



CR 82-161

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny
Secretary

BOX 7921
MADISON, WISCONSIN 53707

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STATE OF WISCONSIN)
DEPARTMENT OF NATURAL RESOURCES) ss

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Carroll D. Besadny, Secretary of the Department of Natural Resources and custodian of the official records of said Department, do hereby certify that the annexed copy of Natural Resources Board Order No. WG-32-82 was duly approved and adopted by this Department on July 29, 1982. I further certify that said copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department at General Executive Facility #2 in the City of Madison, this 25th day of October, 1982.

Carroll D. Besadny
Carroll D. Besadny, Secretary

(SEAL)

1-1-83

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD
RENUMBERING AND CREATING RULES

IN THE MATTER of renumbering s. NR 128.40(2);
and creating s. NR 128.40(2)(b) of the
Wisconsin Administrative Code pertaining to
advance commitment for financial assistance to
municipalities under the combined sewer
overflow abatement financial assistance
program.

WG-32-82

Analysis Prepared by Department of Natural Resources

Section 144.242(8), Stats., (Ch. 317, Laws of 1981) was recently created to allow the Department to reimburse costs incurred during the engineering design stage (Step 2) when a grantee is awarded a construction grant (Step 3) from the Combined Sewer Overflow Abatement Program.

In order to implement the legislative intent, a one sentence addition to ch. NR 128, Wis. Adm. Code, is being created. This will allow the Department to follow procedures presently in place for the Point Source Water Pollution Abatement Grant Program (Wisconsin Fund).

NR 128.40(2)(b) identifies existing procedures and applies them to the Combined Sewer Overflow program.

Pursuant to the authority vested in the State of Wisconsin Natural Resources Board by ss. 227.014 and 227.02(1)(b), Stats., the State of Wisconsin Natural Resources Board hereby renumbers and creates rules interpreting s. 144.242(8), Stats., as follows:

SECTION 1. NR 128.40(2) is renumbered 128.40(2)(a).

SECTION 2. NR 128.40(2)(b) is created to read:

(b) The distribution procedure identified in s. NR 128.09(4) applies to advance commitments except for the reference to s. 144.24(9m), Stats. The procedure identified in s. 144.242(8), Stats., shall be used instead.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on July 29, 1982.

The rules contained herein shall take effect as provided in s. 227.026(1)(intro.), Stats.

Dated at Madison, Wisconsin October 25, 1982

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By Carroll D. Besadny
Carroll D. Besadny, Secretary

(SEAL)