

2015 DRAFTING REQUEST

Bill

Received: 1/9/2015 Received By: mpfotenh
Wanted: As time permits Same as LRB:
For: Administration-Budget 266-1103 By/Representing: Byrnes
May Contact: Drafter: mpfotenh
Subject: Environment - other Addl. Drafters:
Environment - water quality Extra Copies:

Submit via email: YES
Requester's email:
Carbon copy (CC) to: mary.pfotenhauer@legis.wisconsin.gov
becky.tradewell@legis.wisconsin.gov
robin.kite@legis.wisconsin.gov
sbostatlanguage@webapps.wi.gov

Pre Topic:

DOA:.....Byrnes, BB0419 -

Topic:

Changes to the programs funded by the Environmental Improvement Fund

Instructions:

See attached

Drafting History:

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| /P4 | mpfotenh 1/29/2015 | jdyer 1/29/2015 | jfrantze 1/29/2015 | _____ | lparisi 1/28/2015 | | State S&L |
| /P5 | mpfotenh 1/29/2015 | kfollett 1/29/2015 | | _____ | lparisi 1/29/2015 | | State S&L |
| /P6 | phurley 1/31/2015 | jdyer 2/1/2015 | jmurphy 2/1/2015 | _____ | sbasford 1/29/2015 | | State S&L |
| /P7 | | | | _____ | mbarman 2/1/2015 | | State S&L |

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Handwritten notes:
Under 'Typed' for /P1: 1/22/15, 1/24/15
Under 'Proofed' for /P1: SB, 1/23/15

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Changes to the Environmental Improvement Fund, Clean Water Fund Program, Safe Drinking Water Loan Program, and Land Recycling Loan Program

Instructions:

See attached

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Budget

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Pfotenhauer, Mary

From: Hanaman, Cathlene
Sent: Friday, January 09, 2015 1:19 PM
To: Tradewell, Becky; Pfotenhauer, Mary; Kite, Robin
Subject: FW: Statutory Language Drafting Request - BB0419

From: Tyler.Byrnes@Wisconsin.gov [<mailto:Tyler.Byrnes@Wisconsin.gov>]
Sent: Friday, January 09, 2015 12:20 PM
To: Hanaman, Cathlene
Cc: Frederick, Caitlin - DOA; Byrnes, Tyler - DOA; Connor, Christopher B - DOA
Subject: Statutory Language Drafting Request - BB0419

Biennial Budget: 2015-17

DOA Tracking Code: BB0419

Topic: Environmental Improvement Fund Changes

SBO Team: AEJ

SBO Analyst: Byrnes, Tyler - DOA
Phone: (608) 266-1103
E-mail: Tyler.Byrnes@Wisconsin.gov

Agency Acronym: EIF

Agency Number: 320

Priority: High

Intent:

Please prepare a draft that does the following, with respect to the EIF:

1. Eliminates the present value subsidy limit for the Clean Water Fund, Safe Drinking Water Fund, and the Land Recycling Loan Program. In cases where the present value subsidy limit is impacted, use language referring to the total amount of projects that are during a biennium.
2. Allow the secretary of the Department of Administration to administratively adjust the market rate set under s. 281.59(1)(b).
3. Adds "privately owned or noni-profit public water systems" to the eligible types of systems for EIF loans.
4. Change the statutory limit on eligibility requiring 2/3rds of housing stock in a community to be constructed before 1972. Instead, require that 2/3rds of housing stock should be constructed more than 20 years old.
5. Revise s. 281.58(8)(2) by adding the following: (a) if a connection lateral transporting wastewater from non-industrial structures is determined to contribute to the inflow/infiltration that negatively impacts a publically owned treatment works operation, those costs may be eligible for funding from this program.

Attachments: False

Please send completed drafts to SBOSatlanguage@webapps.wi.gov

Pfotenhauer, Mary

From: Byrnes, Tyler - DOA <Tyler.Byrnes@wisconsin.gov>
Sent: Friday, January 16, 2015 3:45 PM
To: Pfotenhauer, Mary
Subject: RE: BB0419

All of that can go.

From: Pfotenhauer, Mary [mailto:Mary.Pfotenhauer@legis.wisconsin.gov]
Sent: Friday, January 16, 2015 3:43 PM
To: Byrnes, Tyler - DOA
Subject: RE: BB0419

Got it.

And 281.59(3m) and (3s), and (3e)(a)-(c) and (f)? Can these go as well? Are there portions you want to keep?

Mary Pfotenhauer
Attorney
Wisconsin Legislative Reference Bureau
P.O. Box 2037
Madison, WI 53701-2037
(608) 266 – 6778
mary.pfotenhauer@legis.wisconsin.gov

From: Byrnes, Tyler - DOA [mailto:Tyler.Byrnes@wisconsin.gov]
Sent: Friday, January 16, 2015 3:39 PM
To: Pfotenhauer, Mary
Subject: RE: BB0419

Mary –

1. We want to keep the biennial finance plan, to the extent that it includes an estimate of the demand for the programs. So . 281.59(3)(a) 1-5m would still be valuable. As would 8 and 9. But I 6. To 7. Can go.
2. On the allocation between hardship and non-hardship assistance, keep the 5%, but it should be 5% of funds made available through the clean water fund.

Thanks,

Tyler

From: Pfotenhauer, Mary [mailto:Mary.Pfotenhauer@legis.wisconsin.gov]
Sent: Friday, January 16, 2015 3:31 PM
To: Byrnes, Tyler - DOA
Subject: RE: BB0419

Thanks, Tyler.

Re: request item #1:

Are we getting rid of the biennial finance plan process altogether under s. 281.59(3), then? And repealing 281.59(3e)(a), (b), (c), and (f), and (3m) and (3s) as no longer relevant?

Are we keeping s. 281.59(3e)(d) and (e) as still relevant, to allocate between hardship and non-hardship assistance? If repealing (3e)(b) and keeping (d) and (e), what would the percentages in (d) and (e) be calculated from—in other words, in (3e)(e), the department could expend, for financial hardship assistance, up to 5% of what amount?

Thanks,

Mary Pfothenhauer
Attorney
Wisconsin Legislative Reference Bureau
P.O. Box 2037
Madison, WI 53701-2037
(608) 266 – 6778
mary.pfothenhauer@legis.wisconsin.gov

From: Byrnes, Tyler - DOA [<mailto:Tyler.Byrnes@wisconsin.gov>]
Sent: Friday, January 16, 2015 12:13 PM
To: Pfothenhauer, Mary
Subject: RE: BB0419

Mary here are our responses to your questions.

Thanks,

Tyler

From: Pfothenhauer, Mary [<mailto:Mary.Pfothenhauer@legis.wisconsin.gov>]
Sent: Wednesday, January 14, 2015 4:03 PM
To: Byrnes, Tyler - DOA
Cc: Tradewell, Becky - LEGIS
Subject: BB0419

Tyler:

Here are some of the questions that Becky and I have about the drafting instructions for BB0419:

1. What exactly is wanted with the request to eliminate the “present value subsidy limit”? The subsidy is the difference between the principal/interest that the state will have to pay for the bonds to finance a loan to a municipality, and the amount the municipality will pay back; the “present value subsidy” is the cost, in today’s dollars, to provide 20 years of subsidy for all financial assistance to be provided during the biennium. Are we only eliminating the idea of discounting a subsidy to its present value? Are we eliminating the idea of “subsidy” as well, and leaving only a limit on how much financial assistance may be provided in a biennium? If the latter, what impact does this have on the amounts listed in the current statutes as present value subsidies? How would the amount of financial assistance provided in a biennium be calculated? Would it include the amount of all of the loans (and, for the clean water fund program, all of the grants)? Would principal forgiveness be accounted for somehow?

The short answer is to eliminate both the present value subsidy limit and the any limit on how much financial assistance may be provided in a biennium.

While the present value subsidy was needed in the past to insulate the state and control the amount of subsidy being provided by the state for the entire Environmental Improvement Fund (both Clean Water and Safe Drinking Water

projects), times have changed since the program was first created and the process of modernizing the program starts with eliminating the program's reliance of GPR supported GO bonds for subsidization of the Clean Water side of the program. Without the need of GPR supported GO bonds for the subsidy, there is really no need for the present value subsidy within the programs (both Clean Water and Safe Drinking Water) since the only support that the state may be providing will be the GO bonding for the 20% state match that is required for the EPA capitalization grants the state receives and then loans out to municipalities. The state has never provided actual subsidy on the Safe Drinking Water side of the program and only provided subsidization of loans on the Clean Water side that were funded with proceeds of State of Wisconsin Clean Water Revenue Bonds. The modernization of the Clean Water side will eliminate the need for GPR support and will instead rely on repayments of loans that were funded with recycled federal loan repayments as well as new EPA capitalization grants and the required 20% state match on the grants.

The elimination of the present value subsidy and biennial funding limit won't impact the amounts currently in the statutes as they only apply to the current biennium and any amounts for future biennium would have been determined by the current process which includes the completion of a biennial finance plan that determines the present value subsidy limit and funding limit.

