

2005 DRAFTING REQUEST

Bill

Received: **09/28/2005**

Received By: **rkite**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Rebecca Hotynski**

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

Drafter: **rkite**

May Contact:

Addl. Drafters:

Subject: **Nat. Res. - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **hotypeter@hotmail.com**

Carbon copy (CC:) to: **rebecca.hotynski@legis.state.wi.us**

Pre Topic:

No specific pre topic given

Topic:

Aquatic invasive species grants

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>
/?							
/P1	rkite 09/30/2005	csicilia 09/30/2005	pgreensl 09/30/2005	_____	Inorthro 09/30/2005		S&L
/1	rkite 10/05/2005	csicilia 10/05/2005	jfrantze 10/05/2005	_____	lemery 10/05/2005		S&L
/2	mglass 10/06/2005	csicilia 10/06/2005	jfrantze 10/06/2005	_____	Inorthro 10/06/2005		S&L

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/3	rkite 10/07/2005	csicilia 10/07/2005	rschluet 10/07/2005	_____	lemery 10/07/2005	sbasford 10/10/2005	

FE Sent For:

<END>

↓
Sent to
Rep. Meyers
per meyer/
Hotyuski

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/3	rkite 10/07/2005	csicilia 10/07/2005	rschluet 10/07/2005	_____	lemery 10/07/2005		

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Subject: **Nat. Res. - miscellaneous**

Extra Copies: *Rebecca Hotynski
LFB*

Submit via email: **YES**

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/1	rkite 10/05/2005	csicilia 10/05/2005	jfrantze 10/05/2005	_____	lemery 10/05/2005		

FE Sent For:

1/2 jjs 10/6/05 [Signature] 10/6/05 [Signature]
1/3 jjs 10/7/05 [Signature] 10/7/05 [Signature]

2005 DRAFTING REQUEST

Bill

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Wanted: **As time permits**

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By/Representing: **Rebecca Hotynski**

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Drafter: **rkite**

May Contact:

Addl. Drafters:

Subject: **Nat. Res. - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **hotypeter@hotmail.com**

Carbon copy (CC:) to:

Pre Topic:

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Topic:

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Instructions:

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/?							
/P1	rkite 09/30/2005	csicilia 09/30/2005	pgreensl 09/30/2005	_____	lnorthro 09/30/2005		

FE Sent For:

1 / 95 10/5 / 10/5 / ch
<END>
10/5

2005 DRAFTING REQUEST

Bill

Received: **09/28/2005**

Received By: **rkite**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau 266-8742**

By/Representing: **Rebecca Hotynski**

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

Drafter: **rkite**

Please e-mail a copy of draft to: hotypeter@hotmail.com

May Contact:

Addl. Drafters:

Subject: **Nat. Res. - miscellaneous**

Extra Copies:

Submit via email: **NO**

Pre Topic:

No specific pre topic given

Topic:

Aquatic invasive species grants

Instructions:

See Attached

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/? rkite

*P1 q/s 9/30
05 9/30
P8 9/30
P8/CL*

FE Sent For:

<END>

Request per Rebecca Hotynski (LFB)
Aquatic invasive species

Draft for LFB

OK to talk to Rep. Meyer or Gard -

23.22(2)(c)

20.370(6)(ar)

used in rules
provide 5 million/year in form of
grants for "routine" treatment of aquatic
may need to make this a subproject invasive species
infestations
subprogram of the grant program

open eligibility - anyone can apply -
no match required

priority to counties that have full time
position dedicated to coordinating
invasive species management

20.003(4)

change for 06-07 from \$65 to \$60 mill.

20.505(8)(hm) 1F. - amend to \$8,000,000
\$5 mil to water resources account
\$3 mil to fish + wildlife account

can talk to Art Zimmerman at LFB
about tribal gaming

Counties only

Changes from Rebecca

25% match up to max. match of \$10,000

DNR to waive permits -

NR 107

108

} no fee but still must have permit

Kite, Robin

From: Hotynski, Rebecca
Sent: Wednesday, September 28, 2005 4:38 PM
To: Kite, Robin
Subject: add-on to draft...

Hi Robin –

They want to add in a reporting requirement – each year, DNR would be required to submit a report detailing who got grants for how much for which activities under the program. The report would go to JFC and “the appropriate standing committees”.

