



**SENATE AMENDMENT 1,
TO 1995 ASSEMBLY BILL 590**

March 7, 1996 – Offered by COMMITTEE ON ENVIRONMENT AND ENERGY.

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

2 **1.** Page 1, line 8: after “homes,” insert: “erosion prevention and control.”

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

4 **“SECTION 1y.** 30.40 (7m) of the statutes is created to read:

5 30.40 (7m) “Nonmetallic mining” has the meaning given in s. 144.9407 (1) (a).”

6 **3.** Page 4, line 7: delete lines 7 to 9.

7 **4.** Page 4, line 12: after that line insert:

8 **“SECTION 8m.** 30.435 (2m) of the statutes is created to read:

9 30.435 (2m) Promulgate rules and otherwise act under s. 30.443.”

10 **5.** Page 5, line 1: delete lines 1 to 5 and substitute:

11 **“SECTION 12g.** 30.44 (1) (c) 4. of the statutes is amended to read:

12 30.44 (1) (c) 4. The natural slope of the land shall be ~~12%~~ 20% or less.

13 **SECTION 12r.** 30.44 (1) (c) 4m. of the statutes is created to read:

14 30.44 (1) (c) 4m. The person being issued the permit will comply with any
15 applicable standards that the board imposes under s. 30.443 (2).”

1 **6.** Page 5, line 18: delete lines 18 to 22 and substitute:

2 “30.44 **(3e)** NONMETALLIC MINING. (a) A person shall apply for and receive a
3 permit before beginning or expanding nonmetallic mining on land in the riverway
4 that is not visible from the river when the leaves are on the deciduous trees.”.

5 **7.** Page 6, line 1: before “mining” insert “nonmetallic”.

6 **8.** Page 6, line 2: delete “or quarrying”.

7 **9.** Page 6, line 4: substitute “nonmetallic mining” for “mining or quarrying”.

8 **10.** Page 7, line 5: after that line insert:

9 “**SECTION 23m.** 30.443 of the statutes is created to read:

10 **30.443 Erosion prevention and control. (1)** For activities under s. 30.44
11 (1) (b), the board may do any of the following:

12 (a) Promulgate rules establishing standards for erosion prevention or control
13 at sites in the riverway that are not subject to the standards established under s.
14 101.1205 (1) or 101.653 (2) and that have a natural slope of 20% or less.

15 (b) Promulgate rules establishing standards for erosion prevention or control
16 that are in addition to standards established under ss. 101.1205 (1) and 101.653 (2)
17 for sites in the riverway that are subject to those standards and that have a natural
18 slope of 12% or more but 20% or less.

19 **(2)** The board may impose any of the applicable standards established under
20 sub. (1) (a) or (b) or ss. 101.1205 (1) and 101.653 (2) as a condition for receiving a
21 permit under s. 30.44 (1), and the board may promulgate rules to enforce these
22 standards in the riverway.”.

23 **11.** Page 7, line 12: delete lines 12 to 15 and substitute:

24 “**SECTION 26m.** 30.45 (5) of the statutes is amended to read:

