

DRAFT rule revisions for 5/7/2019 Rule Development Meeting

Comments on this draft may be sent to DNRRNR700input@wisconsin.gov.

Subject matter (group/subgroup): Act 70

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Changes (include treatment, list in order of rules):

NR 700.03 (45e) is repealed.

This section included a definition of "property"

NR 750.03 (3) is created to read:

NR 750.03 (3) "Property" has the meaning specified in s. 292.15(1)(c), Stats.

Note: Section 292.15 (1), Stats., reads: "Property" means the area of real property that is included in an application to obtain an exemption under this section, made up of a legally identifiable parcel or legally identifiable contiguous parcels created in compliance with applicable laws.

NR 750.05 (5) is amended to read:

NR 750.05 (5) PROPERTY BOUNDARY CHANGES. Any time between the application submittal and the certificate of completion request, after an application is submitted, if the boundaries of the property change, the applicant shall notify the department in writing. The notification shall occur no later than 60 days prior to the request for a certificate of completion on the property. ~~The voluntary party or parties shall submit a revised application to clearly demonstrate the boundaries and legal descriptions of the properties for which the applicant is seeking the liability exemption. The applicant shall notify the department if they intend to request the exemption for the property initially submitted with the application or request to modify the property boundaries in accordance with s. 292.15(2)(at).~~

NR 754.05 (2m) is created to read:

NR 750.05 (2m) "Property" has the meaning specified in s. 292.15(1)(c), Stats.

Note: Section 292.15 (1), Stats., reads: "Property" means the area of real property that is included in an application to obtain an exemption under this section, made up of a legally identifiable parcel or legally identifiable contiguous parcels created in compliance with applicable laws.

NR 758.X (X) is created to read:

NR 758.X (X) "Property" has the meaning specified in s. 292.15(1)(c), Stats.

Note: Section 292.15 (1), Stats., reads: "Property" means the area of real property that is included in an application to obtain an exemption under this section, made up of a legally identifiable parcel or legally identifiable contiguous parcels created in compliance with applicable laws.

Plain language explanation/analysis:

The rule changes above are all changes to code that will be proposed to achieve consistency with statutory changes made by 2017 Wisconsin Act 70.

Comparable state or federal rules or policies:

Not applicable.

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Economic impact comments:

The rule changes above are all clarifications to generally accepted practices and existing documentation requirements. Economic impact would be nominal.