



State of Wisconsin
2025 - 2026 LEGISLATURE

LRB-2915/P3
EHS:emw&cjs

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT** *to renumber* 182.0175 (1) (aa), (ab), (ac), (ag), (am), (b), (bm), (bo), (bq),
2 (br), (bu), (bw), (bx), (by), (bz), (c) and (d); *to amend* 15.795 (title), 182.0175
3 (1m) (d) (intro.), 182.0175 (2) (as) 1., 182.0175 (2) (bm) (intro.), 182.0175 (2m)
4 (a) 2., 182.0175 (2m) (b) (intro.), 182.0175 (3) (bc) 2. b., 182.0175 (3g) (a) 2. b.
5 and 182.0175 (3g) (b); *to create* 15.795 (2), 182.0175 (1) (i), 182.0175 (1) (mj),
6 182.0175 (1) (mL), 182.0175 (1) (qg), 182.0175 (1) (qr), 182.0175 (1) (u),
7 182.0175 (1) (w), 182.0175 (1m) (dm), 182.0175 (2m) (a) 2g., 182.0175 (2m) (a)
8 2h., 182.0175 (3m), 196.75 and 227.52 (8) of the statutes; **relating to:**
9 excavations performed near underground transmission facilities, the one-call
10 system, mapping of underground transmission facilities, and providing a
11 penalty.

Analysis by the Legislative Reference Bureau

This bill makes changes to the state's one-call system, commonly known as diggers hotline, creates a damage prevention program as an alternative to certain

BILL

procedures under the one-call system, changes an existing exemption for agricultural activity, and imposes restrictions on burying transmission facilities on public land. Current law requires excavators to provide advance notice to the state's one-call system and comply with other requirements for excavations, including requirements for minimum clearance between power-operated excavating or earthmoving equipment (power equipment) and underground transmission facilities. Current law also requires persons who own transmission facilities that are affected by advance notices to mark the location of the facilities, except for those facilities on private property that do not cross a public right-of-way.

DAMAGE PREVENTION PROGRAM

The bill requires PSC to establish and maintain a damage prevention program that is an alternative to certain one-call system procedures. The bill provides that PSC must determine whether an excavator who applies to participate in the program is eligible, but requires a transmission facility owner to participate if requested by a participating excavator. Under the bill, PSC must maintain a list of all participating excavators and participating transmission facility owners.

Participation

The bill establishes certain training and residency requirements for an excavator to be eligible to participate in the damage prevention program, both for the person registered with PSC as the excavator's representative and for the excavator's on-site coordinators. The bill requires a participating excavator to provide advance notice to the one-call system not less than 48 hours before the working day on which a nonemergency excavation will start. Before providing that notice, the bill requires a participating excavator to mark the boundaries of the proposed excavation using physical white paint, white flags, or a combination of both or a digital or electronic method of marking an overhead image of the proposed excavation site. Under the bill, such markings must be accurate to within 20 feet of the boundaries of the proposed excavation.

The bill also establishes certain residency and training requirements for the locator that a participating transmission facility owner uses to locate transmission facilities. The bill requires a participating transmission facility owner to respond to an excavation notice by a participating excavator by 7 a.m. on the first working day beginning at least 48 hours after the notice is provided and to mark the location of underground transmission facilities in a manner that is accurate to within 12 inches.

Potholing

For excavators participating in the damage prevention program, the bill creates new requirements for excavating with power equipment within a "tolerance zone," which the bill defines as the area that is within 18 inches horizontally from each side of a transmission facility marking made by the facility's owner. The bill defines "power equipment" to exclude "vacuum equipment," which the bill defines as excavating equipment that uses high-pressure water or air in conjunction with a vacuum.

The bill allows a participating excavator to use power equipment within a

BILL

tolerance zone as is necessary at the beginning of the excavation process to penetrate and remove the surface layer of pavement. However, before any other use of power equipment within a tolerance zone, the bill requires a participating excavator to excavate without power equipment a hole in the tolerance zone that visually confirms the location of the underground transmission facility. Beginning at the hole that visually confirms that location, the participating excavator must divide the tolerance zone that is within the planned excavation area into 15-foot incremental areas. The incremental areas must be measured horizontally along the marking made by the transmission facility owner.

