

2019 DRAFTING REQUEST

Senate Amendment (SA-AB56)

For: **Jennifer Shilling (608) 266-5490** Drafter: **eshea**
 By: **Mark** Secondary Drafters: **mkunkel**
 Date: **6/20/2019** **mpfotenh**
zwyatt

Same as LRB:

May Contact:

Submit via email: **YES**
 Requester's email: **Sen.Shilling@legis.wisconsin.gov**
 Carbon copy (CC) to: **elisabeth.shea@legis.wisconsin.gov**
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Pre Topic:

No specific pre topic given

Topic:

Environment, clean water, and energy omnibus

Instructions:

See attached

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 6/21/2019	csicilia 6/21/2019	lparisi 6/21/2019		
/P3	mpfotenh	csicilia	mbarman		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	6/24/2019	6/24/2019	6/21/2019		
/P4			lparisi 6/24/2019		
/1				lparisi 6/25/2019	

FE Sent For:

<END>

Shea, Elisabeth

From: Champagne, Rick
Sent: Wednesday, June 19, 2019 7:06 AM
To: Pfothenauer, Mary; Shea, Elisabeth; Wyatt, Zachary; Knepp, Fern; Pleviak, Krista; Dodge, Tamara; Walkenhorst Barber, Sarah; Paczuski, Konrad
Subject: FW: Budget Drafting
Attachments: Budget Floor Amendments Drafting Request.xlsx

From: Bender, Mark <Mark.Bender@legis.wisconsin.gov>
Sent: Tuesday, June 18, 2019 4:15 PM
To: Champagne, Rick <Rick.Champagne@legis.wisconsin.gov>; Hanaman, Cathlene <Cathlene.Hanaman@legis.wisconsin.gov>
Subject: Budget Drafting

Rick and Cathlene,

Per my conversation with Rick earlier today, attached is what we would like to get started on drafting for the budget bill consideration. We would like three simple amendments drafted (as P drafts for now) to AB 56 that essentially surround three issues: environment, healthcare, education. I have divided the spreadsheet into three different worksheets on those topics.

I tried to indicate where the items are found in various publications ("Location"), as well as what option we would like from LFB's alternatives in order to hopefully help ease drafting for your team. In case I have mistyped anything and anyone is confused, the default would be to go with whatever the Governor's recommendation was for each listed item.

Please let me know as questions arise and we can work through them.

Thank you for all your hard work,

Mark Bender
Office of Senator Jennifer Shilling
608-266-5490
206 South, State Capitol

Topic	Item	Agency	Location	Summary
Environment/Clean Water	CAFO (regulations & permit fees)	DATCP	#529 - A1, B1a, B5b, C1	
Environment/Clean Water	Stewardship	DNR - Conservation and Recreation	#515 - Alt 2	
Environment/Clean Water	Perse Staffing	DNR - Conservation and Recreation	#516 - A1, B1, C1	
Environment/Clean Water	Science Bureau	DNR - Departmentwide	#510 - A1, B1	
Environment/Clean Water	Contaminated Sediment	DNR - Environmental Quality	#526 - 1	
Environment/Clean Water	Lake and River Protection Grants	DNR - Environmental Quality	#527 - 1	
Environment/Clean Water	Multi Discharger Variance	DNR - Environmental Quality	#528 - A1 & B1	
Environment/Clean Water	Nonpoint Source Water Pollution Funding	DNR - Environmental Quality	#530 - 1	
Environment/Clean Water	Nonpoint Source Contracts	DNR - Environmental Quality	#531 - 1	
Environment/Clean Water	Well Compensation Grant Program	DNR - Environmental Quality	#532 - A1, B1, C1, D1, F1, G2	
Environment/Clean Water	PPAs (model and study)	DNR - Environmental Quality	#533 - 1	
Environment/Clean Water	Soil & Water Resource Management Funding	DNR - Environmental Quality	#536 - A1, B1, C1	
Environment/Clean Water	County Conservation Staffing	DNR - Environmental Quality	#537 - 2	
Environment/Clean Water	Dam Safety Bonding	DNR - Environmental Quality	Backpage 2	
Environment/Clean Water	Rural Nonpoint source bonding	DNR - Environmental Quality	Backpage 8	
Environment/Clean Water	Urban nonpoint source bonding	DNR - Environmental Quality	Backpage 9	
Environment/Clean Water	State Carbon-Free Electricity Goal	PSC	Items Removed (LFB p. 365, #7)	
Environment/Clean Water	Lead Service Line Replacement	Environmental Improvement Fund	Items Removed (LFB p. 126, #5)	
Environment/Clean Water	Establish the Office of Sustainability and Clean Energy	DOA	Item Removed (LFB p. 27 #1, p. 364 #4)	
Environment/Clean Water	Clean Water Fund/Safe Drinking Water Program	Environmental Improvement Fund	#295 - A1, B1, C1	Drinking water loan term



