# 1999 DRAFTING REQUEST

# Assembly Amendment (AA-ASA1-AB356)

| Received: 03/23/2000  |                       |                        |                     |                  | Received By: traderc  |                            |          |  |  |         |                   |     |  |  |  |  |  |
|---|-----------------------|------------------------|---------------------|------------------|---|----------------------------|----------|--|--|---------|-------------------|-----|--|--|--|--|--|
| Wanted: Today   |                       |                        |                     |                  | Identical to LRB:   |                            |          |  |  |         |                   |     |  |  |  |  |  |
| For: Marc Duff (608) 266-1190  This file may be shown to any legislator: NO  May Contact:  Subject: Environment - miscellaneous |                       |                        |                     |                  | By/Representing: Tim  Drafter: traderc  Alt. Drafters:  Extra Copies: |                            |          |  |  |         |                   |     |  |  |  |  |  |
|   |                       |                        |                     |                  |   |                            |          |  |  | Pre To  | pic:              |     |  |  |  |  |  |
|   |                       |                        |                     |                  |   |                            |          |  |  | No spec | ific pre topic gi | ven |  |  |  |  |  |
|   |                       |                        |                     |                  |   |                            |          |  |  | Topic:  |                   | •   |  |  |  |  |  |
| Public n  | otice and comn        | nent                   |                     |                  |   |                            |          |  |  |         |                   |     |  |  |  |  |  |
| Instruc   | tions:                |                        |                     |                  |   |                            |          |  |  |         |                   |     |  |  |  |  |  |
| Like 9a   | 1990/1 but dele       | te page 2, lines       | 9 to 11             |                  |   |                            |          |  |  |         |                   |     |  |  |  |  |  |
| Draftin   | ng History:           |                        |                     |                  |   |                            |          |  |  |         |                   |     |  |  |  |  |  |
| Vers.   | Drafted               | Reviewed               | Typed               | Proofed          | Submitted   | Jacketed                   | Required |  |  |         |                   |     |  |  |  |  |  |
| /?  | traderc<br>03/23/2000 | wjackson<br>03/23/2000 |                     | ,                |   |                            |          |  |  |         |                   |     |  |  |  |  |  |
| /1  |                       |                        | kfollet<br>03/23/20 | 00               | lrb_docadmin<br>03/23/2000  | 1rb_docadmin<br>03/23/2000 |          |  |  |         |                   |     |  |  |  |  |  |
| FE Sent   | For:                  |                        |                     |                  |   |                            |          |  |  |         |                   |     |  |  |  |  |  |
|   |                       |                        |                     | < <b>END&gt;</b> |   |                            |          |  |  |         |                   |     |  |  |  |  |  |

### 1999 DRAFTING REQUEST

### **Assembly Amendment (AA-ASA1-AB356)**

| Received: 03/23/2000 | Received By: traderc |
|----------------------|----------------------|
|----------------------|----------------------|

Wanted: **Today** Identical to LRB:

For: Marc Duff (608) 266-1190 By/Representing: Tim

This file may be shown to any legislator: **NO**Drafter: **traderc** 

May Contact: Alt. Drafters:

Subject: Environment - miscellaneous Extra Copies:

Pre Topic:

No specific pre topic given

**Topic:** 

Public notice and comment

**Instructions:** 

Like 9a1990/1 but delete page 2, lines 9 to 11

**Drafting History:** 

<u>Vers.</u> <u>Drafted</u> <u>Reviewed</u> <u>Typed</u> <u>Proofed</u> <u>Submitted</u> <u>Jacketed</u> <u>Required</u>

1? traderc /1 WLj 3/23 (C) + (C) + Selt 3/23 3/23

FE Sent For:

<END>

• Environmental Audit: Public Comment at Time of Report

DLL:wu;rv 03/23/2000

WLCS: 0268/1

### ASSEMBLY AMENDMENT,

### TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

### TO 1999 ASSEMBLY BILL 356

1 At the locations indicated, amend the substitute amendment as follows:

LEGISLATIVE COUNCIL PREFATORY NOTE: This amendment adds a requirement that the department of natural resources provide public notice of a compliance schedule and stipulated penalties proposed in a report and that it provide a 30-day comment period on the proposal. It is based loosely on s. 299.80 (8) (a) and (c), stats.