In the incremental area that begins at that hole, the bill allows the participating excavator to excavate with power equipment to a maximum depth of 18 inches above the elevation of the top of the facility at its exposed location. In every other incremental area, the bill prohibits the participating excavator from excavating with power equipment unless the excavator excavates without power equipment a new hole that 1) has a depth of at least 18 inches below the planned excavation grade and 2) is located at the incremental area's border that is closest to the incremental area that begins at the first hole described above. If the new hole visually confirms the location of the underground transmission facility, the bill allows the participating excavator to excavate with power equipment to a maximum depth of 18 inches above the elevation of the top of the facility at its exposed location. If the new hole does not visually confirm that location, the bill allows the participating excavator to excavate with power equipment to the planned excavation grade.

If, after excavating holes in the tolerance zone without power equipment, a participating excavator is unable to visually confirm the location of a marked underground transmission facility, the bill allows the excavator to request the assistance of the transmission facility's owner by calling the one-call system. The bill requires the one-call system and transmission facility owner to respond to the request within the time frames specified for responses to emergency locate requests that are set forth in the Excavator's Guide to Diggers Hotline published by the one-call system that is in effect at the time of the request.

Enforcement

The bill establishes a system for enforcing the requirements under the damage prevention program that requires PSC to hear complaints and impose forfeitures for violations. The bill creates a damage prevention oversight board that may review the findings and order of the PSC in such a proceeding and either affirm, reverse, or modify the findings or order in whole or in part or set them aside and remand to PSC for further proceedings. Under the bill, an order or determination of the damage prevention oversight board is subject to judicial review.

POSITIVE RESPONSE SYSTEM

The bill requires that the one-call system offer an automated, electronic positive response system that allows a transmission facility owner, in response to an excavation or planning notice, to communicate to an excavator via various response codes the presence or absence of existing transmission facilities in or near the area of the proposed excavation and the status of a response to such a notice. Under the

BILL**SECTION 1**

bill, if all notified owners of transmission facilities have responded to such a notice in a way that indicates the intended excavation will not conflict with existing transmission facilities, the excavation or planning may begin regardless of the scheduled excavation or planning start date indicated in the notice. The bill requires transmission facility owners to respond to such a notice with an appropriate and accurate response code and to respond to an emergency excavation notice no later than 4 hours after the notice is received.

AGRICULTURAL EXEMPTION

Current law provides enforcement procedures and imposes forfeitures for violations relating to locating and excavating near transmission facilities, but exempts certain violations including one resulting from an excavation performed while the person is engaged in an agricultural activity. The bill limits this exemption to excavations performed to no more than 24 inches deep on private property while the person is engaged in an agricultural activity and only if the easement creating the right to place the transmission facility contains no restrictions on that agricultural activity.

TRANSMISSION FACILITIES ON PUBLIC LAND

The bill prohibits burying transmission facilities underground on public land at a depth of less than 36 inches unless local conditions necessitate a shallower depth. If that exception applies, the bill requires the transmission facility owner to install and maintain signs at the site giving notice that facilities are located closer to the surface. The bill also requires a transmission facility owner to create and maintain a map of all of its buried transmission facilities that are on public land and that are buried on or after the effective date of the bill.

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:

1 **SECTION 1.** 15.795 (title) of the statutes is amended to read:

2 **15.795 (title) Same; attached office and board.**

3 **SECTION 2.** 15.795 (2) of the statutes is created to read:

4 15.795 (2) DAMAGE PREVENTION OVERSIGHT BOARD. There is created a
5 damage prevention oversight board, which is attached to the public service
6 commission under s. 15.03. The damage prevention oversight board shall consist of
7 all of the following members, appointed for staggered 3-year terms:

BILL**SECTION 2**

1 (a) One member who represents a gas or electric utility group.

2 (b) One member who represents a telecommunication group.

3 (c) One member who represents a local government group.

4 (d) Two members who represent excavator groups. In this paragraph,
5 “excavator” has the meaning given in s. 182.0175 (1) (g).

6 (e) One member who represents a surveying or engineering group.

7 (f) One member who represents a labor union whose members operate heavy
8 equipment.

9 **SECTION 3.** 182.0175 (1) (aa), (ab), (ac), (ag), (am), (b), (bm), (bo), (bq), (br),
10 (bu), (bw), (bx), (by), (bz), (c) and (d) of the statutes are renumbered 182.0175 (1) (a),
11 (bg), (cm), (dm), (e), (f), (g), (h), (j), (m), (n), (q), (r), (s), (t), (v) and (x).

