AN ACT to create 87.30 (1d) (d) of the statutes; relating to: the regulation of nonconforming buildings in a floodplain.

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

SECTION 1. 87.30 (1d) (d) of the statutes is created to read:

87.30 (1d) (d) If the department regulates or prohibits repair, reconstruction, or improvement of a nonconforming building, the department may not do so based on cost if, as a result of repair, reconstruction, or improvement authorized under county, city, village, or town regulations, all of the following apply:

1. The entire nonconforming building is or will be permanently changed to comply with the applicable requirements under 42 USC 4001 to 4129 or the regulations promulgated under those provisions.

2. Any living quarters in the nonconforming building are or will be at or above the flood protection elevation, as established by the department.