

State of Misconsin LEGISLATIVE REFERENCE BUREAU

RESEARCH APPENDIX PLEASE DO NOT REMOVE FROM DRAFTING FILE

Date Transfer Requested: 01/03/2007 (Per: RCT)

Appendix A

The 2005 drafting file for LRB 05-5064

has been transferred to the drafting file for

2007 LRB 07-1324

This cover sheet, the final request sheet, and the final version of the 2005 draft were copied on yellow paper, and returned to the original 2005 drafting file.

The attached 2005 draft was incorporated into the new 2007 draft listed above. For research purposes, this cover sheet and the complete drafting file were transferred, as a separate appendix, to the 2007 drafting file. If introduced this section will be scanned and added, as a separate appendix, to the electronic drafting file folder.

2005 DRAFTING REQUEST

Bill

Received: 06/28/2006

Received By: btradewe

Wanted: As time permits

Identical to LRB:

For: Scott Suder (608) 267-0280

By/Representing: Laurie

This file may be shown to any legislator: NO

Drafter: btradewe

May Contact:

Addl. Drafters:

Subject:

Environment - water quality

Extra Copies:

Submit via email: YES

Requester's email:

Rep.Suder@legis.state.wi.us

Carbon copy (CC:) to:

John.Stolzenberg@legis.state.wi.us

Pre Topic:

No specific pre topic given

Topic:

Exemption from requirement of site approval for certain septage disposal

Instructions:

Restore the exemption in s. 281.48 (4m) (b) to its content before Act 347, except it will now refer to site approval. Make change retroactive to effective date of Act 347 so that the post-Act 347 version cannot be enforced against anyone.

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	<u>Jacketed</u>	Required
/? /1	btradewe 07/05/2006	lkunkel 07/05/2006	sherritz 07/11/2006	5	sbasford 07/11/2006		
/2	btradewe 08/01/2006	wjackson 08/01/2006	rschluet 08/02/2006	<u> </u>	mbarman 08/02/2006		

LRB-5064 08/02/2006 08:27:24 AM Page 2

FE Sent For:

<**END>**

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May Contact: Addl. Drafters:

Subject: Environment - water quality Extra Copies:

Submit via email: YES

Requester's email: Rep.Suder@legis.state.wi.us

Carbon copy (CC:) to: **John.Stolzenberg@legis.state.wi.us**

Pre Topic:

No specific pre topic given

Topic:

Exemption from requirement of site approval for certain septage disposal

/2/mk8/1

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/? /1 btradewe lkunkel 07/05/2006 07/05/2006

sherritz _____ sbas 07/11/2006 ____ 07/1

sbasford 07/11/2006

FE Sent For:

<END>

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Drafting History:

Vers.

Drafted

Reviewed

Submitted

Jacketed

Required

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btradewe

1/mk7/5 Dh7/1

FE Sent For:

<END>



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State of Misconsin 2005 - 2006 LEGISLATURE

RCT:...:...

SPHO

2005 BILL

AN ACT ...; relating to: an exemption from the requirement to obtain approval

for a location where septage is disposed of on land. $\sqrt{}$

Analysis by the Legislative Reference Bureau

Under current law, a person is generally required to obtain a site approval from the Department of Natural Resources (DNR) for any location where septage is disposed of on land. A farmer is exempt from the requirement to obtain a site approval if the septage is disposed of on land owned or leased by the farmer, the septage is removed from a septic tank that is located on the same land where the septage is disposed of, and the farmer complies with legal requirements relating to disposing of septage. \checkmark

This bill modifies the exemption from the requirement to obtain a site approval from DNR for disposing of septage on land. Under the bill, the exemption is not limited to farmers and the septage may be removed from facilities other than septic tanks, such as holding tanks. Under the bill, in order to qualify for the exemption, no more than 3,000 gallons of septage per week may disposed of on the land.