Thanks,
RH

Rebecca J. Hotynski
Fiscal Analyst
Legislative Fiscal Bureau
(608) 266-3847



Wanted today - 9/30

State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-3749/E

RNK:.....

cjs

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

SA /
X /
new abv

Gen cat.

granting rule-making authority ↗

1 AN ACT...; relating to: the required general fund balance, grants for the
2 treatment of aquatic invasive species infestations, and making an
3 appropriation.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a later version of this draft.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 SECTION 1. 20.003 (4) (fr) of the statutes, as created by 2005 Wisconsin Act 25,
5 is amended to read:

6 20.003 (4) (fr) For fiscal year 2006-07, ~~\$65,000,000~~ \$60,000,000.

History: 1977 c. 29; 1979 c. 34; 1981 c. 1, 20; 1981 c. 314 s. 146; 1981 c. 390; 1983 a. 27, 212; 1985 a. 29, 76, 120; 1985 a. 135 s. 85; 1985 a. 332 s. 253; 1987 a. 27; 1989 a. 336; 1993 a. 16; 1995 a. 27; 1999 a. 9, 83; 2001 a. 16, 106, 109; 2003 a. 33; 2005 a. 2, 25.

7 SECTION 2. 20.505 (8) (hm) 1f. of the statutes is amended to read:

8 20.505 (8) (hm) 1f. The amount transferred to the conservation fund shall be
9 ~~\$3,000,000~~ \$8,000,000.

1 **SECTION 3.** 20.370 (6) (ar) of the statutes is amended to read: ✓

2 20.370 (6) (ar) *Environmental aids — lake protection.* From the conservation
3 fund, as a continuing appropriation, the amounts in the schedule for grants under
4 s. 23.22 (2) (c) and (d) and for grants and contracts under ss. 281.68 and 281.69.

History: 1971 c. 40, 95; 1971 c. 125 ss. 101 to 121, 522 (1); 1971 c. 211, 215, 277, 330, 336; 1973 c. 12 s. 37; 1973 c. 90, 100; 1973 c. 243 s. 82; 1973 c. 296, 298, 301, 318, 333, 336; 1975 c. 8, 39, 51, 91, 198; 1975 c. 224 ss. 7d, 7f, 7m, 17 to 19p; 1977 c. 29 ss. 181 to 234, 1657 (34); 1977 c. 274, 370, 374, 376, 377; 1977 c. 418 ss. 95 to 110, 929 (37); 1977 c. 421, 432; 1977 c. 447 ss. 42 to 44, 210; 1979 c. 34 ss. 199 to 322, 2102 (39) (a); 1979 c. 221; 1979 c. 361 s. 113; 1981 c. 1, 20, 86, 95, 131, 294, 330; 1981 c. 374 ss. 6, 7, 148, 150; 1983 a. 27 ss. 216m to 269, 2202 (23); 1983 a. 75, 181, 243, 397; 1983 a. 410 ss. 5m to 11, 2202 (38); 1983 a. 413; 1983 a. 416 ss. 1, 19; 1983 a. 426; 1985 a. 16, 22; 1985 a. 29 ss. 282d to 356, 3202 (26) (a), (39) (a), (c), (dm), (i); 1985 a. 46, 60, 65, 120, 202, 296; 1987 a. 27, 98, 110, 290, 295, 298, 305; 1987 a. 312 s. 17; 1987 a. 384, 397, 399, 403, 418; 1989 a. 31, 128, 284, 288, 326; 1989 a. 335 ss. 22nn to 30g, 89; 1989 a. 336, 350, 359, 366; 1991 a. 32; 1991 a. 39 ss. 326b to 394, 594c; 1991 a. 254, 269, 300, 309, 315; 1993 a. 16, 75, 166, 213, 343, 349, 415, 421, 453, 464; 1993 a. 490 ss. 18, 271; 1995 a. 27, 201, 225, 227, 296, 378, 459; 1997 a. 27, 35; 1997 a. 237 ss. 33 to 38d, 727g; 1997 a. 248; 1999 a. 9, 32, 74, 92; 1999 a. 150 s. 672; 1999 a. 185; 2001 a. 16, 56, 92, 108, 109; 2003 a. 33, 228, 251, 310, 314, 321, 327; 2005 a. 25.

