



State of Wisconsin
2003 - 2004 LEGISLATURE

LRBa2550/1
ARG:kmg:ch

**ASSEMBLY AMENDMENT 2,
TO 2003 ASSEMBLY BILL 748**

March 4, 2004 – Offered by COMMITTEE ON TRANSPORTATION.

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

2 **1.** Page 3, line 9: after “(c)” insert “and provides notice of the permit application
3 to the owner of any adjacent property as required under par. (c) 2”.

4 **2.** Page 3, line 21: after “(c)” insert “1.”.

5 **3.** Page 4, line 1: delete the material beginning with “The department” and
6 ending with “application.” on line 2.

7 **4.** Page 4, line 3: before that line insert:

8 “2. Any person who makes application for a permit under this paragraph shall,
9 at the time of the application, provide written notice of the application to the owner
10 of any property adjacent to the vegetation specified in the permit application.

11 3. Within 30 days of receipt of an application under this paragraph, the
12 department shall inform the applicant whether the application is complete and, if
13 not, what information, specifically described, must be provided by the applicant to

1 the department to complete the application. The department shall grant or deny an
2 application for a permit under this paragraph within 30 days of notifying the
3 applicant that the application is complete or, if the department notifies the applicant
4 that additional information is necessary to complete the application, within 30 days
5 of receipt by the department of all such additional information.

6 4. Any person aggrieved by a decision of the department under this paragraph
7 is entitled, upon request, to a contested case hearing before the division of hearings
8 and appeals in the department of administration, and to judicial review thereof, in
9 accordance with ch. 227.

10 **SECTION 2m.** 227.43 (1) (bg) of the statutes is amended to read:

11 227.43 (1) (bg) Assign a hearing examiner to preside over any hearing or review
12 under ss. 84.30 (18), 84.31 (6) (a), 85.013 (1), 86.03 (5m) (c), 86.073 (3), 86.16 (5),
13 86.195 (9) (b), 86.32 (1), 101.935 (2) (b), 101.951 (7) (a) and (b), 114.134 (4) (b), 114.135
14 (9), 114.20 (19), 175.05 (4) (b), 194.145 (1), 194.46, 218.0114 (7) (d) and (12) (b),
15 218.0116 (2), (4), (7) (a), (8) (a) and (10), 218.0131 (3), 218.11 (7) (a) and (b), 218.22
16 (4) (a) and (b), 218.32 (4) (a) and (b), 218.41 (4), 218.51 (5) (a) and (b), 341.09 (2m) (d),
17 342.26, 343.69 and 348.25 (9).”.

18 (END)