

**2019 DRAFTING REQUEST****Assembly Amendment (AA-ASA1-AB56)**For: **Gordon Hintz (608) 266-2254**Drafter: **eshea**By: **Dave**Secondary Drafters: **mkunkel  
mpfotenh  
zwyatt**Date: **6/20/2019**

Same as LRB:

May Contact:

Submit via email: **YES**Requester's email: **Rep.Hintz@legis.wisconsin.gov**Carbon copy (CC) to: **elisabeth.shea@legis.wisconsin.gov  
mark.kunkel@legis.wisconsin.gov  
mary.pfotenhauer@legis.wisconsin.gov  
zachary.wyatt@legis.wisconsin.gov**

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Environment, clean water, and energy omnibus

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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>
/?	eshea 6/20/2019	kfollett 6/20/2019			
/P1	mpfotenh 6/21/2019	kfollett 6/21/2019	jmurphy 6/20/2019		
/P2	eshea 6/24/2019	kfollett 6/24/2019	lparisi 6/21/2019		
/P3		ccarmich	mbarman		

Vers.    Drafted

Reviewed  
6/25/2019

Submitted  
6/24/2019

Jacketed

Required

/1

dwalker  
6/25/2019

dwalker  
6/25/2019

FE Sent For:

**<END>**

## Shea, Elisabeth

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**From:** Kunkel, Mark  
**Sent:** Thursday, June 20, 2019 3:59 PM  
**To:** Shea, Elisabeth; Wyatt, Zachary; Pfothenhauer, Mary  
**Subject:** FW: Hintz Budget Amendments  
**Attachments:** Hintz\_Dark Store Amendment.xlsx; Hintz\_K12 Omnibus.xlsx; Hintz\_Higher Education Omnibus.xlsx; Hintz\_Environment - Clean Water Omnibus.xlsx; Hintz\_Health Omnibus.xlsx

FYI

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**From:** Champagne, Rick <Rick.Champagne@legis.wisconsin.gov>  
**Sent:** Thursday, June 20, 2019 7:11 AM  
**To:** Knepp, Fern <Fern.Knepp@legis.wisconsin.gov>; Dodge, Tamara <Tamara.Dodge@legis.wisconsin.gov>; Pleviak, Krista <Krista.Pleviak@legis.wisconsin.gov>; Walkenhorst Barber, Sarah <Sarah.WalkenhorstBarber@legis.wisconsin.gov>; Kreye, Joseph <Joseph.Kreye@legis.wisconsin.gov>; Lunder, Erika <Erika.Lunder@legis.wisconsin.gov>; Paczuski, Konrad <Konrad.Paczuski@legis.wisconsin.gov>; Gary, Aaron <Aaron.Gary@legis.wisconsin.gov>; Kunkel, Mark <Mark.Kunkel@legis.wisconsin.gov>  
**Cc:** Hanaman, Cathlene <Cathlene.Hanaman@legis.wisconsin.gov>  
**Subject:** FW: Hintz Budget Amendments

Here are Assembly Democrat budget amendments. There will be five amendments. Dave indicates that there are some items in bold in the packages that need clarification. Can you call him about those and any other questions you may have? For now, do not cc LFB on these. But it is fine to call LFB with questions, etc. Please enter for Hintz. As always, thanks.

Rick

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**From:** Groshek, Dave <Dave.Groshek@legis.wisconsin.gov>  
**Sent:** Wednesday, June 19, 2019 5:36 PM  
**To:** Champagne, Rick <Rick.Champagne@legis.wisconsin.gov>; Hanaman, Cathlene <Cathlene.Hanaman@legis.wisconsin.gov>  
**Cc:** Pritzkow, Emily <Emily.Pritzkow@legis.wisconsin.gov>  
**Subject:** Hintz Budget Amendments

Rick and Cathlene-

Attached, you will find five spreadsheets with our budget amendments. On two of the spreadsheets (Hintz\_Higher Education Omnibus & Hintz\_Health Omnibus), you will notice that a couple of the items are in bold. Those are in bold because I will need to speak to you about those Thursday afternoon sometime. In addition, I may have one addition to the Hintz\_Health Omnibus amendment. I will also contact you tomorrow on that piece either way.

Please let me know if you have any questions or need clarification on any of these items. If I am not in the office, I can also be reached on my cell phone at 414-559-7094.

Thank you very much,

Dave

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***Dave Groshek***

Legislative Director

Office of Representative Gordon Hintz

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Item	Agency	Location
CAFO (regulations & permit fees)	DATCP	#529 - A1 B1a B5b C1
Stewardship	DNR - Conservation and Recreation	#515 - Alt 2
Parks Staffing	DNR - Conservation and Recreation	#516 - A1, B1, C1
Science Bureau	DNR - Departmentwide	#510- A1, B1
Contaminated Sediment Bonding	DNR - Environmental Quality	#526 - 1
Lake and River Protection Grants	DNR - Environmental Quality	#527 - 1
Multi Discharger Variance	DNR - Environmental Quality	#528 - A1 & B1
Nonpoint Source Water Pollution Funding	DNR - Environmental Quality	#530- 1
Nonpoint Source Contracts	DNR - Environmental Quality	#531- 1
Well Compensation Grant Program	DNR - Environmental Quality	#532- A1, B1, C1, D1, F1, G2
PFAS (model and study)	DNR - Environmental Quality	#533- 1
Soil & Water Resource Management Funding	DNR - Environmental Quality	#536- A1, B1, C1
County Conservation Staffing	DNR - Environmental Quality	#537- 2
Dam Safety Bonding	DNR - Environmental Quality	Backpage 2
Rural Nonpoint source bonding	DNR - Environmental Quality	Page 306, Backpage 8
Urban nonpoint source bonding	DNR - Environmental Quality	Page 306, Backpage 9
Establish the Office of Sustainability and Clean Energy	DOA	Item Removed (LFB p. 27 #1, p. 364 #4)
Lead Service Line Replacement	Environmental Improvement Fund	Items Removed (LFB p. 126, #3)
Clean Water Fund/Safe Drinking Water Program	Environmental Improvement Fund	#295- A1, B1, C1
State Carbon-Free Electricity Goal	PSC	Items Removed (LFB p. 365, #7)

