



State of Wisconsin
1997 - 1998 LEGISLATURE

LRBs0306/1
RCT:kaf:km

**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1997 SENATE BILL 3**

November 6, 1997 – Offered by Representative BLACK.

1 **AN ACT** *to amend* 293.49 (1) (a) (intro.); and *to create* 293.50 of the statutes;
2 **relating to:** issuance of metallic mining permits for the mining of sulfide ore
3 bodies.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 **SECTION 1.** 293.49 (1) (a) (intro.) of the statutes is amended to read:
5 293.49 (1) (a) (intro.) Except as provided in sub. (2) and s. 293.50 and except
6 with respect to property specified in s. 41.41 (11), within 90 days of the completion
7 of the public hearing record, the department shall issue the mining permit if it finds:

8 **SECTION 2.** 293.50 of the statutes is created to read:
9 **293.50 Moratorium on issuance of permits for mining of sulfide ore**
10 **bodies. (1)** In this section, “sulfide ore body” means a mineral deposit in which
11 metals are mixed with sulfide minerals.

1 **(2)** Beginning on the effective date of this subsection [revisor inserts date],
2 the department may not issue a permit under s. 293.49 for the mining of a sulfide ore
3 body until all of the following conditions are satisfied:

4 (a) The department determines, based on information provided by an applicant
5 for a permit under s. 293.49, that a mining operation has operated in a sulfide ore
6 body of similar geological characteristics in the United States or Canada for at least
7 10 years without the pollution of groundwater or surface water from acid drainage
8 at the tailings site or at the mine site or from the release of heavy metals.

9 (b) The department determines, based on information provided by an applicant
10 for a permit under s. 293.49, that a mining operation that operated in a sulfide ore
11 body of similar geological characteristics in the United States or Canada has been
12 closed for at least 10 years without the pollution of groundwater or surface water
13 from acid drainage at the tailings site or at the mine site or from the release of heavy
14 metals.

15 **(3)** This section applies without regard to the date of submission of the permit
16 application.

17 **(END)**