

State of Misconsin 2019 - 2020 LEGISLATURE

LRB-5282/1 MCP:kjf

## 2019 SENATE BILL 711

- January 24, 2020 Introduced by Senators Marklein, Olsen and Wanggaard, cosponsored by Representatives Brooks, Ballweg, Brandtjen, Edming, Gundrum, Knodl, Kulp, Loudenbeck, Magnafici, Mursau, Oldenburg, Petryk, Plumer, Ramthun, Sinicki, Skowronski, Sortwell, Swearingen, Tranel, Tusler, Zimmerman, Born, Allen and Spiros. Referred to Committee on Natural Resources and Energy.
- 1 AN ACT *to create* 281.665 (5) (c) 5. of the statutes; **relating to:** priorities and 2 criteria for the municipal flood control and riparian restoration program and 3 amending administrative rules.

## Analysis by the Legislative Reference Bureau

The Department of Natural Resources, under its current rules, provides a list of activities that are eligible for municipal flood control grants. These activities are listed in priority order. When DNR receives an application for a municipal flood control grant, it must score the application based on that priority order.

This bill provides that any of the activities listed in DNR's rules are eligible for municipal flood control grants, and clarifies that the listed activities are not in priority order. The bill also requires DNR, when scoring applications for municipal flood control grants, to consider the cost-effectiveness of the proposed activity. In addition, if an application proposes to acquire and remove structures, the bill requires DNR, when scoring the application, to consider the loss of tax base to be an adverse impact.

For further information see the *state and local* 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:

2019 - 2020 Legislature - 2 -

## **SENATE BILL 711**

1	<b>SECTION 1.</b> 281.665 (5) (c) 5. of the statutes is created to read:
2	281.665 (5) (c) 5. The cost-effectiveness of the project, including any loss to the
3	tax base.
4	<b>SECTION 2.</b> NR 199.05 (1) (intro.) of the administrative code is amended to read:
5	NR 199.05 (1) (intro.) The following activities <del>, in priority order,</del> are eligible for
6	funding under this section:
7	<b>SECTION 3.</b> NR 199.07 of the administrative code is amended to read:
8	NR 199.07 Determination of project eligibility. After receiving the
9	application, the department shall determine eligible projects by considering the
10	factors identified in ss. NR 199.01 and 199.05. The department may accept the
11	application as eligible <del>and score it based on priority projects identified in s. NR</del>
12	199.05 (1) or deny the application as ineligible. In scoring applications, the
13	department shall consider the cost-effectiveness of the proposed activity. For
14	proposed activities that involve the acquisition and removal of structures, the
15	department, in scoring the application, shall consider the loss of tax base to be an
16	<u>adverse impact.</u>
17	(END)