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRBb0523/?dn  
EHS/ZDW/MCP:



*Date*

The items you requested relating to dam safety bonding, rural nonpoint source bonding, urban nonpoint source bonding, the clean water fund, and the safe drinking water program are already in ASA 1 to 2019 AB 56, and therefore are not incorporated into this amendment.

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State of Wisconsin  
2019 - 2020 LEGISLATURE

LRB0516/P1 60523/P1  
MCP/MDK/ZDW/EHS:kjf

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**  
**SENATE AMENDMENT ,**  
**TO ASSEMBLY BILL 56**

D-NOTE

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

2 **1.** Page 1, line 3: before that line insert:

3 “**SECTION 1m.** 1.12 (3) (d) of the statutes is created to read:

4 1.12 (3) (d) *Carbon-free electricity.* It is the goal of the state that all electricity  
5 produced within the state is 100 percent carbon-free by January 1, 2050.”.

6 **2.** Page 3, line 10: after that line insert:

7 “**SECTION 27b.** 13.48 (26m) of the statutes is created to read:

8 13.48 (26m) LEAD SERVICE LINE REPLACEMENT. The legislature finds and  
9 determines that the prevalence of lead service lines in connections to public water  
10 systems poses a public health hazard and that processes for reducing lead entering  
11 drinking water from such pipes requires additional treatment of wastewater. It is

1 therefore in the public interest, and it is the public policy of this state, to assist  
2 private users of public water systems in replacing lead service lines.”.

3 **3.** Page 4, line 19: after that line insert:

4 “**SECTION 38m.** 15.105 (34) of the statutes is created to read:

5 15.105 (34) OFFICE OF SUSTAINABILITY AND CLEAN ENERGY. There is created in the  
6 department of administration an office to be known as the office of sustainability and  
7 clean energy. The office shall be under the direction and supervision of a director who  
8 shall be appointed by the governor to serve at the governor’s pleasure.”.

9 **4.** Page 4, line 20: after that line insert:

10 “**SECTION 42.** 15.345 (9) of the statutes is created to read:

11 15.345 (9) BUREAU OF NATURAL RESOURCES SCIENCE. There is created in the  
12 division responsible for fish, wildlife, and parks in the department of natural  
13 resources a bureau of natural resources science. The bureau director shall report to,  
14 and serve as the science advisor to, the secretary of natural resources.”.

15 **5.** Page 6, line 11: after that line insert:

16 “**SECTION 77m.** 16.954 of the statutes is created to read:

17 **16.954 Office of sustainability and clean energy. (1) DEFINITIONS.** In this  
18 section:

19 (a) “Office” means the office of sustainability and clean energy.

20 (b) “Public utility” has the meaning given in s. 196.01 (5).

21 **(2) INITIATIVES.** The office shall work on initiatives that have the following  
22 goals:

23 (a) Promoting the development and use of clean and renewable energy across  
24 this state.



1           (b) Advancing innovative sustainability solutions in ways that improve this  
2 state’s economy and environment, including energy initiatives that reduce carbon  
3 emissions, accelerate economic growth, and lower customer energy costs.

4           (c) Diversifying the resources used to reliably meet the energy needs of  
5 consumers in this state and generate family-supporting jobs through the expansion  
6 of this state’s clean energy economy.

7           **(3) OTHER DUTIES.** The office shall do all of the following:

8           (b) Provide advice and support to state agencies in developing or retrofitting  
9 sustainable infrastructure to reduce energy use and lessen negative impacts on this  
10 state’s air and water quality.

11           (c) Study and report on the status of existing clean and renewable energy  
12 efforts by the state, including economic development initiatives, and develop future  
13 energy policy opportunities for consideration by the governor and state agencies.

14           (d) Serve as a single point of contact to assist businesses, local units of  
15 government, and nongovernmental organizations that are pursuing clean energy  
16 opportunities.

17           (e) Identify and share information about clean energy funding opportunities  
18 for private, and state and local governmental entities.

19           (f) Perform duties necessary to maintain federal energy funding and any  
20 designations required for such funding.

21           (i) Take other steps necessary to facilitate the implementation of the initiatives  
22 and goals specified in sub. (2) and to identify and address barriers to the  
23 implementation of those initiatives.

1           **(4) CLEAN ENERGY GRANTS.** The office shall establish a program for making  
2 grants from the appropriation under s. 20.505 (4) (q) to fund research in support of  
3 clean energy production.

4           **(5) TECHNICAL ASSISTANCE.** (a) The office may provide technical assistance to  
5 units of government other than the state to assist in the planning and  
6 implementation of energy efficiency and renewable resources and may charge for  
7 those services. The office may request technical and staff assistance from other state  
8 agencies in providing technical assistance to those units of government.

