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LRB-0534/1 MCP:ahe

2019 SENATE BILL 31

February 8, 2019 - Introduced by Senators Cowles, Testin, Marklein, Olsen, Stroebel, Nass and Wanggaard, cosponsored by Representatives Krug, Thiesfeldt, Nygren, Kitchens, Tusler, Mursau, Rohrkaste and Edming. Referred to Committee on Natural Resources and Energy.

- 1 AN ACT to consolidate, renumber and amend 283.31 (8) (a), (b), (c); and to
- amend 20.370 (4) (mi) of the statutes; relating to: permit fees for concentrated
 animal feeding operations.

Analysis by the Legislative Reference Bureau

Under current law, a concentrated animal feeding operation (CAFO) that holds a water pollutant discharge elimination system (WPDES) permit from the Department of Natural Resources must pay an annual permit fee of \$345. Of that amount, \$95 is deposited into an appropriation account for DNR's environmental quality functions and its management of state water resources, with the remainder deposited into the general fund.

Under this bill, the full amount of the \$345 annual WPDES permit fee for a CAFO is deposited into the DNR appropriation account for environmental quality functions and management of state water resources.

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

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

Section 1. 20.370 (4) (mi) of the statutes is amended to read:

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20.370 (4) (mi) General program operations — private and public sources. From the general fund, all moneys not otherwise appropriated that are received from private or public sources, other than state agencies and the federal government, for facilities, materials, or services provided by the department relating to its environmental quality functions and to the management of the state's water resources and all moneys required under s. 283.31 (8) (b) to be credited to this appropriation to pay for expenses associated with those facilities, materials, or services.

SECTION 2. 283.31 (8) (a), (b) and (c) of the statutes are consolidated, renumbered 283.31 (8) and amended to read:

283.31 (8) The holder of a permit under this section for a concentrated animal feeding operation shall annually pay to the department a fee of \$345. (b) Of each fee paid under par. (a), \$95, which shall be credited to the appropriation account under s. 20.370 (4) (mi). (e) The department shall annually submit a report to the joint committee on finance and, under s. 13.172 (3), to the standing committees of the legislature with jurisdiction over agricultural and environmental matters describing the use of the moneys credited to the appropriation account under s. 20.370 (4) (mi) under par. (b) this subsection.