12 **SECTION 4.** 182.0175 (1) (i) of the statutes is created to read:

13 182.0175 (1) (i) “Locator” means a person engaged or employed by the owner
14 of transmission facilities to mark the location of those transmission facilities in
15 response to an excavation notice under this section.

16 **SECTION 5.** 182.0175 (1) (mj) of the statutes is created to read:

17 182.0175 (1) (mj) “Participating excavator” means an excavator that is
18 participating in the damage prevention program under sub. (3m).

19 **SECTION 6.** 182.0175 (1) (mL) of the statutes is created to read:

20 182.0175 (1) (mL) “Participating transmission facility owner” means a
21 transmission facility owner that is required to participate in the damage prevention
22 program under sub. (3m).

23 **SECTION 7.** 182.0175 (1) (qg) of the statutes is created to read:

BILL**SECTION 7**

1 182.0175 (1) (qg) “Positive response system” means the system established
2 under sub. (1m) (dm).

3 **SECTION 8.** 182.0175 (1) (qr) of the statutes is created to read:

4 182.0175 (1) (qr) “Power equipment” means power-operated excavating or
5 earthmoving equipment, other than vacuum equipment.

6 **SECTION 9.** 182.0175 (1) (u) of the statutes is created to read:

7 182.0175 (1) (u) “Tolerance zone” means the area that is within 18 inches
8 horizontally from each side of a transmission facility marking made under this
9 section.

10 **SECTION 10.** 182.0175 (1) (w) of the statutes is created to read:

11 182.0175 (1) (w) “Vacuum equipment” means excavating equipment that uses
12 high-pressure water or air in conjunction with a vacuum.

13 **SECTION 11.** 182.0175 (1m) (d) (intro.) of the statutes is amended to read:

14 182.0175 (1m) (d) *System functions.* (intro.) The Subject to par. (dm), the
15 one-call system shall do all of the following:

16 **SECTION 12.** 182.0175 (1m) (dm) of the statutes is created to read:

17 182.0175 (1m) (dm) *Positive response system.* 1. The one-call system shall
18 offer an automated, electronic positive response system that facilitates
19 communication between excavators and owners of transmission facilities by
20 allowing an owner of a transmission facility, in response to an excavation or
21 planning notice, to communicate to an excavator via various response codes the
22 presence or absence of existing transmission facilities in or near the area of the
23 proposed excavation and the status of a response to such a notice.

24 2. Notwithstanding the scheduled excavation or planning start date indicated

BILL**SECTION 12**

1 in an excavation or planning notice submitted through the positive response
2 system, if all notified owners of transmission facilities have responded to the notice
3 in a way that indicates there is no conflict between the intended excavation and any
4 existing transmission facilities, the excavation or planning may begin.

5 **SECTION 13.** 182.0175 (2) (as) 1. of the statutes is amended to read:

6 182.0175 (2) (as) 1. ~~An~~ Except as provided in sub. (3m) (e), an excavator shall
7 maintain an estimated minimum clearance of 18 inches between a marking for an
8 unexposed underground transmission facility that is marked under sub. (2m) and
9 the cutting edge or point of any ~~power-operated excavating or earthmoving power~~
10 equipment, except as is necessary at the beginning of the excavation process to
11 penetrate and remove the surface layer of pavement.

12 **SECTION 14.** 182.0175 (2) (bm) (intro.) of the statutes is amended to read:

13 182.0175 (2) (bm) *Notice contents.* (intro.) ~~An~~ Subject to sub. (3m) (c) 2., an
14 excavation notice shall include all of the following information:

15 **SECTION 15.** 182.0175 (2m) (a) 2. of the statutes is amended to read:

16 182.0175 (2m) (a) 2. ~~Respond~~ Except as provided in sub. (3m) (d) 2. a.,
17 respond to an excavation notice within 3 working days by marking the location of
18 transmission facilities and, if applicable, laterals as provided under par. (b) in the
19 area described in the excavation notice.

20 **SECTION 16.** 182.0175 (2m) (a) 2g. of the statutes is created to read:

21 182.0175 (2m) (a) 2g. Respond to an excavation or planning notice through
22 the positive response system with an appropriate and accurate response code.

23 **SECTION 17.** 182.0175 (2m) (a) 2h. of the statutes is created to read:

24 182.0175 (2m) (a) 2h. Respond to an emergency excavation notice received

BILL**SECTION 17**

1 through the positive response system with an appropriate and accurate response
2 code no later than 4 hours after the notice is received.