9           (b) The office may require a public utility to provide energy billing and use data  
10 regarding public schools, if the office determines that the data is necessary to provide  
11 technical assistance under par. (a) in public schools, including those with the highest  
12 energy costs.

13           (c) The office shall consult with the public service commission in implementing  
14 this subsection.”.

15           **6.** Page 32, line 6: increase the dollar amount for fiscal year 2019-20 by  
16 \$563,000 and increase the dollar amount for fiscal year 2020-21 by \$563,000 for the  
17 soil and water resource management program under s. 92.14.

18           **7.** Page 33, line 2: increase the dollar amount for fiscal year 2019-20 by  
19 \$617,900 and increase the dollar amount for fiscal year 2020-21 by \$617,900 for  
20 support of local land conservation personnel under the soil and water resource  
21 management program under s. 92.14.

22           **8.** Page 33, line 3: increase the dollar amount for fiscal year 2019-20 by  
23 \$150,000 and increase the dollar amount for fiscal year 2020-21 by \$150,000 for the  
24 purpose of soil and water resource management grants and contracts.

1           **9.** Page 33, line 3: increase the dollar amount for fiscal year 2019-20 by  
2           \$250,000 and increase the dollar amount for fiscal year 2020-21 by \$250,000 for the  
3           purpose of providing producer-led watershed protection grants.

4           **10.** Page 74, line 16: increase the dollar amount for fiscal year 2019-20 by  
5           \$335,400 and increase the dollar amount for fiscal year 2020-21 by \$335,400 for the  
6           purpose of increasing wages and associated fringe costs for LTE staff in state parks  
7           and recreational areas and for supplies and services related to increased costs of  
8           operating new electrical campsites.

9           **11.** Page 82, line 16: increase the dollar amount for fiscal year 2019-20 by  
10          \$150,000 for the purpose of developing a department-wide model to identify and  
11          prioritize sites with likely contamination by perfluoroalkyl and polyfluoroalkyl  
12          substances.

13          **12.** Page 82, line 16: increase the dollar amount for fiscal year 2019-20 by  
14          \$50,000 for the purpose of conducting a survey of local and state emergency  
15          responders to determine the level of use of fire fighting foam that contains  
16          perfluoroalkyl and polyfluoroalkyl substances.

17          **13.** Page 83, line 12: increase the dollar amount for fiscal year 2019-20 by  
18          \$61,600 and increase the dollar amount for fiscal year 2020-21 by \$82,100 to  
19          increase the authorized FTE positions for the department of natural resources by 1.0  
20          SEG scientist position.

21          **14.** Page 83, line 13: increase the dollar amount for fiscal year 2019-20 by  
22          \$61,600 and increase the dollar amount for fiscal year 2020-21 by \$82,100 to  
23          increase the authorized FTE positions for the department of natural resources by 1.0  
24          SEG scientist position.

1           **15.** Page 83, line 17: decrease the dollar amount for fiscal year 2019-20 by  
2 \$200,000 for the purpose for which the appropriation is made.

3           **16.** Page 89, line 14: increase the dollar amount for fiscal year 2019-20 by  
4 \$300,000 and increase the dollar amount for fiscal year 2020-21 by \$300,000 for the  
5 purpose of grants and assistance under the nonpoint source water pollution  
6 abatement program under s. 281.65.

7           **17.** Page 89, line 16: increase the dollar amount for fiscal year 2019-20 by  
8 \$747,400 and increase the dollar amount for fiscal year 2020-21 by \$747,400 for the  
9 purpose of grants and contracts under ss. 281.68 and 281.69.

10           **18.** Page 90, line 4: increase the dollar amount for fiscal year 2019-20 by  
11 \$710,500 and increase the dollar amount for fiscal year 2020-21 by \$710,500 for the  
12 purpose of river protection grants and contracts under s. 281.70 and lake monitoring  
13 and protection contracts under s. 281.68 (1t).

14           **19.** Page 90, line 15: increase the dollar amount for fiscal year 2019-20 by  
15 \$800,000 and increase the dollar amount for fiscal year 2020-21 by \$800,000 for the  
16 purpose of paying compensation under s. 281.75.

17           **20.** Page 93, line 11: after that line insert:  
18 “(cu) Principal repayment and inter-  
19 est - water pollution control       SEG       S       -0-       41,600”.

20           **21.** Page 97, line 10: increase the dollar amount for fiscal year 2019-20 by  
21 \$340,000 and increase the dollar amount for fiscal year 2020-21 by \$340,000 to  
22 increase the authorized FTE positions for the department of natural resources by 5.0

1 PR positions for the purpose of regulating concentrated animal feeding operations  
2 under chs. 281 and 283.

3 **22.** Page 97, line 10: delete “Animal” and substitute “Concentrated animal”.

4 **23.** Page 97, line 11: decrease the dollar amount for fiscal year 2019–20 by  
5 \$310,000 and decrease the dollar amount for fiscal year 2020–21 by \$310,000 for the  
6 purpose for which the appropriation is made.

7 **24.** Page 97, line 11: delete “Animal” and substitute “Concentrated animal”.

8 **25.** Page 97, line 18: increase the dollar amount for fiscal year 2019–20 by  
9 \$230,000 and increase the dollar amount for fiscal year 2020–21 by \$230,000 for the  
10 purpose of nonpoint source water pollution abatement program contracts under s.  
11 281.65 (4g).

