

2005 DRAFTING REQUEST

Senate Amendment (SA-AB100)

Received: 06/29/2005

Received By: **chanaman**

Wanted: **As time permits**

Identical to LRB:

For: **Judith Robson (608) 266-2253**

By/Representing: **Nadine**

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

Drafter: **chanaman**

May Contact:

Addl. Drafters:

Subject: **Environment - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Robson@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Environmental package

Instructions:

See Attached--compile b0683, b0687, b0637, b0639, b0640

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>
/1	chanaman 06/29/2005	kfollett 06/29/2005	jfrantze 06/29/2005	_____	mbarman 06/29/2005	mbarman 06/29/2005	

FE Sent For:

<END>

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/1	chanaman	1/1kf 6/29		J/Self 6/29			

FE Sent For:

<END>



State of Wisconsin
2005 - 2006 LEGISLATURE

LRBb0758/1
RCT/MES/RNK...

IGF

SENATE AMENDMENT ,
TO 2005 ASSEMBLY BILL 100

*Editors compiled draft - underlying documents have been edited
CPS - turn off attorney #5 please*

enforced

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

2 *b0687/1.1* **1.** Page 3, line 1: delete that line.

3 *b0687/1.2* **2.** Page 38, line 12: delete lines 12 and 13.

4 *b0687/1.3* **3.** Page 40, line 4: delete lines 4 to 9 and substitute:

5 “(5) FEE REVENUE. The department shall credit all fee revenue received under
6 s. 59.72 (5) (a) to the appropriation account under s. 20.505 (1) (ij), except that the
7 department shall credit the amounts appropriated under s. 20.505 (1) (ie) and (if) to
8 those appropriation accounts.”.

9 *b0687/1.4* **4.** Page 40, line 18: delete lines 18 to 20 and substitute “use by
10 any state, local governmental unit, or public utility. The plans shall include the
11 information that will be needed by local governmental units to prepare
12 comprehensive plans containing the planning elements required under s. 66.1001
13 (2). Upon receipt of this information, the department shall integrate the information

1 to enable the information to be used to meet land information data needs. The
2 integrated”.

3 *b0639/1.1* **5.** Page 49, line 5: after that line insert:

4 *b0639/1.1* **SECTION 114e.** 18.13 (4g) of the statutes is created to read:

5 18.13 (4g) PUBLIC INTERVENOR. Notwithstanding s. 165.075, the public
6 intervenor does not have authority to initiate any action or proceeding concerning
7 the issuance of obligations by the building commission under this chapter.”.

8 *b0639/1.2* **6.** Page 82, line 8: decrease the dollar amount for fiscal year
9 2005–06 by \$241,400 and decrease the dollar amount for fiscal year 2006–07 by
10 \$241,400 for the purpose of decreasing the authorized FTE positions for the public
11 service commission by 2.0 PR attorney positions.

12 *b0640/1.1* **7.** Page 128, line 20: increase the dollar amount for fiscal year
13 2006–07 by \$3,600,000 for the purpose of increasing funding for financial assistance
14 for responsible units.

15 *b0683/1.1* **8.** Page 130, line 9: delete lines 9 and 10.

16 *b0639/1.3* **9.** Page 185, line 3: increase the dollar amount for fiscal year
17 2005–06 by \$241,400 and increase the dollar amount for fiscal year 2006–07 by
18 \$241,400 for the purpose of increasing the authorized positions for the department
19 of justice by 2.0 FTE attorney positions for the public intervenor.

20 *b0687/1.5* **10.** Page 202, line 8: after that line insert:

1 “(cm) Comprehensive planning grants;
2 general purpose revenue GPR A -0- -0-
3 (cn) Comprehensive planning;
4 administrative support GPR A -0- -0-”.

5 *b0687/1.6* **11.** Page 203, line 7: after that line insert:

6 “(if) Comprehensive planning grants;
7 program revenue PR A 2,000,000 2,000,000”.

8 *b0687/1.7* **12.** Page 205, line 18: after that line insert:

9 “(z) Transportation planning grants to
10 local governmental units SEG-S B -0- -0-”.

11 *b0683/1.2* **13.** Page 272, line 9: delete the material beginning with that line
12 and ending with page 273, line 9.