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

In 6/20

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

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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.”

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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.”

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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.

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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.

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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 SEG scientist
20 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 SEG scientist
24 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 90, line 15: 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.

*for the purpose for which
the appropriation
is made*

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.

6 **24.** Page 97, line 11: delete "Animal" and substitute "Concentrated animal".

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

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

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

18 "(q) Clean energy grants SEG A 4,000,000 4,000,000".

19 **28.** Page 231, line 14: decrease the dollar amount for fiscal year 2019-20 by
20 \$400,000 and decrease the dollar amount for fiscal year 2020-21 by \$400,000.

21 **29.** Page 240, line 10: delete the material beginning with "\$750,000" and
22 ending with "thereafter," on line 11 and substitute "\$750,000 in each fiscal year of the
23 2017-19 fiscal biennium and \$250,000 in each fiscal year thereafter".

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

2 "SECTION 1. 20.370 (7) (cu) of the statutes is created to read:

3 20.370 (7) (cu) *Principal repayment and interest — water pollution control*
4 *grants*. From the conservation fund, a sum sufficient to reimburse s. 20.866 (1) (u)
5 for the payment of principal and interest costs incurred in providing funds under s.
6 20.866 (2) (tj) for water pollution control infrastructure project grants under s.
7 281.54 and to make payments under an agreement or ancillary arrangement entered
8 into under s. 18.06 (8) (a)."

→ Page 247, line 6: delete "Animal" and substitute "Concentrated animal".

9 **31.** Page 247, line 7: delete "Animal" and substitute "concentrated animal".

10 **32.** Page 247, line 10: delete "Animal" and substitute "Concentrated animal".

11 **33.** Page 247, line 11: delete "Animal" and substitute "Concentrated animal".

12 **34.** Page 247, line 11: delete "Animal" and substitute "concentrated animal".

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

14 "SECTION 273m. 20.505 (4) (m) of the statutes is created to read:

15 20.505 (4) (m) *Federal aid; office of sustainability and clean energy*. All moneys
16 received from the federal government as authorized by the governor under s. 16.54
17 for the purposes of funding programs administered under s. 16.954.

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

19 20.505 (4) (q) *Clean energy grants*. From the environmental fund, the amounts
20 in the schedule for grants under s. 16.954 (4)."

→ Page 267, line 23: after "(cr)" insert "(cu)".
21 **36.** Page 268, line 24: delete the material beginning with that line and ending

22 with page 269, line 14 and substitute:

23 "SECTION 294. 20.866 (2) (ta) of the statutes is amended to read:

