



State of Wisconsin
2009 - 2010 LEGISLATURE

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**SENATE AMENDMENT 1,
TO 2009 ASSEMBLY BILL 271**

March 4, 2010 – Offered by Senator **RISSER**.

1 At the locations indicated, amend the bill, as shown by assembly substitute
amendment 1, as follows:

2 **1.** Page 6, line 8: delete lines 8 to 19 and substitute:

3 “**SECTION 2g.** 16.966 of the statutes is renumbered 16.966 (1).

4 **SECTION 2r.** 16.966 (2) of the statutes is created to read:

5 16.966 (2) (a) In this subsection:

6 1. Agency has the meaning given in s. 13.172 (1).

7 2. Local governmental unit has the meaning given in s. 16.97 (7).

8 3. Professional land surveyor has the meaning given in s. 443.01 (7m).

9 (b) The department shall do all of the following:

10 1. Develop written policies, technical standards, and best practices for all of the

11 following:

1 a. The use of spatial data, geospatial technology, and geographic information
2 systems by agencies and local governmental units.

3 b. The circumstances under which the disclaimer described in s. 443.14 (16m)
4 (a) is required to be included on a map prepared using a geographic information
5 system by an employee of an agency or a local governmental unit who is not a
6 professional land surveyor and exceptions to the requirement that the disclaimer be
7 included on a map.

8 2. Provide assistance to agencies and local governmental units to establish, for
9 purposes of s. 443.14 (16m) (b), written policies, technical standards, and best
10 practices for all of the following:

11 a. The use of spatial data, geospatial technology, and geographic information
12 systems by employees of agencies and local governmental units.

13 b. The circumstances under which an employee of an agency or local
14 governmental unit who is not a professional land surveyor and who prepares a map
15 using a geographic information system is required to include the disclaimer
16 described in s. 443.14 (16m) (a) on the map and exceptions to the requirement that
17 the disclaimer be included on the map.”.

18 **2.** Page 9, line 21: after that line insert:

19 “**SECTION 11m.** 59.43 (8) (e) of the statutes is created to read:

20 59.43 (8) (e) A map incorporated into or attached to and submitted for recording
21 with an order under s. 77.82 (8) or under s. 77.02 (3) or (4).”.

22 **3.** Page 17, line 8: delete “16.967 (3) (f)” and substitute “443.14 (16m)”.

23 **4.** Page 24, line 20: after that line insert:

24 “**SECTION 64m.** 443.01 (4m) of the statutes is created to read:

1 443.01 (4m) “Natural resource management” means activities related to soil
2 and water conservation, the maintenance or restoration of natural areas, aquatic
3 life, forests, wildlife, plants or animals, bees, or habitat, the control, as defined in s.
4 23.22 (1) (a), of invasive species, as defined in s. 23.22 (1) (c), and the cultivation or
5 harvesting of raw forest products, as defined in s. 26.05 (1).”.

6 **5.** Page 25, line 1: delete “determination of the location” and substitute
“establishment or re-establishment”.

7 **6.** Page 25, line 5: after “or” insert “subsurface”.

8 **7.** Page 32, line 18: after that line insert:

9 “(3) Locating the approximate boundaries of one or more tracts of land and
10 preparing a map of the approximate boundaries of the tract or tracts of land for the
11 purpose of conducting natural resource management.”.

12 **8.** Page 33, line 10: delete “16.967 (3) (f)” and substitute “443.14 (16m)”.

13 **9.** Page 34, line 16: delete “(15)” and substitute “(16)”.

14 **10.** Page 34, line 17: delete “(15)” and substitute “(16)”.

15 **11.** Page 34, line 21: delete “(16)” and substitute “(16m)”.

16 **12.** Page 34, line 22: delete “(16)” and substitute “(16m)”.

17 **13.** Page 35, line 3: on lines 3 and 4, delete “(16)” and substitute “(16m)”.

18 **14.** Page 35, line 5: delete “(16)” and substitute “(16m)”.

19 **15.** Page 35, line 9: delete “if the” and substitute “if one of the following
20 applies:”.

21 **16.** Page 35, line 10: delete that line and substitute:

“SECTION 101m. 443.14 (16m) (a) (intro.) of the statutes is created to read:

1 443.14 **(16m)** (a) (intro.) The employee includes on the map the following or a
2 substantially similar disclaimer:”.

3 **17.** Page 35, line 11: delete “(16)” and substitute “(16m) (a)”.

4 **18.** Page 35, line 12: delete “(16)” and substitute “(16m) (a)”.

5 **19.** Page 35, line 15: after that line, before the material inserted by assembly
amendment 1, insert:

6 “**SECTION 102b.** 443.14 (16m) (b) of the statutes is created to read:

7 443.14 **(16m)** (b) All of the following are satisfied:

8 1. The agency or local governmental unit has established written policies,
9 technical standards, and best practices governing the creation of maps using
10 geographic information systems, the circumstances under which an employee of the
11 agency or local governmental unit who is not a professional land surveyor is required
12 to include the disclaimer described in par. (a) on such a map, and exceptions to the
13 requirement that the disclaimer be included on such a map.

14 2. a. Except as provided in subd. 2. b., the map created by the employee falls
15 within an exception established by the agency or local governmental unit under
16 subd. 1.

17 b. No agency or local governmental unit may create an exception to the
18 requirement under par. (a) that a disclaimer be included on a map created by an
19 employee of the agency or local governmental unit who is using a geographic
20 information system and who is not a professional land surveyor that is inconsistent
21 with a written policy, technical standard, or best practice established by the
22 department of administration under s. 16.966 (2) (b) 1.

1 3. The map is not being prepared in connection with the program under s.
2 93.70.”.

3 **20.** Page 35, line 15: after that line, on page 1, line 4, of the material inserted
by assembly amendment 1, after “employee of” insert “or contractor working for”.

4 **21.** Page 35, line 15: after that line, on page 2, line 7, of the material inserted
by assembly amendment 1, after “employee of” insert “or contractor working for”.

5 **22.** Page 41, line 12: delete lines 12 and 13.

6 **23.** Page 43, line 8: delete “16.967 (3) (f), 93.70 (1m), and 443.14 (15)” and
substitute “93.70 (1m) and 443.14 (16)”.

7 **24.** Page 43, line 10: delete “(16)” and substitute “(16m)”.

8 **25.** Page 43, line 12: delete “(16) (form)” and substitute “(16m) (a) (intro.) and
(form) and (b)”.

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(END)