

2003 DRAFTING REQUEST

Senate Amendment (SA-SB44)

Received: **05/18/2003**

Received By: **btradewe**

Wanted: **Soon**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Renner**

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

Drafter: **btradewe**

May Contact:

Addl. Drafters:

Subject: **Environment - solid haz. waste**

Extra Copies:

Submit via email: **NO**

Pre Topic:

LFB:.....Renner -

Topic:

Transfer waste facility siting board to DNR

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>
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/1	btradewe 05/19/2003	jdyer 05/19/2003	rschluet 05/19/2003	_____	amentkow 05/19/2003		
		jdyer 05/19/2003		_____			

FE Sent For:

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/?	btradewe	15/19 jld					
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Handwritten signature/initials: 15/19 jld

Large handwritten signature and date: 5-19-3 <END>

FE Sent For:

Post-it May. 17. 2003 12:19 PM LFB # of pages 1

To Rebecca Trudewell	From Daren Bremer
Co./Dept. LRB	Co. LFB
Phone #	Phone #
Fax # 4-6948	Fax #

Representative Kaufert

GENERAL PROGRAMS

Waste Facilities Siting Board Transfer to DNR

Motion:

Move to transfer the Waste Facilities Siting Board and remaining base level funding from the Department of Administration to the Department of Natural Resources, restore 1.0 PR unclassified executive director and \$73,900 PR annually and retain the executive director's statutory duties.

Note:

Under current law the Waste Facility Siting Board is attached to DOA and consists of the following members: (a) the Secretaries of DOT, DATCP, and Commerce or their designees; (b) two town officials; and (c) one county official. The town and county officials are appointed for staggered three-year terms. The Board appoints an unclassified executive director, who may request any state agency to provide assistance necessary for the Board to fulfill its duties. The Board supervises mandated negotiation-arbitration procedures relating to the siting of solid or hazardous waste facilities.

The Governor's recommendation would delete \$101,300 PR and 1.75 PR positions annually to eliminate all staff at the Waste Facilities Siting Board and would repeal the Board's authority to appoint an executive director. The Division of Hearings and Appeals would be required to provide staff to assist the Board in the performance of duties. Funding of \$32,300 PR annually would remain available to the Board.

This motion would restore \$73,900 PR for salary and fringe benefits for 1.0 PR unclassified executive director position for the Board, retain the executive director's current law duties, and transfer the entire Board from DOA to DNR.

[Change to Bill: \$147,800 PR and 1.0 PR position]

Janice Dew

Motion #451

WFSB/1614/1

MO# 451

2	Darling	X	N
	Welch	X	N
	Fitzgrid	X	N
	Lazich	X	N
	Harsdorf	X	N
	Kanavas	X	N
	Decker	Y	X
	Moore	Y	X
1	Kaufert	X	N
	Huebsch	X	N
	Ward	X	N
	Stone	X	N
	Rhoades	X	N
	Meyer	X	N

Pass 12-4



State of Wisconsin
2003 - 2004 LEGISLATURE

SOON (in 5/19)

LRBb0207/1

RCT:.....

Jld

LFB:.....Renner – Transfer waste facility siting board to DNR

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

SENATE AMENDMENT ,

TO 2003 SENATE BILL 44

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

2 1. Page 73, line 21: delete lines 21 to 24 and substitute:

3 "SECTION 92x. 15.105 (12) of the statutes is renumbered 15.345 (4) and 15.345

4 (4) (a) (intro.), as renumbered, is amended to read:

5 15.345 (4) (a) (intro.) There is created a waste facility siting board, attached
6 to the department of ~~administration~~ natural resources under s. 15.03, consisting of
7 the following members:”

History: 1971 c. 40, 164, 270; 1973 c. 90, 333; 1975 c. 397; 1977 c. 29 s. 1649; 1977 c. 196 ss. 9, 10; 1977 c. 325, 392, 396, 418, 447; 1981 c. 20, 62, 182, 350, 374; 1983 a. 27, 91; 1983 a. 192 s. 303 (7); 1983 a. 371; 1985 a. 29 ss. 68 to 70, 87, 3202 (27); 1985 a. 180 s. 30m; 1987 a. 27, 142; 1987 a. 147 s. 25; 1987 a. 204, 342; 1989 a. 31, 56, 107, 345; 1991 a. 212, 269; 1993 a. 75, 246, 349, 437, 465, 491; 1995 a. 27 ss. 79 to 118p, 9116 (5), 9126 (19); 1995 a. 221, 225; 1997 a. 3, 27, 247; 1999 a. 9, 105, 185; 2001 a. 16 ss. 139, 174, 109.

8 2. Page 354, line 2: after that line insert:

9 "SECTION 402p. 20.370 (2) (eg) of the statutes is repealed.”

10 3. Page 399, line 15: after that line insert:

1 "SECTION 587e. 20.505 (4) (k) of the statutes is renumbered 20.370 (2) (ei) and
2 amended to read:

3 20.370 (2) (ei) *Waste facility siting board; general program operations.* The
4 amounts in the schedule for the general program operations of the waste facility
5 siting board. All moneys transferred from the appropriation account under s. 20.370
6 (2) (eg) received from the fee under s. 289.64 shall be credited to this appropriation
7 account."