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1 20.866 (2) (ta) *Natural resources; Warren Knowles-Gaylord Nelson*
 2 *stewardship 2000 program.* From the capital improvement fund a sum sufficient for
 3 the Warren Knowles-Gaylord Nelson stewardship 2000 program under s. 23.0917.
 4 The state may contract public debt in an amount not to exceed \$1,046,250,000
 5 \$1,354,850,000 for this program. Except as provided in s. 23.0917 (4g) (b), (4m) (k),
 6 (5), (5g), and (5m), the amounts obligated, as defined in s. 23.0917 (1) (e), under this
 7 paragraph may not exceed \$46,000,000 in fiscal year 2000-01, may not exceed
 8 \$46,000,000 in fiscal year 2001-02, may not exceed \$60,000,000 in each fiscal year
 9 beginning with fiscal year 2002-03 and ending with fiscal year 2009-10, may not
 10 exceed \$86,000,000 in fiscal year 2010-11, may not exceed \$60,000,000 in fiscal year
 11 2011-12, may not exceed \$60,000,000 in fiscal year 2012-13, may not exceed
 12 \$47,500,000 in fiscal year 2013-14, may not exceed \$54,500,000 in fiscal year
 13 2014-15, and may not exceed \$33,250,000 in each fiscal year beginning with 2015-16
 14 and ending with fiscal year ~~2019-20~~, may not exceed \$9,350,000 in fiscal year
 15 2020-21, and may not exceed \$33,250,000 in each fiscal year beginning with 2021-22
 16 and ending with fiscal year 2029-30."

History: 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 (b) (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; 2015 a. 55; 2017 a. 58, 59, 185; s. 35.17 correction in (1) (u).

***NOTE: Under this draft, in fiscal year 2020-21, DNR may use the unobligated amounts under the Stewardship program from prior fiscal years (estimated to be \$23,900,000) in addition to the \$9,350,000 in new bonding authority under s. 20.866 (2) (ta), above, for a total of \$33,250,000.

- 17 **37.** Page 270, line 7: delete "\$74,950,000" and substitute "\$111,400,000".
- 18 **38.** Page 271, line 4: delete "\$36,000,000" and substitute "\$57,000,000".
- 19 **39.** Page 271, line 4: after that line insert:
- 20 "**SECTION 2.** 20.866 (2) (tj) of the statutes is created to read:

1 20.866 (2) (tj) *Natural resources; total maximum daily load grants.* From the
2 capital improvement fund, a sum sufficient for the department of natural resources
3 to provide funds for water pollution control infrastructure project grants under s.
4 281.54. The state may contract public debt in an amount not to exceed \$4,000,000
5 for this purpose.”.

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

7 **41.** Page 278, line 15: after that line insert:

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

9 20.923 (4) (c) 2m. Administration, department of; office of sustainability and
10 clean energy: director.”.

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

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

14 23.0915 (2c) (d) No moneys may be committed for expenditure from the
15 appropriation under s. 20.866 (2) (tz) after June 30, ~~2020~~ 2030.

History: 1989 a. 31; 1991 a. 39, 269, 309; 1993 a. 16, 213, 343; 1995 a. 27; 1997 a. 27; 1999 a. 9; 2011 a. 32.

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

17 23.0917 (3) (a) Beginning with fiscal year 2000-01 and ending with fiscal year
18 ~~2019-20~~ 2029-30, the department may obligate moneys under the subprogram for
19 land acquisition to acquire land for the purposes specified in s. 23.09 (2) (d) and
20 grants for these purposes under s. 23.096, except as provided under ss. 23.197 (2m),
21 (3m) (b), (7m), and (8) and 23.198 (1) (a).

History: 1999 a. 9, 185; 2001 a. 16, 30, 109; 2003 a. 33; 2007 a. 20; 2009 a. 28; 2011 a. 32, 250; 2013 a. 20, 166; 2015 a. 55; 2017 a. 59, 71, 183; 2017 a. 364 ss. 3, 49.

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

1 23.0917 (3) (bm) During the period beginning with fiscal year 2001-02 and
2 ending with fiscal year ~~2019-20~~ 2029-30, in obligating money under the subprogram
3 for land acquisition, the department shall set aside not less than a total of \$ 2,000,000
4 that may be obligated only to provide matching funds for grants awarded to the
5 department for the purchase of land or easements under 16 USC 2103c.

History: 1999 a. 9, 185; 2001 a. 16, 30, 109; 2003 a. 33; 2007 a. 20; 2009 a. 28; 2011 a. 32, 250; 2013 a. 20, 166; 2015 a. 55; 2017 a. 59, 71, 183; 2017 a. 364 ss. 3, 49.

