

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0205/2dn
PJK:wlj:jf

January 31, 2005

Because an environmental claim is now defined in terms of the presence of pollutants on the bed or banks of a navigable water, the use of the term "pollution" elsewhere in the draft may be broader than you wish. "Pollution," as defined in the draft, may occur in or on land, air, or water. You may wish to define pollution in terms of the presence of pollutants on the bed or banks of a navigable water if that is the limited meaning you intend wherever the word "pollution" is used in the draft. See, for example, proposed s. 632.28 (2) (b) and (c). The pollution referred to in those paragraphs may not be the pollution about which the environmental claim is made.

Pamela J. Kahler
Senior Legislative Attorney
Phone: (608) 266-2682
E-mail: pam.kahler@legis.state.wi.us