



**SENATE AMENDMENT 8,  
TO SENATE BILL 1**

February 5, 2013 – Offered by Senator TIFFANY.

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

2           **1.** Page 151, line 7: delete that line and substitute:

3           “(8) MITIGATION PROGRAM. (a) *Definition.* Notwithstanding s. 295.60 (1) (i), in  
4           this section “water basin” means the Lake Michigan basin, the Lake Superior basin,  
5           or the Mississippi River basin.

6           (am) *Contents.* A mitigation program to compensate”.

7           **2.** Page 151, line 14: substitute “(am)” for “(a)”.

8           **3.** Page 151, line 16: substitute “(dm)” for “(d)”.

9           **4.** Page 151, line 23: delete the material beginning with that line and ending  
10          with page 152, line 3, and substitute:

11          “(d) *Sequence of mitigation.* If it is not practicable or ecologically preferable to  
12          conduct mitigation at an on-site location or if there is no on-site location that will  
13          provide sufficient wetland acreage, the department shall require that the applicant

1 conduct mitigation within the same watershed in which the wetland to be affected  
2 is located, unless mitigation in the same watershed is not practicable or ecologically  
3 preferable. If mitigation within the same watershed is not practicable or ecologically  
4 preferable, the department shall require that the applicant conduct mitigation  
5 within the same water basin in which the wetland to be affected is located. If  
6 mitigation in the same water basin is not practicable or ecologically preferable, the  
7 applicant may conduct mitigation at a site elsewhere in the state.

8 (dm) *Types of mitigation.* Mitigation under a program under par. (am) may be  
9 accomplished through any of the following types:"

10 **5.** Page 152, line 19: after "territory." insert "If the department determines  
11 under par. (d) that mitigation will occur within a certain watershed or water basin  
12 and if the watershed or water basin is not located totally in the ceded territory, the  
13 mitigation shall occur within that part of the watershed or water basin that is located  
14 in the ceded territory."

15 (END)