Future funding for a biennium would be limited to actual funds on hand as well as remaining bonding authority for issuance of clean water revenue bonds. The determination of how much funding will be available for projects will be determined jointly between DNR and DOA.

2. How would the DOA adjust the market rate under s. 281.59(1)(b)? DOA and DNR currently have the ability, under s. 281.58(12)(f) and 281.61(11)(b), to request that the joint finance committee change the applicable interest rate (i.e., the percentage of the market interest rate that applies to a particular type of loan) to particular categories of loans. But the drafting request was to affect not the percentage of the market interest rate that applies to a loan, but the market interest rate itself, which is the rate on a fixed-rate revenue obligation issued by the state. I'm not clear on how DOA would be able to adjust a market interest rate.

As currently stated above, the statutes limit the changing of the market rate to when the state issues/sells fixed-rate revenue obligations but Adm 35.06(1) allows DOA to determine a market rate when a market rate cannot be determined from an actual bond sale (i.e. when there aren't any proceeds on hand from a bond sale) by using market comparables and market indices. We would like the 281.59(1)(b) to give DOA the ability to set/determine the market rate at all times and not necessarily when fix-rate revenue obligations are issued.

3. You requested that the safe drinking water loan program (s. 281.61) allow loans to be made to "privately owned or non-profit public water systems." The federal law, at 42 USC 300j-12(a)(2), permits federal money to be provided to a state drinking water treatment revolving loan fund for "community water systems and nonprofit noncommunity water systems." Do you want to use this language, to be consistent with federal law? Section 281.62 also allows loans to be made to "the owner of a community water system or a nonprofit noncommunity water system" for certain activities—these loans are also paid out of the EIF under s. 20.320(2)(s). You had stated that there may have been legislation allowing loans to be made out of the safe drinking water loan program to a privately owned water system in Brown County—I could not locate any legislation related to this. Could you provide me with more information about this legislation? Might this action have been in relation to the program under s. 281.62, instead? If we are amending the safe drinking water loan program to allow loans to owners other than local governmental units, do you also want to amend the provisions in that section that relate to local governmental units? For example, s. 281.61(8m) requires a local governmental unit that receives financial assistance to establish a dedicated source of revenue for repaying the loan. There are also some requirements that I am not sure would clearly relate to private owners—for example, s. 281.61(8m)(c) requires a local governmental unit to develop and adopt a program of water conservation as required by DNR.

In order to ensure that the criteria includes eligible entities consistent with state definitions, DNR recommends the following sections be changed as noted (again, using redline/strikeout to highlight the changes we are requesting from the current statutory language):

s. 281.59(1)(c) "Municipality" means any city, town, village, county, county utility district, town sanitary district, public inland lake protection and rehabilitation district, metropolitan sewerage district, joint local water authority created under s. 66.0823, or federally recognized American Indian tribe or band in this state or community water system or nonprofit noncommunity water system eligible for loans under s. 281.62.

s. 281.61(1)(a) "local governmental unit" means a city, village, town, county, town sanitary district, public inland lake protection and rehabilitation district, joint local water authority created under s. 66.0823, or municipal water district or community water system or nonprofit noncommunity water system eligible for loans under s. 281.62.

With respect to the comments on Brown County – the statutes have previously addressed the addition of a Joint Local Water Authority (Central Brown County Water Authority) as being eligible for this program. By making the changes as noted above, we are including those entities that we wish to be eligible for funding under the definition of local governmental unit – therefore, no other additional changes are likely needed.

4. Under s. 281.58(8)(c), for an unsewered municipality to be eligible for financial assistance for a new water system, at least two-thirds of the initial flow from that system would have to originate from residences in existence on October 17, 1972. I could not find a similar requirement in the federal clean water act. However, given the fact that s. 281.58(8)(c) specifically refers to "October 17, 1972," which was one day before the enactment of the federal law, you may want to make sure that changing this requirement does not conflict with federal laws or regulations.

DNR has reviewed federal law, and doesn't see any conflict with this change.

Let me know if you have any questions or want to discuss this.

Mary Pfothauer
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(608) 266 – 6778
mary.pfothauer@legis.wisconsin.gov

From: Tyler.Byrnes@Wisconsin.gov [mailto:Tyler.Byrnes@Wisconsin.gov]
Sent: Friday, January 09, 2015 12:20 PM
To: Hanaman, Cathlene
Cc: Frederick, Caitlin - DOA; Byrnes, Tyler - DOA; Connor, Christopher B - DOA
Subject: Statutory Language Drafting Request - BB0419

Biennial Budget: 2015-17

DOA Tracking Code: BB0419

Topic: Environmental Improvement Fund Changes

SBO Team: AEJ

SBO Analyst: Byrnes, Tyler - DOA
Phone: (608) 266-1103
E-mail: Tyler.Byrnes@Wisconsin.gov

Agency Acronym: EIF

Agency Number: 320

Priority: High

Intent:

Please prepare a draft that does the following, with respect to the EIF:

1. Eliminates the present value subsidy limit for the Clean Water Fund, Safe Drinking Water Fund, and the Land Recycling Loan Program. In cases where the present value subsidy limit is impacted, use language referring to the total amount of projects that are during a biennium.
2. Allow the secretary of the Department of Administration to administratively adjust the market rate set under s. 281.59(1)(b).
3. Adds "privately owned or noni-profit public water systems" to the eligible types of systems for EIF loans.
4. Change the statutory limit on eligibility requiring 2/3rds of housing stock in a community to be constructed before 1972. Instead, require that 2/3rds of housing stock should be constructed more than 20 years old.
5. Revise s. 281.58(8)(2) by adding the following: (a) if a connection lateral transporting wastewater from non-industrial structures is determined to contribute to the inflow/infiltration that negatively impacts a publically owned treatment works operation, those costs may be eligible for funding from this program.

Attachments: False

Please send completed drafts to SBOSatlanguage@webapps.wi.gov

Pfotenhauer, Mary

Subject: FW: Statutory Language Drafting Request - BB0419

From: Byrnes, Tyler - DOA [<mailto:Tyler.Byrnes@wisconsin.gov>]
Sent: Monday, January 12, 2015 10:03 AM
To: Pfotenhauer, Mary
Subject: RE: Statutory Language Drafting Request - BB0419

Mary – I was looking at my notes wrong. The increase should be \$7,500,000, bringing the total to \$67,700,000. I had the \$7.1 million to \$7.5 million as a comparison to the previous year's request.

From: Pfotenhauer, Mary [<mailto:Mary.Pfotenhauer@legis.wisconsin.gov>]
Sent: Monday, January 12, 2015 9:59 AM
To: Byrnes, Tyler - DOA
Subject: RE: Statutory Language Drafting Request - BB0419

Thanks.

The current bonding authority under safe drinking water is \$60,200,000. Do you want to increase this by \$400,000 to \$64,200,000, or do you want an increase to both safe drinking water and clean water fund bonding that totals \$7.5 million?

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(608) 266 – 6778
mary.pfotenhauer@legis.wisconsin.gov

From: Byrnes, Tyler - DOA [<mailto:Tyler.Byrnes@wisconsin.gov>]
Sent: Monday, January 12, 2015 9:52 AM
To: Pfotenhauer, Mary
Subject: RE: Statutory Language Drafting Request - BB0419

The current limit - \$61.9 million should apply.

From: Pfotenhauer, Mary [<mailto:Mary.Pfotenhauer@legis.wisconsin.gov>]
Sent: Monday, January 12, 2015 9:50 AM
To: Byrnes, Tyler - DOA
Subject: RE: Statutory Language Drafting Request - BB0419

Does this mean that the amount of financial assistance under the clean water fund program will remain \$1,000 for the 2015-17 biennium per s. 281.59(3e)(b)3.? Or should the current \$61,900,000 limit apply to the 2015-17 biennium?

Mary Pfotenhauer
Attorney
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Madison, WI 53701-2037

(608) 266 – 6778

mary.pfotenhauer@legis.wisconsin.gov

From: Byrnes, Tyler - DOA [<mailto:Tyler.Byrnes@wisconsin.gov>]

Sent: Monday, January 12, 2015 9:42 AM

To: Pfotenhauer, Mary

Subject: RE: Statutory Language Drafting Request - BB0419

Mary – The only other change we need is an increase of general obligation bonding limit for the safe drinking water program of \$400,000 from \$7.1 million to \$7.5 million. I had initially thought we didn't need to do that increase, but it turns out we do. I confirmed that with capital finance this morning. No other changes needed to any of those limits.

Tyler

From: Pfotenhauer, Mary [<mailto:Mary.Pfotenhauer@legis.wisconsin.gov>]

Sent: Friday, January 09, 2015 4:31 PM

To: Byrnes, Tyler - DOA

Subject: RE: Statutory Language Drafting Request - BB0419

Thanks Tyler.

In addition:

Is there going to be a request to change:

the Safe Drinking Water Program bonding amount for 2015-17 under s. 20.866(2)(td)?

the Clear Water Fund Program subsidy limit (not present value subsidy) for 2015-17 under s. 281.59(3e)(b)?

the Safe Drinking Water Program subsidy limit for 2015-17 under s. 281.59(3s)(b)?