5 **SECTION 4.** 23.22 (2) (d) of the statutes is created to read:

6 23.22 (2) (d) Under the program established under par. (a), and in addition to
7 the procedure to award cost-sharing grants under par. (c), the department shall
8 promulgate rules to establish a procedure to award cost-sharing grants to counties
9 for up to 75%^{e percent} of the costs of projects to chemically treat or mechanically harvest
10 established infestations of invasive species that are aquatic species. The rules shall
11 require that the department give priority to counties that have a full-time
12 equivalent position dedicated to invasive species management. From the
13 appropriation under s. 20.370 (6) (ar), the department shall make \$5,000,000
14 available in each fiscal year for grants under this paragraph. If the department
15 requires a recipient of a grant under this paragraph to obtain a permit for the
16 chemical treatment of aquatic plants under s. 281.17, the department may not
17 charge that grant recipient a fee for that permit. The department shall, annually on
18 or before January 1, submit to the joint committee on finance and to the chief clerk
19 of each house of the legislature for distribution to the appropriate standing
20 committees under s. 13.172 (3) a report identifying the recipients of grants awarded
21 under this paragraph in the preceding year and the amount of each of those grants. ✓

22 **SECTION 5.** 25.29 (1) (f) of the statutes is created to read:

1 25.29 (1) (f) The moneys transferred under s. 20.505 (8) (hm) 1f. ✓

2 **SECTION 6.** 25.29 (8) of the statutes is created to read: ✓

3 25.29 (8) Of the moneys specified under sub. (1) (f), the department may not
4 expend more than \$5,000,000 for the department's exercise of its responsibilities
5 that are specific to the use, development, conservation, and protection of this state's
6 water resources and may not expend more than \$3,000,000 for the exercise of the
7 department's responsibilities that are specific to the management of the fish and
8 wildlife resources of this state. ✓

9 **SECTION 7. Appropriation changes.**

10 (1) In the schedule under section 20.005 (3) of the statutes for the appropriation
11 to the department of natural resources under section 20.370 (6) (ar) of the statutes,
12 as affected by the acts of 2005, the dollar amount is increased by \$5,000,000 for fiscal
13 year 2006-07 to provide cost-sharing grants to counties for the chemical treatment
14 and mechanical harvesting of invasive aquatic species under section 23.22 (2) (d) of
15 the statutes. ✓

16 (END)

As created
by this act

Redraft instructions per Rebecca H. at LRB: 3749

pg. 2, line 11 - delete "up to"

line 12 - delete "established"

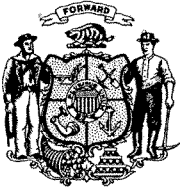
pg 3, lines 3 & 5 -

instead of expend etc - "shall allocate"

wants emergency rule-making

re: match -

counties need not provide more than
\$10,000



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Regen cut

providing an exemption from emergency rule procedures, ✓

1 AN ACT to amend 20.003 (4) (fr), 20.505 (8) (hm) 1f. and 20.370 (6) (ar); and to
2 create 23.22 (2) (d), 25.29 (1) (f) and 25.29 (8) of the statutes; relating to: the
3 required general fund balance, grants for the treatment of aquatic invasive
4 species infestations, granting rule-making authority, and making an
5 appropriation.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a later version of this draft.

insert Analysis →

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

6 SECTION 1. 20.003 (4) (fr) ✓ of the statutes, as created by 2005 Wisconsin Act 25,
7 is amended to read:

8 20.003 (4) (fr) For fiscal year 2006-07, \$65,000,000 \$60,000,000.

9 SECTION 2. 20.505 (8) (hm) 1f. ✓ of the statutes is amended to read:

1 20.505 (8) (hm) 1f. The amount transferred to the conservation fund shall be
2 \$3,000,000 ~~\$8,000,000~~.

3 SECTION 3. 20.370 (6) (ar) of the statutes is amended to read:

4 20.370 (6) (ar) *Environmental aids — lake protection*. From the conservation
5 fund, as a continuing appropriation, the amounts in the schedule for grants under
6 s. 23.22 (2) (c) and (d) and for grants and contracts under ss. 281.68 and 281.69.