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

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

History: 1999 a. 9, 185; 2001 a. 16, 30, 109; 2003 a. 33; 2007 a. 20; 2009 a. 28; 2011 a. 32, 250; 2013 a. 20, 166; 2015 a. 55; 2017 a. 59, 71, 183; 2017 a. 364 ss. 3, 49.

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

10 23.0917 (3) (bt) 2. For each fiscal year beginning with 2015-16 and ending with
11 fiscal year ~~2019-20~~ 2029-30, \$9,000,000.

History: 1999 a. 9, 185; 2001 a. 16, 30, 109; 2003 a. 33; 2007 a. 20; 2009 a. 28; 2011 a. 32, 250; 2013 a. 20, 166; 2015 a. 55; 2017 a. 59, 71, 183; 2017 a. 364 ss. 3, 49.

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

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

History: 1999 a. 9, 185; 2001 a. 16, 30, 109; 2003 a. 33; 2007 a. 20; 2009 a. 28; 2011 a. 32, 250; 2013 a. 20, 166; 2015 a. 55; 2017 a. 59, 71, 183; 2017 a. 364 ss. 3, 49.

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

18 23.0917 (3) (dm) 7. For each fiscal year beginning with 2015-16 and ending
19 with fiscal year ~~2019-20~~ 2029-30, \$21,000,000.

History: 1999 a. 9, 185; 2001 a. 16, 30, 109; 2003 a. 33; 2007 a. 20; 2009 a. 28; 2011 a. 32, 250; 2013 a. 20, 166; 2015 a. 55; 2017 a. 59, 71, 183; 2017 a. 364 ss. 3, 49.

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

21 23.0917 (4) (a) Beginning with fiscal year 2000-01 and ending with fiscal year
22 ~~2019-20~~ 2029-30, the department may obligate moneys under the subprogram for

1 property development and local assistance. Moneys obligated under this
2 subprogram may be only used for nature-based outdoor recreation, except as
3 provided under par. (cm).

History: 1999 a. 9, 185; 2001 a. 16, 30, 109; 2003 a. 33; 2007 a. 20; 2009 a. 28; 2011 a. 32, 250; 2013 a. 20, 166; 2015 a. 55; 2017 a. 59, 71, 183; 2017 a. 364 ss. 3, 49.

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

5 23.0917 (4) (d) 1m. e. For each fiscal year beginning with 2015-16 and ending
6 with fiscal year ~~2019-20~~ 2029-30, \$9,750,000.

History: 1999 a. 9, 185; 2001 a. 16, 30, 109; 2003 a. 33; 2007 a. 20; 2009 a. 28; 2011 a. 32, 250; 2013 a. 20, 166; 2015 a. 55; 2017 a. 59, 71, 183; 2017 a. 364 ss. 3, 49.

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

8 23.0917 (4) (d) 2r. Beginning with fiscal year 2013-14 and ending with fiscal
9 year ~~2019-20~~ 2029-30, the department shall obligate \$6,000,000 in each fiscal year
10 for local assistance.

History: 1999 a. 9, 185; 2001 a. 16, 30, 109; 2003 a. 33; 2007 a. 20; 2009 a. 28; 2011 a. 32, 250; 2013 a. 20, 166; 2015 a. 55; 2017 a. 59, 71, 183; 2017 a. 364 ss. 3, 49.

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

12 23.0917 (4) (d) 3. a. Beginning with fiscal year 2013-14 and ending with fiscal
13 year 2014-15, \$7,000,000 in each fiscal year.

14 b. Beginning with fiscal year 2015-16 and ending with fiscal year ~~2019-20~~
15 2029-30, \$3,750,000 in each fiscal year.

History: 1999 a. 9, 185; 2001 a. 16, 30, 109; 2003 a. 33; 2007 a. 20; 2009 a. 28; 2011 a. 32, 250; 2013 a. 20, 166; 2015 a. 55; 2017 a. 59, 71, 183; 2017 a. 364 ss. 3, 49.

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

17 23.0917 (4j) (b) For fiscal year 2007-08, the department may not obligate more
18 than \$1,500,000 for cost-sharing with local governmental units for recreational
19 boating projects under s. 30.92. For each fiscal year beginning with fiscal year
20 2008-09 and ending with fiscal year ~~2019-20~~ 2029-30, the department may not
21 obligate more than \$2,500,000 for cost-sharing with local governmental units for
22 recreational boating projects under s. 30.92.”.