Thanks,

Mary Pfotenhauer

Attorney

Wisconsin Legislative Reference Bureau

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Madison, WI 53701-2037

(608) 266 – 6778

mary.pfotenhauer@legis.wisconsin.gov

Pfotenhauer, Mary

Subject: FW: Statutory Language Drafting Request - BB0419

From: Byrnes, Tyler - DOA [mailto:Tyler.Byrnes@wisconsin.gov]
Sent: Friday, January 09, 2015 4:28 PM
To: Pfotenhauer, Mary
Subject: RE: Statutory Language Drafting Request - BB0419

My responses in Blue.

From: Pfotenhauer, Mary [mailto:Mary.Pfotenhauer@legis.wisconsin.gov]
Sent: Friday, January 09, 2015 4:22 PM
To: Byrnes, Tyler - DOA
Subject: RE: Statutory Language Drafting Request - BB0419

Tyler:
I'll be handling this one. A few questions pasted in below:

1. Eliminates the present value subsidy limit for the Clean Water Fund, Safe Drinking Water Fund, and the Land Recycling Loan Program. In cases where the present value subsidy limit is impacted, use language referring to the total amount of projects that are during a biennium.
2. Allow the secretary of the Department of Administration to administratively adjust the market rate set under s. 281.59(1)(b). This is just for the market rate under s. 281.59(1)(b), and not for the applicable percentage of the market rate, correct? That's correct. Just the market rate.
3. Adds "privately owned or noni-profit public water systems" to the eligible types of systems for EIF loans. Does this refer specifically to the Safe Drinking Water program? Yes. If so, the logical change would be to s. 281.61(2) to provide financial assistance to local governmental units for projects relating to "public water systems, including privately owned or non-profit public water systems." Am I correct that the request is for a clarification of the types of projects that may be funded, not the eligible applicants? This is intended to expand eligible applicants. It's my understanding that Brown County has a private non-profit treatment system that is an eligible applicant and was made so through separate legislation. This is to expand that eligibility to similar systems.
4. Change the statutory limit on eligibility requiring 2/3rds of housing stock in a community to be constructed before 1972. Instead, require that 2/3rds of housing stock should be constructed more than 20 years old.
5. Revise s. 281.58(8)(2) by adding the following: (a) if a connection lateral transporting wastewater from non-industrial structures is determined to contribute to the inflow/infiltration that negatively impacts a publically owned treatment works operation, those costs may be eligible for funding from this program. The term "non-industrial structure" here isn't intended to related to the term "industrial user" as defined in s. 281.58(1)(c), right? Correct. Again, this request is for a clarification of the types of projects that may be funded, not the eligible applicants, correct? Correct.

Thanks!

Mary Pfotenhauer
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(608) 266 – 6778
mary.pfotenhauer@legis.wisconsin.gov

From: Hanaman, Cathlene
Sent: Friday, January 09, 2015 1:19 PM
To: Tradewell, Becky; Pfothenauer, Mary; Kite, Robin
Subject: FW: Statutory Language Drafting Request - BB0419

From: Tyler.Byrnes@Wisconsin.gov [<mailto:Tyler.Byrnes@Wisconsin.gov>]
Sent: Friday, January 09, 2015 12:20 PM
To: Hanaman, Cathlene
Cc: Frederick, Caitlin - DOA; Byrnes, Tyler - DOA; Connor, Christopher B - DOA
Subject: Statutory Language Drafting Request - BB0419

Biennial Budget: 2015-17

DOA Tracking Code: BB0419

Topic: Environmental Improvement Fund Changes

SBO Team: AEJ

SBO Analyst: Byrnes, Tyler - DOA
Phone: (608) 266-1103
E-mail: Tyler.Byrnes@Wisconsin.gov

Agency Acronym: EIF

Agency Number: 320

Priority: High

Intent:

Please prepare a draft that does the following, with respect to the EIF:

1. Eliminates the present value subsidy limit for the Clean Water Fund, Safe Drinking Water Fund, and the Land Recycling Loan Program. In cases where the present value subsidy limit is impacted, use language referring to the total amount of projects that are during a biennium.
2. Allow the secretary of the Department of Administration to administratively adjust the market rate set under s. 281.59(1)(b).
3. Adds "privately owned or noni-profit public water systems" to the eligible types of systems for EIF loans.
4. Change the statutory limit on eligibility requiring 2/3rds of housing stock in a community to be constructed before 1972. Instead, require that 2/3rds of housing stock should be constructed more than 20 years old.
5. Revise s. 281.58(8)(2) by adding the following: (a) if a connection lateral transporting wastewater from non-industrial structures is determined to contribute to the inflow/infiltration that negatively impacts a publically owned treatment works operation, those costs may be eligible for funding from this program.

Attachments: False

Please send completed drafts to SBOSatlanguage@webapps.wi.gov



[Handwritten scribbles]

In 1/21/15
State of Wisconsin
2015 - 2016 LEGISLATURE

*Due ... ?
"High" priority*

TODAY
if possible



LRB-1186/P1
MCP:.....
g's

DOA:.....Byrnes, BB0419 - Changes to the programs funded by the Environmental Improvement Fund

FOR 2015-2017 BUDGET — NOT READY FOR INTRODUCTION

SA

d-note

do NOT go

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a subsequent version of this draft.

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

2 SECTION 1. 13.48 (26) of the statutes is amended to read:
3 13.48 (26) ENVIRONMENTAL IMPROVEMENT ANNUAL FINANCE PLAN APPROVAL. The
4 building commission shall review the versions of the biennial finance plan and any
5 amendments to the biennial finance plan submitted to it by the department of
6 natural resources and the department of administration under s. 281.59 (3) (bm) and
7 the recommendations of the joint committee on finance and the standing committees
8 to which the versions of the biennial finance plan and any amendments were

1 submitted under s. 281.59 (3) (bm). The building commission shall consider the
2 extent to which that version of the biennial finance plan that is updated to reflect the
3 adopted biennial budget act will maintain the funding for the clean water fund
4 program and the safe drinking water loan program, in the environmental
5 improvement fund, in perpetuity. The building commission shall consider the extent
6 to which the implementation of the clean water fund program, the safe drinking
7 water loan program and the land recycling loan program, as set forth in the biennial
8 finance plan updated to reflect the adopted biennial budget act, implements
9 legislative intent on the clean water fund program, the safe drinking water loan
10 program and the land recycling loan program. The building commission shall, no
11 later than 60 days after the date of enactment of the biennial budget act, either
12 approve or disapprove the biennial finance plan that is updated to reflect the adopted
13 biennial budget act, ~~except that the building commission may not disapprove those~~
14 ~~amounts that the legislature approves under s. 281.59 (3e) (a), (3m) (a) and (3s) (a).~~

15 If the building commission disapproves the version of the biennial finance plan that
16 is updated to reflect the adopted biennial budget act, it must notify the department
17 of natural resources and the department of administration of its reasons for
18 disapproving the plan, and those departments must revise that version of the
19 biennial finance plan and submit the revision to the building commission.

1971 c. 125; 1973 c. 90; 1973 c. 243 s. 82; 1973 c. 335 s. 13; 1975 c. 39, 40, 198, 199; 1977 c. 26; 1977 c. 29 ss. 7, 8r, 1654 (8) (c); 1977 c. 325; 1977 c. 418 ss. 5, 5m, 924 (18) (c); 1979 c. 34, 221, 350; 1981 c. 341; 1983 a. 27 ss. 11 to 12n, 2202 (5); 1983 a. 36 ss. 18 to 20, 96 (3); 1983 a. 207; 1985 a. 29, 120; 1987 a. 27, 186, 395, 399; 1989 a. 31, 366; 1991 a. 39, 269, 315; 1993 a. 16, 288, 414; 1995 a. 27, 216, 225, 227; 1997 a. 5, 27, 35, 237; 1999 a. 9; 1999 a. 150 s. 672; 1999 a. 197; 2001 a. 16, 103; 2003 a. 33 ss. 25 to 26i, 9160; 2003 a. 91; 2005 a. 25, 253, 391; 2007 a. 20; 2009 a. 28, 185, 361; 2011 a. 7, 10, 32; 2013 a. 20; s. 35.17 correction in (39h) (c).

20 **SECTION 2.** 20.866 (2) (td) of the statutes is amended to read:

21 20.866 (2) (td) *Safe drinking water loan program.* From the capital
22 improvement fund, a sum sufficient to be transferred to the environmental
23 improvement fund for the safe drinking water loan program under s. 281.61. The

1 state may contract public debt in an amount not to exceed ~~\$60,200,000~~ \$67,700,000
 2 for this purpose.

