

2005 DRAFTING REQUEST

Bill

Received: **10/05/2004**

Received By: **btradewe**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 6-7973**

By/Representing: **Walker**

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

Drafter: **btradewe**

May Contact:

Addl. Drafters:

Subject: **Environment - water quality**

Extra Copies:

Submit via email: **NO**

Pre Topic:

DOA:.....Walker, BB0169 -

Topic:

Wastewater fee appropriation

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	btradewe 10/12/2004	kfollett 10/29/2004	pgreensl 11/01/2004	_____	Inorthro 11/01/2004		
/1	btradewe 11/12/2004	kfollett 11/12/2004	rschluet 11/15/2004	_____	sbasford 11/15/2004		

FE Sent For:

<END>

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11/12
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/?	btradewe	1 P1 kj 10/29	11 1/1 p8	11 1/1 scb			

FE Sent For:

<END>

2003-05 Budget Bill Statutory Language Drafting Request

- Topic: Operator Certification / Wastewater Fees [Wastewater fee PR appropriation]
- Tracking Code: BB0169
- SBO team: Environmental and Commercial Resources
- SBO analyst: William D. Walker
• Phone: 266-7973
• Email: william.walker@doa.state.wi.us
- Agency acronym: DNR
- Agency number: 370

Create new annual, amounts in the schedule, program revenue appropriation as s. 20.370 (3) (b) consisting of fees collected under s. 281.17 (3), and s. 281.48 (4s) (a) and (b). Modify s. 20.370 (4) (b) to exclude monies appropriated under the new appropriation.

(See original department request, attached).

2005-07 Statutory Language Proposals

DIVISION:	Enforcement and Science/Water
BUREAU:	Integrated Science Services/Watershed Management
ISSUE/TOPIC:	Operator Certification / Wastewater Fees
PROPOSED CHANGE:	<p>New appropriation: 3(xx) - alpha to be determined - <i>Operator Certification — fees.</i> From the general fund, from the moneys for fees collected under s. 281.17 (3) and s.281.48 (4s) (a) and (b), the amounts in the schedule for the certification of operators of water systems, wastewater treatment plants and septage servicing vehicles.</p> <p>Changes to 20.370 4(b): (bL) <i>Wastewater management — fees.</i> From the general fund, all moneys received under s. 281.17 (3) for the certification of operators of water systems, wastewater treatment plants and septage servicing vehicles and under s. 281.48 (4s) (a) and (b) for wastewater management activities, <u>except moneys appropriated under subs. (3)(xx), shall be credited to this appropriation.</u></p>
EXPLANATORY NOTE:	Create a new appropriation in Enforcement and Science to fund 1.5 FTE and related spending authority from wastewater fees deposited to s. 20.370 4(b).
DESIRED EFFECTIVE DATE:	Budget passage
CONTACT PERSON:	Lance Potter, MB/5, 267-7418 or Dave Webb, ISS/WB, 266-0245



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-0457/P1
RCT. *[Signature]*

DOA:.....Walker, BB0169 – Wastewater fee appropriation

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

Do Not Gen

DNote

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

ENVIRONMENT

WATER QUALITY

Under current law, DNR certifies operators of water systems, wastewater treatment plants, and septage servicing vehicles. DNR charges fees for certification. This bill creates an appropriation to DNR, from these fees, for enforcement activities related to the certification of operators of water systems, wastewater treatment plants, and septage servicing vehicles.

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

2 SECTION 1. 20.370 (3) (bL) of the statutes is created to read:

3 20.370 (3) (bL) *Operator certification — fees.* From the general fund, from the
4 moneys received under ss. 281.17 (3) and 281.48 (4s) (a) and (b), the amounts in the
5 schedule for enforcement activities related to the certification of operators of water
6 systems, wastewater treatment plants, and septage servicing vehicles.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

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SECTION 2. 20.370 (4) (bL) of the statutes is amended to read:

20.370 (4) (bL) *Wastewater management — fees.* From the general fund, all from the moneys received under s. ss. 281.17 (3) and s. 281.48 (4s) (a) and (b), all moneys not appropriated under sub. (3) (bL), for the certification of operators of water systems, wastewater treatment plants and septage servicing vehicles and under s. 281.48 (4s) (a) and (b) for wastewater management activities.