7 SECTION 4. 23.22 (2) (d) of the statutes is created to read:

8 23.22 (2) (d) ^{1.} Under the program established under par. (a), and in addition to
9 the procedure to award cost-sharing grants under par. (c), the department shall
10 promulgate rules to establish a procedure to award cost-sharing grants to counties
11 for ~~up to~~ 75 percent of the costs of projects to chemically treat or mechanically harvest
12 established infestations of invasive species that are aquatic species. ^{insert 2-12} The rules shall
13 require that the department give priority to counties that have a full-time
14 equivalent position dedicated to invasive species management. From the
15 appropriation under s. 20.370 (6) (ar), the department shall make \$5,000,000
16 available in each fiscal year for grants under this paragraph. ^{2.} If the department
17 requires a recipient of a grant under this paragraph to obtain a permit for the
18 chemical treatment of aquatic plants under s. 281.17, the department may not
19 charge that grant recipient a fee for that permit. ^{3.} The department shall, annually on
20 or before January 1, submit to the joint committee on finance and to the chief clerk
21 of each house of the legislature for distribution to the appropriate standing
22 committees under s. 13.172 (3) a report identifying the recipients of grants awarded
23 under this paragraph in the preceding year and the amount of each of those grants.

24 SECTION 5. 25.29 (1) (f) of the statutes is created to read:

25 25.29 (1) (f) The moneys transferred under s. 20.505 (8) (hm) 1f.

2005-2006 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

and each
fiscal year
thereafter

LRB-3749
RNK:.....

2005-06

INSERT ANALYSIS

\$1,000,000 and in fiscal year 2006-07
\$1,500,000

Under current law, the Department of Natural Resources (DNR) is authorized to award cost-sharing grants to public and private entities for up to 50 percent of the costs of projects to control invasive species. DNR must make available in each fiscal year, ~~at least \$500,000~~ for cost-sharing grants to be awarded to local governmental units for the control of aquatic invasive species.

This bill creates an additional cost-sharing grant program for projects to control aquatic invasive species. Under the bill, the department must promulgate rules to award grants to counties for projects to chemically treat or mechanically harvest infestations of aquatic invasive species. The rules must provide that a county may receive 75 percent of the costs of the project except that a county may receive more than 75 percent of these costs if the county's share of the costs will exceed \$10,000. The bill requires the department to make \$5,000,000 available in each fiscal year to fund grants under the program.

Under current law, \$3,000,000 of indian gaming receipts is transferred to the conservation fund annually. This bill increases the amount transferred to \$8,000,000.

Current law provides that no bill affecting general purpose revenues (GPR) may be enacted if the bill would cause the estimated general fund balance on June 30 of any fiscal year to be less than a specified amount. For fiscal year 2006-07 the amount is \$65,000,000. This bill reduces that amount for fiscal year 2006-07 to \$60,000,000.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

INSERT 2-12

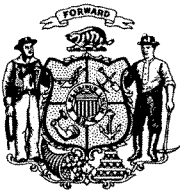
¹⁰⁷⁹ The rules shall provide that a county may receive 75 percent of the costs of an eligible project, except that a county may receive more ^{e than} ~~that~~ 75 percent of the costs of an eligible project if the county's share of the costs of the project will exceed \$10,000.

INSERT 3-7

SECTION 1. Nonstatutory provisions.

(1) Using the procedure under section 227.24 of the statutes, the department of natural resources shall promulgate the rules required under section 23.22 (2) (d) of the statutes, as created by this act, for the period before the effective date of the permanent rules promulgated under section 23.22 (2) (d) of the statutes, as created

by this act, but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.



3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100

2005 BILL

the state's bodies of water, except for the lakes and streams Lakes Michigan and Superior and Superior
Lake =
the inland waters of the state

1 AN ACT to amend 20.003 (4) (fr), 20.370 (6) (ar) and 20.505 (8) (hm) 1f.; and to
2 create 23.22 (2) (d), 25.29 (1) (f) and 25.29 (8) of the statutes; relating to: the
3 required general fund balance, grants for the treatment of aquatic invasive
4 species infestations, providing an exemption from emergency rule procedures,
5 granting rule-making authority, and making an appropriation.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Natural Resources (DNR) is authorized to award cost-sharing grants to public and private entities for up to 50 percent of the costs of projects to control invasive species. DNR must make available in fiscal year 2005-06 \$1,000,000, and in fiscal year 2006-07 and each fiscal year thereafter \$1,500,000, for cost-sharing grants to be awarded to local governmental units for the control of aquatic invasive species.