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

3 ASRWA SECTION 1. 281.48 (4m) (b) (intro.) and 1. of the statutes, as affected by 2005

Wisconsin Act 347, are amended to read:

BILL

í	281.48 (4m) (b) (intro.) Notwithstanding par. (a), the department may not
L	
2	require a site approval for a location where septage is disposed of on land if the person
3)	who disposes of the septage is a farmer who owns or leases that location and if:
Histo a. 347.	ory: 1979 c. 34; 1981 c. 1 s. 47; 1983 a. 189, 410, 538; 1989 a 31; 1991 a. 39; 1993 a. 344; 1995 a. 227 s. 841, 843; Stats. 1995 s. 281.48; 1997 a. 27, 191, 237; 2005

1. The septage is removed from a septic tank, soil absorption field, holding tank,

grease trap, or privy which is located on the same parcel where the septage is

6 disposed of; and

History: 1979 c. 34; 1981 c. 1 s. 47; 1983 a. 189, 410, 538; 1989 a 31; 1991 a. 39; 1993 a. 344; 1995 a. 227 s. 841, 843; Stats. 1995 s. 281.48; 1997 a. 27, 191, 237; 2005 a. 347.

SECTION 2. 281.48 (4m) (b) 2. of the statutes is created to read:

8 281.48 **(4m)** (b) 2. No more than 3,000 gallons of septage per week are disposed of on the property; and

10 PwA SECTION 3. 281.48 (4m) (c) of the statutes, as affected by 2005 Wisconsin Act
11 347, is amended to read:

281.48 **(4m)** (c) If a location is exempt from site approval under par. (b), the department may require the person who services the septic tank, soil absorption field. holding tank, grease trap, or privy to register the disposal site with the department and to provide the department with information to show that sufficient land area is available for disposal.

History: 1979 c. 34; 1981 c. 1 s. 47; 1983 a. 189, 410, 538; 1989 a 31; 1991 a. 39; 1993 a. 344; 1995 a. 227 s. 841, 843; Stats. 1995 s. 281.48; 1997 a. 27, 191, 237; 2005 a. 347.

SECTION 4. Effective date.

(1) This act takes effect on retroactively to April 29, 2006.

19 (END)

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State of Misconsin 2005 - 2006 LEGISLATURE

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2005 BILL



AN ACT to amend 281.48 (4m) (b) (intro.) and 1. and 281.48 (4m) (c); and to create 281.48 (4m) (b) 2. of the statutes; relating to: an exemption from the requirement to obtain approval for a location where septage is disposed of on land.

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Under current law, a person is generally required to obtain a site approval from the Department of Natural Resources (DNR) for any location where septage is disposed of on land. A farmer is exempt from the requirement to obtain a site approval if the septage is disposed of on land owned or leased by the farmer, the septage is removed from a septic tank that is located on the same land where the septage is disposed of, and the farmer complies with legal requirements relating to disposing of septage.

This bill modifies the exemption from the requirement to obtain a site approval from DNR for disposing of septage on land. Under the bill, the exemption is not limited to farmers and the septage may be removed from facilities other than septic tanks, such as holding tanks. Under the bill, in order to qualify for the exemption, no more than 3,000 gallons of septage per week may disposed of on the land.

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

BILL

1	SECTION 1. 281.48 (4m) (b) (intro.) and 1. of the statutes, as affected by 2005
2	Wisconsin Act 347, are amended to read:
3	281.48 (4m) (b) (intro.) Notwithstanding par. (a), the department may not
4	require a site approval for a location where septage is disposed of on land if the person
5	who disposes of the septage is a farmer who owns or leases that location and if:
6	1. The septage is removed from a septic tank, soil absorption field, holding tank,
7	grease trap, or privy which is located on the same parcel where the septage is
8	disposed of; and
9	SECTION 2. 281.48 (4m) (b) 2. of the statutes is created to read:
10	281.48 (4m) (b) 2. No more than $3{,}000$ gallons of septage per week are disposed
11	of on the property; and
12	SECTION 3. 281.48 (4m) (c) of the statutes, as affected by 2005 Wisconsin Act
13	347, is amended to read:
14	281.48 (4m) (c) If a location is exempt from site approval under par. (b), the
15	department may require the person who services the septic tank, soil absorption
16	field, holding tank, grease trap, or privy to register the disposal site with the
17	department and to provide the department with information to show that sufficient
18	land area is available for disposal.
19	Section 4. Effective date.
20	(1) This act takes effect retroactively to April 29, 2006.
21	(END)



State of Misconsin 2005 - 2006 LEGISLATURE

LRB-5064/2 RCT:lmk:rs

2005 BILL

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