

State of Misconsin 2007 - 2008 LEGISLATURE

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SENATE AMENDMENT 4, TO 2007 SENATE BILL 523

March 5, 2008 – Offered by Committee on Environment and Natural Resources.

1	At the locations indicated, amend the bill as follows:
2	1. Page 16, line 10: delete ", or the secretary's designee,".
3	${f 2.}$ Page 16, line 13: delete the material beginning with "If" and ending with
4	"issues." on page 17, line 2, and substitute "Any designee other than the secretary
5	of natural resources shall be nominated by the governor, and with the advice and
6	consent of the senate appointed, to serve at the pleasure of the governor.".
7	3. Page 17, line 8: after that line insert:
8	"(3m) (a) In this subsection, "standard of review and decision" means the
9	exception standard under s. 281.343 (4n) (d), the decision-making standard under
10	s. 281.343 (4r), and reviews under s. 281.343 (4) to (4z) that do not deal solely with
11	the internal management of the council.
12	(b) Before voting on a rule or regulation under s. 281.343 (3) (c) 1. for the
13	implementation or enforcement of regional review under s. 281.343 (4h), the

exception standard under s. 281.343 (4n) (d), or the decision-making standard under 1 $\mathbf{2}$ s. 281.343 (4r), other than a rule or regulation that deals solely with the internal 3 management of the council or its property, or on a regulation under s. 281.343 (3) (a) 4 2. that amends the standard of review and decision, the governor or his or her $\mathbf{5}$ alternate shall submit the proposed rule or regulation to the joint committee on 6 legislative organization. The governor or his or her alternate may not vote on the rule or regulation before the 30th day after the date of submission. If the cochairpersons 7 8 of the committee do not notify the governor or his or her alternate within 30 days 9 after the date of the submission that the committee has scheduled a meeting for the 10 purpose of reviewing the proposed rule or regulation, the governor or his or her alternate may vote on the proposed rule or regulation. If, within 30 days after the 11 12date of the submission by the governor or his or her alternate, the cochairpersons of 13 the committee notify the governor or his or her alternate that the committee has 14scheduled a meeting for the purpose of reviewing the proposed rule or regulation, the 15governor or his or her alternate may not vote on the proposed rule or regulation 16 before the 60th day after the date of submission. If, within 60 days after the date of 17submission, the committee does not object to the rule or regulation, the governor or 18 his or her alternate may vote on the proposed rule or regulation. If, within 30 days 19 after the date of submission, the cochairpersons notify the governor or his or her 20 alternate that the committee has scheduled a meeting for the purpose of reviewing 21the proposed rule or regulation and, within 60 days after the date of submission, the 22committee objects to the proposed rule or regulation, the governor or his or her 23alternate may not vote on the proposed rule or regulation.".

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- **4.** Page 65, line 20: after that line insert:

1	"(e) Public trust doctrine. Nothing in this section or s. 281.343 may be
2	interpreted to change the application of the public trust doctrine under article IX,
3	section 1, of the Wisconsin Constitution.".
4	5. Page 100, line 24: substitute "(em)" for "(e)".
5	6. Page 101, line 5: after that line insert:
6	"(g) Public trust doctrine. Nothing in this section or s. 281.343 may be
7	interpreted to change the application of the public trust doctrine under article IX,
8	section 1, of the Wisconsin Constitution.".
9	7. Page 102, line 9: substitute "281.344" for "287.344".
10	8. Page 131, line 7: substitute "compact" for "state".
11	9. Page 131, line 8: substitute "(6)" for "(5m)".
12	10. Page 132, line 9: substitute "compact" for "state".
13	11. Page 132, line 9: substitute "(6)" for "(5m)".
14	(END)

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