

1999 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB133)

Received: **06/22/99**

Received By: **rmarchan**

Wanted: **Soon**

Identical to LRB:

For: **Assembly Republican Caucus**

By/Representing: **Anderson**

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

Drafter: **rmarchan**

May Contact:

Alt. Drafters:

Subject: **Buildings/Safety - misc.
Buildings/Safety - bldg codes
Environment - miscellaneous**

Extra Copies: **RCT**

Pre Topic:

ARC:.....Anderson - # 302,

Topic:

Underground home heating oil storage tanks

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>
/1	rmarchan 06/22/99	ygeller 06/22/99	ismith 06/22/99	_____	lrb_docadmin 06/22/99		
/2	rmarchan 06/25/99	ygeller 06/25/99	jfrantze 06/25/99	_____	lrb_docadmin 06/25/99		
/3	rmarchan 06/25/99	ygeller 06/25/99	mclark 06/25/99	_____	lrb_docadmin 06/25/99		

FE Sent For:

<END>

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FE Sent For:		1/3 6/25 yg	MRC 6/25	MRC/KLG 6/25 <END>			

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FE Sent For:

12 6/15 jg
6/25
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/?	rmarchan	1/6/22 jlg	IS 6/22	IS/WJ 6/22			

FE Sent For:

<END>

To Be Drafted

Agency DNR

Attachment# 302

Requester Name Nicole Anderson

Requester Email

Requester Phone

Summary

Environmental Package

Request Details

Statement of Intent

Environmental Package (See Attached)

Request# 3706

Tuesday, June 22, 1999

ENVIRONMENTAL PACKAGE

(Rep. DuWayne Johnsrud, Rep. Mike Powers, Rep. Marc Duff, Rep. Neal Kedzie)

I. PECFA (Petroleum Environmental Cleanup Fund Award) Program

JFC Action:

JFC authorized \$270 million in bonding for PECFA claims payments, directing that no more than \$170 million in bonding authority be released upon enactment of the bill. Before the Building Commission issues the remaining \$100 million, DOA, Commerce and the DNR would be required to submit a report to the JFC for approval under s. 13.10.

Motion:

The motion would require \$270 million in bonding for the PECFA program to be released upon enactment of the biennial budget bill.

Fiscal impact

Releasing all bonding authority (the total amount is already in the budget) immediately reduces the amount of interest that will accrue.

Motion:

The motion exempts home heating oil tanks with less than 1,100 tank capacity from the tank tightness test and upgrading requirements, as of the effective date of this bill.

Fiscal impact

None.



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0894¹

RJM:...

SOON

JG
FMR

ARC:.....Anderson - # 302, Underground home heating oil storage tanks

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

DNOTE

CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

✓
INSEPT
1-2
②
3

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

1. Page 1017, line 24: after that line insert:

(END) ✓

D-NOTE
↓



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

INSERT
1-2

1 AN ACT to create 101.09 (2) (cm) of the statutes; relating to: standards to detect
2 leaking in certain home heating oil storage tanks.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a later version.

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

1995m

3 SECTION 101.09 (2) (cm) of the statutes is created to read:

4 101.09 (2) (cm) Any rules promulgated under sub. (3) requiring an owner to test
5 the ability of a storage tank, connected piping and ancillary equipment to prevent
6 an inadvertent release of a stored substance or requiring an owner to implement a
7 program for determining whether a release of a stored substance has occurred do not
8 apply to storage tanks that are used to store heating oil for residential, consumptive
9 use on the premises where stored.)

10

END

or requiring an owner to permanently close or upgrade a storage tank

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

LRBb0894/1dn

RJM:.....

1
Jg

Attached is the amendment you requested that exempts certain home heating oil storage tanks from tightness testing and leak detection standards, as well as from any requirement that storage tanks be either closed or upgraded. Please let me know if this amendment is not consistent with your intent. Thanks.

