



State of Wisconsin
2011 - 2012 LEGISLATURE



LRBa2087/1
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**ASSEMBLY AMENDMENT 4,
TO 2011 ASSEMBLY BILL 426**

January 20, 2012 – Offered by Representative WILLIAMS.

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

2 **1.** Page 31, line 6: delete lines 6 to 17 and substitute:

3 **“SECTION 30m.** 107.30 (8) of the statutes is amended to read:

4 107.30 (8) “Mining” or “mining operation” has the meaning set forth in s. 293.01
5 (9) means all or part of the process involved in the mining of metallic minerals, other
6 than for exploration or prospecting, including commercial extraction,
7 agglomeration, beneficiation, construction of roads, removal of overburden, and the
8 production of refuse.

9 **SECTION 31m.** 107.30 (15) of the statutes is amended to read:

10 107.30 (15) “Prospecting” has the meaning set forth in s. 293.01 ~~(18)~~ means
11 engaging in the examination of an area for the purpose of determining the quality
12 and quantity of minerals, other than for exploration but including the obtaining of
13 an ore sample, by such physical means as excavating, trenching, construction of

1 shafts, ramps, and tunnels and other means, other than for exploration, which the
2 department of natural resources, by rule, identifies, and the production of
3 prospecting refuse and other associated activities. “Prospecting” does not include
4 such activities when the activities are, by themselves, intended for and capable of
5 commercial exploitation of the underlying ore body. The fact that prospecting
6 activities and construction may have use ultimately in mining, if approved, does not
7 mean that prospecting activities and construction constitute mining within the
8 meaning of sub. (8), provided such activities and construction are reasonably related
9 to prospecting requirements.

10 **SECTION 32m.** 107.30 (16) of the statutes is amended to read:

11 107.30 (16) “Prospecting site” has the meaning set forth in s. 293.01 (21) means
12 the lands on which prospecting is actually conducted as well as those lands on which
13 physical disturbance will occur as a result of such activity.”.

14 (END)