

Committee Name:

Senate Select Committee – Job Creation (SSC–JC)

Appointments

03hr_SSC–JC_Appt_pt00

Committee Hearings

03hr_SSC–JC_CH_pt00

Committee Reports

03hr_SSC–JC_CR_pt00

Clearinghouse Rules

03hr_SSC–JC_CRule_03–

Executive Sessions

03hr_SSC–JC_ES_pt00

Hearing Records

03hr_ab0732

03hr_sb0000

Misc.

03hr_SSC–JC_Misc_pt00

Record of Committee Proceedings

03hr_SSC–JC_RCP_pt00

Paper Ballot: Senator Stepp
Deadline: 3:00 pm, 1-21-04

The following bills received a public hearing on Thursday, January 15, 2004.
Please return your vote via paper ballot to Senator Stepp's office by 3:00 pm, Wednesday, January 21, 2004.

- ✓ • AB 727, relating to: making patient health care records concerning health care operations inapplicable to restrictions on release without informed consent. 4-1 (Javch)
 Aye No

- AB 730, relating to: the acquisition of in-state banks and in-state bank holding companies.
 Aye No 4-1 (Javch)

- AB 732, relating to: nonmetallic mining reclamation financial assurances.
 Aye No 3-2 (Javch, Chvala)

- AB 734, relating to: partial deregulation of telecommunications services.
 Aye No 3-2 (Javch, Chvala)

- AB 735, relating to: strategic energy assessments.
 Aye No 4-1 (Javch)



Signature

Paper Ballot: Senator Kanavas
Deadline: 3:00 pm, 1-21-04

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 Aye No
- AB 730, relating to: the acquisition of in-state banks and in-state bank holding companies.
 Aye No
- AB 732, relating to: nonmetallic mining reclamation financial assurances.
 Aye No
- AB 734, relating to: partial deregulation of telecommunications services.
 Aye No
- AB 735, relating to: strategic energy assessments.
 Aye No



Signature

Paper Ballot: Senator Leibham
Deadline: 3:00 pm, 1-21-04

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- AB 727, relating to: making patient health care records concerning health care operations inapplicable to restrictions on release without informed consent.
 Aye ___ No
- AB 730, relating to: the acquisition of in-state banks and in-state bank holding companies.
 Aye ___ No
- AB 732, relating to: nonmetallic mining reclamation financial assurances.
 Aye ___ No
- AB 734, relating to: partial deregulation of telecommunications services.
 Aye ___ No
- AB 735, relating to: strategic energy assessments.
 Aye ___ No

Joe Leibham
Signature

Paper Ballot: Senator Chvala
Deadline: 3:00 pm, 1-21-04

The following bills received a public hearing on Thursday, January 15, 2004.
Please return your vote via paper ballot to Senator Stepp's office by 3:00 pm, Wednesday, January 21, 2004.

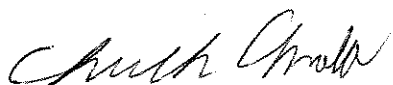
- AB 727, relating to: making patient health care records concerning health care operations inapplicable to restrictions on release without informed consent.
 Aye No

- AB 730, relating to: the acquisition of in-state banks and in-state bank holding companies.
 Aye No

- AB 732, relating to: nonmetallic mining reclamation financial assurances.
 Aye No

- AB 734, relating to: partial deregulation of telecommunications services.
 Aye No

- AB 735, relating to: strategic energy assessments.
 Aye No

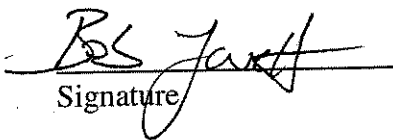


Signature

Paper Ballot: Senator Jauch
Deadline: 3:00 pm, 1-21-04

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Please return your vote via paper ballot to Senator Stepp's office by 3:00 pm, Wednesday, January 21, 2004.

- AB 727, relating to: making patient health care records concerning health care operations inapplicable to restrictions on release without informed consent.
 Aye No
- AB 730, relating to: the acquisition of in-state banks and in-state bank holding companies.
 Aye No
- AB 732, relating to: nonmetallic mining reclamation financial assurances.
 Aye No
- AB 734, relating to: partial deregulation of telecommunications services.
 Aye No
- AB 735, relating to: strategic energy assessments.
 Aye No


Signature

Memorandum

DATE: January 14, 2004
TO: Wisconsin State Senators
FROM: Pat Osborne
RE: Support for Senate Bill 376 / Assembly Bill 732

The Aggregate Producers of Wisconsin (APW) is a statewide trade association comprised of 150 member companies engaged in the production of aggregate material in Wisconsin and associate member companies that provide goods and services to the industry.

The nonmetallic mining industry is highly regulated under federal and state air and water regulations, federal MSHA, federal OSHA, and numerous other regulations and jurisdictions, including local zoning. The overlay of local, state and federal requirements has become increasingly complex and difficult to deal with, particularly for smaller companies. Improving the regulatory climate in Wisconsin is a primary concern of our membership and critical for the future viability of the numerous family owned businesses that are currently operating throughout the state.

Towards that end we commend the Assembly and Senate Committees on Job Creation, the Governor, and Legislative Leadership, for reaching agreement on a substitute amendment to AB 655. We support the compromise and view the proposed changes to air and water permitting and administrative rulemaking as beneficial improvements over current law.

In addition we strongly support SB 376 / AB 732, which was contained in the original Job Creation Act and is now being advanced for your consideration as a separate bill.

SUPPORT SB 376 / AB 732 – Nonmetallic Mining Reclamation Financial Assurance

Under Chapter 295, counties are required to administer the state nonmetallic mining reclamation program. Also, a city, village or town may elect to administer the program within its jurisdiction. The law also recognizes pre-existing municipal ordinances in s. 295.14 (2) provided the ordinance is as restrictive as the state NR 135 rules, or amended to be as restrictive. A component of administering the reclamation program is the tabulation and collection of financial assurance on disturbed acreage equal to the estimated amount it would cost the regulating authority to complete reclamation in the event of owner/operator default.

Prior to the adoption of the uniform statewide reclamation law, various municipalities regulated reclamation of nonmetallic mining sites through local zoning. A city, town or

village may choose not to administer the state reclamation program but may still have an ordinance in place regulating aspects of pre-existing mine sites, including the posting of financial security to guarantee reclamation. Duplicate regulation can and has occurred. Mine operators may be subject to duplicate filing of financial assurance on the same mine site in situations where the county is the NR 135 regulatory authority but the site is also covered by a local zoning financial assurance requirement.

SB 376 / AB 732 would clarify the nonmetallic mining reclamation law (Chapter 295) to ensure that operators may not be required to post duplicate financial assurance on the same mining site. Under the bill, if financial assurance is required under local zoning by a city, village or town that is not administering NR 135, the county that is administering NR 135 would have to credit the value of that financial assurance against the amount of assurance the operator would have to provide under the county ordinance.

We urge you to support passage of this bill and appreciate your consideration.