12 **26.** Page 100, line 11: increase the dollar amount for fiscal year 2019–20 by  
13 \$76,600 and increase the dollar amount for fiscal year 2020–21 by \$76,600 to  
14 increase the authorized FTE positions for the department of natural resources by 1.0  
15 SEG position for implementation and grant management activities associated with  
16 the total maximum daily load implementation grant program and the lake and river  
17 protection grant programs.

18 **27.** Page 194, line 2: after that line insert:

19 “(q) Clean energy grants SEG A 4,000,000 4,000,000”.

20 **28.** Page 231, line 14: decrease the dollar amount for fiscal year 2019–20 by  
21 \$400,000 and decrease the dollar amount for fiscal year 2020–21 by \$400,000 for the  
22 purpose for which the appropriation is made.

1           **29.** Page 240, line 10: delete the material beginning with “\$750,000” and  
2 ending with “~~thereafter,~~” on line 11 and substitute “\$750,000 in each fiscal year of the  
3 ~~2017–19 fiscal biennium and \$250,000 in each fiscal year thereafter~~”.

4           **30.** Page 246, line 23: after that line insert:

5           “**SECTION 179s.** 20.370 (7) (cu) of the statutes is created to read:

6           20.370 (7) (cu) *Principal repayment and interest — water pollution control*  
7 *grants.* From the conservation fund, a sum sufficient to reimburse s. 20.866 (1) (u)  
8 for the payment of principal and interest costs incurred in providing funds under s.  
9 20.866 (2) (tj) for water pollution control infrastructure project grants under s.  
10 281.54 and to make payments under an agreement or ancillary arrangement entered  
11 into under s. 18.06 (8) (a).”.

12           **31.** Page 247, line 6: delete “*Animal*” and substitute “*Concentrated animal*”.

13           **32.** Page 247, line 7: delete “animal” and substitute “concentrated animal”.

14           **33.** Page 247, line 10: delete “*Animal*” and substitute “*Concentrated animal*”.

15           **34.** Page 247, line 11: delete “animal” and substitute “concentrated animal”.

16           **35.** Page 265, line 3: after that line insert:

17           “**SECTION 273m.** 20.505 (4) (m) of the statutes is created to read:

18           20.505 (4) (m) *Federal aid; office of sustainability and clean energy.* All moneys  
19 received from the federal government as authorized by the governor under s. 16.54  
20 for the purposes of funding programs administered under s. 16.954.

21           **SECTION 274m.** 20.505 (4) (q) of the statutes is created to read:

22           20.505 (4) (q) *Clean energy grants.* From the environmental fund, the amounts  
23 in the schedule for grants under s. 16.954 (4).”.

1           **36.** Page 267, line 23: after “(cr)” insert “(cu)”.

2           **37.** Page 268, line 24: delete the material beginning with that line and ending  
3 with page 269, line 14, and substitute:

4           “**SECTION 294m.** 20.866 (2) (ta) of the statutes is amended to read:

5           20.866 (2) (ta) *Natural resources; Warren Knowles-Gaylord Nelson*  
6 *stewardship 2000 program.* From the capital improvement fund a sum sufficient for  
7 the Warren Knowles-Gaylord Nelson stewardship 2000 program under s. 23.0917.  
8 The state may contract public debt in an amount not to exceed ~~\$1,046,250,000~~  
9 \$1,354,850,000 for this program. Except as provided in s. 23.0917 (4g) (b), (4m) (k),  
10 (5), (5g), and (5m), the amounts obligated, as defined in s. 23.0917 (1) (e), under this  
11 paragraph may not exceed \$46,000,000 in fiscal year 2000-01, may not exceed  
12 \$46,000,000 in fiscal year 2001-02, may not exceed \$60,000,000 in each fiscal year  
13 beginning with fiscal year 2002-03 and ending with fiscal year 2009-10, may not  
14 exceed \$86,000,000 in fiscal year 2010-11, may not exceed \$60,000,000 in fiscal year  
15 2011-12, may not exceed \$60,000,000 in fiscal year 2012-13, may not exceed  
16 \$47,500,000 in fiscal year 2013-14, may not exceed \$54,500,000 in fiscal year  
17 2014-15, and may not exceed \$33,250,000 in each fiscal year beginning with 2015-16  
18 and ending with fiscal year ~~2019-20~~ 2029-30”.

19           **38.** Page 270, line 7: delete “\$74,950,000” and substitute “\$111,400,000”.

20           **39.** Page 271, line 4: delete “\$36,000,000” and substitute “\$57,000,000”.

21           **40.** Page 271, line 4: after that line insert:

22           “**SECTION 299m.** 20.866 (2) (tj) of the statutes is created to read:

23           20.866 (2) (tj) *Natural resources; total maximum daily load grants.* From the  
24 capital improvement fund, a sum sufficient for the department of natural resources

1 to provide funds for water pollution control infrastructure project grants under s.  
2 281.54. The state may contract public debt in an amount not to exceed \$4,000,000  
3 for this purpose.”.

4 **41.** Page 274, line 13: delete “\$75,075,000” and substitute “\$78,075,000”.

5 **42.** Page 278, line 15: after that line insert:

6 “**SECTION 312m.** 20.923 (4) (c) 2m. of the statutes is created to read:

7 20.923 (4) (c) 2m. Administration, department of; office of sustainability and  
8 clean energy: director.”.