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.

(END)

ONote

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0457/P1dn

RCT: 

Date

Bill Walker:

DNR's proposed language for the new appropriation did not distinguish its purpose from the purpose of the current appropriation (s. 20.370 (4) (bL)). Either the positions that DNR wants funded in the Division of Enforcement and Science should be funded out of the current appropriation (which is legally permissible) or the new appropriation needs a more specific purpose statement than proposed by DNR. I have modified the proposed purpose statement, but it should be reviewed for accuracy. When we know what the purpose statement should be, I will do a redraft to a /1 version.

Let me know if you have any questions.

Rebecca C. Tradewell
Managing Attorney
Phone: (608) 266-7290
E-mail: becky.tradewell@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0457/P1dn
RCT:kjf:pg

November 1, 2004

Bill Walker:

DNR's proposed language for the new appropriation did not distinguish its purpose from the purpose of the current appropriation (s. 20.370 (4) (bL)). Either the positions that DNR wants funded in the Division of Enforcement and Science should be funded out of the current appropriation (which is legally permissible) or the new appropriation needs a more specific purpose statement than proposed by DNR. I have modified the proposed purpose statement, but it should be reviewed for accuracy. When we know what the purpose statement should be, I will do a redraft to a /1 version.

Let me know if you have any questions.

Rebecca C. Tradewell
Managing Attorney
Phone: (608) 266-7290
E-mail: becky.tradewell@legis.state.wi.us

Tradewell, Becky

From: Walker, William - DOA
Sent: Friday, November 12, 2004 3:17 PM
To: Tradewell, Becky
Subject: FW: LRB Draft: 05-0457/P1 Wastewater fee appropriation

Please make DNR's suggested change from "enforcement" to "administrative activities" or a similar phrase that addresses the point below.

Thanks.

-----Original Message-----

From: Potter, Lance [mailto:Lance.Potter@dnr.state.wi.us]
Sent: Wednesday, November 10, 2004 2:21 PM
To: Walker, William - DOA; Greenslet, Patty
Cc: Felker-Donsing, Susan; Derr, Daniel J.
Subject: FW: LRB Draft: 05-0457/P1 Wastewater fee appropriation

Hello -

Program staff and legal staff have reviewed this language. The only concern is the use of the word enforcement in the creation of the new appropriation, as in: the amounts in the schedule for enforcement activities related to the certification of operators of water systems, wastewater treatment plants, and septage servicing vehicles. The function of the ISS staff working on operator certification is to administer the exams, send renewal forms, and collect the fees associated with operation certification. A better term would be: administrative activities related to the certification of operators of water systems, wastewater treatment plants, and septage servicing vehicles.

Thanks,

Lance

-----Original Message-----

From: Stewart, Joy L.
Sent: Tuesday, November 02, 2004 3:51 PM
To: Potter, Lance
Subject: FW: LRB Draft: 05-0457/P1 Wastewater fee appropriation

After reading this one, I see that it is yours.

-----Original Message-----

From: Walker, William - DOA [mailto:William.Walker@doa.state.wi.us]
Sent: Tuesday, November 02, 2004 2:11 PM
To: Stewart, Joy L.
Subject: FW: LRB Draft: 05-0457/P1 Wastewater fee appropriation

Joy:

Please review this draft for accuracy. See the drafting note for a question Becky had on the purpose of the appropriation.

Thanks.

-----Original Message-----

From: Greenslet, Patty [mailto:Patty.Greenslet@legis.state.wi.us]

Sent: Monday, November 01, 2004 10:12 AM
To: Walker, William - DOA
Cc: Grinde, Kirsten; Hanaman, Cathlene; Haugen, Caroline; Schaeffer, Carole
Subject: LRB Draft: 05-0457/P1 Wastewater fee appropriation

Following is the PDF version of draft 05-0457/P1.



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-0457/17

RCT:kjf:pg

r m r

DOA:.....Walker, BB0169 - Wastewater fee appropriation

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

Do Not Gen

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administrative

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