1971 c. 42; 1971 c. 100 s. 23; 1971 c. 125, 211, 215, 236, 307, 330, 336; 1973 c. 90 ss. 148 to 149m, 555m (2); 1973 c. 333; 1975 c. 26, 39, 40, 41, 200, 224, 422; 1977 c. 4, 6; 1977 c. 29 ss. 385 to 387, 1650m (4), 1656 (43); 1977 c. 418; 1979 c. 4; 1979 c. 34 ss. 675a to 677v, 2102 (6) (a), (39) (a), (52) (a); 1979 c. 107, 221; 1981 c. 1 ss. 17, 18, 47; 1981 c. 20, 108, 317, 336; 1983 a. 27; 1983 a. 36 s. 96 (4); 1983 a. 97, 192, 195, 212; 1983 a. 410 s. 2202 (2); 1985 a. 6; 1985 a. 8 ss. 4, 12; 1985 a. 29 ss. 589m to 598, 3202 (23) (c), (26) (a), (53) (a); 1985 a. 77, 120, 332; 1987 a. 27, 295, 298, 399, 403, 409; 1989 a. 31, 46, 107, 122, 219, 336, 359, 366; 1991 a. 39, 51, 269, 309, 324; 1993 a. 2, 16, 98, 115, 213, 343, 377, 413, 437, 453, 485; 1995 a. 27 ss. 1159 to 1168s, 9126 (19), 9145 (1); 1995 a. 40, 57, 60, 113; 1995 a. 216, s. 30m and 9127; 1995 a. 227, 246, 372, 388, 416, 452; 1997 a. 27, 35, 61, 164, 237, 252; 1999 a. 4, 9, 146; 1999 a. 150 s. 672; 1999 a. 184; 2001 a. 12, 16, 103, 109; 2003 a. 33, 64, 91, 129; 2005 a. 1, 22, 25, 102, 300; 2007 a. 5; 2007 a. 20 ss. 582 to 597s, 9121 (6) (a); 2007 a. 226; 2009 a. 28, 361; 2011 a. 13, 32, 158; 2013 a. 20.

3 **SECTION 3.** 234.86 (1) (c) of the statutes is amended to read:

4 234.86 (1) (c) “Local governmental unit” has the meaning given in s. 281.61 (1)
 5 (a) (am), except that the term does not include a joint local water authority created
 6 under s. 66.0823.

1997 a. 27; 2013 a. 12.

7 **SECTION 4.** 281.58 (8) (a) 2. of the statutes is amended to read:

8 281.58 (8) (a) 2. Connection laterals and sewer lines that transport wastewater
 9 from structures to municipally owned or individually owned wastewater systems,
 10 unless water other than wastewater is entering the connection laterals or sewer lines
 11 from the ground or from above-ground sources and is being transported from a
 12 nonindustrial structure in a way that may interfere with compliance with a permit
 13 issued to a publicly owned treatment work under ch. 283.

1987 a. 399; 1989 a. 31, 336, 366; 1991 a. 32, 39, 189; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 425; Stats. 1995 s. 281.58; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16, 104; 2005 a. 25, 347; 2009 a. 28; 2011 a. 32, 261; 2013 a. 7.

****NOTE: Currently, s. 281.58 (8) (a) 2. provides that connection laterals and sewer lines that transport wastewater from structures to municipally or individually owned wastewater systems are not projects that are eligible for financial assistance under the clean water fund program. You requested an exception to be created for connection laterals that transport wastewater from nonindustrial structures and that contribute to inflow or infiltration that negatively impacts a publicly owned treatment work. It is not clear to me that, by simply creating this exception to the ineligible projects listed under s. 281.58 (8) (a) 2., these types of projects would be eligible for financial assistance in any case. However, s. 281.58 (6) (a) 1m. provides that activities “associated with achieving and maintaining compliance with a permit issued under ch. 283” (a WPDES permit) are eligible projects, so this is how I have drafted this request. This also helps to clarify what may be meant by “negatively impacting” a treatment work, which would otherwise need to be clarified. Please let me know if you have a different intent.

14 **SECTION 5.** 281.58 (8) (c) of the statutes is amended to read:

15 281.58 (8) (c) Except as provided in par. (k), financial assistance may be
 16 provided for the design, planning and construction of a collection system, interceptor

1 or individual system project in an unsewered municipality or an unsewered area of
 2 a municipality, only if the department finds that at least two-thirds of the initial flow
 3 will be for wastewater originating from residences in existence ~~on October 17, 1972~~
 4 for at least 20 years prior to the submission of the intent to apply for financial
 5 assistance under par. (8m).

1987 a. 399; 1989 a. 31, 336, 366; 1991 a. 32, 39, 189; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 425; Stats. 1995 s. 281.58; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16, 104; 2005 a. 25, 347; 2009 a. 28; 2011 a. 32, 261; 2013 a. 7.

****NOTE: I have specified that the "20 years in existence" requirement is counted from the date the notice of intent to apply is submitted. Is this okay? Do you want to count back from a different date, e.g. from the date the application is submitted?

6 SECTION 6. 281.58 (8) (i) of the statutes is amended to read:

7 281.58 (8) (i) After June 30, 1991, no municipality may receive for projects in
 8 a biennium an amount that exceeds 35.2% of the amount ~~approved by the legislature~~
 9 under s. 281.59 (3e) (b) of financial assistance planned to be provided or committed
 10 for projects under this section for that biennium.

1987 a. 399; 1989 a. 31, 336, 366; 1991 a. 32, 39, 189; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 425; Stats. 1995 s. 281.58; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16, 104; 2005 a. 25, 347; 2009 a. 28; 2011 a. 32, 261; 2013 a. 7.

****NOTE: Throughout this draft I have substituted the idea of a present value subsidy limit with "the amount of financial assistance planned to be provided or committed for projects under this section for the biennium," or something similar. Is this consistent with the intent?

11 SECTION 7. 281.58 (8) (j) of the statutes is amended to read:

12 281.58 (8) (j) The amount of a payment under sub. (6) (b) 8. may not exceed the
 13 amount of ~~subsidy~~ necessary to reduce the interest rate on the loan from market rate
 14 to the interest rate that would have been charged on a loan to the municipality under
 15 sub. (6) (b) 4.

1987 a. 399; 1989 a. 31, 336, 366; 1991 a. 32, 39, 189; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 425; Stats. 1995 s. 281.58; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16, 104; 2005 a. 25, 347; 2009 a. 28; 2011 a. 32, 261; 2013 a. 7.

16 SECTION 8. 281.58 (9) (e) of the statutes is amended to read:

17 281.58 (9) (e) If the department of natural resources and the department of
 18 administration determine that ~~the governor's recommendation, as set forth in the~~
 19 executive budget bill, for the amount under s. 281.59 (3e) (b), the amount available

1 ~~under s. 20.866 (2) (tc), or the amount available under s. 281.59 (4) (f) the total~~
 2 ~~amount of financial assistance planned to be provided or committed for projects~~
 3 ~~under this section for a biennium, as set forth in the biennial finance plan under s.~~
 4 ~~281.59 (3) (a) 2. and as updated under s. 281.59 (3) (bm) 2. to reflect material~~
 5 ~~approved by the governor for inclusion in the budget, is insufficient to provide~~
 6 ~~funding for all projects for which applications will be approved during that biennium,~~
 7 ~~the department shall inform municipalities that, if the governor's recommendations~~
 8 ~~are approved, clean water fund program assistance during a fiscal year of that~~
 9 ~~biennium will be available only to municipalities that submit financial assistance~~
 10 ~~applications by the June 30 preceding that fiscal year.~~

1987 a. 399; 1989 a. 31, 336, 366; 1991 a. 32, 39, 189; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 425; Stats. 1995 s. 281.58; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16, 104; 2005 a. 25, 347; 2009 a. 28; 2011 a. 32, 261; 2013 a. 7.

11 **SECTION 9.** 281.58 (9m) (a) (intro.) of the statutes is amended to read:

12 281.58 (9m) (a) (intro.) Subject to ~~par. (c)~~ and par. (d), the department shall
 13 approve an application after all of the following occur:

1987 a. 399; 1989 a. 31, 336, 366; 1991 a. 32, 39, 189; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 425; Stats. 1995 s. 281.58; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16, 104; 2005 a. 25, 347; 2009 a. 28; 2011 a. 32, 261; 2013 a. 7.

X 14 **SECTION 10.** 281.58 (9m) (c) of the statutes is repealed.

15 **SECTION 11.** 281.58 (9m) (e) 1. of the statutes is amended to read:

16 281.58 (9m) (e) 1. Except as provided under par. (f) and sub. (13), if a sufficient
 17 amount of subsidy financial assistance under this section is available ~~under s. 281.59~~
 18 ~~(3e) (b) for the municipality's project, based on the calculation under s. 281.59 (3e)~~
 19 ~~(f), when the department approves the application under par. (a), the department of~~
 20 ~~administration shall allocate that amount to the project.~~

1987 a. 399; 1989 a. 31, 336, 366; 1991 a. 32, 39, 189; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 425; Stats. 1995 s. 281.58; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16, 104; 2005 a. 25, 347; 2009 a. 28; 2011 a. 32, 261; 2013 a. 7.

21 **SECTION 12.** 281.58 (9m) (e) 2. of the statutes is amended to read:

22 281.58 (9m) (e) 2. If a sufficient amount of subsidy financial assistance under
 23 this section is not available ~~under s. 281.59 (3e) (b) for the municipality's project~~

1 when the department approves the application under subd. 1. par. (a), the
2 department shall place the project on a list for allocation when additional subsidy
3 becomes financial assistance becomes available.