This bill creates an additional cost-sharing grant program for projects to control aquatic invasive species. Under the bill, the department must promulgate rules to award grants to counties for projects to chemically treat or mechanically harvest infestations of aquatic invasive species. The rules must provide that a county may receive 75 percent of the costs of the project except that a county may receive more than 75 percent of these costs if the county's share of the costs will exceed \$10,000. The bill requires the department to make \$5,000,000 available in each fiscal year to fund grants under the program.

The rules must provide that a county shall contribute 25 percent of the costs of such a project but not more than \$10,000.

BILL

Under current law, \$3,000,000 of Indian gaming receipts is transferred to the conservation fund annually. This bill increases the amount transferred to \$8,000,000.

Current law provides that no bill affecting general purpose revenues (GPR) may be enacted if the bill would cause the estimated general fund balance on June 30 of any fiscal year to be less than a specified amount. For fiscal year 2006-07 the amount is \$65,000,000. This bill reduces that amount for fiscal year 2006-07 to \$60,000,000.

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5 20.370 (6) (ar) *Environmental aids — lake protection.* From the conservation
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8 **SECTION 3.** 20.505 (8) (hm) 1f. of the statutes is amended to read:

9 20.505 (8) (hm) 1f. The amount transferred to the conservation fund shall be
10 ~~\$3,000,000~~ \$8,000,000.

INS
2-11

11 **SECTION 4.** 23.22 (2) (d) of the statutes is created to read:

12 23.22 (2) (d) 1. Under the program established under par. (a), and in addition *and that are found in inland waters.*
13 to the procedure to award cost-sharing grants under par. (c), the department shall
14 promulgate rules to establish a procedure to award cost-sharing grants to counties
15 for projects to chemically treat or mechanically harvest infestations of invasive
16 species that are aquatic species. The rules shall provide that a county ~~may receive~~ *shall receive*
17 ~~75 percent of the costs of an eligible project, except that a county may receive more~~ *must*

contribute to *25 percent of the costs or \$10,000, whichever is less*

BILL

1 ~~than 75 percent of the costs of an eligible project if the county's share of the costs of~~
2 ~~the project will exceed \$10,000/~~ The rules shall require that the department give
3 priority to counties that have a full-time equivalent position dedicated to invasive
4 species management. From the appropriation under s. 20.370 (6) (ar), the
5 department shall make \$5,000,000 available in each fiscal year for grants under this
6 paragraph.

7 2. If the department requires a recipient of a grant under this paragraph to
8 obtain a permit for the chemical treatment of aquatic plants under s. 281.17, the
9 department may not charge that grant recipient a fee for that permit.

10 3. The department shall, annually on or before January 1, submit to the joint
11 committee on finance and to the chief clerk of each house of the legislature for
12 distribution to the appropriate standing committees under s. 13.172 (3) a report
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16 25.29 (1) (f) The moneys transferred under s. 20.505 (8) (hm) 1f.

17 **SECTION 6.** 25.29 (8) of the statutes is created to read:

18 25.29 (8) Of the moneys specified under sub. (1) (f), the department shall
19 allocate \$5,000,000 for the department's exercise of its responsibilities that are
20 specific to the use, development, conservation, and protection of this state's water
21 resources and shall allocate \$3,000,000 for the exercise of the department's
22 responsibilities that are specific to the management of the fish and wildlife resources
23 of this state.

24 **SECTION 7. Nonstatutory provisions.**

BILL

1 (1) Using the procedure under section 227.24 of the statutes, the department
2 of natural resources shall promulgate the rules required under section 23.22 (2) (d)
3 of the statutes, as created by this act, for the period before the effective date of the
4 permanent rules promulgated under section 23.22 (2) (d) of the statutes, as created
5 by this act, but not to exceed the period authorized under section 227.24 (1) (c) and
6 (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the
7 statutes, the department is not required to provide evidence that promulgating a rule
8 under this subsection as an emergency rule is necessary for the preservation of the
9 public peace, health, safety, or welfare and is not required to provide a finding of
10 emergency for a rule promulgated under this subsection.

