

1999 DRAFTING REQUEST

Assembly Amendment (AA-AB133)

Received: **05/27/99**

Received By: **nilsepe**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Bonderud**

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

Drafter: **nilsepe**

May Contact:

Alt. Drafters:

Subject: **Transportation - motor vehicles**

Extra Copies: **TNF, RCT**

Pre Topic:

LFB:.....Bonderud -

Topic:

Motion 949, #8; Vehicle environmental impact fee

Instructions:

See Attached

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>
/?	nilsepe 05/27/99	jgeller 05/27/99		_____			
/1			martykr 05/28/99	_____	lrb_docadmin 05/28/99		

FE Sent For:

<END>

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1/?	nilsepe	1 5/27 JG	km 5/28	JAS	5/28		

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<END>

through 2.e. In addition, specify that: (a) Alternatives 2.b. through 2.e. apply in situations where a voluntary party seeks an exemption under the interim liability provisions (but not under a voluntary party liability exemption that is not an interim liability exemption); and (b) the deletion of the authority of DNR to require the voluntary party to obtain insurance to cover the costs of the cleanup would still allow DNR to require insurance under the interim liability and natural attenuation at groundwater standards exceedance liability exemptions.

6. *Use of Natural Attenuation at Voluntary Party Sites.* [LFB Summary p. 464, #18] In addition to approving the Governor's recommendation: (a) allow the certificates of completion to be used for groundwater contamination "originating from" in addition to "on" the property; and (b) provide that if DNR requires a voluntary party who obtains a certificate of completion under the natural attenuation provision to obtain insurance, the only party named as the insured is the state, not the voluntary party and the state.

7. *Study of Potential Sources of Funding for Future Cleanup Costs.* [LFB Summary p. 466, #21] In addition to approving the Governor's recommendation, direct DNR, DOA, Commerce, DOR, DOT and ~~WVEDA~~ to submit an annual consolidated report on June 30 of each year to the Joint Committee on Finance and the appropriate standing committees of the Legislature that evaluates the effectiveness of the state's brownfields initiatives.

8. *Vehicle Environmental Impact Fee.* Repeal the June 30, 2001 sunset on the \$5 per vehicle environmental impact fee. In addition, increase the fee from \$5 to \$6 on the first day of the second month after the effective date of the bill. This would generate additional revenues of approximately \$800,000 in 1999-00 and \$1,400,000 in 2000-01, which would be deposited in the environmental management account of the environmental fund.

9. *Hazardous Waste Generator Fee.* Increase the amount of the hazardous waste generator fee (\$125 base fee plus \$12 per ton of hazardous waste) by an amount necessary to generate revenues of \$250,000 annually, effective with the fees assessed in May, 2000. The fees are deposited in the environmental management account of the environmental fund.

10. *Local Government Negotiation and Cost Recovery Process.* Direct DNR to submit proposed statutory changes to the Legislature no later than January 1, 2001, that make the local government negotiation and cost recovery process more efficient and clear, as follows: (a) develop a more efficient method of providing notice to all parties; (b) clarify liability provisions; (c) clarify sections related to identification of responsible parties; (d) provide local governments with a clear way to handle information discovered late in the process; (e) require that involved parties be required to state the basis of their objection and the allocation of costs before seeking umpire review; (f) cull the list of potential umpires so it contains environmental experts; and (g) give parties a specific time frame to make comments on the remedy.

11. *Area-Wide Environmental Characterization.* Provide \$50,000 SEG annually from the environmental management account of the environmental fund and direct DNR to create a bibliography of available information on a geographic basis that identifies all sources of general



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb04467
PEN.....

SOON

JG
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LFB:.....Bonderud – Motion 949, #8; Vehicle environmental impact fee
FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION
LFB AMENDMENT
TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45

A-note

1 At the locations indicated, amend the bill as follows:

2 1. Page 1220, line 23: after that line insert:

3 "SECTION 2734m. 342.14 (1r) ^x of the statutes is amended to read:

4 342.14 (1r) Upon filing an application under sub. (1) or (3) before the first day

5 of the ~~second~~ ^{2nd} month beginning after the effective date of this subsection [revisor
6 inserts date], an environmental impact fee of \$5, by the person filing the application.

7 Upon filing an application under sub. (1) or (3) [✓] on or after the first day of the ~~second~~ ^{2nd}

8 month beginning after the effective date of this subsection [revisor inserts date],

9 an environmental impact fee of \$6, [✓] by the person filing the application. All moneys

1 collected under this subsection shall be credited to the environmental fund for
2 environmental management. ~~This subsection does not apply after June 30, 2001.~~ ✓

History: 1975 c. 39, 297, 422; 1977 c. 29 ss. 1452, 1654 (7) (a); 1977 c. 418; 1979 c. 221; 1981 c. 20; 1983 a. 27; 1987 a. 110; 1989 a. 31, 137, 359; 1991 a. 309; 1993 a. 159; 1995 a. 27; 1997 a. 27.

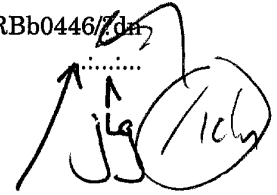
3

(END)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

May 27, 1999

LRBb0446/7da



PEN

Kendra Bonderud:

Do you want to repeal the sunset of this environmental impact fee (and increase the fee) applicable to large mobile homes? Those mobile homes are currently subject to the fee, but previous actions of the joint committee on finance have transferred regulation of titling of those mobile homes from DOT to the department of commerce.

Paul E. Nilsen
Legislative Attorney
Phone: (608) 261-6926

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb0446/1dn
PEN:jlj:km

May 27, 1999

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State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0446/1
PEN:jlg:km

LFB:.....Bonderud - Motion 949, #8; Vehicle environmental impact fee

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

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12

(END)