3 **SECTION 18.** 182.0175 (2m) (b) (intro.) of the statutes is amended to read:

4 182.0175 **(2m)** (b) *Facilities marking.* (intro.) ~~–A–~~ Except as provided in sub.
5 (3m) (d) 2. b., a person owning transmission facilities, upon receipt of an excavation
6 notice, shall mark in a reasonable manner the locations of transmission facilities at
7 the area described in the notice to enable the excavator to locate the transmission
8 facilities without endangering the security of the facilities or the public. For
9 purposes of this paragraph, transmission facilities are marked in a reasonable
10 manner if the owner of the transmission facilities locates and marks the
11 transmission facilities to a level of accuracy and precision consistent with national
12 standards. Except as provided in par. (bm), if the person is a local governmental
13 unit and if the excavation notice relates to sewer or water facilities owned by the
14 local governmental unit, the local governmental unit shall also mark the locations
15 within the public right-of-way of all laterals connected to the sewer or water
16 facilities at the area described in the notice. ~~The~~ Except as provided in sub. (3m) (d)
17 2. a., the marking of facilities shall be completed within 3 working days after receipt
18 of the notice, or if notice is given more than 10 days before excavation is scheduled to
19 begin, marking shall be completed at least 3 working days before excavation is
20 scheduled to begin. If the approximate location of a transmission facility is marked
21 with paint, flags, stakes, or other physical means, the following color coding of lines,
22 cables, or conduits shall comply with the uniform color code adopted by the
23 American National Standards Institute:

24 **SECTION 19.** 182.0175 (3) (bc) 2. b. of the statutes is amended to read:

BILL**SECTION 19**

1 182.0175 (3) (bc) 2. b. A person whose violation of this section results from an
2 excavation performed to no more than 24 inches deep on private property while the
3 person is engaged in an agricultural activity and only if the easement creating the
4 right to place the transmission facility contains no restrictions on that agricultural
5 activity.

6 **SECTION 20.** 182.0175 (3g) (a) 2. b. of the statutes is amended to read:

7 182.0175 (3g) (a) 2. b. A person whose violation of this section results from an
8 excavation performed to no more than 24 inches deep on private property while the
9 person is engaged in an agricultural activity and only if the easement creating the
10 right to place the transmission facility contains no restrictions on that agricultural
11 activity.

12 **SECTION 21.** 182.0175 (3g) (b) of the statutes is amended to read:

13 182.0175 (3g) (b) ~~Any~~ Except as provided in sub. (3m) (f) 7., any person who
14 willfully and knowingly violates this section may be required to forfeit \$2,000 for
15 each offense. Each day of continued violation constitutes a separate offense.

16 **SECTION 22.** 182.0175 (3m) of the statutes is created to read:

17 182.0175 (3m) DAMAGE PREVENTION PROGRAM. (a) *Program.* 1. The
18 commission shall establish and maintain a damage prevention program that is an
19 alternative to procedures otherwise provided under this section. For an excavator
20 that is eligible to participate in the program as provided under par. (b) or a
21 transmission facility owner that is required to participate in the program as
22 provided under subd. 2., all of the procedures and requirements under subs. (1m),
23 (2), (2m), (2r), (3), (3g), (3r), (4), and (5) apply unless specifically excepted under this
24 subsection.

BILL**SECTION 22**

1 2. Upon application on a form prescribed by the commission, the commission
2 shall determine whether an excavator is eligible under par. (b) to participate in the
3 damage prevention program under this subsection. A transmission facility owner
4 shall participate in the damage prevention program under this subsection if a
5 participating excavator so requests. The commission shall maintain a list of all
6 participating excavators and participating transmission facility owners and the
7 individual registered as the contact person for each and shall keep all data in the
8 list confidential.

9 (b) *Participation.* An excavator is eligible to participate in the damage
10 prevention program under this subsection if a resident of this state is registered
11 with the commission under the program as a representative of the excavator; that
12 representative has gone through no less than 16 hours of training in the previous 2
13 years on excavating near transmission facilities; and the excavator commits to all of
14 the following with respect to the excavator's on-site coordinator:

15 1. Only using on-site coordinators who reside in this state.

16 2. Only using on-site coordinators who have completed no less than 4 hours of
17 training on locating transmission facilities within the 2 years prior to any
18 excavation.

