

2011 DRAFTING REQUEST

Bill

Received: 10/07/2011

Received By: **btradewe**

Wanted: **As time permits**

Companion to LRB:

For: **Sheila Harsdorf (608) 266-7745**

By/Representing: **Scott Nelson**

May Contact:

Drafter: **btradewe**

Subject: **Environment - water quality
Agriculture - soil and water**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Harsdorf@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Waiver of water pollution requirements for nutrient management research

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>
/?							
/1	btradewe 10/10/2011	mduchek 11/01/2011	phenry 11/02/2011	_____	ggodwin 11/02/2011	ggodwin 01/19/2012	

FE Sent For:

<END>

↳ Not Needed

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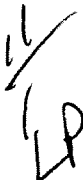
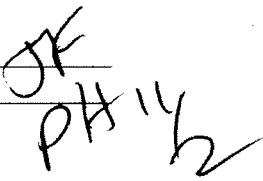
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1?	btradewe						

FE Sent For:

<END>

Becky,

Here is the proposed draft that I called you about. Let me know if you have any questions. Thanks for your help.

Scott

W. Scott Nelson
Chief of Staff
The Office of State Senator Sheila Harsdorf

From: Jayme Sellen [mailto:jsellen@widba.com]
Sent: Tuesday, October 04, 2011 2:52 PM
To: Nelson, Scott
Subject: FW: R&D Language REVISION

Hi Scott,

Attached is a redline version of the language and a clean version of our proposed changes to the Research and Development exemption. Please let me know what you and Senator Harsdorf think. We believe there was a minor drafting error when this was incorporated into the budget and this language should fix it.

Thank you for your help,

Jayme

Jayme Sellen
Dairy Business Association
phone: (920) 425-3079
jsellen@widba.com

Keeping the Cows in Wisconsin

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283.60 Waiver for certain nutrient management research projects.

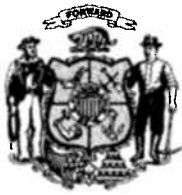
(1) The department may waive ~~the requirement for~~ acompliance with the requirements of this chapter or any permit issued under this chapter for a research project for the purpose of evaluating advanced agricultural nutrient management tools and precision agricultural technology, if all of the following conditions are met:

- (a) The department determines that the project is unlikely to have a negative impact on, or to threaten, the environment or public health.
- (b) The department reviews and approves the project before the project begins.
- (c) The person who will operate the project agrees to take necessary actions to maintain compliance with surface water and groundwater requirements under ch. 281 and this chapter, other than the ~~permitting requirement~~ compliance requirements waived under this section, and to take necessary actions to regain compliance with those requirements if a violation occurs in the course of the project.

(2) A person seeking a waiver under sub. (1) shall apply to the department in writing. The department shall approve or deny an application in writing no more than 45 days after receiving a complete application. The department may approve an application with conditions, including requirements for reporting project activities to the department and limitations on the duration of the project or the waiver for the project.

(3) A project for which the department grants a waiver under sub. (1) is an agricultural practice for the purposes of s. 823.08.

Summary Report:	
Litera Change-Pro ML WIX 6.5.0.248 Document Comparison done on 10/4/2011 6:49:26 AM	
Style Name: Default Style	
Original Filename:	
Original DMS: iw://imanager/MBF/9749856/1	
Modified Filename:	
Modified DMS: iw://imanager/MBF/9949804/1	
Changes:	
Add	3
Delete	2
Move From	0
Move To	0
Table Insert	0
Table Delete	0
Embedded Graphics (Visio, ChemDraw, Images etc.)	0
Embedded Excel	0
Total Changes:	5



State of Wisconsin
2011 - 2012 LEGISLATURE



LRB-3137/1

RCT./.....

med

(in 10/10)

2011 BILL

Gen

1 AN ACT ...; relating to: the waiver of requirements related to the discharge of
2 water pollution for certain research projects.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Natural Resources (DNR) administers laws relating to the discharge of pollutants into surface water or groundwater, including the requirement to obtain a water pollution discharge permit before beginning a discharge. Current law authorizes DNR to waive the requirement to obtain a water pollution discharge permit for a research project to evaluate advanced agricultural nutrient management tools if certain requirements are met. This bill authorizes DNR to waive any requirement of the laws relating to the discharge of pollutants into the waters of the state for such a research project if the conditions are met.

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

, as created by 2011 Wisconsin Act 32,

3 SECTION 1. 283.60 (1) (intro.) and (c) of the statutes are amended to read:
4 283.60 (1) (intro.) The department may waive the compliance with any
5 requirement ~~for~~ of this chapter or of a permit issued under this chapter for a research

BILL

SECTION 1

1 project for the purpose of evaluating advanced agricultural nutrient management
2 tools and precision agricultural technology, if all of the following conditions are met:

History: 2011 a. 32.

3 (c) The person who will operate the project agrees to take necessary actions to
4 maintain compliance with surface water and groundwater requirements under ch.
5 281 and this chapter, other than ~~the permitting a requirement waived under this~~
6 section, and to take necessary actions to regain compliance with those requirements
7 if a violation occurs in the course of the project.

History: 2011 a. 32.

8 (END)

Godwin, Gigi

From: Wuebke, Matt
Sent: Thursday, January 19, 2012 4:02 PM
To: LRB.Legal
Subject: Draft Review: LRB 11-3137/1 Topic: Waiver of water pollution requirements for nutrient management research

Please Jacket LRB 11-3137/1 for the SENATE.