1987 a. 399; 1989 a. 31, 336, 366; 1991 a. 32, 39, 189; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 425; Stats. 1995 s. 281.58; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16, 104; 2005 a. 25, 347; 2009 a. 28; 2011 a. 32, 261; 2013 a. 7.

4 **SECTION 13.** 281.58 (9m) (f) (intro.) of the statutes is amended to read:

5 281.58 (9m) (f) (intro.) If the department of natural resources and the
6 department of administration determine that the amount approved under s. 281.59
7 (3e) (b), the amount available under s. 20.866 (2) (te) ~~or s. 281.59 (4) (f) for the clean~~
8 water fund program of financial assistance planned to be provided or committed for
9 projects under this section for a biennium is insufficient to provide funding for all
10 projects for which applications will be approved during that biennium, all of the
11 following apply:

1987 a. 399; 1989 a. 31, 336, 366; 1991 a. 32, 39, 189; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 425; Stats. 1995 s. 281.58; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16, 104; 2005 a. 25, 347; 2009 a. 28; 2011 a. 32, 261; 2013 a. 7.

12 **SECTION 14.** 281.58 (9m) (fm) of the statutes is amended to read:

13 281.58 (9m) (fm) The department, in consultation with the department of
14 administration, shall promulgate, by rule, methods to establish deadlines for actions
15 that must be taken by a municipality to which subsidy financial assistance has been
16 allocated. The methods may provide for extending deadlines under specified
17 circumstances. If a municipality fails to meet a deadline, including any extension,
18 the department of administration shall ~~release~~ ^{rescind} the amount ^{allocation} of subsidy financial
19 assistance allocated to ^{for} the municipality's project.

1987 a. 399; 1989 a. 31, 336, 366; 1991 a. 32, 39, 189; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 425; Stats. 1995 s. 281.58; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16, 104; 2005 a. 25, 347; 2009 a. 28; 2011 a. 32, 261; 2013 a. 7.

20 **SECTION 15.** 281.58 (9m) (g) of the statutes is repealed.

21 **SECTION 16.** 281.58 (12) (a) 1. of the statutes is amended to read:

22 281.58 (12) (a) 1. Except as modified under par. (f) and except as restricted by
23 sub. (8) (b), (c), (f) or (h), the interest rate for projects specified in sub. (7) (b) 1. and

1 2. is ~~60 percent of market interest rate for projects for which the subsidy is allocated~~
2 ~~from the amount under s. 281.59 (3e) (b) for a biennium before the 2011-13 biennium~~
3 ~~and 75 percent of market interest rate for projects for which the subsidy is allocated~~
4 ~~from the amount under s. 281.59 (3e) (b) for the 2011-13 biennium or later.~~

1987 a. 399; 1989 a. 31, 336, 366; 1991 a. 32, 39, 189; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 425; Stats. 1995 s. 281.58; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16, 104; 2005 a. 25, 347; 2009 a. 28; 2011 a. 32, 261; 2013 a. 7.

5 **SECTION 17.** 281.58 (12) (a) 2. of the statutes is amended to read:

6 281.58 (12) (a) 2. Except as modified under par. (f) and except as restricted by
7 sub. (8) (b), (c), (f) or (h), the interest rate for projects specified in sub. (7) (b) 5. is ~~65~~
8 ~~percent of market interest rate for projects for which the subsidy is allocated from~~
9 ~~the amount under s. 281.59 (3e) (b) for a biennium before the 2011-13 biennium and~~
10 ~~75 percent of market interest rate for projects for which the subsidy is allocated from~~
11 ~~the amount under s. 281.59 (3e) (b) for the 2011-13 biennium or later.~~

1987 a. 399; 1989 a. 31, 336, 366; 1991 a. 32, 39, 189; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 425; Stats. 1995 s. 281.58; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16, 104; 2005 a. 25, 347; 2009 a. 28; 2011 a. 32, 261; 2013 a. 7.

12 **SECTION 18.** 281.58 (12) (a) 3. of the statutes is amended to read:

13 281.58 (12) (a) 3. Except as modified under par. (f) and except as restricted by
14 sub. (8) (b), (c), (f) or (h), the interest rate for projects specified in sub. (7) (b) 4. is ~~70~~
15 ~~percent of market interest rate for projects for which the subsidy is allocated from~~
16 ~~the amount under s. 281.59 (3e) (b) for a biennium before the 2011-13 biennium and~~
17 ~~75 percent of market interest rate for projects for which the subsidy is allocated from~~
18 ~~the amount under s. 281.59 (3e) (b) for the 2011-13 biennium or later.~~

1987 a. 399; 1989 a. 31, 336, 366; 1991 a. 32, 39, 189; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 425; Stats. 1995 s. 281.58; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16, 104; 2005 a. 25, 347; 2009 a. 28; 2011 a. 32, 261; 2013 a. 7.

19 **SECTION 19.** 281.58 (13m) (b) of the statutes is amended to read:

20 281.58 (13m) (b) Grants provided under this subsection are not included for
21 the purposes of determining under sub. (8) (i) the amount that a municipality may

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1 receive for projects under the clean water fund program. ~~Grants awarded under this~~ *
2 ~~subsection are not considered for the purposes of sub. (9m) (e) or s. 281.59 (3e) (b).~~

1987 a. 399; 1989 a. 31, 336, 366; 1991 a. 32, 39, 189; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 425; Stats. 1995 s. 281.58; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16, 104; 2005 a. 25, 347; 2009 a. 28; 2011 a. 32, 261; 2013 a. 7.

3 SECTION 20. 281.58 (15) (a) of the statutes is amended to read:

4 281.58 (15) (a) The department and the department of administration may, at
5 the request of a municipality, issue a notice of financial assistance commitment to the
6 municipality after the department approves the municipality's application under
7 sub. (9m) (a) and the department of administration has allocated subsidy financial
8 assistance for the municipality's project.

1987 a. 399; 1989 a. 31, 336, 366; 1991 a. 32, 39, 189; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 425; Stats. 1995 s. 281.58; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16, 104; 2005 a. 25, 347; 2009 a. 28; 2011 a. 32, 261; 2013 a. 7.

9 SECTION 21. 281.59 (1) (b) of the statutes is amended to read:

10 281.59 (1) (b) "Market interest rate" means the effective interest rate on a
11 fixed-rate revenue obligation issued by the state to fund a loan made under this
12 section or, ~~for a variable~~ ^{rate} if a ~~fixed~~ ^{← scored hyph} rate revenue obligation has not been issued by the
13 state to fund a loan made under this section, the effective interest rate that the
14 department of administration determines would have been paid if ~~the variable~~ ^{← scored hyph} fixed ^{rate} rate revenue obligation had been sold at a fixed rate issued.

1989 a. 366 ss. 40, 63, 65, 66, 97, 99, 106, 108 to 110, 115; 1991 a. 32, 39, 189, 315; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 426; Stats. 1995 s. 281.59; 1995 a. 452; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 374, 672; 2001 a. 16; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28; 2011 a. 32, 146, 261; 2013 a. 12, 20.

16 SECTION 22. 281.59 (1) (d) of the statutes is repealed.

****NOTE: The definition of "subsidy" is being repealed because this draft removes all references to the term from s. 281.59.

X 17 SECTION 23. 281.59 (3) (a) 6. of the statutes is repealed.

X 18 SECTION 24. 281.59 (3) (a) 6e. of the statutes is repealed.

X 19 SECTION 25. 281.59 (3) (a) 6m. of the statutes is repealed.

X 20 SECTION 26. 281.59 (3) (a) 7. of the statutes is repealed.

21 SECTION 27. 281.59 (3) (j) of the statutes is amended to read:

1 281.59 (3) (j) No later than November 1 of each odd-numbered year, the
2 department of administration and the department jointly shall submit a report, to
3 the building commission and committees as required under par. (bm), ~~on the~~
4 ~~implementation of the amount established under sub. (3e) (b) as required under s.~~
5 281.58 (9m) (e), and on the operations and activities of the clean water fund program,
6 the safe drinking water loan program and the land recycling loan program for the
7 previous biennium.

1989 a. 366 ss. 40, 63, 65, 66, 97, 99, 106, 108 to 110, 115; 1991 a. 32, 39, 189, 315; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 426; Stats. 1995 s. 281.59; 1995 a. 452; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 374, 672; 2001 a. 16; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28; 2011 a. 32, 146, 261; 2013 a. 12, 20.

X 8 **SECTION 28.** 281.59 (3e) (a) of the statutes is repealed.

X 9 **SECTION 29.** 281.59 (3e) (b) of the statutes is repealed.

X 10 **SECTION 30.** 281.59 (3e) (c) of the statutes is repealed.

11 **SECTION 31.** 281.59 (3e) (d) of the statutes is amended to read:

12 281.59 (3e) (d) The department may expend, for financial assistance in a
13 biennium other than financial hardship assistance under s. 281.58 (13) (e), an
14 amount up to 95 percent of the amount approved by the legislature under par. (b) of
15 financial assistance available for projects under this section for that biennium. The
16 department may expend such amount only from the percentage of the amount
17 ~~approved under par. (b)~~ that is not available under par. (e) for financial hardship
18 assistance.