19 3. Ensuring the on-site coordinator is present on-site when excavations
20 dealing with transmission facilities are active.

21 (c) *Excavator responsibilities.* A participating excavator shall do all of the
22 following:

23 1. Notwithstanding sub. (2) (am) 1., provide advance notice to the one-call

BILL**SECTION 22**

1 system not less than 48 hours before the working day on which a nonemergency
2 excavation will start.

3 2. Before providing the notice under subd. 1., mark the boundaries of the
4 proposed excavation using physical white paint, white flags, or a combination of
5 both or a digital or electronic method of marking an overhead image of the proposed
6 excavation site. If using a digital or electronic method of marking, the participating
7 excavator shall include this marked image in the notice under subd. 1. Markings
8 under this subdivision shall be accurate to within 20 feet of the boundaries of the
9 proposed excavation.

10 3. Follow all of the requirements under par. (b) with respect to on-site
11 coordinators.

12 (d) *Transmission facility owner responsibilities.* 1. A participating
13 transmission facility owner may only use a locator to whom all of the following
14 apply:

15 a. The locator resides in this state.

16 b. The locator has gone through no less than 4 hours of training on locating
17 transmission facilities in the previous 2 years.

18 2. A participating transmission facility owner shall do all of the following:

19 a. Notwithstanding sub. (2m) (a) 2., respond to an excavation notice by a
20 participating excavator by 7 a.m. on the first working day beginning at least 48
21 hours after the notice is provided under par. (c) 1.

22 b. Mark the location of underground transmission facilities within the
23 proposed excavation area marked under par. (c) 2. b. in a manner that is accurate to
24 within 12 inches.

BILL**SECTION 22**

1 (e) *Potholing*. 1. Except as is necessary at the beginning of the excavation
2 process to penetrate and remove the surface layer of pavement, before excavating
3 with power equipment in a tolerance zone, a participating excavator shall excavate
4 without power equipment a hole in the tolerance zone that visually confirms the
5 location of an underground transmission facility. Subject to sub. (2) (as) 2., after
6 the location of an underground transmission facility is visually confirmed, all of the
7 following apply:

8 a. Beginning at the hole that visually confirms the location of the
9 underground transmission facility, the excavator shall divide the tolerance zone
10 into 15-foot incremental areas that are measured horizontally along the marking
11 made under sub. (2m) (b).

12 b. This sub. 1. b. applies to excavations in the 15-foot incremental area that
13 begins at the hole that visually confirms the location of the underground
14 transmission facility. An excavator may excavate with power equipment to a
15 maximum depth of 18 inches above the elevation of the top of the facility at its
16 exposed location.

17 c. This subd. 1. c. applies to excavations in any 15-foot incremental area other
18 than the area specified in subd. 1. b. An excavator may not excavate with power
19 equipment unless the excavator excavates without power equipment a hole with a
20 depth of at least 18 inches below the planned excavation grade at the incremental
21 area's border that is closest to the 15-foot incremental area specified in subd. 1. b. If
22 the hole excavated under this subd. 1. c. visually confirms the location of the
23 underground transmission facility, the excavator may excavate with power
24 equipment to a maximum depth of 18 inches above the elevation of the top of the

BILL**SECTION 22**

1 facility at its exposed location. If the hole excavated under this subd. 1. c. does not
2 visually confirm the location of the underground transmission facility, the
3 participating excavator may excavate with power equipment to the planned
4 excavation grade.

5 2. If, after excavating holes in the tolerance zone without power equipment as
6 required under subd. 1. (intro.), the participating excavator is unable to visually
7 confirm the location of the marked underground transmission facility, the
8 participating excavator may request the assistance of the transmission facility
9 owner by calling the one-call system. The one-call system and transmission facility
10 owner shall respond to the request within the time frames specified for a response
11 to a request to provide emergency locator service that are set forth in the
12 excavator's guide to diggers hotline published by the one-call system that is in effect
13 at the time of the request.

14 (f) *Enforcement.* 1. Any of the persons listed in sub. (3) (bg) 1. a. to c. may file
15 a written complaint with the commission that a participating excavator or a
16 participating transmission facility owner has taken an action that the person knew
17 or should have known was in violation of this subsection.

18 2. A written complaint under subd. 1. shall include all of the following:

19 a. The items described in sub. (3) (bg) 3. a. to c.

