

2019 DRAFTING REQUEST

Assembly Amendment (AA-AB56)

For: Legislative Fiscal Bureau Drafter: mpfotenh  
 By: Tikalsky Secondary Drafters:  
 Date: 6/7/2019 May Contact:

Same as LRB:

Submit via email: YES  
 Requester's email:  
 Carbon copy (CC) to: mary.pfotenhauer@legis.wisconsin.gov  
 zachary.wyatt@legis.wisconsin.gov  
 Rory.tikalsky@legis.wisconsin.gov  
 paul.ferguson@legis.wisconsin.gov

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Pre Topic:

LFB:.....Tikalsky -

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Topic:

Soil and water resource management funding

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Instructions:

See attached

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Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mpfotenh 6/10/2019	aernstr 6/10/2019			
/P1			mbarman 6/10/2019		

FE Sent For: <END>

## **Pfotenhauer, Mary**

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**From:** Tikalsky, Rory  
**Sent:** Friday, June 07, 2019 4:57 PM  
**To:** Pfotenhauer, Mary  
**Subject:** DNR/DATCP-Environmental Quality Drafting  
**Attachments:** 105.pdf

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Hi Mary,

Sorry for dragging my feet on this. I'm hoping to tag you in for a few small drafting changes based on Finance action on DNR and DATCP environmental quality issues last week. These were all encapsulated in motion #105 attached for reference. The relevant item numbers of the motion are

Paper 528 - Multi-Discharger Variance Implementation, they chose to take no action. I think we need to yank sections 180, 300, and 1956 of the bill.

Paper 536 - Soil and Water Resource Management Funding, they chose A2, B2, C2. B2 increases the producer-led watershed protection grants limit to \$500,000, so we need to add some language in modifying the limit under 20.115(7)(qf) to \$500,000. I would think we also want to delete the 2017-19 limit, since it's no longer necessary upon the effective date of the bill, is that okay with you?

All the other changes in the motion, other than what Kendra has already talked to you about, were just fiscal changes, so we should have our drafting covered.

As you know, the CAFOs paper was left open for consideration. I've gotten some guidance from members on what they're going for on that... but no certainty yet. I'll touch base once they finally vote, because who knows what they'll come up with up to the last minute.

Thanks and enjoy your weekend!  
Rory

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**Rory Tikalsky**  
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NATURAL RESOURCES -- DEPARTMENTWIDE AND ENVIRONMENTAL  
QUALITY AND AGRICULTURE, TRADE AND CONSUMER PROTECTION

Omnibus Motion  
[LFB Papers #510 thru #537]

Motion:

Move to adopt the following provisions:

**Natural Resources -- Departmentwide**

1. *Natural Resources Science Bureau (Paper #510)*. Take no action on creation of a Bureau of Natural Resources Science. Adopt Alternative B3 to provide the Department of Natural Resources with 2.0 research scientist positions funded at \$123,200 environmental fund SEG (environmental management account) in 2019-20 and \$164,200 SEG in 2020-21.

2. *Transfers Between Appropriations (Paper #511)*. Approve the Governor's recommendation, as modified, to make several transfers between appropriations.

3. *Standard Budget Adjustments (Page 293, #1)*. Approve the Governor's recommendation to provide adjustments to the base budget totaling \$8,798,600 in 2019-20 and \$8,988,800 in 2020-21 for turnover reduction, removal of non-continuing elements from the base, full funding of salaries and fringe benefits, reclassifications and semi-automatic pay progression, overtime, and full funding of leases and directed moves.

4. *Debt Service Reestimate (Page 294, #3)*. Approve the Governor's recommendation to delete \$1,104,500 (-\$298,700 GPR and -\$805,800 SEG) in 2019-20 and \$6,598,200 (-\$4,152,300 GPR and -\$2,445,900 SEG) in 2020-21 to reflect a reestimate of debt service payments on bonds issued for various DNR programs.

5. *Transfers Within Appropriations (Page 297, #5)*. Approve the Governor's recommendation to transfer positions and funding between budgetary subprograms within the same appropriation to reflect current allocations of program responsibilities.

