file a grant amendment requesting department approval under this subsection of prior step 1 or step 2 costs.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on January 23, 1980.

The rules contained herein shall take effect upon publication as provided in section 227.026(1) intro., Wisconsin Statutes.

Dated at Madison, Wisconsin

21 May 1980

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By Anthony S. Earl
Anthony S. Earl, Secretary

(SEAL)



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

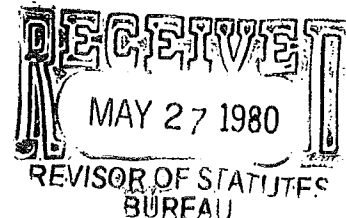
Anthony S. Earl
Secretary

BOX 7921
MADISON, WISCONSIN 53707

May 19, 1980

IN REPLY REFER TO: 1020

Mr. Orlan L. Prestegard
Revisor of Statutes
411 West
C A P I T O L



Dear Mr. Prestegard:

Enclosed are two copies, including one certified copy, of State of Wisconsin Natural Resources Board Order No. WQ-41-79. These rules were reviewed by the Assembly Environmental Resources Committee and the Senate Natural Resources Committee pursuant to section 227.018, Wisconsin Statutes. There were no objections.

You will note that this order takes effect upon publication. Kindly publish it in the Administrative Code accordingly.

Sincerely,

Anthony S. Earl
Secretary

Enc.