

2019 DRAFTING REQUEST

Bill

For: Administration-Budget 266-2843 Drafter: kpleviak
By: Mott Secondary Drafters:
Date: 2/11/2019 May Contact:

Same as LRB:

Submit via email: YES
Requester's email:
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Pre Topic:

DOA:.....Mott, BB0336 -

Topic:

Eliminate sunset of the POWTS program

Instructions:

See attached

Drafting History:

Table with 6 columns: Vers., Drafted, Reviewed, Submitted, Jacketed, Required. It contains two rows of drafting history data.

FE Sent For: <END>

Pleviak, Krista

Subject: FW: Statutory Language Drafting Request - 2019-21

From: Mott, Amanda L - DOA <AmandaL.Mott@wisconsin.gov>

Sent: Monday, February 11, 2019 3:49 PM

To: Hanaman, Cathlene <Cathlene.Hanaman@legis.wisconsin.gov>

Cc: Hynek, Sara - DOA <Sara.Hynek@wisconsin.gov>; Mott, Amanda L - DOA <AmandaL.Mott@wisconsin.gov>

Subject: Statutory Language Drafting Request - 2019-21

Biennial Budget: 2019-21

Topic: Private On-site Wastewater Treatment Systems

Tracking Code: BB0336

SBO Team: EWD

SBO Analyst: Mott, Amaanda

Phone: 608-266-2843

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Agency Acronym: 165

Agency Number: 165

Priority: Low

Intent:

Eliminate the Sunset date for the POWTS program. Do not repeal Wis. Stat. s. 145.245. See nonstatutory provision Section 9439 of 2017 Act 59. Wis. Stat. s. 145.20(5)(am) shall be modified to eliminate the 10/1/17 deadline for having completed the initial inventory in order to be eligible for grant funding under s. 145.245, Wis. Stats., and state that so long as a governmental unit has completed the initial inventory, that governmental unit is eligible for the grant funding under s. 145.245, Wis. Stats. The requirement to have adopted or begin administration of the program under 145.20(5)(a) by October 1, 2019 should be extended to October 1, 2024.

Attachments: False

Please send completed drafts to SBOSatlanguage@spmail.enterprise.wistate.us



State of Wisconsin
2019 - 2020 LEGISLATURE

PI

LRB-1956(?)
KRP:...

IN: 02/13/19

DUE: 02/14/19 (Thurs.)

DOA:.....Mott, BB0336 - Eliminate sunset of the POWTS program

FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION

Private on-site wastewater treatment systems

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

Analysis by the Legislative Reference Bureau
SAFETY AND PROFESSIONAL SERVICES

BUILDINGS AND SAFETY

2017 Wisconsin Act 59, the 2017 biennial budget act, repealed effective June 30, 2021, a grant program DSPS administers to provide grants to individuals and businesses that are served by failing private on-site wastewater treatment systems (POWTS). This bill undoes the repeal of that grant program (POWTS grant program) restores the

The bill also modifies certain obligations of governmental units responsible for the regulation of POWTS. Under current law, a governmental unit responsible for the regulation of POWTS must: 1) adopt and begin administration of a maintenance program established by DSPS for POWTS before October 1, 2019; 2) as part of adopting and administering the maintenance program, conduct and maintain an inventory of all POWTS located in the governmental unit; and 3) complete the initial inventory of POWTS located in the governmental unit before October 1, 2017. Current law also provides that, in order to be eligible for the POWTS grant program, the governmental unit must comply with those deadlines.

The bill extends the deadline for a governmental unit to adopt and begin administration of a maintenance program from October 1, 2019, to October 1, 2024. The bill also eliminates the deadline for completing the initial inventory of POWTS but specifies that the governmental unit is not eligible for POWTS grant funding until the governmental unit completes the initial inventory.

STB
DA

STB

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

1 **SECTION 1.** 145.20 (5) (am) of the statutes is amended to read:

2 145.20 (5) (am) Each governmental unit responsible for the regulation of
3 private on-site wastewater treatment systems shall adopt and begin the
4 administration of the program established under par. (a) before October 1, 2019
5 2024. As part of adopting and administering the program, the governmental unit
6 shall conduct and maintain an inventory of all the private on-site wastewater
7 treatment systems located in the governmental unit ~~and shall complete the initial~~
8 ~~inventory before October 1, 2017. In order to be. The governmental unit is not~~
9 eligible for grant funding under s. 145.245, ~~a governmental unit must comply with~~
10 ~~these deadlines~~ until the governmental unit completes the initial inventory.

NOTE: Par. (am) is amended eff. 6-30-21 by 2017 Wis. Act 59 to read:

(am) Each governmental unit responsible for the regulation of private on-site wastewater treatment systems shall adopt and begin the administration of the program established under par. (a) before October 1, 2019. As part of adopting and administering the program, the governmental unit shall conduct and maintain an inventory of all the private on-site wastewater treatment systems located in the governmental unit and shall complete the initial inventory before October 1, 2017.

History: 1979 c. 34, 221; 1981 c. 120; 1983 a. 192 s. 303 (7); 1983 a. 410; 1987 a. 27, 160; 1989 a. 31; 1993 a. 16, 27; 1995 a. 201, 227; 1999 a. 150 s. 672; 2005 a. 347 ss. 12, 14; 2007 a. 197; 2009 a. 392; 2011 a. 32, 134, 146; 2013 a. 165; 2017 a. 59.

Cross-reference: See also ch. SPS 383, Wis. adm. code.

NOTE: 2005 Wis. Act 347, which affected this section, contains extensive explanatory notes.

11 **SECTION 2.** 2017 Wisconsin Act 59, sections 202e, 202g, 1646t to 1646y, 1655g
12 to 1655j, 1806f and 9439 (4t) [✓] [✓] [✓] [✓] are repealed.

****NOTE: 2017 Wisconsin Act 59 also repealed the loan program under s. 145.245 (12m), 2015 stats., on the effective date of the act. This bill, as currently drafted, does not recreate that loan program. Let me know if that is not consistent with your intent.

13

(END)



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-1956/P1
KRP:wlj

DOA:.....Mott, BB0336 - Eliminate sunset of the POWTS program

FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION

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

Analysis by the Legislative Reference Bureau

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BUILDINGS AND SAFETY

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The bill also modifies certain obligations of governmental units responsible for the regulation of POWTS. Under current law, a governmental unit responsible for the regulation of POWTS must 1) adopt and begin administration of a maintenance program established by DSPS for POWTS before October 1, 2019; 2) as part of adopting and administering the maintenance program, conduct and maintain an inventory of all POWTS located in the governmental unit; and 3) complete the initial inventory of POWTS located in the governmental unit before October 1, 2017. Current law also provides that, in order to be eligible for the POWTS grant program, the governmental unit must comply with those deadlines.

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