9 **43.** Page 279, line 9: delete the material beginning with that line and ending  
10 with page 281, line 15, and substitute:

11 “**SECTION 320m.** 23.0915 (2c) (d) of the statutes is amended to read:

12 23.0915 (2c) (d) No moneys may be committed for expenditure from the  
13 appropriation under s. 20.866 (2) (tz) after June 30, ~~2020~~ 2030.

14 **SECTION 321m.** 23.0917 (3) (a) of the statutes is amended to read:

15 23.0917 (3) (a) Beginning with fiscal year 2000–01 and ending with fiscal year  
16 ~~2019–20~~ 2029–30, the department may obligate moneys under the subprogram for  
17 land acquisition to acquire land for the purposes specified in s. 23.09 (2) (d) and  
18 grants for these purposes under s. 23.096, except as provided under ss. 23.197 (2m),  
19 (3m) (b), (7m), and (8) and 23.198 (1) (a).

20 **SECTION 322m.** 23.0917 (3) (bm) of the statutes is amended to read:

21 23.0917 (3) (bm) During the period beginning with fiscal year 2001–02 and  
22 ending with fiscal year ~~2019–20~~ 2029–30, in obligating money under the subprogram  
23 for land acquisition, the department shall set aside not less than a total of \$ 2,000,000



1 that may be obligated only to provide matching funds for grants awarded to the  
2 department for the purchase of land or easements under 16 USC 2103c.

3 **SECTION 323m.** 23.0917 (3) (br) 2. of the statutes is amended to read:

4 23.0917 (3) (br) 2. For each fiscal year beginning with 2015-16 and ending with  
5 ~~2019-20~~ 2029-30, \$7,000,000.

6 **SECTION 324m.** 23.0917 (3) (bt) 2. of the statutes is amended to read:

7 23.0917 (3) (bt) 2. For each fiscal year beginning with 2015-16 and ending with  
8 fiscal year ~~2019-20~~ 2029-30, \$9,000,000.

9 **SECTION 325m.** 23.0917 (3) (bw) of the statutes is amended to read:

10 23.0917 (3) (bw) In obligating moneys under the subprogram for land  
11 acquisition, the department shall set aside \$5,000,000 for each fiscal year beginning  
12 with 2015-16 and ending with ~~2019-20~~ 2029-30 to be obligated only to provide  
13 grants to counties under s. 23.0953.

14 **SECTION 326m.** 23.0917 (3) (dm) 7. of the statutes is amended to read:

15 23.0917 (3) (dm) 7. For each fiscal year beginning with 2015-16 and ending  
16 with fiscal year ~~2019-20~~ 2029-30, \$21,000,000.

17 **SECTION 327m.** 23.0917 (4) (a) of the statutes is amended to read:

18 23.0917 (4) (a) Beginning with fiscal year 2000-01 and ending with fiscal year  
19 ~~2019-20~~ 2029-30, the department may obligate moneys under the subprogram for  
20 property development and local assistance. Moneys obligated under this  
21 subprogram may be only used for nature-based outdoor recreation, except as  
22 provided under par. (cm).

23 **SECTION 328m.** 23.0917 (4) (d) 1m. e. of the statutes is amended to read:

24 23.0917 (4) (d) 1m. e. For each fiscal year beginning with 2015-16 and ending  
25 with fiscal year ~~2019-20~~ 2029-30, \$9,750,000.

1           **SECTION 329m.** 23.0917 (4) (d) 2r. of the statutes is amended to read:

2           23.0917 (4) (d) 2r. Beginning with fiscal year 2013-14 and ending with fiscal  
3 year ~~2019-20~~ 2029-30, the department shall obligate \$6,000,000 in each fiscal year  
4 for local assistance.

5           **SECTION 330m.** 23.0917 (4) (d) 3. a. and b. of the statutes is amended to read:

6           23.0917 (4) (d) 3. a. Beginning with fiscal year 2013-14 and ending with fiscal  
7 year 2014-15, \$7,000,000 in each fiscal year.

8           b. Beginning with fiscal year 2015-16 and ending with fiscal year ~~2019-20~~  
9 2029-30, \$3,750,000 in each fiscal year.

10          **SECTION 331m.** 23.0917 (4j) (b) of the statutes is amended to read:

11          23.0917 (4j) (b) For fiscal year 2007-08, the department may not obligate more  
12 than \$1,500,000 for cost-sharing with local governmental units for recreational  
13 boating projects under s. 30.92. For each fiscal year beginning with fiscal year  
14 2008-09 and ending with fiscal year ~~2019-20~~ 2029-30, the department may not  
15 obligate more than \$2,500,000 for cost-sharing with local governmental units for  
16 recreational boating projects under s. 30.92.”.

17          **44.** Page 282, line 9: delete lines 9 to 13 and substitute:

18          “2. Of the unobligated amount, in fiscal year 2020-21, the department may  
19 obligate amounts necessary for the purposes of the subprograms under subs. (3), (4),  
20 and (4j), but, for each subprogram, not more than the fiscal year 2019-20 obligation  
21 limit for that subprogram, and not more than a total of \$33,250,000.”.