1989 a. 366 ss. 40, 63, 65, 66, 97, 99, 106, 108 to 110, 115; 1991 a. 32, 39, 189, 315; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 426; Stats. 1995 s. 281.59; 1995 a. 452; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 374, 672; 2001 a. 16; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28; 2011 a. 32, 146, 261; 2013 a. 12, 20.

19 **SECTION 32.** 281.59 (3e) (e) of the statutes is amended to read:

20 281.59 (3e) (e) The department may expend, for financial hardship assistance
21 in a biennium under s. 281.58 (13) (e), an amount up to 5 percent of the amount
22 approved by the legislature under par. (b) of financial assistance available for
23 projects under this section for that biennium. The department may expend such

1 amount only from the percentage of the amount approved by the legislature under
 2 par. (b) that is not available under par. (d) for financial assistance.

1989 a. 366 ss. 40, 63, 65, 66, 97, 99, 106, 108 to 110, 115; 1991 a. 32, 39, 189, 315; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 426; Stats. 1995 s. 281.59; 1995 a. 452; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 374, 672; 2001 a. 16; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28; 2011 a. 32, 146, 261; 2013 a. 12, 20.

3 ~~SECTION 33.~~ 281.59 (3e) (f) of the statutes is repealed.

4 ~~SECTION 34.~~ 281.59 (3m) of the statutes is repealed.

5 ~~SECTION 35.~~ 281.59 (3s) of the statutes is repealed.

6 SECTION 36. 281.59 (9) (am) of the statutes is amended to read:

7 281.59 (9) (am) The department of administration, in consultation with the
 8 department, may establish those terms and conditions of a financial assistance
 9 agreement that relate to its financial management, including what type of municipal
 10 obligation, as set forth under sub. (13f), ^{Plain Spoa} ~~if applicable~~, is required for the repayment *
 11 of the financial assistance. Any terms and conditions established under this
 12 paragraph by the department of administration shall comply with the requirements
 13 of this section and s. 281.58, 281.60 or 281.61. In setting the terms and conditions,
 14 the department of administration may consider factors that the department of
 15 administration finds are relevant, including the type of obligation evidencing the
 16 loan, the pledge of security for the obligation and the applicant's creditworthiness.

1989 a. 366 ss. 40, 63, 65, 66, 97, 99, 106, 108 to 110, 115; 1991 a. 32, 39, 189, 315; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 426; Stats. 1995 s. 281.59; 1995 a. 452; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 374, 672; 2001 a. 16; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28; 2011 a. 32, 146, 261; 2013 a. 12, 20.

17 SECTION 37. 281.59 (11) (a) of the statutes is amended to read:

18 281.59 (11) (a) The department of natural resources and the department of
 19 administration may enter into a financial assistance agreement with an applicant
 20 for which the department of administration has allocated subsidy financial
 21 assistance under s. 281.58 (9m), 281.60 (8) or 281.61 (8) if the applicant meets the

1 conditions under sub. (9) and the other requirements under this section and s.
2 281.58, 281.60 or 281.61.

1989 a. 366 ss. 40, 63, 65, 66, 97, 99, 106, 108 to 110, 115; 1991 a. 32, 39, 189, 315; 1993 a. 16; 1995 a. 27; 1995 a. 227 s. 426; Stats. 1995 s. 281.59; 1995 a. 452; 1997 a. 27, 237; 1999 a. 9; 1999 a. 150 s. 374, 672; 2001 a. 16; 2003 a. 33; 2005 a. 25; 2007 a. 20; 2009 a. 28; 2011 a. 32, 146, 261; 2013 a. 12, 20.

X 3 **SECTION 38.** 281.60 (7) (d) of the statutes is repealed.

X 4 **SECTION 39.** 281.60 (8) (a) of the statutes is renumbered 281.60 (8).

X 5 **SECTION 40.** 281.60 (8) (b) of the statutes is repealed.

6 **SECTION 41.** 281.60 (8s) of the statutes is amended to read:

7 281.60 (8s) LIMITATION ON FINANCIAL ASSISTANCE. The amount of a payment
8 under sub. (2r) (d) may not exceed the amount of subsidy necessary to reduce the
9 interest rate on the loan from market rate to the interest rate that would have been
10 charged on a loan to the political subdivision under sub. (2r) (a).

1997 a. 27, 237; 1999 a. 9; 2001 a. 16, 30; 2009 a. 28; 2011 a. 32.

11 **SECTION 42.** 281.60 (12) (b) 3. of the statutes is amended to read:

12 281.60 (12) (b) 3. If the sale proceeds are greater than the cost of the land plus
13 the cost of the cleanup, pay to the department of administration an amount equal to
14 the remaining loan balance plus the lesser of 75% of the amount by which the sale
15 proceeds exceed the cost of the land plus the cost of the cleanup or the amount of
16 subsidy incurred for the project difference between the amount of interest paid on
17 the loan and the amount of interest that would have been paid if the loan had been
18 made at the market rate, and retain the remainder of the sale proceeds.

1997 a. 27, 237; 1999 a. 9; 2001 a. 16, 30; 2009 a. 28; 2011 a. 32.

***NOTE: Do you want to treat this subdivision to remove the reference to
“subsidy”? If so, is this treatment okay?

X 19 **SECTION 43.** 281.61 (1) (a) of the statutes is renumbered 281.61 (1) (am).

20 **SECTION 44.** 281.61 (1) (ag) of the statutes is created to read:

^

1 281.61 (1) (ag) “Community water system” means a public water system that
2 serves at least 15 service connections used by year-round residents or that regularly
3 serves at least 25 year-round residents.

4 ^ **SECTION 45.** 281.61 (1) (bm) of the statutes is created to read:

5 281.61 (1) (bm) “Noncommunity water system” means a public water system

6 that is not a community water system.”

7 **SECTION 46.** 281.61 (2) of the statutes is amended to read:

8 281.61 (2) **GENERAL.** The department and the department of administration
9 shall administer a program to provide financial assistance to local governmental
10 units and to the private owners of community water systems and nonprofit
11 noncommunity water systems for projects for the planning, designing, construction
12 or modification of public water systems, if the projects will facilitate compliance with
13 national primary drinking water regulations under 42 USC 300g-1 or otherwise
14 significantly further the health protection objectives of the Safe Drinking Water Act,
15 42 USC 300f to 300j-26.

1997 a. 27; 1999 a. 9; 2001 a. 16; 2005 a. 25, 159; 2009 a. 217; 2011 a. 19, 32; 2013 a. 7, 12.

16 **SECTION 47.** 281.61 (2g) of the statutes is amended to read:

17 281.61 (2g) **INELIGIBLE PROJECTS.** A local governmental unit or the private
18 owner of a community water system or nonprofit noncommunity water system is not
19 eligible for financial assistance under this section if the local governmental unit or
20 the private owner of the community water system or nonprofit noncommunity water
21 system does not have the technical, managerial or financial capacity to ensure
22 compliance with the Safe Drinking Water Act, 42 USC 300f to 300j-26, or the public
23 water system operated by the local governmental unit or private owner of the
24 community water system or nonprofit noncommunity water system is in significant

1 noncompliance with any requirement of a primary drinking water regulation or
2 variance under 42 USC 300g-1 unless the financial assistance will ensure
3 compliance with the Safe Drinking Water Act.

1997 a. 27; 1999 a. 9; 2001 a. 16; 2005 a. 25, 159; 2009 a. 217; 2011 a. 19, 32; 2013 a. 7, 12.

4 **SECTION 48.** 281.61 (2r) (b) of the statutes is amended to read:

5 281.61 (2r) (b) Purchasing or refinancing the obligation of a local governmental
6 unit or private owner of a community water system or nonprofit noncommunity
7 water system if the obligation was incurred to finance the cost of a project described
8 in sub. (2) and the obligation was initially incurred after July 1, 1993.

1997 a. 27; 1999 a. 9; 2001 a. 16; 2005 a. 25, 159; 2009 a. 217; 2011 a. 19, 32; 2013 a. 7, 12.

****NOTE: Do you want s. 281.61 (2r) (b) to apply to community and nonprofit
noncommunity water systems?

9 **SECTION 49.** 281.61 (3) of the statutes is amended to read:

10 281.61 (3) NOTICE OF INTENT TO APPLY. (a) A local governmental unit or private
11 owner of a community water system or nonprofit noncommunity water system shall
12 submit notice of its intent to apply for financial assistance under the safe drinking
13 water loan program at least 6 months before the beginning of the fiscal year in which
14 it intends to receive the financial assistance. The notice shall be in a form prescribed
15 by the department and the department of administration.

16 (c) The department may waive par. (a) upon the written request of a local
17 governmental unit or private owner of a community water system or nonprofit
18 noncommunity water system.

1997 a. 27; 1999 a. 9; 2001 a. 16; 2005 a. 25, 159; 2009 a. 217; 2011 a. 19, 32; 2013 a. 7, 12.

