



INSERT

Ins. is already edited except for SECTION numbers.

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

**SENATE AMENDMENT ,
TO ASSEMBLY BILL 56**

as shown by assembly substitute amendment 1

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.”

Ins 4-14 →
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

INS 9-20

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.”.

1/2/10-1

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)

2019-2020 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb0516/P2ins
ZDW/MCP/EHS:...

1 INS 4-14 ✓

2 **1.** Page 10, line 19: delete lines 19 to 25 and substitute:

3 ^{122 BR}
 “**SECTION 1.** 18.06 (9) of the statutes is amended to read:

4 18.06 (9) CLEAN WATER FUND PROGRAM AND SAFE DRINKING WATER LOAN PROGRAM
5 BONDS. Notwithstanding sub. (4), the sale of bonds under this subchapter to provide
6 revenue for the clean water fund program or the safe drinking water loan program
7 may be a private sale to the environmental improvement fund under s. 25.43, if the
8 bonds sold are held or owned by the environmental improvement fund, or a public
9 sale, as provided in the authorizing resolution.”

10
11 ⁸⁻³
 ~~INS 4-14~~ ✓

12 **2.** Page 243, line 9: delete the material beginning with that line and ending
13 with page 245, line 25 [^] and substitute:

14 ^{174 m}
 “**SECTION 2.** 20.320 (1) (q) of the statutes is amended to read:

15 20.320 (1) (q) *Clean water fund program revenue obligation funding.* As a
16 continuing appropriation, all proceeds from revenue obligations issued for the clean
17 water fund program under subch. II or IV of ch. 18, as authorized under s. 281.59 (4)
18 and deposited in the fund in the state treasury created under s. 18.57 (1), providing
19 for reserves and for expenses of issuance and management of the revenue
20 obligations, and to make payments under an agreement or ancillary arrangement
21 entered into under s. 18.55 (6) with respect to such revenue obligations issued under
22 s. 281.59 (4), and the remainder to be transferred to the environmental improvement
23 fund for the purposes of the clean water fund program under s. 281.58. Estimated

1 disbursements under this paragraph shall not be included in the schedule under s.
2 20.005.

3 **SECTION 3.** ^{172m} 20.320 (1) (r) of the statutes is amended to read:

4 20.320 (1) (r) *Clean water fund program repayment of revenue obligations.*

5 From the environmental improvement fund, a sum sufficient to repay the fund in the
6 state treasury created under s. 18.57 (1) the amount needed to retire revenue
7 obligations issued for the clean water fund program under subch. II or IV of ch. 18,
8 as authorized under s. 281.59 (4), and to make payments under an agreement or
9 ancillary arrangement entered into under s. 18.55 (6) with respect to such revenue
10 obligations issued under s. 281.59 (4).

11 **SECTION 4.** ^{173m} 20.320 (1) (u) of the statutes is amended to read:

12 20.320 (1) (u) *Principal repayment and interest — clean water fund program*
13 *revenue obligation repayment.* From the fund in the state treasury created under s.
14 18.57 (1), all moneys received by the fund and not transferred under s. 281.59 (4) (c)
15 to the environmental improvement fund, for the purpose of the retirement of revenue
16 obligations, providing for reserves and for operations relating to the management
17 and retirement of revenue obligations issued for the clean water fund program under
18 subch. II or IV of ch. 18, as authorized under s. 281.59 (4), and to make payments
19 under an agreement or ancillary arrangement entered into under s. 18.55 (6) with
20 respect to such revenue obligations issued under s. 281.59 (4). All moneys received
21 are irrevocably appropriated in accordance with subch. II of ch. 18 and further
22 established in resolutions authorizing the issuance of the revenue obligations and
23 setting forth the distribution of funds to be received thereafter.

24 **SECTION 5.** ^{174m} 20.320 (2) (q) of the statutes is created to read:

1 20.320 (2) (q) *Safe drinking water loan program revenue obligation funding.*
2 As a continuing appropriation, all proceeds from revenue obligations issued for the
3 safe drinking water loan program under subch. II or IV of ch. 18, as authorized under
4 s. 281.59 (4) and deposited in the fund in the state treasury created under s. 18.57
5 (1), providing for reserves and for expenses of issuance and management of the
6 revenue obligations, and to make payments under an agreement or ancillary
7 arrangement entered into under s. 18.55 (6) with respect to such revenue obligations
8 issued under s. 281.59 (4), and the remainder to be transferred to the environmental
9 improvement fund for the purposes of the safe drinking water loan program under
10 s. 281.61. Estimated disbursements under this paragraph shall not be included in
11 the schedule under s. 20.005.

