

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0544/P4dn
EHS&RNK:eev:ph

Dan:

I understand from your email that DOJ would like to be able to continue to use the procedures it currently uses to prosecute wetlands discharge violations, and not be tied to using the citation procedure under s. 23.50 to 23.85. This draft clarifies that, if there has been a wetlands discharge violation, DNR has the choice of whether to use the citation procedures under s. 23.50 to 23.85, or to refer enforcement to DOJ. If DNR refers a case to DOJ, this draft makes no change to the procedures that DOJ may use to enforce wetlands discharge violations.

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