

1999 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB133)

Received: 06/21/99

Received By: **kunkemd**

Wanted: **As time permits**

Identical to LRB:

For: **Assembly Republican Caucus**

By/Representing: **Kratochwill**

This file may be shown to any legislator: **NO**

Drafter: **kunkemd**

May Contact:

Alt. Drafters:

Subject: **Munis - miscellaneous
Public Util. - misc.**

Extra Copies:

Pre Topic:

ARC:.....Kratochwill - Am#129,

Topic:

PSC rules regarding disputes over ordinary high-water mark identifications by town sanitary districts

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	kunkemd 06/22/99 jkreye 06/22/99	gilfokm 06/22/99		_____			
/1			martykr 06/23/99	_____	lrb_docadmin 06/23/99		

FE Sent For:

<END>

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/?	kunkemd 06/22/99 jkreye	1-6-99 KMG	Am 6 23	JK 6/23			

FE Sent For:

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6 0820

M 66 # MDR

To Be Drafted

Agency

Amendment#

ARC Analyst

LRB#

Tax Cut

Kratochwill

Summary

Ammend 30.103 Identification of ordinary high-water mark by town sanitary district.
A town sanitary district may identify the ordinary high water mark of a lake that lies wholly within unincorporated territory and wholly within a sanitary district.
Add: Disputes arising over the level set by governing body and the riparian owners shall be resolved through an administrative process developed by rule through the Public Service Commission. Decisions may be appealed to a court of competent jurisdiction by either party having standing in the case.

exempt from
S 30.02

30.133(4)

Fiscal Impact

None.

Statement of Intent

Identification of ordinary high-water mark by town sanitary district.



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0820??
JK, MDK, MGG:.....

mg

m 6-22-99

ARC:.....Kratochwill - Am.#129, PSC rules regarding disputes over ordinary high-water mark identifications by town sanitary districts

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45

SOON

- 1 At the locations indicated, amend the bill as follows:
- 2 **1.** Page 486, line 18: after that line insert:
- 3 "SECTION 785m. 30.103 of the statutes is amended to read:
- 4 **30.103 Identification of ordinary high-water mark by town sanitary**
- 5 **district.** A town sanitary district may identify the ordinary high-water mark of a
- 6 lake that lies wholly within unincorporated territory and wholly within the town
- 7 sanitary district. The department may not identify an ordinary high-water mark of
- 8 a lake that is different than the ordinary high-water mark identified by a town
- 9 sanitary district under this section. Notwithstanding s. 30.02, a dispute between a
- 10 town sanitary district and a riparian owner regarding the high-water mark

1 identified under this section shall be resolved by an administrative process as
2 established by rule by the public service commission."

3 **2.** Page 1594, line 6: after that line insert:

4 "(9) ^v HIGH-WATER MARK DISPUTES. The treatment of section 30.103 of the
5 statutes first applies to ^a disputes ^g that ^y arise on the effective date of this subsection."

6 (END)

*the public service commission
determines arises*



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0820/1
JK/MDK/MGG:kmg:km

ARC:.....Kratochwill - Am #129, PSC rules regarding disputes over ordinary
high-water mark identifications by town sanitary districts

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 486, line 18: after that line insert:

3 “SECTION 785m. 30.103 of the statutes is amended to read:

4 **30.103 Identification of ordinary high-water mark by town sanitary**
5 **district.** A town sanitary district may identify the ordinary high-water mark of a
6 lake that lies wholly within unincorporated territory and wholly within the town
7 sanitary district. The department may not identify an ordinary high-water mark of
8 a lake that is different than the ordinary high-water mark identified by a town
9 sanitary district under this section. Notwithstanding s. 30.02, a dispute between a
10 town sanitary district and a riparian owner regarding the high-water mark

1 identified under this section shall be resolved by an administrative process as
2 established by rule by the public service commission.”.

3 **2.** Page 1594, line 9: after that line insert:

4 “(9v) HIGH-WATER MARK DISPUTES. The treatment of section 30.103 of the
5 statutes first applies to a dispute that the public service commission determines
6 arises on the effective date of this subsection.”.

7 (END)