\*\*\*\*NOTE: Alternative 2 in Paper #515 states: “Allow DNR to use lapsed bonding authority from the current stewardship authorization, under s. 20.866 (2) (ta) in fiscal year 2020-21.” This differs from ASA 1 to 2019 AB 56 by limiting this authority to only fiscal year 2020-21 rather than beginning in fiscal year 2020-21. ASA 1 also limits the amount that may be obligated to not more than the fiscal year 2019-20 obligation limit for each subprogram, which I assumed you would want as well. If you want to change

that limitation to the amount that may be obligated in fiscal year 2020-21 instead, let me know. - EHS

1           **45.** Page 282, line 14: delete the material beginning with that line and ending  
2 with page 283, line 2, and substitute:

3           “**SECTION 333m.** 23.0917 (12) of the statutes is amended to read:

4           23.0917 (12) EXPENDITURES AFTER 2020. No moneys may be obligated from the  
5 appropriation under s. 20.866 (2) (ta) after June 30, ~~2020~~ 2030.

6           **SECTION 334m.** 23.0953 (2) (a) (intro.) of the statutes is amended to read:

7           23.0953 (2) (a) (intro.) Beginning with fiscal year 2010-11 and ending with  
8 fiscal year ~~2019-20~~ 2029-30, the department shall establish a grant program under  
9 which the department may award a grant to a county for any of the following:

10          **SECTION 335m.** 23.096 (2m) (intro.) of the statutes is amended to read:

11          23.096 (2m) (intro.) Notwithstanding sub. (2) (b), in each fiscal year beginning  
12 with fiscal year 2010-11 and ending with fiscal year ~~2019-20~~ 2029-30, the  
13 department may award grants under this section that equal up to 75 percent of the  
14 acquisition costs of the property if the natural resources board determines that all  
15 of the following apply:”.

16          **46.** Page 289, line 3: after that line insert:

17          “**SECTION 348m.** 31.385 (7) of the statutes is amended to read:

18          31.385 (7) Notwithstanding the limitations under sub. (2) (a), and beginning  
19 with fiscal year 2011-12 and ending with fiscal year ~~2019-20~~ 2029-30, the  
20 department shall set aside from the appropriation under s. 20.866 (2) (ta) not more  
21 than a total of \$6,000,000 that may be obligated only to provide financial assistance  
22 to counties for projects to maintain, repair, modify, abandon, or remove dams. For  
23 purposes of s. 23.0917, beginning with fiscal year 2015-16, the moneys provided

1 under this subsection from s. 20.866 (2) (ta) shall be treated as moneys obligated  
2 under s. 23.0917 (5g) (c) 2. c. To be eligible for financial assistance, a county must  
3 be under an order issued by the department to maintain, repair, modify, abandon, or  
4 remove a dam that is owned by the county and the order must be in effect on July 1,  
5 2011. The amount of the financial assistance may not be for more than 25 percent  
6 of the costs of a project or \$2,500,000, whichever is less. Subsection (2) (c) does not  
7 apply to a project for which financial assistance is provided under this subsection.  
8 A project need not be included under the inventory maintained by the department  
9 under sub. (4) in order for a county to receive financial assistance under this  
10 subsection.”.

11 **47.** Page 430, line 17: after that line insert:

12 “**SECTION 1805m.** 196.025 (7) (title) and (a) (intro.) of the statutes are repealed.

13 **SECTION 1806m.** 196.025 (7) (a) 1. of the statutes is renumbered 16.954 (3) (a)  
14 and amended to read:

15 16.954 (3) (a) In cooperation with the other state agencies, collect, analyze,  
16 interpret, and maintain the comprehensive data needed for effective state agency  
17 clean and renewable energy planning and effective review of those plans by the  
18 governor and the legislature.

19 **SECTION 1807m.** 196.025 (7) (a) 2. of the statutes is renumbered 16.954 (3) (g).

20 **SECTION 1808m.** 196.025 (7) (a) 3. of the statutes is renumbered 16.954 (3) (h)  
21 and amended to read:

22 16.954 (3) (h) ~~Prepare~~ In consultation with the public service commission,  
23 prepare and maintain contingency plans for responding to critical energy shortages  
24 so that when the shortages occur they can be dealt with quickly and effectively.

1           **SECTION 1809m.** 196.025 (7) (b) of the statutes is renumbered 196.38 (1).

2           **SECTION 1810m.** 196.025 (7) (c) of the statutes is renumbered 196.38 (2) and  
3 amended to read:

4           196.38 (2) The commission may require a public utility to provide energy  
5 billing and use data regarding public schools, if the commission determines that the  
6 data is necessary to provide technical assistance ~~in the planning and~~  
7 ~~implementation of energy efficiency and renewable resources~~ under sub. (1) in public  
8 schools, including those with the highest energy costs.”.

9           **48.** Page 430, line 19: after that line insert:

10           “**SECTION 1815m.** 196.38 (title) of the statutes is created to read:

11           **196.38** (title) **Technical assistance to governmental units.**

12           **SECTION 1816m.** 196.38 (3) of the statutes is created to read:

13           196.38 (3) The commission shall consult with the office of sustainability and  
14 clean energy in implementing this section.”.

15           **49.** Page 431, line 12: after that line insert:

16           “**SECTION 1856m.** 230.08 (2) (ya) of the statutes is created to read:

17           230.08 (2) (ya) The director of the office of sustainability and clean energy in  
18 the department of administration.”.

19           **50.** Page 449, line 2: after that line insert:

20           “**SECTION 1955m.** 281.54 of the statutes is created to read:

21           **281.54 Local pollution control grants in TMDL watersheds.** The  
22 department shall award grants from the appropriation under s. 20.866 (2) (tj) to  
23 municipalities and counties for water pollution control infrastructure projects  
24 within watersheds for which a federally approved total maximum daily load under

1 33 USC 1313 (d) (1) (C) is in effect. The department shall promulgate rules for the  
2 administration of the program under this section.”.