1. Page 5, line 17: after that line insert:

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

- "(3m) PUBLIC NOTICE; COMMENT PERIOD. (a) The department shall provide at least 30 days for public comment on a compliance schedule and stipulated penalties proposed in a report under sub. (3).
- (b) The department shall prepare a public notice of a compliance schedule and stipulated penalties proposed in a report under sub. (3) that does all of the following:
- 1. Identifies the regulated entity that submitted the report under sub. (3), the facility at which the violation occurred and the nature of the violation.
  - 2. Describes the proposed compliance schedule and the proposed stipulated penalties.
- 3. Identifies an employe of the department and an employe of the regulated entity who may be contacted for additional information about the proposed compliance schedule and the proposed stipulated penalties.
- 4. States that comments concerning the proposed compliance schedule and the proposed stipulated penalties may be submitted to the department during the comment period, and states the last date of the comment period.

WLCS: 0268/1

5. Describes the procedures that the department will use to make a final decision on the proposed compliance schedule and the proposed stipulated penalties.".

3 (END)

| 3/23 David Lovell + Mark Duff-re: WISO268- Require comment period to be hold before DWR makes its decision - "Hold it prior to approving a compliance schedule and stipulated perfection under sub. (6)!" |
|---|
| comment period to be hold before park makes   |
| its decisen - "Hold it prior to approving a   |
| compliance schedule and stimulated so halter  |
| 10 de c sule (6)"   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |
|   |



# State of Misconsin

Now

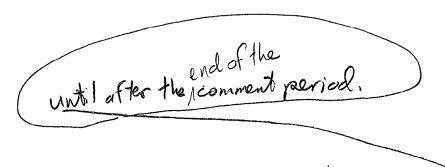
LRBa1990/

# PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

### ASSEMBLY AMENDMENT,

## TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

### TO 1999 ASSEMBLY BILL 356



At the locations indicated, amend the substitute amendment as follows:

LEGISLATIVE COUNCIL PREFATORY NOTE: This amendment adds-a-requirement that the department of natural resources provide public notice of a compliance schedule and stipulated penalties proposed in a report and that it provide a 30-day comment period on the proposal. It is based loosely on s. 299.80 (8) (a) and (c), stats.

1. Page 5, line (a) after that line insert:

"(3m) Public notice; comment period. (a) The department shall provide at

least 30 days for public comment on a compliance schedule and stipulated penalties

proposed in a report under sub. (3). The department may not approve or issue a compliance schedule under sub. (6) or approve stipulated penalties under sub. (6m) (6m) The department shall proposed stipulated penalties proposed

stipulated penalties more selds a report and the that does all of the following:

1. Identifies the regulated entity that submitted the report under sub. (3), the facility at which the violation occurred and the nature of the violation.

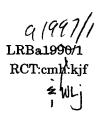
Before the start of the public comment period under por (a),

1

8

#### 1999 - 2000 LEGISLATURE

Now



# ASSEMBLY AMENDMENT, TO ASSEMBLY SUBSTITUTE AMENDMENT 1, TO 1999 ASSEMBLY BILL 356

| At. | the    | locations | indicated.        | amend | the  | substitute | amendment | as f | follows:   |
|-----|--------|-----------|-------------------|-------|------|------------|-----------|------|------------|
| 110 | ULIC . | TOCUMOTIO | III aI ca ca ca c | amu   | U4.L |            | CHILDRICH | uo,  | -0110 110. |

1. Page 5, line 8: after that line insert:

- "(3m) Public Notice; comment period. (a) The department shall provide at least 30 days for public comment on a compliance schedule and stipulated penalties proposed in a report under sub. (3). The department may not approve or issue a compliance schedule under sub. (6) or approve stipulated penalties under sub. (6m) until after the end of the comment period.
- (b) Before the start of the public comment period under par. (a), the department shall provide public notice of the proposed compliance schedule and stipulated penalties that does all of the following:
- 1. Identifies the regulated entity that submitted the report under sub. (3), the facility at which the violation occurred and the nature of the violation.

**12** 

| 1  | 2. Describes the proposed compliance schedule and the proposed stipulated   |
|----|---|
| 2  | penalties.  |
| 3  | 3. Identifies an employe of the department and an employe of the regulated  |
| 4  | entity who may be contacted for additional information about the proposed   |
| 5  | compliance schedule and the proposed stipulated penalties.                  |
| 6  | 4. States that comments concerning the proposed compliance schedule and the |
| 7  | proposed stipulated penalties may be submitted to the department during the |
| 8  | comment period and states the last date of the comment period.              |
| 9  | 5. Describes the procedures that the department will use to make a final    |
| 10 | decision on the proposed compliance-schedule and the proposed stipulated    |
| 11 | penalties."   |

(END)