

## 1999 ASSEMBLY BILL 82

February 2, 1999 – Introduced by Representatives BLACK, HANDRICK, LA FAVE, J. LEHMAN, WASSERMAN, MILLER, BOCK, TURNER, MEYER, TRAVIS, CARPENTER, CULLEN, STASKUNAS, POCAN, PLOUFF, MEYERHOFER, BERCEAU, REYNOLDS, LASSA, KREUSER, RYBA, MORRIS-TATUM, HUBER, HEBL, BOYLE and HUTCHISON, cosponsored by Senators SHIBILSKI, BURKE, BRESKE, PLACHE, BAUMGART, MOEN, WIRCH, CLAUSING and RISSER. Referred to Committee on Natural Resources.

1     **AN ACT** *to repeal* 15.05 (1) (c); *to amend* 15.05 (1) (b); and *to create* 15.05 (1)  
 2           (bn) of the statutes; **relating to:** the appointment of the secretary of natural  
 3           resources.

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### ***Analysis by the Legislative Reference Bureau***

Under current law, the department of natural resources (DNR) is administered by a secretary who is nominated by the governor, and with the advice and consent of the senate appointed, to serve at the pleasure of the governor. The bill restores the authority to appoint the secretary of natural resources to the governing board of DNR.

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

4           **SECTION 1.** 15.05 (1) (b) of the statutes is amended to read:  
 5           15.05 **(1)** (b) Except as provided in ~~pars. (c) and par.~~ (d), if a department is under  
 6           the direction and supervision of a board, the board shall appoint a secretary to serve  
 7           at the pleasure of the board outside the classified service. In such departments, the  
 8           powers and duties of the board shall be regulatory, advisory and policy-making, and

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1 not administrative. All of the administrative powers and duties of the department  
2 are vested in the secretary, to be administered by him or her under the direction of  
3 the board. The secretary, with the approval of the board, shall promulgate rules for  
4 administering the department and performing the duties assigned to the  
5 department.

6 **SECTION 2.** 15.05 (1) (bn) of the statutes is created to read:

7 15.05 (1) (bn) Notwithstanding the requirement under par. (b) that the  
8 secretary of natural resources be appointed by the natural resources board, the  
9 secretary of natural resources who is appointed by the governor and who is holding  
10 office on the effective date of this paragraph .... [revisor inserts date], shall continue  
11 to serve until the secretary vacates his or her office or is removed from office by the  
12 natural resources board.

13 **SECTION 3.** 15.05 (1) (c) of the statutes is repealed.

14 (END)