3 **51.** Page 450, line 22: after that line insert:

4 “**SECTION 1960m.** 281.61 (8) (b) of the statutes is created to read:

5 281.61 (8) (b) The department of administration shall allocate not more than  
6 \$40,000,000 from proceeds of public debt authorized under s. 20.866 (2) (td) to  
7 projects involving forgivable loans to private users of public water systems to cover  
8 not more than 50 percent of the cost to replace lead service lines.

9 **SECTION 1965m.** 281.75 (1) (b) (intro.), 1. and 2. of the statutes are amended  
10 to read:

11 281.75 (1) (b) (intro.) “Contaminated well” or “contaminated private water  
12 supply” means a well or private water supply which does any of the following:

13 1. Produces water containing one or more substances of public health concern  
14 in excess of a primary maximum contaminant level promulgated in the national  
15 drinking water standards in 40 CFR 141 and 143;

16 2. Produces water containing one or more substances of public health concern  
17 in excess of an enforcement standard under ch. 160; ~~or~~.

18 **SECTION 1965c.** 281.75 (1) (b) 4. of the statutes is created to read:

19 281.75 (1) (b) 4. Produces water containing at least 10 parts per billion of  
20 arsenic or at least 10 parts per million of nitrate nitrogen.

21 **SECTION 1965d.** 281.75 (4m) (a) of the statutes is amended to read:

22 281.75 (4m) (a) In order to be eligible for an award under this section, the  
23 annual family income of the landowner or lessee of property on which is located a

1 contaminated water supply or a well subject to abandonment may not exceed \$65,000  
2 \$100,000.

3 **SECTION 11965f.** 281.75 (5) (f) of the statutes is amended to read:

4 281.75 (5) (f) The Except as provided in par. (g), the department shall allocate  
5 money for the payment of claims according to the order in which completed claims  
6 are received. The department may conditionally approve a completed claim even if  
7 the appropriation under s. 20.370 (6) (cr) is insufficient to pay the claim. The  
8 department shall allocate money for the payment of a claim which is conditionally  
9 approved as soon as funds become available.

10 **SECTION 1965h.** 281.75 (5) (g) of the statutes is created to read:

11 281.75 (5) (g) If the appropriation under s. 20.370 (6) (cr) is insufficient to pay  
12 claims, the department may, for claims based on nitrate levels, allocate money for the  
13 payment of those claims in the following order of priority:

14 1. Claims based on water containing more than 40 parts per million nitrate  
15 nitrogen.

16 2. Claims based on water containing more than 30 but not more than 40 parts  
17 per million nitrate nitrogen.

18 3. Claims based on water containing more than 25 but not more than 30 parts  
19 per million nitrate nitrogen.

20 4. Claims based on water containing more than 20 but not more than 25 parts  
21 per million nitrate nitrogen.

22 5. Claims based on water containing more than 10 but not more than 20 parts  
23 per million nitrate nitrogen.

24 **SECTION 1965m.** 281.75 (7) (a) of the statutes is amended to read:

1           281.75 (7) (a) If the department finds that the claimant meets all the  
2 requirements of this section and rules promulgated under this section and that the  
3 private water supply is contaminated or that the well is a well subject to  
4 abandonment, the department shall issue an award. ~~The Except as provided under~~  
5 ~~par. (am), the~~ award may not pay more than 75 percent of the eligible costs. The  
6 award may not pay any portion of eligible costs in excess of \$16,000.

7           **SECTION 1965p.** 281.75 (7) (am) of the statutes is created to read:

8           281.75 (7) (am) An award under this subsection may pay up to 100 percent of  
9 the eligible costs if the annual family income of the claimant is below the median  
10 family income for the state, as determined by U.S. Bureau of the Census.

11           **SECTION 1965s.** 281.75 (7) (b) of the statutes is repealed.

12           **SECTION 1965u.** 281.75 (9) of the statutes is repealed.”.

13           **52.** Page 451, line 2: delete “\$345” and substitute “\$345”.

14           **53.** Page 451, line 3: delete “\$95, which” and substitute “\$95 \$660, which”.

15           **54.** Page 451, line 4: after “(e)” insert “In addition to the annual fee, the holder  
16 of a permit under this section for a concentrated animal feeding operation shall pay  
17 to the department a fee of \$3,270 upon receiving an initial permit or a renewal of a  
18 permit on or after the effective date of this subsection .... [LRB inserts date], and a  
19 fee of \$3,270 every 5 years thereafter, which shall be credited to the appropriation  
20 account under s. 20.370 (9) (ag).”.

21           **55.** Page 494, line 4: after that line insert:

22           “(4f) BUREAU OF NATURAL RESOURCES SCIENCE. The department of natural  
23 resources shall convert the existing office of applied science into the bureau of  
24 natural resources science created under s. 15.345 (9).”.



1           **56.** Page 495, line 3: after that line insert:

2           “(1f) OFFICE OF ENERGY INNOVATION.

3           (a) *Definitions.* In this subsection:

4           1. “Commission” means the public service commission.

5           2. “Department” means the department of administration.

6           3. “Focus on energy programs” means the statewide energy efficiency and  
7 renewable resource programs established under s. 196.374 (2) (a) 1.

8           4. “Office” means the office of energy innovation in the commission.

9           (b) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
10 liabilities of the commission primarily relating to the office, except for assets and  
11 liabilities primarily relating to focus on energy programs, as determined by the  
12 secretary of administration, become the assets and liabilities of the department.

