

**PETITION OF THE STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES  
REPEALING AN UNAUTHORIZED RULE**

The Wisconsin Department of Natural Resources proposes the following permanent rule to repeal NR 173, relating to the brownfield green space and public facilities grant program.

**EXR-1**

**Analysis Prepared by the Department of Natural Resources**

**1. Statute Interpreted:**

- Section 292.79, Stats.
- 2011 Wis. Act 32

**2. Statutory Authority:**

- Section 227.26(4)(b), Stats.
- Section 227.29(1)(a), Stats.
- Section 292.31(2), Stats.

**3. Explanation of Agency Authority:**

Statutory authority for ch. NR 173, Wis. Adm. Code, was repealed by 2011 Wis. Act 32.

**4. Related Statutes or Rules:**

- Section 292.72, Stats.
- Section 292.75, Stats.

**5. Plain Language Analysis:**

Chapter NR 173, Wis. Adm. Code, establishes procedures for implementing a brownfield green space and public facilities grant program as provided for in s. 292.79, Stats. Grants made under this program assisted local governmental units in remediating environmental contamination on eligible brownfield sites or facilities. Statutory authority for ch. NR 173, Wis. Adm. Code, was repealed by 2011 Wis. Act 32.

**6. Agency Contact Person:**

Jenna Soyer  
Jenna.Soyer@wisconsin.gov  
(608) 267-2465

**SECTION 1. NR 173 is repealed.**

**SECTION 2. EFFECTIVE DATE.** This rule takes effect on the first day of the month following publication in the Wisconsin Administrative Register as provided in s. 227.22 (2) (intro.), Stats.

END OF TEXT