



State of Wisconsin  
1997 - 1998 LEGISLATURE

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**ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO 1997 ASSEMBLY BILL 5**

February 20, 1997 - Offered by COMMITTEE ON AGRICULTURE.

1     **AN ACT** *to renumber* 94.69; *to amend* 93.01 (10); and *to create* 94.69 (2) of the  
2             statutes; **relating to:** the authority of the department of agriculture, trade and  
3             consumer protection to prohibit the use of atrazine in a specified area in the  
4             town of North Lancaster, Grant County.

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

5             **SECTION 1.** 93.01 (10) of the statutes is amended to read:

6             93.01 (10) "Pests" include any living stage of insects, mites, nematodes, slugs,  
7             snails or other invertebrate animals injurious to plants, plant products, animals and  
8             humans; any bacteria, fungi, other parasitic plants or reproductive parts thereof,  
9             viruses, mycoplasma, protozoans or infectious substances which cause disease in or  
10            damage to plants or plant products; any host upon which a plant pest is dependent  
11            for the completion of all or a portion of its life cycle; and any other living organism  
12            classified as a pest under s. 94.69 (1) (a).

1           **SECTION 2.** 94.69 of the statutes is renumbered 94.69 (1).

2           **SECTION 3.** 94.69 (2) of the statutes is created to read:

3           **94.69 (2) (a)** Notwithstanding sub. (1) (i) and ss. 160.19 and 160.21, the  
4 department may not promulgate a rule prohibiting the use of atrazine in part or all  
5 of the area described in par. (b), based on a sample of groundwater taken before the  
6 effective date of this paragraph .... [revisor inserts date], with a concentration of total  
7 chlorinated atrazine residue that attains or exceeds the enforcement standard if the  
8 concentration of total chlorinated atrazine residue in a subsequent sample of  
9 groundwater from the same sampling point is less than the enforcement standard,  
10 except that the department may promulgate a rule prohibiting the use of atrazine  
11 in part or all of the area described in par. (b) based on a sample of groundwater taken  
12 after the effective date of this paragraph .... [revisor inserts date], in which the  
13 concentration of total chlorinated atrazine residue attains or exceeds the  
14 enforcement standard.

15           (b) Paragraph (a) applies to an area in the town of North Lancaster, Grant  
16 County, described as follows: SE-1/4 of Sec. 7, S-1/2 of Sec. 8, SW-1/4 of Sec. 9, W-1/2  
17 of Sec. 16, Sec. 17, E-1/2 of Sec. 18, NE-1/4 of Sec. 19, N-1/2 of Sec. 20 and NW-1/4  
18 of Sec. 21, T. 5 N., R. 3 W.

19   **(END)**