

2003 DRAFTING REQUEST

Senate Amendment (SA-SB44)

Received: **05/14/2003**

Received By: **btradewe**

Wanted: **Soon**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Bonderud**

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

Drafter: **btradewe**

May Contact:

Addl. Drafters:

Subject: **Environment - env. cleanup**

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to: **robert.marchant@legis.state.wi.us**

Pre Topic:

LFB:.....Bonderud -

Topic:

Brownfields grant programs changes

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	btradewe 05/14/2003	kgilfoy 05/14/2003	jfrantze 05/14/2003	_____	mbarman 05/14/2003		

FE Sent For:

<END>

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1/?	btradewe	1 - 5/14 KMG	5/14	Self 5/14			

FE Sent For:

<END>

Tradewell, Becky

From: Bonderud, Kendra
Sent: Tuesday, May 13, 2003 6:44 PM
To: Tradewell, Becky; Marchant, Robert
Cc: Pollek, Chris; Hinz, Daryl; Shanovich, Ron
Subject: Drafting Request

Joint Finance took action on several issues today which will require drafting. Please draft the following items. I will fax motions to you after I send this.

* Motion 121 (Paper 573) - Consolidated Brownfields Grant Program. This is similar to (but not the same as current law). Rob, I believe this is the only item in this email you would be involved in. Ron or I can answer questions you might have.

Motion 513 (Papers 570 and 571) - Agrichemical Management and Environmental Fund Revenues. Chris can answer your agchem-related questions. I can answer your environmental fund questions.

Motion 122 (Paper 572) - Vehicle fee. A lot of this is chapter 20 reductions, but the key drafting is no increase above \$9, and extend the sunset to December 31, 2005.

Paper 574 - Environmental repair bonding, Alternative 3, no increase in bonding.

Motion 118 (Paper 575) - Increase transfer from recycling fund to general fund (be careful here as LRB 105/1 also has a separate increase in the transfer from the recycling fund).

Paper 576 - Alternative 1, Air staff no draft needed.

Paper 577 Air Asbestos - Alternative A1 (no draft needed), B6 (draft needed) and C1 (no draft needed).

Thanks for your help.

Kendra Bonderud

*Legislative Fiscal Analyst
Wisconsin Legislative Fiscal Bureau
ph. (608) 266-3847
fax (608) 267-6873
Kendra.Bonderud@legis.state.wi.us*

JTC 5/13/03
Approved 12-4

Senator Darling
Representative Kaufert

NATURAL RESOURCES -- AIR, WASTE AND CONTAMINATED LAND

Consolidated Brownfields Grant Program
[LFB Paper #573]

Motion:

Move to approve Alternatives A2 and C4. In addition, allow Commerce to review applications received by the Department of Commerce in October 2002 for brownfields grants, rank them using the 2002-03 Commerce scoring structure, and make awards to eligible applicants totaling up to \$6,250,000 in funding provided for the Commerce brownfields grant program in 2003-04. Allow DNR to review applications received by DNR for green space grants in January, 2003, rank them under 2002-03 scoring criteria for green space grants, and make awards to eligible applicants totaling up to \$1,000,000 in funding provided for the DNR brownfield green space grant program in the 2003-05 biennium.

Note:

Alternative A2 in LFB Budget Paper #573 would delete the proposed consolidation of brownfields grant programs in DNR. It would retain the current Commerce brownfields grant program with \$7,000,000 SEG annually and the DNR brownfields site assessment grant program with \$1,700,000 SEG annually. It would also retain the existing DNR brownfields green space grant program and provide \$500,000 SEG annually. Finally, it would repeal the DNR sustainable urban development zone program. The transition funding language for fiscal year 2002-03 applicants would apply to applicants for the Commerce brownfields grant program and DNR green space grant program.

The motion would also restore \$308,400 SEG petroleum inspection fund annually and 2.5 SEG positions in Commerce for administering the Commerce brownfields grant program.