13 *b0687/1.8* **14.** Page 281, line 10: delete lines 10 to 12 and substitute
14 “appropriation under sub. (1) (bs), (bv), or (bx), and to transfer to the appropriation
15 account under s. 20.505 (1) (z) the amounts in the schedule under s. 20.505 (1) (z),
16 for such purposes.”.

17 *b0687/1.9* **15.** Page 306, line 17: delete lines 17 and 18.

18 *b0687/1.10* **16.** Page 306, line 24: delete that line.

19 *b0687/1.11* **17.** Page 307, line 7: delete lines 7 to 10 and substitute:

20 “20.505 (1) (ij) *Land information; aids to counties.* From the moneys received
21 by the department under s. 59.72 (5) (a), all moneys not appropriated under pars. (ie)
22 and (if) for the purpose of providing aids to counties for land information projects
23 under s. 16.967 (7).”.

1 ***b0687/1.12* 18.** Page 309, line 18: delete that line.

2 ***b0683/1.3* 19.** Page 315, line 8: delete lines 8 to 19.

3 ***b0637/1.1* 20.** Page 325, line 24: increase the underscored dollar amount by
4 \$2,000,000.

5 ***b0637/1.2* 21.** Page 326, line 22: increase the underscored dollar amount by
6 \$3,200,000.

7 ***b0637/1.3* 22.** Page 329, line 11: increase the underscored dollar amount by
8 \$1,500,000.

9 ***b0683/1.4* 23.** Page 337, line 20: delete the material beginning with that
10 line and ending with page 341, line 4.

11 ***b0683/1.5* 24.** Page 341, line 10: delete lines 10 to 22.

12 ***b0683/1.6* 25.** Page 345, line 11: delete the material beginning with that
13 line and ending with page 349, line 4.

14 ***b0687/1.13* 26.** Page 386, line 7: delete lines 7 to 10.

15 ***b0687/1.14* 27.** Page 530, line 8: delete lines 8 to 19.

16 ***b0687/1.15* 28.** Page 532, line 8: delete the material beginning with that
17 line and ending with page 533, line 13.

18 ***b0687/1.16* 29.** Page 536, line 19: delete lines 19 to 23.

19 ***b0687/1.17* 30.** Page 537, line 14: delete the material beginning with that
20 line and ending with page 538, line 24.

21 ***b0687/1.18* 31.** Page 543, line 14: delete that line.

22 ***b0639/1.4* 32.** Page 817, line 21: after that line insert:

1 ***b0639/1.4*** “SECTION 2082p. 165.07 of the statutes is created to read:

2 **165.07 Assistant attorney general — public intervenor.** (1) The attorney
3 general shall designate an assistant attorney general on the attorney general’s staff
4 as public intervenor. The head of each agency responsible for proceedings under chs.
5 30, 31, 281 to 285, and 289 to 299, except s. 281.48, shall give notice of those
6 proceedings to the public intervenor, to the administrators of divisions primarily
7 assigned the departmental functions under chs. 29, 281, 285, and 289 to 299, except
8 s. 281.48, and to the natural areas preservation council.

9 (2) The public intervenor shall formally intervene in proceedings described in
10 sub. (1) when requested to do so by an administrator of a division primarily assigned
11 the departmental functions under chs. 29, 281, 285, or 289 to 299, except s. 281.48.
12 The public intervenor may, on the public intervenor’s own initiative or upon request
13 of any committee of the legislature, formally intervene in proceedings described in
14 sub. (1) whenever that intervention is needed for the protection of public rights in
15 water and other natural resources, as provided in chs. 30 and 31 and defined by the
16 supreme court.

17 (3) Personnel of the department of natural resources shall, upon the request
18 of the public intervenor, make such investigations, studies, and reports as the public
19 intervenor may request in connection with proceedings described in sub. (1), either
20 before or after formal intervention. Personnel of state agencies shall, at the public
21 intervenor’s request, provide information, serve as witnesses in proceedings
22 described in sub. (1), and otherwise cooperate in the carrying out of the public
23 intervenor’s intervention functions. The public intervenor shall formally intervene
24 by filing a statement to that effect with the examiner or other person immediately
25 in charge of the proceeding. Upon that filing, the public intervenor shall be

1 considered a party in interest with full power to present evidence, subpoena and
2 cross-examine witnesses, submit proof, file briefs, or do any other acts appropriate
3 for a party to the proceedings.