19 **SECTION 50.** 281.61 (4) of the statutes is amended to read:

20 281.61 (4) ENGINEERING REPORT. A local governmental unit or private owner of
21 a community water system or nonprofit noncommunity water system seeking

1 financial assistance for a project under this section shall submit an engineering
2 report, as required by the department by rule.

3 1997 a. 27; 1999 a. 9; 2001 a. 16; 2005 a. 25, 159; 2009 a. 217; 2011 a. 19, 32; 2013 a. 7, 12.

3 **SECTION 51.** 281.61 (5) of the statutes is amended to read:

4 281.61 (5) APPLICATION. After the department approves a local governmental ~~unit's~~ [✓] ~~an~~ engineering report submitted under sub. (4), the local governmental unit ^{*}
5 or private owner of a community water system or nonprofit noncommunity water
6 system shall submit an application for safe drinking water financial assistance to the
7 department. The applicant shall submit the application on or before the June 30
8 preceding the beginning of the fiscal year in which the applicant wishes to receive
9 the financial assistance, except that if funds are available in a fiscal year after
10 funding has been allocated under sub. (8) for all approved applications submitted
11 before the June 30 preceding that fiscal year, the department of administration may
12 allocate funding for approved applications submitted after June 30. The application
13 shall be in the form and include the information required by the department and the
14 department of administration and shall include plans and specifications that are
15 approvable by the department under this section. An applicant may not submit more
16 than one application per project per year.

17 1997 a. 27; 1999 a. 9; 2001 a. 16; 2005 a. 25, 159; 2009 a. 217; 2011 a. 19, 32; 2013 a. 7, 12.

****NOTE: Section 281.61 (5) speaks of funds being "available" in a fiscal year. Do
you want this to be any more specific, given the changes being made to the clean water
fund program?

18 **SECTION 52.** 281.61 (6) of the statutes is amended to read:

19 281.61 (6) PRIORITY LIST. The department shall establish a priority list that
20 ranks each safe drinking water loan program project. The department shall
21 promulgate rules for determining project rankings that, to the extent possible, give
22 priority to projects that address the most serious risks to human health, that are

1 necessary to ensure compliance with the Safe Drinking Water Act, 42 USC 300f to
2 300j-26, and that assist ~~local governmental units~~ applicants that are most in need
3 on a per household basis, according to affordability criteria specified in the rules. For
4 the purpose of ranking projects under this subsection, the department shall treat a
5 project to upgrade a public water system to provide continuous disinfection of the
6 water that it distributes as if the public water system were a surface water system
7 that federal law requires to provide continuous disinfection.

1997 a. 27; 1999 a. 9; 2001 a. 16; 2005 a. 25, 159; 2009 a. 217; 2011 a. 19, 32; 2013 a. 7, 12.

****NOTE: Do you want the requirement to rank applicants based on need per household to apply to community and nonprofit noncommunity water systems, in addition to local governmental units? There may be community and nonprofit noncommunity water systems that do not serve any “residences.”

8 **SECTION 53.** 281.61 (7) (c) of the statutes is amended to read:

9 281.61 (7) (c) The department of administration determines that the local
10 governmental unit applicant will meet the requirements of s. 281.59 (9) (b).

1997 a. 27; 1999 a. 9; 2001 a. 16; 2005 a. 25, 159; 2009 a. 217; 2011 a. 19, 32; 2013 a. 7, 12.

11 **SECTION 54.** 281.61 (7) (d) of the statutes is repealed.

X 12 **SECTION 55.** 281.61 (8) (a) (intro.) of the statutes is renumbered 281.61 (8)
13 (intro.) and amended to read:

14 281.61 (8) The department shall establish a funding list for each fiscal year
15 that ranks projects of ~~local governmental units~~ applicants that submit approvable
16 applications under sub. (5) in the same order that they appear on the priority list
17 under sub. (6). If sufficient funds are not available to fund all approved applications
18 for financial assistance, the department of administration shall allocate funding to
19 projects that are approved under sub. (7) in the order that they appear on the funding
20 list, except as follows:

X 21 1997 a. 27; 1999 a. 9; 2001 a. 16; 2005 a. 25, 159; 2009 a. 217; 2011 a. 19, 32; 2013 a. 7, 12.

SECTION 56. 281.61 (8) (a) 1. of the statutes is renumbered 281.61 (8) (a).

SECTION 57. 281.61 (8) (a) 2. of the statutes is renumbered 281.61 (8) (b) and amended to read:

281.61 (8) (b) In any biennium, no local governmental unit applicant may receive more than 25% of the funds that the department of administration projects will be available for that biennium.

1997 a. 27; 1999 a. 9; 2001 a. 16; 2005 a. 25, 159; 2009 a. 217; 2011 a. 19, 32; 2013 a. 7, 12.

SECTION 58. 281.61 (8) (a) 2. of the statutes is amended to read:

281.61 (8) (a) 2. In any biennium, no local governmental unit applicant may receive more than 25% of the funds that the department of administration projects will be available amount of financial assistance planned to be provided or committed for projects under this section for that biennium.

1997 a. 27; 1999 a. 9; 2001 a. 16; 2005 a. 25, 159; 2009 a. 217; 2011 a. 19, 32; 2013 a. 7, 12.

SECTION 59. 281.61 (8) (b) of the statutes is repealed.

SECTION 60. 281.61 (8m) (intro.) of the statutes is amended to read:

281.61 (8m) CONDITIONS OF FINANCIAL ASSISTANCE FOR LOCAL GOVERNMENTAL UNITS. As a condition of receiving financial assistance under the safe drinking water loan program, a local governmental unit shall do all of the following:

1997 a. 27; 1999 a. 9; 2001 a. 16; 2005 a. 25, 159; 2009 a. 217; 2011 a. 19, 32; 2013 a. 7, 12.

SECTION 61. 281.61 (8p) of the statutes is created to read:

281.61 (8p) CONDITIONS OF FINANCIAL ASSISTANCE FOR PRIVATE OWNERS. As a condition of receiving financial assistance under the safe drinking water loan program, a private owner of a community water system or nonprofit noncommunity water system shall do all of the following:

(a) Demonstrate that there is adequate security for the repayment of the financial assistance.

****NOTE: This is the requirement for privately owned systems under the federal Clean Water Act.

1 (b) Comply with those provisions of 42 USC 300f to 300j-26 and this chapter
2 and the regulations and rules promulgated under those provisions that the
3 department specifies.

****NOTE: I have not repeated the language from s. 281.61 (8m) (c), (d), or (e) here.
Section 281.61 (8m) (e) would not apply to community and nonprofit noncommunity
water systems. Do you want provisions like s. 281.61 (8m) (c) and (d) to be included?

****NOTE: Do you want the provisions of s. 281.61 (9) to apply to community and
nonprofit noncommunity water systems?

4 **SECTION 62.** 281.61 (8s) of the statutes is amended to read:

5 281.61 (8s) LIMITATION ON FINANCIAL ASSISTANCE. The amount of a payment
6 under sub. (2r) (d) may not exceed the amount of subsidy necessary to reduce the
7 interest rate on the loan from market rate to the interest rate that would have been
8 charged on a loan to the local governmental unit under sub. (2r) (a).

1997 a. 27; 1999 a. 9; 2001 a. 16; 2005 a. 25, 159; 2009 a. 217; 2011 a. 19, 32; 2013 a. 7, 12.

9 **SECTION 63.** 281.61 (11) (a) 1. of the statutes is amended to read:

10 281.61 (11) (a) 1. For a local governmental unit an applicant that does not meet
11 financial eligibility criteria established by the department by rule, 55% of market
12 interest rate.

1997 a. 27; 1999 a. 9; 2001 a. 16; 2005 a. 25, 159; 2009 a. 217; 2011 a. 19, 32; 2013 a. 7, 12.

13 **SECTION 64.** 281.61 (11) (a) 2. of the statutes is amended to read:

14 281.61 (11) (a) 2. For a local governmental unit an applicant that meets
15 financial eligibility criteria established by the department by rule, 33% of market
16 interest rate.

1997 a. 27; 1999 a. 9; 2001 a. 16; 2005 a. 25, 159; 2009 a. 217; 2011 a. 19, 32; 2013 a. 7, 12.

17 **SECTION 65.** 281.61 (12) (g) of the statutes is amended to read:

18 281.61 (12) (g) Have the lead state role with local governmental units and
19 private owners of community water systems or nonprofit noncommunity water
20 systems in providing safe drinking water loan program information, and cooperate

Plan

1 with the department of administration in providing that information to local
2 governmental units.

1997 a. 27; 1999 a. 9; 2001 a. 16; 2005 a. 25, 159; 2009 a. 217; 2011 a. 19, 32; 2013 a. 7, 12.

3 SECTION 66. 281.625 (1) (b) of the statutes is amended to read:

4 281.625 (1) (b) "Local governmental unit" has the meaning given in s. 281.61
5 (1) (a) [✓](am), except that the term does not include a joint local water authority created
6 under s. 66.0823.

1997 a. 27; 2013 a. 12.