**Natural Resources -- Environmental Quality**

6. *Environmental Fund Overview (Paper #525)*. Transfer \$6,150,000 annually from the environmental management account to the nonpoint account of the environmental fund on an ongoing basis.

7. *Contaminated Sediment Bonding (Paper #526)*. Provide \$4,000,000 to increase from \$32 million to \$36 million the amount of SEG-supported general obligation bonding authority for contaminated sediment cleanup.

8. *Lake and River Protection Grants (Paper #527)*. Take no action.

9. *Multi-Discharger Variance Implementation (Paper #528)*. Take no action.

10. *Nonpoint Source Water Pollution Funding (Paper #530)*. Adopt Alternatives 2 and 5, which would provide \$100,000 nonpoint SEG for nonpoint source water pollution abatement grants on a one-time basis during the 2019-21 biennium.

11. *Nonpoint Source Contracts (Paper #531)*. Adopt Alternatives 2 and 3, which would provide an additional \$500,000 nonpoint SEG annually for nonpoint contracts on a one-time basis during the 2019-21 biennium. Nonpoint contracts would be budgeted at \$767,600 each year, the same amount as the 2017-19 biennium.

12. *Well Compensation Grant Program (Paper #532)*. Take no action on sections A, B, C, D, E, and G. Provide \$400,000 environmental management SEG for the well compensation grant program, and place the funding in the Joint Committee on Finance supplemental appropriation. DNR could submit a request to the Committee under s. 13.10 for release of the funding.

13. *PFAS Model and Study (Paper #533)*. Adopt Alternative 2, to provide \$200,000 environmental management SEG in 2019-20 (instead of GPR), including \$150,000 for a departmentwide PFAS model and \$50,000 for a survey to determine the level of use of PFAS-containing firefighting foam.

14. *Transfer Abandoned Tank Removal Program from DNR to DATCP (Paper #534)*. Take no action.

15. *PECFA Program Sunset (Paper #535)*. Adopt Alternative 4 to maintain the current PECFA claim submittal deadline of June 30, 2020. In addition, transfer \$7,500,000 from 2020-21 to 2019-20 for claims, to maintain \$15 million for claims in 2019-21, and provide all of it in 2019-20, in the current biennial appropriation.

16. *Dam Safety Bonding (Page 302, #2)*. Provide \$4,000,000 in GPR-supported general obligation bonding authority for dam safety grants.

17. *Total Maximum Daily Load Implementation Positions (Page 304, #5)*. Provide 1.0 FED, 1.0 PR, and 2.0 water resources (conservation fund) SEG four-year project positions within the Division of Environmental Management to facilitate implementation of total maximum daily load (TMDL) plans. No new funding is provided for the positions, which would be funded by a reallocation of existing supplies and services, and LTE salary and fringe benefits costs.

18. *Rural Nonpoint Source Bonding (Page 306, #8)*. Provide \$6,500,000 in nonpoint SEG-supported general obligation bonding for rural nonpoint source water pollution abatement grants.

Bond proceeds support the targeted runoff management (TRM) program and the notice of discharge and notice of intent (NOD/NOI) program.

19. *Urban Nonpoint Source Bonding (Page 306, #9)*. Provide \$4,000,000 in nonpoint SEG-supported general obligation bonding for the urban nonpoint source and storm water management (UNPS) and municipal flood control and riparian restoration (MFC) programs.

**Agriculture, Trade and Consumer Protection**

1. *Soil and Water Resource Management Funding (Paper #536)*. Adopt Alternatives A2, B2, and C2. Alternative A2 would provide an additional \$850,000 nonpoint SEG annually for soil and water resource management (SWRM) grants, primarily associated with nutrient management planning. Alternative B2 would provide an additional \$250,000 nonpoint SEG annually for producer-led watershed protection grants, and increase DATCP's authorization to award SWRM grants for producer-led watershed protection grants to \$500,000 annually. Alternative C2 would provide \$7,000,000 in general obligation bonding authority supported by the nonpoint account of the environmental fund to support cost-sharing grants to landowners for installation of structural practices that produce or prevent nonpoint pollution. SWRM grants (including producer-led watershed grants) would be budgeted at \$4,175,000 nonpoint SEG annually.