SECTION 8. Appropriation changes.

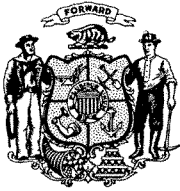
11 (1) In the schedule under section 20.005 (3) of the statutes for the appropriation
12 to the department of natural resources under section 20.370 (6) (ar) of the statutes,
13 as affected by the acts of 2005, the dollar amount is increased by \$5,000,000 for fiscal
14 year 2006-07 to provide cost-sharing grants to counties for the chemical treatment
15 and mechanical harvesting of invasive aquatic species under section 23.22 (2) (d) of
16 the statutes, as created by this act.

(END)

Insert 2-11

SECTION # . CR; 23.22(1)(b)[↑]

23.22(1)(b)[Ⓟ] "~~the~~ Inland waters" means has the
meaning given in 5.29.001(45).



Rm run
LRB-3749/2
RNK:cjs:jt
Stays

2005 BILL

Reger cat

1 AN ACT to amend 20.003 (4) (fr), 20.370 (6) (ar) and 20.505 (8) (hm) 1f.; and to
2 create 23.22 (1) (bt), 23.22 (2) (d), 25.29 (1) (f) and 25.29 (8) of the statutes;
3 relating to: the required general fund balance, grants for the treatment of
4 aquatic invasive species infestations in inland waters, providing an exemption
5 from emergency rule procedures, granting rule-making authority, and making
6 an appropriation.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Natural Resources (DNR) is authorized to award cost-sharing grants to public and private entities for up to 50 percent of the costs of projects to control invasive species. DNR must make available in fiscal year 2005-06 \$1,000,000, and in fiscal year 2006-07 and each fiscal year thereafter \$1,500,000, for cost-sharing grants to be awarded to local governmental units for the control of aquatic invasive species.

This bill creates an additional cost-sharing grant program for projects to control aquatic invasive species. Under the bill, the department must promulgate rules to award grants to counties for projects to chemically treat or mechanically harvest infestations of aquatic invasive species that are found in the state's bodies of water, except for Lake Michigan, and Lake Superior. The rules must provide that a county shall contribute 25 percent of the costs of such a project but not more than \$10,000. The bill requires the department to make \$5,000,000 available in each fiscal year to fund grants under the program.

Green Bay, and Sturgeon Bay

outlying waters including

BILL

Under current law, \$3,000,000 of Indian gaming receipts is transferred to the conservation fund annually. This bill increases the amount transferred to \$8,000,000.

Current law provides that no bill affecting general purpose revenues (GPR) may be enacted if the bill would cause the estimated general fund balance on June 30 of any fiscal year to be less than a specified amount. For fiscal year 2006–07 the amount is \$65,000,000. This bill reduces that amount for fiscal year 2006–07 to \$60,000,000.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 20.003 (4) (fr) of the statutes, as created by 2005 Wisconsin Act 25,
2 is amended to read:

3 20.003 (4) (fr) For fiscal year 2006–07, ~~\$65,000,000~~ \$60,000,000.

4 **SECTION 2.** 20.370 (6) (ar) of the statutes is amended to read:

5 20.370 (6) (ar) *Environmental aids — lake protection.* From the conservation
6 fund, as a continuing appropriation, the amounts in the schedule for grants under
7 s. 23.22 (2) (c) and (d) and for grants and contracts under ss. 281.68 and 281.69.

8 **SECTION 3.** 20.505 (8) (hm) 1f. of the statutes is amended to read:

9 20.505 (8) (hm) 1f. The amount transferred to the conservation fund shall be
10 ~~\$3,000,000~~ \$8,000,000.

11 **SECTION 4.** 23.22 (1) (bt) of the statutes is created to read:

12 23.22 (1) (bt) “Inland waters” has the meaning given n s. 29.001 (45).

