

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBa0042/P1dn
RCT:cjs:jf

January 28, 2013

This amendment corresponds to the first item in the request received on Friday, January 25. It includes the following:

1. Changes to the language concerning the testing used in waste characterization.
2. Changes to the provisions about the size of the design management zone. This language is based on DNR's rules, ss. NR 182.075 (1) (b) and 140.22 (3). I am uncertain whether the intent is to include the language about the factors that DNR must consider in determining whether to reduce the size of the DMZ. This language is based on s. NR 140.22 (3) (c). Please let me know if it should be removed from the draft.
3. Language concerning the placement of groundwater monitoring wells. DNR's rule on the subject, s. NR 182.075 (1u) (a) and (b), requires the operator of a mining site to monitor groundwater quality at locations approved by the department along and within the DMZ and the mandatory intervention boundary. The bill includes that requirement for the MIB, so this draft does not change language concerning the placement of groundwater monitoring wells in relation to the MIB (see page 188, lines 17 to 20). This amendment adds language concerning the placement of groundwater monitoring wells in relation to the DMZ.

Please contact me with any questions or redraft instructions.

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