History: 1999 a. 9, 185; 2001 a. 16, 30, 109; 2003 a. 33; 2007 a. 20; 2009 a. 28; 2011 a. 32, 250; 2013 a. 20, 166; 2015 a. 55; 2017 a. 59, 71, 183; 2017 a. 364 ss. 3, 49.

1 **43.** Page 282, line 9: delete lines 9 to 13 and substitute:

2 “2. Of the unobligated amount, in fiscal year 2020-21, the department may
3 obligate amounts necessary for the purposes of the subprograms under subs. (3), (4),
4 and (4j), but, for each subprogram, not more than the fiscal year 2019-20 obligation
5 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

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

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

9 23.0917 (12) EXPENDITURES AFTER 2020. No moneys may be obligated from the
10 appropriation under s. 20.866 (2) (ta) after June 30, ~~2020~~ 2030.

History: 1999 a. 9, 185; 2001 a. 16, 30, 109; 2003 a. 33; 2007 a. 20; 2009 a. 28; 2011 a. 32, 250; 2013 a. 20, 166; 2015 a. 55; 2017 a. 59, 71, 183; 2017 a. 364 ss. 3, 49.

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

12 23.0953 (2) (a) (intro.) Beginning with fiscal year 2010-11 and ending with
13 fiscal year ~~2019-20~~ 2029-30, the department shall establish a grant program under
14 which the department may award a grant to a county for any of the following:

History: 2007 a. 20.

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

16 23.096 (2m) (intro.) Notwithstanding sub. (2) (b), in each fiscal year beginning
17 with fiscal year 2010-11 and ending with fiscal year ~~2019-20~~ 2029-30, the
18 department may award grants under this section that equal up to 75 percent of the

1 acquisition costs of the property if the natural resources board determines that all
2 of the following apply:".

History: 1989 a. 31; 1991 a. 309; 1993 a. 343; 1997 a. 27; 1999 a. 9; 2007 a. 20.

3 **45.** Page 289, line 3: after that line insert: ✓

4 "SECTION 348m. 31.385 (7) of the statutes is amended to read:

5 31.385 (7) Notwithstanding the limitations under sub. (2) (a), and beginning
6 with fiscal year 2011-12 and ending with fiscal year ~~2019-20~~ 2029-30, the
7 department shall set aside from the appropriation under s. 20.866 (2) (ta) not more
8 than a total of \$6,000,000 that may be obligated only to provide financial assistance
9 to counties for projects to maintain, repair, modify, abandon, or remove dams. For
10 purposes of s. 23.0917, beginning with fiscal year 2015-16, the moneys provided
11 under this subsection from s. 20.866 (2) (ta) shall be treated as moneys obligated
12 under s. 23.0917 (5g) (c) 2. c. To be eligible for financial assistance, a county must
13 be under an order issued by the department to maintain, repair, modify, abandon, or
14 remove a dam that is owned by the county and the order must be in effect on July 1,
15 2011. The amount of the financial assistance may not be for more than 25 percent
16 of the costs of a project or \$2,500,000, whichever is less. Subsection (2) (c) does not
17 apply to a project for which financial assistance is provided under this subsection.
18 A project need not be included under the inventory maintained by the department
19 under sub. (4) in order for a county to receive financial assistance under this
20 subsection."

History: 1989 a. 31, 336; 1991 a. 39; 1993 a. 16; 1997 a. 27; 1999 a. 9, 185; 2001 a. 16; 2007 a. 97; 2009 a. 28; 2011 a. 32; 2015 a. 55.

Cross-reference: See also chs. NR 335 and 336, Wis. adm. code. ✓

21 **46.** Page 430, line 17: after that line insert:

22 "SECTION 1805m. 196.025 (7) (title) and (a) (intro.) of the statutes are repealed.

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

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

7 **SECTION 1807m.** 16.025 (7) (a) 2. of the statutes is renumbered 16.954 (3) (g).