13 **SECTION 5.** 23.22 (2) (d) of the statutes is created to read:

14 23.22 (2) (d) 1. Under the program established under par. (a), and in addition
15 to the procedure to award cost-sharing grants under par. (c), the department shall
16 promulgate rules to establish a procedure to award cost-sharing grants to counties
17 for projects to chemically treat or mechanically harvest infestations of invasive

BILL

1 species that are aquatic species and that are found in inland waters. The rules shall
2 provide that a county shall contribute to the costs of an eligible project 25 percent of
3 the costs or \$10,000, whichever is less. The rules shall require that the department
4 give priority to counties that have a full-time equivalent position dedicated to
5 invasive species management. From the appropriation under s. 20.370 (6) (ar), the
6 department shall make \$5,000,000 available in each fiscal year for grants under this
7 paragraph.

8 2. If the department requires a recipient of a grant under this paragraph to
9 obtain a permit for the chemical treatment of aquatic plants under s. 281.17, the
10 department may not charge that grant recipient a fee for that permit.

11 3. The department shall, annually on or before January 1, submit to the joint
12 committee on finance and to the chief clerk of each house of the legislature for
13 distribution to the appropriate standing committees under s. 13.172 (3) a report
14 identifying the recipients of grants awarded under this paragraph in the preceding
15 year and the amount of each of those grants.

16 **SECTION 6.** 25.29 (1) (f) of the statutes is created to read:

17 25.29 (1) (f) The moneys transferred under s. 20.505 (8) (hm) 1f.

18 **SECTION 7.** 25.29 (8) of the statutes is created to read:

19 25.29 (8) Of the moneys specified under sub. (1) (f), the department shall
20 allocate \$5,000,000 for the department's exercise of its responsibilities that are
21 specific to the use, development, conservation, and protection of this state's water
22 resources and shall allocate \$3,000,000 for the exercise of the department's
23 responsibilities that are specific to the management of the fish and wildlife resources
24 of this state.

25 **SECTION 8. Nonstatutory provisions.**

BILL

1 (1) Using the procedure under section 227.24 of the statutes, the department
 2 of natural resources shall promulgate the rules required under section 23.22 (2) (d)
 3 of the statutes, as created by this act, for the period before the effective date of the
 4 permanent rules promulgated under section 23.22 (2) (d) of the statutes, as created
 5 by this act, but not to exceed the period authorized under section 227.24 (1) (c) and
 6 (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the
 7 statutes, the department is not required to provide evidence that promulgating a rule
 8 under this subsection as an emergency rule is necessary for the preservation of the
 9 public peace, health, safety, or welfare and is not required to provide a finding of
 10 emergency for a rule promulgated under this subsection.

SECTION 9. Appropriation changes.

11 (1) In the schedule under section 20.005 (3) of the statutes for the appropriation
 12 to the department of natural resources under section 20.370 (6) (ar) of the statutes,
 13 as affected by the acts of 2005, the dollar amount is increased by \$5,000,000 for fiscal
 14 year 2006-07 to provide cost-sharing grants to counties for the chemical treatment
 15 and mechanical harvesting of invasive aquatic species under section 23.22 (2) (d) of
 16 the statutes, as created by this act.

18

(END)

Barman, Mike

From: Hotynski, Rebecca
Sent: Monday, October 10, 2005 9:49 AM
To: LRB.Legal
Subject: RE: Request regarding LRB-3749/3

Yes, thank you!

-- RH

Rebecca J. Hotynski
Fiscal Analyst
Legislative Fiscal Bureau
(608) 266-3847

From: LRB.Legal
Sent: Monday, October 10, 2005 9:24 AM
To: Hotynski, Rebecca
Subject: FW: Request regarding LRB-3749/3

Do we have permission to do these 2 requests?
Thanks!

Sarah Basford
Program Assistant
State of Wisconsin
Legislative Reference Bureau
PH: (608) 266-3561/FAX: (608) 264-6948
sarah.basford@legis.state.wi.us

From: Cosh, Bill
Sent: Monday, October 10, 2005 9:19 AM
To: LRB.Legal
Subject: Request regarding LRB-3749/3

Good Morning -

My name is Bill Cosh, I work for Representative Dan Meyer.

Dan asked me to contact you to get the following draft jacketed for introduction:

LRB-3749/3

We have been working with Legislative Fiscal Bureau and Robin Kite on the draft.

Also, is it possible to have an electronic copy of the draft sent to me at:

Bill.Cosh@legis.state.wi.us

Thanks.

Bill