History: 1971 c. 108, 125, 215; 1971 c. 270 s. 104; 1973 c. 90 and supp., 157, 305; 1975 c. 39 ss. 179 to 184f, 735 (5); 1975 Ex. Order No. 24; 1975 c. 224, 397; 1977 c. 29; 1977 c. 196 ss. 70, 131; 1977 c. 377 s. 30; 1977 c. 418 s. 929 (1), (55); 1979 c. 32 s. 92 (5); 1979 c. 34, 175, 221; 1979 c. 355 s. 241; 1979 c. 361; 1981 c. 20 ss. 400b to 421, 2202 (57) (b); 1981 c. 44 s. 3; 1981 c. 62, 121; 1981 c. 202 s. 23; 1981 c. 314, 374, 391; 1983 a. 27 ss. 439 to 456, 2202 (1); 1983 a. 36, 187, 282, 371, 393; 1985 a. 29, 31, 57, 120, 296, 297, 332; 1987 a. 27 ss. 296n, 296q, 297b, 297d, 299a to 299r, 300a, 301a, 418 to 432; 1987 a. 142, 147, 342, 399; 1989 a. 31, 56, 107, 122, 336, 339, 345, 366; 1991 a. 39 s. 469, 593q to 614; 1991 a. 105, 269, 315; 1993 a. 16 ss. 470g, 470m, 470r, 488 to 506m; 1993 a. 33, 75, 193, 349, 358, 374, 414, 437, 477, 491; 1995 a. 27, 56, 201, 216, 225, 227, 370, 403; 1997 a. 3; 1997 a. 27 ss. 199, 227 to 229m, 233, 666g to 692; 1997 a. 237, 283; 1999 a. 5, 9, 24, 52, 105, 113, 148, 185; 2001 a. 16 ss. 684d, 685d, 800 to 905; 2001 a. 104, 109.

8 4. Page 943, line 14: delete that line.

9 5. Page 955, line 16: delete lines 16 to 19 and substitute:

10 "SECTION 2475g. 289.64 (6) of the statutes is amended to read:

11 289.64 (6) *USE OF SOLID WASTE FACILITY SITING BOARD FEES.* The fees collected
12 under sub. (2) shall be credited to the appropriation under s. 20.370 (2) (eg) for
13 transfer to the appropriation under s. 20.505 (4) (k) (ei)."

History: 1995 a. 227 s. 593.

14 6. Page 1058, line 8: after that line insert:

15 (8) TRANSFER OF WASTE FACILITY SITING BOARD.

16 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
17 liabilities of the department of administration primarily related to the functions of
18 the waste facility siting board, as determined by the secretary of administration,
19 shall become the assets and liabilities of the department of natural resources.

20 (b) *Tangible personal property.* On the effective date of this paragraph, all
21 tangible personal property of the department of administration that is primarily

1 related to the functions of the waste facility siting board, as determined by the
2 secretary of administration, is transferred to the department of natural resources.

3 (c) *Contracts*. All contracts entered into by the department of administration
4 in effect on the effective date of this paragraph that are primarily related to the
5 functions of the waste facility siting board, as determined by the secretary of
6 administration, remain in effect and are transferred to the department of natural
7 resources. The department of natural resources shall carry out any obligations
8 under such a contract until the contract is modified or rescinded by the department
9 of natural resources to the extent allowed under the contract.”.

10

(END)



LFB:.....Renner – Transfer waste facility siting board to DNR

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TO 2003 SENATE BILL 44**

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

2 **1.** Page 73, line 21: delete lines 21 to 24 and substitute:

3 “SECTION 92x. 15.105 (12) of the statutes is renumbered 15.345 (4), and 15.345
4 (4) (a) (intro.), as renumbered, is amended to read:

5 15.345 (4) (a) *Creation; membership.* (intro.) There is created a waste facility
6 siting board, attached to the department of ~~administration~~ natural resources under
7 s. 15.03, consisting of the following members:”

8 **2.** Page 354, line 2: after that line insert:

9 “SECTION 402p. 20.370 (2) (eg) of the statutes is repealed.”.

10 **3.** Page 399, line 15: after that line insert:

1 “SECTION 587e. 20.505 (4) (k) of the statutes is renumbered 20.370 (2) (ei) and
2 amended to read:

3 20.370 (2) (ei) *Waste facility siting board; general program operations.* The
4 amounts in the schedule for the general program operations of the waste facility
5 siting board. All moneys transferred from the appropriation account under s. 20.370
6 (2) (eg) received from the fee under s. 289.64 shall be credited to this appropriation
7 account.”.

8 **4.** Page 934, line 14: delete that line.

9 **5.** Page 955, line 16: delete lines 16 to 19 and substitute:

10 “SECTION 2475g. 289.64 (6) of the statutes is amended to read:

11 289.64 (6) USE OF SOLID WASTE FACILITY SITING BOARD FEES. The fees collected
12 under sub. (2) shall be credited to the appropriation under s. 20.370 (2) (eg) for
13 ~~transfer to the appropriation under s. 20.505 (4) (k) (ei).~~”.

14 **6.** Page 1058, line 8: after that line insert:

15 “(8c) TRANSFER OF WASTE FACILITY SITING BOARD.

16 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
17 liabilities of the department of administration primarily related to the functions of
18 the waste facility siting board, as determined by the secretary of administration,
19 shall become the assets and liabilities of the department of natural resources.

20 (b) *Tangible personal property.* On the effective date of this paragraph, all
21 tangible personal property of the department of administration that is primarily
22 related to the functions of the waste facility siting board, as determined by the
23 secretary of administration, is transferred to the department of natural resources.