12 ^{175 m}
12 **SECTION 6.** 20.320 (2) (r) of the statutes is created to read:

13 20.320 (2) (r) *Safe drinking water loan program repayment of revenue*
14 *obligations.* From the environmental improvement fund, a sum sufficient to repay
15 the fund in the state treasury created under s. 18.57 (1) the amount needed to retire
16 revenue obligations issued for the safe drinking water loan program under subch. II
17 or IV of ch. 18, as authorized under s. 281.59 (4), and to make payments under an
18 agreement or ancillary arrangement entered into under s. 18.55 (6) with respect to
19 such revenue obligations issued under s. 281.59 (4).

20 ^{176 m}
20 **SECTION 7.** 20.320 (2) (u) of the statutes is created to read:

21 20.320 (2) (u) *Principal repayment and interest — safe drinking water loan*
22 *program revenue obligation repayment.* From the fund in the state treasury created
23 under s. 18.57 (1), all moneys received by the fund and not transferred under s.
24 281.59 (4) (c) to the environmental improvement fund, for the purpose of the
25 retirement of revenue obligations, providing for reserves and for operations relating

1 to the management and retirement of revenue obligations issued for the safe
2 drinking water loan program under subch. II or IV of ch. 18, as authorized under s.
3 281.59 (4), and to make payments under an agreement or ancillary arrangement
4 entered into under s. 18.55 (6) with respect to such revenue obligations issued under
5 s. 281.59 (4). All moneys received are irrevocably appropriated in accordance with
6 subch. II of ch. 18 and further established in resolutions authorizing the issuance of
7 the revenue obligations and setting forth the distribution of funds to be received
8 thereafter.”.

9
10 **INS 9-20**

11 **3.** Page 269, line 15: delete the material beginning with that line and ending
12 with page 270, line 24[^] and substitute:

13 **“SECTION 8.** ^{298m} 20.866 (2) (tc) of the statutes is amended to read:

14 20.866 (2) (tc) *Clean water fund program.* From the capital improvement fund,
15 a sum sufficient for the purposes of s. 281.57 (10m) and (10r) and to be transferred
16 to the environmental improvement fund for the purposes of the clean water fund
17 program under ss. 281.58 and 281.59. The state may contract public debt in an
18 amount not to exceed ~~\$646,283,200~~ \$659,783,200 for this purpose. Of this amount,
19 the amount needed to meet the requirements for state deposits under 33 USC 1382
20 is allocated for those deposits. Of this amount, \$8,250,000 is allocated to fund the
21 minority business development and training program under s. 200.49 (2) (b).
22 Moneys from this appropriation account may be expended for the purposes of s.
23 281.57 (10m) and (10r) only in the amount by which the department of natural

1 resources and the department of administration determine that moneys available
2 under par. (tn) are insufficient for the purposes of s. 281.57 (10m) and (10r).

3 **SECTION 296m. 20.866 (2) (td)** of the statutes is amended to read:

4 20.866 (2) (td) *Safe drinking water loan program.* From the capital
5 improvement fund, a sum sufficient to be transferred to the environmental
6 improvement fund for the safe drinking water loan program under s. 281.61. The
7 state may contract public debt in an amount not to exceed ~~\$71,400,000~~ \$74,950,000
8 for this purpose.

9 **SECTION 297m. 20.866 (2) (tf)** of the statutes is amended to read:

10 20.866 (2) (tf) *Natural resources; nonpoint source.* From the capital
11 improvement fund, a sum sufficient for the department of natural resources to fund
12 nonpoint source water pollution abatement projects under s. 281.65 (4c) and (4e).
13 The state may contract public debt in an amount not to exceed ~~\$44,050,000~~
14 \$50,550,000 for this purpose.