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

10 16.954 (3) (h) Prepare In consultation with the public service commission,
11 prepare and maintain contingency plans for responding to critical energy shortages
12 so that when the shortages occur they can be dealt with quickly and effectively.

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

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

16 196.38 (2) The commission may require a public utility to provide energy
17 billing and use data regarding public schools, if the commission determines that the
18 data is necessary to provide technical assistance ~~in the planning and~~
19 ~~implementation of energy efficiency and renewable resources~~ under sub. (1) in public
20 schools, including those with the highest energy costs.”

21 **47.** Page 430, line 19: after that line insert:

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

23 **196.38** (title) **Technical assistance to governmental units.**

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

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1 196.38 (3) The commission shall consult with the office of sustainability and
2 clean energy in implementing this section.”.

3 **48.** Page 431, line 12: after that line insert:

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

5 230.08 (2) (ya) The director of the office of sustainability and clean energy in
6 the department of administration.”.

7 **49.** Page 449, line 2: after that line insert:

8 “**SECTION 3.** ^{pe 1955m} 281.54 of the statutes is created to read:

9 **281.54 Local pollution control grants in TMDL watersheds.** The
10 department shall award grants from the appropriation under s. 20.866 (2) (tj) to
11 municipalities and counties for water pollution control infrastructure projects
12 within watersheds for which a federally approved total maximum daily load under
13 33 USC 1313 (d) (1) (C) is in effect. The department shall promulgate rules for the
14 administration of the program under this section.”.

15 **50.** Page 450, line 22: after that line insert:

16 “**SECTION 4.** ^{pe 1965m} 281.75 (1) (b) (intro.), 1. and 2. of the statutes are amended to read:

17 281.75 (1) (b) (intro.) “Contaminated well” or “contaminated private water
18 supply” means a well or private water supply which does any of the following:

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

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

24 **SECTION 5.** ^{pe 1965} 281.75 (1) (b) 4. of the statutes is created to read:

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

3 SECTION ^{pe 1965d}6. 281.75 (4m) (a) of the statutes is amended to read:

4 281.75 (4m) (a) In order to be eligible for an award under this section, the
5 annual family income of the landowner or lessee of property on which is located a
6 contaminated water supply or a well subject to abandonment may not exceed \$65,000
7 \$100,000.

8 SECTION ^{pe (965f)}7. 281.75 (5) (f) of the statutes is amended to read:

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

15 SECTION ^{pe 1965h}8. 281.75 (5) (g) of the statutes is created to read:

16 281.75 (5) (g) If the appropriation under s. 20.370 (6) (cr) is insufficient to pay
17 claims, the department may, for claims based on nitrate levels, allocate money for the
18 payment of those claims in the following order of priority:

19 1. Claims based on water containing more than 40 parts per million nitrate
20 nitrogen.

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

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

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

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

5 **SECTION 9.** ^{1965 m} 281.75 (7) (a) of the statutes is amended to read:

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

12 **SECTION 10.** ^{1965 p} 281.75 (7) (am) of the statutes is created to read:

13 281.75 (7) (am) An award under this subsection may pay up to 100 percent of
14 the eligible costs if the annual family income of the claimant is below the median
15 family income for the state, as determined by U.S. Bureau of the Census.

16 **SECTION 11.** ^{1965 S} 281.75 (7) (b) of the statutes is repealed.

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

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

19 **SECTION 13.** ^{1960 m} 281.61 (8) (b) of the statutes is created to read:

20 281.61 (8) (b) The department of administration shall allocate not more than
21 \$40,000,000 from proceeds of public debt authorized under s. 20.866 (2) (td) to
22 projects involving forgivable loans to private users of public water systems to cover
23 not more than 50 percent of the cost to replace lead service lines.”.

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

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*move
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move to
p16, L16*

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

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

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

9 “~~SECTION 9132. Nonstatutory provisions; Natural Resources.~~”

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

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

14 “(1d) OFFICE OF ENERGY INNOVATION.

