

01 Technical Standard vs Rulemaking by DATCP or DNR

Rules are state law. Standards state the procedures, qualifications and information that needs to be collected. Standards may be incorporated into the rule through the rule making process. This specific standard was created to implement the requirements of NR 151.075.

The following table outlines which categories/topics would be addressed under our Depth to Bedrock Verification Tech Standard 01 versus something determined by DATCP or DNR through rulemaking.

Tech standard	Rulemaking
Protocols for each verification method	Cost-share rates to complete the verification process
Suitability of each method based on depth	The entity to receive collected data
Required qualifications for persons who will conduct the verification	Who will manage and have ownership over the data
DATCP-approved, certifying training program ¹	The process should the verification be contested including which entity/agency will “approve” verification plans
Data that needs to be collected and the documentation needed along with the verification ²	Implementation issues related to compliance
Identifies required output of verification process (field maps, data points, etc.)	
Example(s) of implementing this standard under different field scenarios and conditions	

¹A DATCP-approved training program is listed in our technical standard; the components of this training program will be determined by DATCP in partnership with the Tech Standard committee.

²The Depth to Bedrock Technical Standard 01 identifies the required output of the verification process which can include field maps and latitudinal and longitudinal data points of sampling locations. This standard does **NOT** create a map larger than field scale. It instead creates the data needed to update data in a county-wide or larger map.