7 (END)

d-note

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1186/P1dn

MCP:./:....

gs

- Late -

Tyler:

Attached is the budget draft relating to the environmental improvement fund. Please look carefully at the changes that the draft makes in relation to the present value subsidy limit, and at the statutes to identify any other changes that should be made.

You had requested that the safe drinking water loan program be modified to allow loans to be made to privately owned community and nonprofit noncommunity water systems. You also recommended that in order to do this the definitions of "municipality" under s. 281.59 (1) (c) and "local governmental unit" under s. 281.61 (1) (a) might be modified to include community water systems and nonprofit noncommunity water systems.

However, including nongovernmental entities in the definition of a municipality or local governmental unit could be misleading. In addition, the term "municipality" as currently used in s. 281.59 seems to apply mostly to the clean water fund program rather than the safe drinking water loan program. Since the term does not seem to apply to the safe drinking water loan program, I have not modified the definition of "municipality" under s. 281.59 (1) (c) in the attached draft. The portions of s. 291.59 that use the term are ss. 281.59 (1) (f), (9) (am), (13), (13f), and (13m). Am I correct that these only apply to the clean water fund program? Section 281.59 (11) (b) does apply to the safe drinking water program, but seems to be relevant only to governmental entities, and not private owners.

Finally, the federal safe drinking water act also appears to distinguish between governmental entities and private, nongovernmental water systems. In the attached draft I have therefore simply added "community water systems and nonprofit noncommunity water systems" to the applicable provisions regarding "local governmental units." Please note that there are a few provisions in s. 281.61 that might not apply to private owners. I have addressed these with embedded notes in the attached draft.

Please let me know if you have any questions and if you have any additional instructions.

Mary Pfothenauer
Legislative Attorney
(608) 266-6778
mary.pfothenauer@legis.wisconsin.gov

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1186/P1dn
MCP:cjs:jm

January 22, 2015

Tyler:

Attached is the budget draft relating to the environmental improvement fund. Please look carefully at the changes that the draft makes in relation to the present value subsidy limit, and at the statutes to identify any other changes that should be made.

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Comments on draft language:

Section 5: 281.58(8)(c) (page 4, lines 1-2): please change the language to reflect the date the application is submitted, and not the date of the intent to apply.

Section 6: 281.58(8)(i) (page 4, lines 4-8): please change to the following (underline/strikeout used to delineate text): After June 30, 1991, no municipality may receive for projects in a biennium an amount that exceeds 35.2% of the amount ~~approved by the legislature under s. 281.59(3e)(b) of financial assistance that the department of administration projects to be available planned to be provided or committed~~ for projects under this section for that biennium. *→ will?*

to provide financial assistance

Section 8: 281.58(9)(e) (page 4, line 20): we think it might read better to eliminate the “to reflect material approved by the governor for inclusion in the budget”, since that’s the language contained in the references prior to that phrase – so it just seems duplicative to us.

Section 8: 281.58(9)(e) (page 4, lines 18-19): same comment as for section 6 for 281.58(8)(i): “... of financial assistance that the department of administration projects to be available for projects under this section. Delete “planned to be provided or committed”

Section 8: 281.58(9)(e) (page 5, line 5): please change the language “by the June 30 preceding that fiscal year” to “by September 30 of that fiscal year” as this allows us to be consistent with when clean water principal forgiveness applications are due to the DNR and gives municipalities more time to have the information needed for a complete application submittal.

Section 13: 281.58(9m): (page 6, line 1): same comment as for section 6 for 281.58(8)(i): “... of financial assistance that the department of administration projects to be available for projects under this section. Delete “planned to be provided or committed”

Section 16: 281.58(12)(a)1 (page 6, line 19): 60 percent instead of 75 percent.

Section 17: 281.58(12)(a)2 (page 7, line 1): 65 percent instead of 75 percent.

Section 18: 281.58(12)(a)3 (page 7, line 8): 70 percent instead of 75 percent.

confirmed w/ Tyler Byrnes

Section 21: 281.59(1)(b) (page 7, lines 22-25 and page 8, lines 1-2): “Market interest rate” means the effective interest rate on a fixed-rate revenue obligation issued by the state to fund a loan made under this section or, if:

1. a fixed-rate revenue obligation has not been issued by the state to fund a loan made under this section, or
2. the department of administration determines that there has been a significant change in interest rates after the issuance of such a fixed-rate revenue obligation,

then the effective interest rate that the department of administration determines would have been then be paid if upon the issuance of a fixed-rate revenue obligation had been issued.

stet.

Section 30: 281.58(3e)(c) (page 8, line 18): it is advantageous to retain the December 30th date for a cutoff of allocation of funds as currently written in the 2nd sentence of this section. If the 2nd sentence in this section could be retained and redrafted to reflect that, we would be most appreciative.

Section 51: (pate 13) We concur with the way the text is drafted and do not need more specifics in this section.

Please add between Section 51 and 52 the following to mimic 281.58(9)(d):

Section 51a: 281.61(5)(b) – add the following section:

(b) The department of administration and the department jointly may charge and collect service fees, established by rule, which shall cover the estimated costs of reviewing and acting upon the application and servicing the financial assistance agreement. No service fee established by rule under this paragraph may be charged to or collected from an applicant for financial assistance under s. 281.59(13).

1/23/15 phone call w/ Tyler Byrnes @ DDA re: - 1186/P1.

Sections 16, 17, 18: yes, go back to old percentages of the market interest rate.

Section 21: ok to change language proposed in redrafting instructions.

ok to keep original language of /P1:

"the effective interest rate DDA determines would have been paid if a fixed-rate revenue oblig. had been issued on the date the financial asset was allocated."

Pfotenhauer, Mary

From: Byrnes, Tyler - DOA <Tyler.Byrnes@wisconsin.gov>
Sent: Saturday, January 24, 2015 9:02 AM
To: Pfotenhauer, Mary
Cc: Tradewell, Becky
Subject: RE: Redraft Notes - LRB-1186 - P1

Mary - As to 4, 42, 48, 52 and the language acceptable.

I was thinking last night and based on my note and discussions, I should have told you that we want to keep the interest rate subsidy at 75% of the market rate, instead of changing it as we talked about on the phone. The point of the DOA market adjustment was so that we wouldn't have to change the 75% number.

I'll answer your other questions below.

Let me know if you have more questions.

Thanks,

Tyler

From: Pfotenhauer, Mary <Mary.Pfotenhauer@legis.wisconsin.gov>
Sent: Friday, January 23, 2015 7:11 PM
To: Byrnes, Tyler - DOA
Cc: Tradewell, Becky - LEGIS
Subject: RE: Redraft Notes - LRB-1186 - P1

Tyler:

A few more questions on the redraft:

Do you want to address the notes following Sections 4, 42, 48, 52, and 60?

Section 6 and 8: It seems more accurate to use the following language instead: "... the amount that the department of administration projects will be available to provide financial assistance for projects under this section." Do you see any problems with that?

That language works.

The /P1 draft included the "planned to be provided or committed" language because s. 281.59(3)(a)2. requires the biennial finance plan to include "The total amount of financial assistance planned to be provided or committed for projects under subd. 1. during the next biennium." Should s. 281.59(3)(a)2. also be amended to reflect the new desired language? Yes

Section 13: Would it be appropriate to substitute "the amount available to provide financial assistance for projects under this section" rather than "the amount that the department of administration projects will be available to provide financial assistance for projects under this section"? I'm not sure at what point the "amount projected to be

available” becomes just the amount that’s actually “available.” I agree - "amount available" is a more concrete term. Lets use that.

Section 30: I don’t understand how this fits in to the new scheme. If the new “limit” is going to be “what’s available,” then the second sentence of s. 281.58(3e)(c) appears not to have a purpose—if the amount that’s actually available in one biennium is not spent in that biennium, it will still be “available” in the next biennium. Or is the “amount projected to be available” that’s included in the biennial finance plan an actual, firm limit on what will be considered “available” for use during the biennium?

What's intended here is that there should be an end point for when the available amount of funding during a fiscal year should end, and the new fiscal year should begin, for proposes of calculating things like the hardship percentage, ect. The date is meant to be a programmatic endpoint for a years worth of allocations and distributions. So I don't think the sentence should be preserved in its current form, but instead should be a December 30 endpoint to available funding for that biennium and the application process for projects.

Thanks,

Mary Pfothauer
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Madison, WI 53701-2037
(608) 266 – 6778
mary.pfothauer@legis.wisconsin.gov

From: Byrnes, Tyler - DOA [<mailto:Tyler.Byrnes@wisconsin.gov>]
Sent: Friday, January 23, 2015 4:32 PM
To: Pfothauer, Mary
Subject: Redraft Notes - LRB-1186 - P1

Mary – Here’s some redrafting notes on this draft. Nothing structural, as far as I can tell. Mostly edits from DNR and Capital finance. Let me know if you have any questions.

Thanks,

Tyler

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

1/24/15 -1186

phone call w/ Tyler Byrnes @ DOA

- for now, leave out s. 281.59(3e)(c).

He will talk to Cap. Finance tonight

- re: notes in SECTION 60; don't add any additional language - okay as-is.