2. *County Conservation Staffing (Paper #537)*. Provide an additional \$475,000 nonpoint SEG annually on a one-time basis during the 2019-21 biennium for grants to county conservation staff. Grants would be budgeted at \$3,027,200 GPR and \$6,411,900 nonpoint SEG annually during the 2019-21 biennium.

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[Change to Base: \$233,600 GPR, \$14,411,500 SEG, \$1,100,200 PR, \$2,347,000 FED in 2019-20 and -\$3,588,300 GPR, -\$2,269,400 SEG, \$1,100,200 PR, \$2,387,300 FED in 2020-21, and 4.0 SEG, 1.0 PR, and 1.0 FED positions. \$25,500,000 BR.]

[Change to Bill: -\$676,000 GPR and \$5,001,700 SEG in 2019-20 and -\$476,000 GPR and -\$10,301,400 SEG and -3.0 SEG positions. -\$28,000,000 BR.]



State of Wisconsin  
2019 - 2020 LEGISLATURE

LRBb0325/7

MCP:...

PI  
ane

LFB:.....Tikalsky - Soil and water resource management funding  
**FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION**  
**ASSEMBLY AMENDMENT ,**  
**TO ASSEMBLY BILL 56**

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

2 **1.** Page 373, line 18: after that line insert:

3 **“SECTION 130m.** 20.115 (7) (qf) of the statutes is amended to read:

4 20.115 (7) (qf) *Soil and water management; aids.* From the environmental  
5 fund, the amounts in the schedule for cost-sharing grants and contracts under the  
6 soil and water resource management program under s. 92.14, but not for the support  
7 of local land conservation personnel, and for producer led watershed protection  
8 grants under s. 93.59. The department shall allocate funds, in an amount that does  
9 not exceed \$750,000 in each fiscal year of the 2017-19 fiscal biennium and \$250,000  
10 \$500,000 in each fiscal year thereafter, for the producer led watershed protection  
11 grants.”.

**History:** 1971 c. 125, 215; 1973 c. 90, 299, 333; 1975 c. 39 ss. 78m, 79, 79m, 79n, 732 (1); 1975 c. 224; 1975 c. 394 ss. 1, 27; 1977 c. 29 ss. 112 to 115v, 1650m (1), (4), 1654 (1); 1977 c. 87, 106, 181, 418; 1979 c. 34, 129, 221, 289, 335; 1981 c. 20, 66, 93, 283, 346, 357; 1983 a. 27, 132, 368; 1983 a. 410 ss. 5, 2202 (2); 1985 a. 7, 8, 29, 138,

153, 313; 1987 a. 27, 281, 354; 1987 a. 399 ss. 34 to 38, 38u; 1987 a. 403 s. 256; 1989 a. 31, 219, 227, 282, 284, 335, 336; 1991 a. 39, 269, 309, 315; 1993 a. 16, 166, 243, 437, 456, 497; 1995 a. 27, 42, 79, 460; 1997 a. 27, 192, 252, 264; 1999 a. 5, 9, 55, 185; 2001 a. 16, 38, 56, 103, 109; 2003 a. 33, 38, 133, 326, 327; 2005 a. 25; 2007 a. 20, 125, 223; 2009 a. 28, 90, 145, 293, 401; 2011 a. 32, 278; 2013 a. 20 ss. 201, 202s, 203, 204, 207, 213m; 2013 a. 234, 312; 2015 a. 55, 186; 2017 a. 59, 100, 196, 225, 366; s. 13.92 (2) (i); s. 35.17 correction in (1) (gb).

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**2. Page 415, line 11: decrease the underscored dollar amount by \$3,000,000.**

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**(END)**

*insert*

**2019-2020 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRBb0325/?ins  
MCP:...

INSERT

1. Page 415, line 11: delete "\$78,075,000" and substitute "\$75,075,000".





State of Wisconsin  
2019 - 2020 LEGISLATURE

LRBb0325/P1  
MCP:ahe

LFB:.....Tikalsky - Soil and water resource management funding

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