[Change to Bill: \$616,800 SEG petroleum inspection fund and 2.5 SEG positions]

Motion #121

121	MCM	ZZZZZZZZ	ZZZZZZZZ
Darling	X	X	X
Welch	X	X	X
Filzgrub	X	X	X
Lazich	X	X	X
Harstorf	X	X	X
Kanavas	X	X	X
Decker	X	X	X
Moore	X	X	X
Kaufert	X	X	X
Huebsch	X	X	X
Ward	X	X	X
Stone	X	X	X
Rhoades	X	X	X
Meyer	X	X	X
Coggs	X	X	X
Schoff	X	X	X

ALTERNATIVES

A. Consolidated Brownfields Grant Program in DNR

1. Approve the Governor's recommendation to repeal: (a) the Commerce brownfields grant program with \$7,000,000 SEG annually; (b) the DNR brownfields site assessment grant program with \$1,700,000 SEG annually; (c) the DNR brownfields green space grant program; and (d) the DNR sustainable urban development zone program. Provide \$9,200,000 SEG annually in a new, biennial appropriation from the environmental fund to create a consolidated brownfields grant program in DNR.

2. Delete the proposed consolidation in DNR. Retain the current Commerce brownfields grant program with \$7,000,000 SEG annually and the DNR brownfields site assessment grant program with \$1,700,000 SEG annually. Retain the existing DNR brownfields green space grant program and provide \$500,000 SEG annually. Repeal the DNR sustainable urban development zone program.

B. Brownfields Grant Program Provisions

1. Make one or more of the following modifications to the consolidated DNR brownfields grant program provisions:

a. Expand eligible activities for determining the extent of environmental contamination to include site assessment activities and site preparation activities allowed under the site assessment program including removal of abandoned containers, removal of underground storage tanks, demolition of buildings and structures, and asbestos abatement activities and brownfields redevelopment.

b. Expand eligible contaminant removal and restoration activities to include environmental remediation and brownfields redevelopment activities as defined for the current Commerce brownfields grant program.

c. Specify that grants for site assessment and site preparation could only be awarded to local governments, while grants for cleanup and redevelopment could be awarded to all eligible applicants. Specify that only local governmental units could apply for grants for environmental remediation activities, excluding site investigations, for projects that would create green space or public facilities. In addition, include trustees, which are currently eligible under the Commerce program, as eligible for the appropriate types of grants.

d. Include the current Commerce brownfields grant scoring system in statutory provisions to apply to all grants to be awarded under the new consolidated brownfields grant program, with certain modifications as follows: (1) the potential of the project to promote economic development in the area; (2) whether the project will have a positive effect on the environment; (3) the amount and quality of the recipient's contribution to the project; (4) the innovativeness of the

grants, and make awards to eligible applicants totaling up to \$1,000,000 in funding provided for the consolidated DNR program in 2003-04. (These funding levels are the amounts that would have been available in 2002-03, prior to Act 1.)

C. Commerce and DNR Staff

1. Approve the Governor's recommendation to delete \$308,400 SEG annually in Commerce from the petroleum inspection fund, along with 2.5 SEG positions and the related administrative appropriation. *[This alternative may be chosen with Alternative A1 but not with Alternative A2.]*

2. Provide annual funding of \$61,900 SEG and 1.0 SEG brownfields development consultant position to DNR to transfer a position from Commerce to administer the new brownfields grant program. *[This alternative may be chosen with Alternative A1 but not with Alternative A2.]*

Alternative C2	SEG
2003-05 FUNDING (Change to Bill)	\$123,800
2004-05 POSITIONS (Change to Bill)	1.00

3. Restore \$287,400 SEG annually and 2.0 SEG positions in Commerce for administering the Commerce brownfields grant program. Delete annual funding in Commerce of \$21,000 SEG and 0.5 SEG position. *[This alternative may be chosen with Alternative A2 but not with Alternative A1.]*

Alternative C3	SEG
2003-05 FUNDING (Change to Bill)	\$574,800
2004-05 POSITIONS (Change to Bill)	2.00

4. Restore \$308,400 SEG annually and 2.5 SEG positions in Commerce for administering the Commerce brownfields grant program. *[This alternative may be chosen with Alternative A2 but not with Alternative A1.]*

Alternative C4	SEG
2003-05 FUNDING (Change to Bill)	\$616,800
2004-05 POSITIONS (Change to Bill)	2.50

Prepared by: Kendra Bonderud and Ron Shanovich
Attachments



State of Wisconsin

2003 - 2004 LEGISLATURE

SOON (in 5/14)

LRBb0182/1

RCT:.....