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

- 16 1. “Commission” means the public service commission.
- 17 2. “Department” means the department of administration.
- 18 3. “Focus on energy programs” means the statewide energy efficiency and
19 renewable resource programs established under s. 196.374 (2) (a) 1.
- 20 4. “Office” means the office of energy innovation in the commission.

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

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

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

11 (e) *Tangible personal property.* On the effective date of this paragraph, all
12 tangible personal property, including records, of the commission primarily relating
13 to the office, except for property primarily relating to focus on energy programs, as
14 determined by the secretary of administration, becomes the personal property of the
15 department.

16 (f) *Pending matters.* Any matter pending with the commission primarily
17 relating to the office, except for matters primarily relating to focus on energy
18 programs, as determined by the secretary of administration, on the effective date of
19 this paragraph is transferred to the department. All materials submitted to or
20 actions taken by the commission are considered as having been submitted to or taken
21 by the department.

22 (g) *Contracts.* All contracts entered into by the commission primarily relating
23 to the office, except for contracts primarily relating to focus on energy programs, as
24 determined by the secretary of administration, in effect on the effective date of this
25 paragraph remain in effect and are transferred to the department. The department

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1 shall carry out any obligations under those contracts unless modified or rescinded
2 to the extent allowed under the contract.

3 (h) *Rules and orders.* All rules promulgated by the commission under s.
4 196.025 (7), 2017 stats., in effect on the effective date of this paragraph remain in
5 effect until their specified expiration dates or until amended or repealed by the
6 department. All orders issued by the commission under s. 196.025 (7), 2017 stats.,
7 in effect on the effective date of this paragraph remain in effect until their specified
8 expiration dates or until modified or rescinded by the department.”.

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

10 “(10) OFFICE OF SUSTAINABILITY AND CLEAN ENERGY. The treatment of ss. 15.105
11 (34), 16.954, 20.505 (4) (m) and (q), 20.923 (4) (c) 2m., 196.025 (7) (title) and (a) (intro.)
12 and 1., 2., and 3., and 230.08 (2) (ya) takes effect on October 1, 2019, or on the day
13 after publication, whichever is later.”.

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

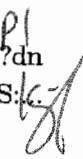
15 “(10) OFFICE OF ENERGY INNOVATION. SECTION 9136 (10) of this act takes effect
16 on October 1, 2019, or on the day after publication, whichever is later.

17 (20) TECHNICAL ASSISTANCE. The treatment of ss. 196.025 (7) (b) and (c) and
18 196.38 (title) and (3) takes effect on October 1, 2019, or on the day after publication,
19 whichever is later.”.

20 (END)

edited 11/06

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

LRBb0516/?dn
MCP/MDK/ZDW/EHS: 

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

LRBb0516/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

From: Sen.Shilling
Sent: Thursday, June 20, 2019 4:55 PM
To: Shea, Elisabeth; Wyatt, Zachary; Pfothenauer, Mary
Subject: RE: Draft review: LRB b0516/P1

Hello,

For a P2 of this draft, please take out the provisions related to CAFOs (paper 529) as well as the portions related to stewardship (#515).

I sent this to Rick before I saw who the drafters were, so I apologize if you get these instructions twice.

Best,

Mark Bender

From: LRB.Legal <lrblegal@legis.wisconsin.gov>
Sent: Thursday, June 20, 2019 3:33 PM
To: Sen.Shilling <Sen.Shilling@legis.wisconsin.gov>
Subject: Draft review: LRB b0516/P1

Following is the PDF version of draft LRB b0516/P1 and drafter's note.

Wyatt, Zachary

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> wrote:

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

From: Groshek, Dave <Dave.Groshek@legis.wisconsin.gov>
Sent: Thursday, June 20, 2019 4:43 PM
To: Champagne, Rick <Rick.Champagne@legis.wisconsin.gov>; Hanaman, Cathlene <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

dam safety funding ✓
rural nonpoint ✓
urban nonpoint ✓
clean water ✓
safe drinking water ✓

From: LRB.Legal <lrblegal@legis.wisconsin.gov>
Sent: Thursday, June 20, 2019 4:39 PM
To: Rep.Hintz <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>