15 **SECTION 298m. 20.866 (2) (th)** of the statutes is amended to read:

16 20.866 (2) (th) *Natural resources; urban nonpoint source cost-sharing.* From
17 the capital improvement fund, a sum sufficient for the department of natural
18 resources to provide cost-sharing grants for urban nonpoint source water pollution
19 abatement and storm water management projects under s. 281.66, to provide
20 municipal flood control and riparian restoration cost-sharing grants under s.
21 281.665, and to make the grant under 2007 Wisconsin Act 20, section 9135 (1i). The
22 state may contract public debt in an amount not to exceed ~~\$53,600,000~~ \$57,600,000
23 for this purpose. Of this amount, \$500,000 is allocated in fiscal biennium 2001-03
24 for dam rehabilitation grants under s. 31.387.”

1 **INS 10-4**

2 **4.** Page 271, line 13: delete lines 13 to 19 and substitute:

3 **"SECTION 301m.** 20.866 (2) (tx) of the statutes is amended to read:

4 20.866 (2) (tx) *Natural resources; dam safety projects.* From the capital
5 improvement fund, a sum sufficient for the department of natural resources to
6 provide financial assistance to counties, cities, villages, towns, and public inland
7 lake protection and rehabilitation districts for dam safety projects under s. 31.385.
8 The state may contract public debt in an amount not to exceed \$25,500,000
9 \$29,5000,000 for this purpose.".

10

11 **INS 16-2**

12 **5.** Page 449, line 3: delete the material beginning with that line and ending
13 with page 450, line 22 and substitute:

14 **"SECTION 10.** 281.59 (4) (a) of the statutes is amended to read:

15 281.59 (4) (a) The clean water fund program and the safe drinking water loan
16 program are revenue-producing enterprises or programs, as defined in s. 18.52 (6).

17 **SECTION 11.** 281.59 (4) (am) of the statutes is amended to read:

18 281.59 (4) (am) Deposits, appropriations or transfers to the environmental
19 improvement fund for the purposes of the clean water fund program or the safe
20 drinking water loan program may be funded with the proceeds of revenue obligations
21 issued subject to and in accordance with subch. II of ch. 18 or in accordance with
22 subch. IV of ch. 18 if designated a higher education bond.

23 **SECTION 12.** 281.59 (4) (c) of the statutes is amended to read:

1 281.59 (4) (c) The building commission may pledge any portion of revenues
2 received or to be received in the fund established in par. (b) or the environmental
3 improvement fund to secure revenue obligations issued under this subsection. The
4 pledge shall provide for the transfer to the environmental improvement fund of all
5 pledged revenues, including any interest earned on the revenues, which are in excess
6 of the amounts required to be paid under s. 20.320 (1) (c) and (u) and (2) (c) and (u)
7 for the purposes of the clean water fund program and the safe drinking water loan
8 program. The pledge shall provide that the transfers be made at least twice yearly,
9 that the transferred amounts be deposited in the environmental improvement fund
10 and that the transferred amounts are free of any prior pledge.

11 **SECTION 13.** ^{e 1960} 281.59 (4) (f) of the statutes is amended to read:

12 281.59 (4) (f) Revenue obligations may be contracted by the building
13 commission when it reasonably appears to the building commission that all
14 obligations incurred under this subsection, and all payments under an agreement or
15 ancillary arrangement entered into under s. 18.55 (6) with respect to revenue
16 obligations issued under this subsection, can be fully paid on a timely basis from
17 moneys received or anticipated to be received. Revenue obligations issued under this
18 subsection for the clean water fund program and safe drinking water loan program
19 shall not exceed \$2,526,700,000 in principal amount, excluding obligations issued to
20 refund outstanding revenue obligation notes.

21 **SECTION 1960b.** 281.59 (9) (a) of the statutes is amended to read:

22 281.59 (9) (a) A loan approved under the ~~safe drinking water loan program or~~
23 ~~the land recycling loan program~~ shall be for no longer than 20 years, as determined
24 by the department of administration, be fully amortized not later than 20 years after
25 the original date of the financial assistance agreement, and require the repayment

1 of principal and interest, if any, to begin not later than 12 months after the expected
2 date of completion of the project that it funds, as determined by the department of
3 administration.

4 **SECTION 1960c.** 281.59 (9) (ad) of the statutes is created to read:

5 281.59 (9) (ad) A loan approved under the safe drinking water loan program
6 shall be fully amortized not later than 30 years after the expected date of completion
7 of the project that it funds, as determined by the department of administration, and
8 require the repayment of principal and interest, if any, to begin not later than 18
9 months after the expected date of completion of the project that it funds, as
10 determined by the department of administration.”.

6/21/19

Take out s. 38 b0516