13           (c) *Employee transfers.* On the effective date of this paragraph, 5.0 FTE FED  
14 positions, and the incumbent employees holding those positions, in the commission  
15 who perform duties primarily related to the office, except for duties primarily  
16 relating to focus on energy programs, as determined by the secretary of  
17 administration, are transferred to the department.

18           (d) *Employee status.* Employees transferred under par. (c) have all the rights  
19 and the same status under ch. 230 in the department that they enjoyed in the  
20 commission immediately before the transfer. Notwithstanding s. 230.28 (4), no  
21 employee so transferred who has attained permanent status in class is required to  
22 serve a probationary period.

23           (e) *Tangible personal property.* On the effective date of this paragraph, all  
24 tangible personal property, including records, of the commission primarily relating

1 to the office, except for property primarily relating to focus on energy programs, as  
2 determined by the secretary of administration, becomes the personal property of the  
3 department.

4 (f) *Pending matters.* Any matter pending with the commission primarily  
5 relating to the office, except for matters primarily relating to focus on energy  
6 programs, as determined by the secretary of administration, on the effective date of  
7 this paragraph is transferred to the department. All materials submitted to or  
8 actions taken by the commission are considered as having been submitted to or taken  
9 by the department.

10 (g) *Contracts.* All contracts entered into by the commission primarily relating  
11 to the office, except for contracts primarily relating to focus on energy programs, as  
12 determined by the secretary of administration, in effect on the effective date of this  
13 paragraph remain in effect and are transferred to the department. The department  
14 shall carry out any obligations under those contracts unless modified or rescinded  
15 to the extent allowed under the contract.

16 (h) *Rules and orders.* All rules promulgated by the commission under s.  
17 196.025 (7), 2017 stats., in effect on the effective date of this paragraph remain in  
18 effect until their specified expiration dates or until amended or repealed by the  
19 department. All orders issued by the commission under s. 196.025 (7), 2017 stats.,  
20 in effect on the effective date of this paragraph remain in effect until their specified  
21 expiration dates or until modified or rescinded by the department.”.

22 **57.** Page 507, line 21: after that line insert:

23 “(1f) OFFICE OF SUSTAINABILITY AND CLEAN ENERGY. The treatment of ss. 15.105  
24 (34), 16.954, 20.505 (4) (m) and (q), 20.923 (4) (c) 2m., 196.025 (7) (title) and (a) (intro.)

1 and 1., 2., and 3., and 230.08 (2) (ya) takes effect on October 1, 2019, or on the day  
2 after publication, whichever is later.”.

3 **58.** Page 510, line 7: after that line insert:

4 “(1f) OFFICE OF ENERGY INNOVATION. SECTION 9136 (1f) of this act takes effect on  
5 October 1, 2019, or on the day after publication, whichever is later.

6 (2f) TECHNICAL ASSISTANCE. The treatment of ss. 196.025 (7) (b) and (c) and  
7 196.38 (title) and (3) takes effect on October 1, 2019, or on the day after publication,  
8 whichever is later.”.

9 (END)

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRBb0523/P1dn  
EHS/ZDW/MCP:kjf

June 20, 2019

The items you requested relating to dam safety bonding, rural nonpoint source bonding, urban nonpoint source bonding, the clean water fund, and the safe drinking water program are already in ASA 1 to 2019 AB 56, and therefore are not incorporated into this amendment.

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## Wyatt, Zachary

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**From:** Champagne, Rick  
**Sent:** Thursday, June 20, 2019 5:10 PM  
**To:** Hanaman, Cathlene  
**Cc:** Shea, Elisabeth; Wyatt, Zachary; Pfothenauer, Mary  
**Subject:** Re: Draft review: LRB b0523/P1

Yes, amendments should contain all items.

Sent from my iPhone

On Jun 20, 2019, at 4:45 PM, Hanaman, Cathlene <[Cathlene.Hanaman@legis.wisconsin.gov](mailto:Cathlene.Hanaman@legis.wisconsin.gov)> wrote:

Maybe delete them and put them in? Just in case the ARC amendment deletes or changes the item?

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**From:** Groshek, Dave <[Dave.Groshek@legis.wisconsin.gov](mailto:Dave.Groshek@legis.wisconsin.gov)>  
**Sent:** Thursday, June 20, 2019 4:43 PM  
**To:** Champagne, Rick <[Rick.Champagne@legis.wisconsin.gov](mailto:Rick.Champagne@legis.wisconsin.gov)>; Hanaman, Cathlene <[Cathlene.Hanaman@legis.wisconsin.gov](mailto:Cathlene.Hanaman@legis.wisconsin.gov)>  
**Subject:** FW: Draft review: LRB b0523/P1

Rick and Cathlene-

In the drafters note, there are several items that were not included in our amendment because they are in ASA2 to AB 56. We would still like those items included in our amendment even though they are in ASA 1.

Thanks so much.

Dave

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**From:** LRB.Legal <[lrblegal@legis.wisconsin.gov](mailto:lrblegal@legis.wisconsin.gov)>  
**Sent:** Thursday, June 20, 2019 4:39 PM  
**To:** Rep.Hintz <[Rep.Hintz@legis.wisconsin.gov](mailto:Rep.Hintz@legis.wisconsin.gov)>  
**Subject:** Draft review: LRB b0523/P1

**Following is the PDF version of draft LRB b0523/P1 and drafter's note.**

<19b0523\_P1.pdf>

<19b0523\_P1dn.pdf>