20 b. With respect to a complaint of a violation of par. (c) 2. or (d) 2. b.,
21 photographic evidence.

22 3. No person may file a complaint under subd. 1. more than 120 days after the
23 person discovers an alleged violation of this subsection, except that the commission

BILL**SECTION 22**

1 may for good cause shown allow filing no later than one year after the discovery of
2 the alleged violation.

3 4. The commission's procedure under sub. (3) (c) applies to a complaint filed
4 under subd. 1., except that the available forfeitures are limited to those under subd.
5 6.

6 5. a. Any respondent or complainant who is dissatisfied with the findings and
7 order of the commission under sub. (3) (c) may file a written petition with the
8 damage prevention oversight board for review by the damage prevention oversight
9 board of the findings and order.

10 b. If no petition is filed under subd. 5. a. within 21 days from the date that a
11 copy of the findings and order of the commission is mailed to the last-known
12 address of the respondent, the findings and order shall be considered final. If a
13 timely petition is filed, the damage prevention oversight board, on review, may
14 either affirm, reverse, or modify the findings or order in whole or in part or set
15 aside the findings and order and remand to the commission for further proceedings.
16 Such actions shall be based on a review of the evidence submitted. If the damage
17 prevention oversight board is satisfied that a respondent or complainant has been
18 prejudiced because of exceptional delay in the receipt of a copy of any findings and
19 order, it may extend for another 21 days the time for filing the petition with the
20 damage prevention oversight board.

21 c. After the effective date of any order or determination of the damage
22 prevention oversight board under subd. 5. b., the order or determination shall be on
23 its face lawful and reasonable unless a court determines otherwise under s. 227.57.

24 d. Judicial review of an order or determination of the damage prevention

BILL**SECTION 22**

oversight board under subd. 5. b. may be had by any aggrieved person in the manner prescribed in ch. 227.

6. The commission may directly assess a forfeiture of no more than any of the following amounts, as applicable, in a consent agreement or order issued under sub. (3) (c) 2. that is the result of a complaint filed under subd. 1.:

a. For each violation of par. (d) 2., \$25,000. Each day of continued violation constitutes a separate offense.

b. For a first violation of par. (c) 3., \$1,000 for each day of continued violation.

c. For a second or subsequent violation of par. (c) 3., \$5,000 for each day of continued violation.

SECTION 23. 196.75 of the statutes is created to read:

196.75 Underground transmission facilities. (1) In this section, “transmission facility” means any pipe, conduit, wire, or cable used for transmission or delivery of heat, light, water, power, or telecommunication.

(2) No person may bury transmission facilities underground on public land at a depth of less than 36 inches unless local conditions necessitate a shallower depth, in which case the owner of the transmission facilities shall install and maintain signs at the site giving notice that the facilities are located closer to the surface.

(3) The owner of any transmission facility shall create and maintain a map of all buried transmission facilities the person owns that are on public land and that are buried on or after the effective date of this subsection [LRB inserts date]. A map required under this subsection and any related computer-aided design file shall be referenced to the public land survey system or the Wisconsin coordinate reference system in the corresponding county zone with the most current datum

BILL**SECTION 23**

1 and adjustment for both horizontal and vertical elements and shall show the 3-
2 dimensional coordinates of each corner or bend in a transmission facility measured
3 in feet to the tenth of a foot.

4 **SECTION 24.** 227.52 (8) of the statutes is created to read:

5 227.52 (8) Those decisions of the public service commission that are subject to
6 review, prior to any judicial review, by the damage prevention oversight board.

7 **SECTION 25. Nonstatutory provisions.**

8 (1) STAGGERED TERM FOR BOARD. Notwithstanding the length of terms
9 specified for the members of the damage prevention oversight board under s. 15.795

10 (2) (a) to (f), 2 of the initial members shall be appointed for terms expiring on May
11 1, 2026; 2 of the initial members shall be appointed for terms expiring on May 1,
12 2027; and 3 of the initial members shall be appointed for terms expiring on May 1,
13 2028.

****NOTE: I added the above to account for the initial board members' staggered
terms. Let me know if you would like something different.

14 **SECTION 26. Initial applicability.**

15 (1) CERTAIN AGRICULTURAL ACTIVITY. The treatment of s. 182.0175 (3) (bc) 2.
16 b. and (3g) (a) 2. b. first applies to an excavation performed on the effective date of
17 this subsection.

18 **(END)**