Robert J. Marchant
Legislative Attorney
Phone: (608) 261-4454
E-mail: Robert.Marchant@legis.state.wi.us

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

LRBb0894/1dn
RJM:jlgijs

June 22, 1999

Attached is the amendment you requested that exempts certain home heating oil storage tanks from tightness testing and leak detection standards, as well as from any requirement that storage tanks be either closed or upgraded. Please let me know if this amendment is not consistent with your intent. Thanks.

Robert J. Marchant
Legislative Attorney
Phone: (608) 261-4454
E-mail: Robert.Marchant@legis.state.wi.us

6-25-99

T of Nicole Anderson @ ARC

Do not limit to residential use of heating oil.



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0894/1
RJM:jl:g:ijs

Soon

RMR
DMR

ARC:.....Anderson - # 302, Underground home heating oil storage tanks

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS AMENDMENT
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1999 ASSEMBLY BILL 133

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 1. Page 1017, line 24: after that line insert:
- 3 "SECTION 1975m. 101.09 (2) (cm) of the statutes is created to read:
- 4 101.09 (2) (cm) Any rules promulgated under sub. (3) requiring an owner to test
- 5 the ability of a storage tank, connected piping or ancillary equipment to prevent an
- 6 inadvertent release of a stored substance, requiring an owner to implement a
- 7 program for determining whether a release of a stored substance has occurred or
- 8 requiring an owner to permanently close or upgrade a storage tank do not apply to

1 storage tanks that have a capacity of less than 1,100 gallons and that are used to
2 store heating oil for ~~residential~~ [✓] consumptive use on the premises where stored.”.

3

(END)

NOTE

⌘ Attached is the redraft you requested regarding heating oil storage tanks. ~~When~~ I have redrafted this amendment per the instructions of Heate ^{er} Anderson. Please note that this amendment now differs from the version originally provided to me because, as drafted, this amendment is no longer limited to ~~home~~ heating oil storage tanks.

home

[Name: RSN]

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

LRBb0894/2dn
RJM:jlg:jf

June 25, 1999

Attached is the redraft you requested regarding heating oil storage tanks. I have redrafted this amendment per the instructions of Nicole Anderson. Please note that this amendment now differs from the motion originally provided to me because, as drafted, this amendment is no longer limited to home heating oil storage tanks.

Robert J. Marchant
Legislative Attorney
Phone: (608) 261-4454
E-mail: Robert.Marchant@legis.state.wi.us

Tcf Nicole Anderson

Need to restore reference
to residential tanks



State of Wisconsin
1999 - 2000 LEGISLATURE

3
LRBb0894/g
RJM:jlj:jf

SOON

RMK

ARC:.....Anderson - #302, Underground home heating oil storage tanks

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

Dore

**CAUCUS AMENDMENT
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1999 ASSEMBLY BILL 133**

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8 requiring an owner to permanently close or upgrade a storage tank do not apply to

1 storage tanks that have a capacity of less than 1,100 gallons and that are used to
2 store heating oil for ^{residential} consumptive use on the premises where stored.”

3 (END)

DNOTE

FP Attached is the redraft you requested that restores the limitation to home heating oil storage

tanks. Thanks.

(name: RJM)

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

LRBb0894/3dn
RJM;jlg:mrc

June 25, 1999

Attached is the redraft you requested that restores the limitation to home heating oil storage tanks. Thanks.

Robert J. Marchant
Legislative Attorney
Phone: (608) 261-4454
E-mail: Robert.Marchant@legis.state.wi.us



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0894/3
RJM:jlg:mrc

ARC:.....Anderson - # 302, Underground home heating oil storage tanks

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS AMENDMENT

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7 program for determining whether a release of a stored substance has occurred or
8 requiring an owner to permanently close or upgrade a storage tank do not apply to

1 storage tanks that have a capacity of less than 1,100 gallons and that are used to
2 store heating oil for residential, consumptive use on the premises where stored.”.

3 (END)