4 (4) The public intervenor may appeal from administrative rulings to the courts.
5 In all administrative proceedings and judicial review proceedings, the public
6 intervenor shall be identified as “public intervenor.” This section does not preclude
7 or prevent any division of the department of natural resources, or any other
8 department or independent agency, from appearing by its staff as a party in any
9 proceedings.

10 *b0639/1.4* SECTION 2082q. 165.075 of the statutes is created to read:

11 **165.075 Assistant attorney general; public intervenor; authority.** In
12 carrying out his or her duty to protect public rights in water and other natural
13 resources, the public intervenor has the authority to initiate actions and proceedings
14 before any agency or court in order to raise issues, including issues concerning
15 constitutionality, present evidence and testimony, and make arguments.

16 *b0639/1.4* SECTION 2082r. 165.076 of the statutes is created to read:

17 **165.076 Assistant attorney general; public intervenor; advisory**
18 **committee.** The attorney general shall appoint a public intervenor advisory
19 committee under s. 15.04 (1) (c). The public intervenor advisory committee shall
20 consist of not less than 7 nor more than 9 members. The attorney general may only
21 appoint members who have backgrounds in or demonstrated experience or records
22 relating to environmental protection or natural resource conservation. The attorney
23 general shall appoint at least one member who has working knowledge in business
24 and at least one member who has working knowledge in agriculture. The public
25 intervenor advisory committee shall advise the public intervenor consistent with his

1 or her duty to protect public rights in water and other natural resources. The public
2 intervenor advisory committee shall conduct meetings consistent with subch. V of
3 ch. 19 and shall permit public participation and public comment on public intervenor
4 activities.”.

5 *b0687/1.19* **33.** Page 824, line 17: delete lines 17 to 20.

6 *b0640/1.2* **34.** Page 840, line 6: delete lines 6 to 8.

7 *b0639/1.5* **35.** Page 911, line 8: after that line insert:

8 *b0639/1.5* “SECTION 2448e. 814.245 (2) (d) of the statutes is amended to read:
9 814.245 (2) (d) “State agency” does not include the public intervenor or citizens
10 utility board.”.

11 *b0640/1.3* **36.** Page 982, line 6: after that line insert:

12 *b0640/1.3* “(2v) FINANCIAL ASSISTANCE FOR RESPONSIBLE UNITS.
13 Notwithstanding section 16.42 (1) (e) of the statutes, in submitting information
14 under section 16.42 of the statutes for the purposes of the 2007–09 biennial budget
15 bill, the department of natural resources shall submit information concerning the
16 appropriation under section 20.370 (6) (bu) of the statutes as though the amount
17 appropriated by this act for the 2006–07 fiscal year was \$35,900,000.”.

18 *b0683/1.7* **37.** Page 985, line 8: delete lines 8 to 24.

19 *b0639/1.6* **38.** Page 1024, line 20: after that line insert:

20 *b0639/1.6* “(1kw) APPROPRIATION LAPSE. Notwithstanding section 20.001 (3)
21 (c) of the statutes, there is lapsed from the appropriation account under section
22 20.155 (1) (g) of the statutes \$241,000 in fiscal year 2005–06 and \$241,000 in fiscal
23 year 2006–07.”.

24 *b0640/1.4* **39.** Page 1035, line 3: delete lines 3 and 4.

Sorted Item List

✓ RCT
✓ ROK/m66
✓ MES

then to editing

<u>Store File Name</u>	<u>Text</u>
b0687.1	Page 3, line 1: delete that line.
b0687.2	Page 38, line 12: delete lines 12 and 13.
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b0640.4 Page 1035, line 3: delete lines 3 and 4.
b0640.5 Page 1047, line 19: delete lines 19 and 20.

Barman, Mike

From: Hanaman, Cathlene
Sent: Thursday, June 30, 2005 3:17 PM
To: Barman, Mike

b0758 was a compile.

b0781 was another.