

**2001 Jr2 DRAFTING REQUEST**

**Senate Amendment (SA-SSA1-AB1)**

Received: **03/27/2002**

Received By: **traderc**

Wanted: **Soon**

Identical to LRB:

For: **Senate Democratic Caucus**

By/Representing: **Engel**

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

Drafter: **traderc**

May Contact: **LFB**

Addl. Drafters:

Subject: **Environment - water quality**

Extra Copies:

Submit via email: **NO**

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**Pre Topic:**

SCC:.....Engel - CN5205,

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**Topic:**

Payment of grants to landowners receiving notice of discharge

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**Instructions:**

See Attached

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**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 03/28/2002	csicilia 03/28/2002	jfrantze 03/28/2002	_____	lrb_docadmin 03/29/2002		

FE Sent For:

<END>

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1?	traderc	1 cjs 3/18 02	J 03	J Self 03			

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<END>

*Amendment*  
*2002-03 Budget Repair Bill*

**WATERSHED GRANT COST-SHARE AGREEMENTS – N.O.D. PRIORITY APPLICATIONS**

This amendment would require that the DNR treat as properly submitted to the state's T.R.M. grant program any application filed under the previous NR243 grant application process in which a "Notice of Discharge" (NOD) has been issued. Any such grant application shall have priority in the allocation of any T.R.M. funds in the current award period. A program shift between DATCP and the DNR and inadequate state funding has left a select number of responsible landowners with valid cost-share agreements but without recourse under existing grant programs.

In 1996, a landowner was cited with a "Notice of Discharge" by the DNR for livestock related runoff in a wetland corridor. NOD discharge citations are indicative of a significant environmental need for immediate action. The landowner entered into a comprehensive clean up and cost share agreement with the Department of Agriculture, Trade & Consumer Protection to address DNR & DATCP concerns. The work was completed at the landowner's expense. State cost-share was to be made immediately. Despite the approval of both departments and the related county officials, however, no payment has yet been received by the landowner. Without this provision, the landowners would be required to refile their grant applications and begin the process anew, despite the fact that they properly filed the previous application and have been due payment for a number of years.

DEPARTMENT: Department of Administration

FISCAL IMPACT: None. Payment of these grants and priority would be made out of existing grant allocated dollars.

LEGISLATIVE HISTORY: None.

CN 5205

~~MCS~~



State of Wisconsin  
2001 - 2002 LEGISLATURE

January 2002 Special Session  
SOON (in 3/28)

LRBb2833/1  
RCT...  
cjs

SCC:.....Engel – CN5205, Payment of grants to landowners receiving notice of discharge

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS SENATE AMENDMENT ,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO ASSEMBLY BILL 1

DNote

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

2 1. Page 182, line 16: after that line insert:

3 "SECTION 369qm. 281.65 (12) of the statutes is created to read:

4 281.65 (12) Notwithstanding sub. (8), during fiscal year 2002-03, the

5 department shall make a payment under this section to a landowner who received

6 a notice of discharge under ch. 283, who entered into a cost-share agreement with

7 the department of agriculture, trade and consumer protection for a grant under s.

8 92.14 (4) (c), 1997 stats., and who complied with the cost-share agreement but who

9 did not receive the grant under s. 92.14 (4) (c), 1997 stats. The department shall

10 make a payment under this subsection in the amount to which the landowner would

1 have been entitled under the cost-share agreement with the department of  
2 agriculture, trade and consumer protection. The department may not require a  
3 landowner to file an application to receive payment under this subsection.”.

4 (END)

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

LRBb2833/1dn

RCT./.....

*ejs*

Please review this draft carefully. I am not certain that it carries out the intent of the request.

Rebecca C. Tradewell  
Managing Attorney  
Phone: (608) 266-7290  
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**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRBb2833/1dn  
RCT:cjs:jf

March 28, 2002

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Rebecca C. Tradewell  
Managing Attorney  
Phone: (608) 266-7290  
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State of Wisconsin  
2001 - 2002 LEGISLATURE  
January 2002 Special Session

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