Kmg

LFB:.....Bonderud – Brownfields grant programs changes ✓

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

SENATE AMENDMENT ,

TO 2003 SENATE BILL 44

At the locations indicated, amend the bill as follows:

- ✓ 1. Page 335, line 14: delete that line.
- ✓ 2. Page 336, line 4: delete lines 4 and 5.
- ✓ 3. Page 355, line 13: delete lines 13 to 17.
- ✓ 4. Page 713, line 4: delete lines 4 to 8.
- ✓ 5. Page 784, line 3: delete lines 3 to 7.
- ✓ 6. Page 955, line 20: delete the material beginning with that line and ending with page 957, line 10.
- ✓ 7. Page 957, line 12: delete that line.
- ✓ 8. Page 997, line 22: delete the material beginning with that line and ending with page 998, line 1.

1
~~20.443 (1) (br)~~
~~(eq), (9 m)~~
~~20.370 (6)~~
~~(es), (et), (eu)~~
~~75.106 (1) (a)~~
~~10.443 (4)~~
~~(cc) a. b. 7~~
~~292.255~~
~~292.74~~
~~292.75 9~~
~~292.99~~
~~560.13 10~~
~~560.13 11~~
~~560.138~~
~~(1) (ac)~~
~~560.139~~
~~(1) (c)~~

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✓ 9. Page 998, line 5: delete lines 5 and 6.

✓ 10. Page 1065, line 19: after that line insert:

560.44
560.44
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“(1) BROWNFIELDS GRANTS. During fiscal year 2003–04, the department of commerce may review applications submitted to the department by October 25, 2002, for grants under section 560.13 of the statutes and may use the criteria under that section and rules promulgated by the department under that section to make grants of up to a total of \$6,250,000 from the appropriation under section 20.143 (1) (qm) of the statutes to applicants that would have been eligible for grants in fiscal year 2002–03.”

✓ 11. Page 1084, line 18: delete the material beginning with that line and ending with page 1085, line 6, and substitute:

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“(1) BROWNFIELDS GREEN SPACE GRANTS. During the 2003–05 fiscal biennium, the department of natural resources may review applications submitted to the department by January 17, 2003, for grants under section 292.79 of the statutes and may use the criteria under that section and rules promulgated by the department under that section to make grants of up to a total of \$1,000,000 from the appropriation under section 20.370 (6) (eu) of the statutes to applicants that would have been eligible for grants under section 292.79 of the statutes in fiscal year 2002–03.”

(END)

560.44
560.44
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nonstat
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State of Wisconsin
2003 - 2004 LEGISLATURE

LRBb0182/1
RCT:kmg:jf

LFB:.....Bonderud – Brownfields grant programs changes

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- 4 **3.** Page 355, line 13: delete lines 13 to 17.
- 5 **4.** Page 713, line 4: delete lines 4 to 8.
- 6 **5.** Page 784, line 3: delete lines 3 to 7.
- 7 **6.** Page 955, line 20: delete the material beginning with that line and ending
8 with page 957, line 10.
- 9 **7.** Page 957, line 12: delete that line.
- 10 **8.** Page 997, line 22: delete the material beginning with that line and ending
11 with page 998, line 1.

1 **9.** Page 998, line 5: delete lines 5 and 6.

2 **10.** Page 1065, line 19: after that line insert:

3 “(1z) BROWNFIELDS GRANTS. During fiscal year 2003–04, the department of
4 commerce may review applications submitted to the department by October 25,
5 2002, for grants under section 560.13 of the statutes and may use the criteria under
6 that section and rules promulgated by the department under that section to make
7 grants of up to a total of \$6,250,000 from the appropriation under section 20.143 (1)
8 (qm) of the statutes to applicants that would have been eligible for grants in fiscal
9 year 2002–03.”.

10 **11.** Page 1084, line 18: delete the material beginning with that line and
11 ending with page 1085, line 6, and substitute:

12 “(2z) BROWNFIELDS GREEN SPACE GRANTS. During the 2003–05 fiscal biennium,
13 the department of natural resources may review applications submitted to the
14 department by January 17, 2003, for grants under section 292.79 of the statutes and
15 may use the criteria under that section and rules promulgated by the department
16 under that section to make grants of up to a total of \$1,000,000 from the
17 appropriation under section 20.370 (6) (eu) of the statutes to applicants that would
18 have been eligible for grants under section 292.79 of the statutes in fiscal year
19 2002–03.”.

20

(END)