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Details:

(FORM UPDATED: 08/11/2010)

**WISCONSIN STATE LEGISLATURE ...  
PUBLIC HEARING - COMMITTEE RECORDS**

**2009-10**

(session year)

**Assembly**

(Assembly, Senate or Joint)

**Committee on ... Natural Resources  
(AC-NR)**

**COMMITTEE NOTICES ...**

- Committee Reports ... **CR**
- Executive Sessions ... **ES**
- Public Hearings ... **PH**

**INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL**

- Appointments ... **Appt** (w/Record of Comm. Proceedings)
- Clearinghouse Rules ... **CRule** (w/Record of Comm. Proceedings)
- Hearing Records ... bills and resolutions (w/Record of Comm. Proceedings)  
(**ab** = Assembly Bill)                      (**ar** = Assembly Resolution)                      (**ajr** = Assembly Joint Resolution)  
(**sb** = Senate Bill)                              (**sr** = Senate Resolution)                              (**sjr** = Senate Joint Resolution)
- Miscellaneous ... **Misc**

\* Contents organized for archiving by: Mike Barman (LRB) (Sept/2010)

## Assembly

### Record of Committee Proceedings

#### **Committee on Natural Resources**

##### **Senate Bill 348**

Relating to: declarations creating marina condominiums and technical corrections to the laws governing marina condominiums.

By Senators Jauch and Taylor; cosponsored by Representatives Sherman, Ballweg and Zepnick.

February 17, 2010      Referred to Committee on Natural Resources.

March 24, 2010      **PUBLIC HEARING HELD**

Present:    (14)    Representatives Black, Danou, Molepske Jr.,  
Steinbrink, Hraychuck, Mason, Milroy, Clark,  
J. Ott, Gunderson, Huebsch, LeMahieu,  
Mursau and Nerison.

Absent:    (1)    Representative Hebl (excused).

##### Appearances For

- Rep. Gary Sherman, Port Wing — 74th Assembly District
- Sen. Bob Jauch, Poplar — 25th Senate District
- Pete Christianson, Madison — Veolia
- Liesa Lehman — DNR

##### Appearances Against

- None.

##### Appearances for Information Only

- None.

##### Registrations For

- None.

##### Registrations Against

- None.

##### Registrations for Information Only

- None.

March 31, 2010      **EXECUTIVE SESSION HELD**

Present: (14) Representatives Black, Danou, Molepske Jr.,  
Steinbrink, Hraychuck, Mason, Milroy, Clark,  
J. Ott, Gunderson, Huebsch, LeMahieu,  
Mursau and Nerison.

Absent: (1) Representative Hebl (excused).

Moved by Representative Black, seconded by Representative  
Danou that **Senate Bill 348** be recommended for concurrence.

Ayes: (14) Representatives Black, Danou, Molepske Jr.,  
Steinbrink, Hraychuck, Mason, Milroy,  
Clark, J. Ott, Gunderson, Huebsch,  
LeMahieu, Mursau and Nerison.

Noes: (0) None.

Absent: (1) Representative Hebl (excused).

CONCURRENCE RECOMMENDED, Ayes 14, Noes 0

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John Maycroft  
Committee Clerk



## Vote Record Committee on Natural Resources

Date: 5/31/10

Moved by: Black

Seconded by: Danou

AB \_\_\_\_\_ SB 348 Clearinghouse Rule \_\_\_\_\_  
 AJR \_\_\_\_\_ SJR \_\_\_\_\_ Appointment \_\_\_\_\_  
 AR \_\_\_\_\_ SR \_\_\_\_\_ Other \_\_\_\_\_

A/S Amdt \_\_\_\_\_  
 A/S Amdt \_\_\_\_\_ to A/S Amdt \_\_\_\_\_  
 A/S Sub Amdt \_\_\_\_\_  
 A/S Amdt \_\_\_\_\_ to A/S Sub Amdt \_\_\_\_\_  
 A/S Amdt \_\_\_\_\_ to A/S Amdt \_\_\_\_\_ to A/S Sub Amdt \_\_\_\_\_

- Be recommended for:
- Passage       Adoption       Confirmation       Concurrence       Indefinite Postponement
  - Introduction       Rejection       Tabling       Nonconcurrence

Committee Member	Aye	No	Absent	Not Voting
Representative Spencer Black, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Representative Chris Danou	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Representative Louis Molepske	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Representative John Steinbrink	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Representative Ann Hraychuck	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Representative Gary Hebl	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Representative Cory Mason	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Representative Nick Milroy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Representative Fred Clark	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Representative Jim Ott	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Representative Scott Gunderson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Representative Michael Huebsch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Representative Daniel LeMahieu	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Representative Jeffrey Mursau	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Representative Lee Nerison	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Totals: \_\_\_\_\_

Motion Carried       Motion Failed





**Senator Jauch Testimony in Support of SB 348  
Revisions to the Marina Condo Law  
Wednesday March 24, 2010**

I would like to thank Rep. Black and the members of the committee for allowing me the opportunity to provide written testimony today on my support for SB 348, which makes some small and primarily technical revisions to the Marina Condo Law. I am sorry I could not be here today in person.

I introduced the bill with Representative Sherman at the request of a marina condominium development and its unit owners in our districts. This bill was written with the input and support of the DNR. Language was included in the 2007 Budget bill with the support of the DNR to bar creation of new marina condominium developments. The Budget language also clarified the legal status of existing marina condominiums.

Under statutes regulating condominium associations, a 2/3 vote of unit owners is required in order to modify or amend the declaration for a condominium project. The budget language, however, imposed a unanimous vote requirement upon marina condominiums, which appears to be unnecessarily restrictive. Accordingly, SB 348 would remove this more restrictive language and utilize the same 2/3 requirement which is applicable for all other existing condominium associations. Finally, the Revisor of Statutes identified a couple drafting errors which are corrected in the bill.

This bill does not revise the budget language in any way that would allow for the creation of new marina condominiums, nor does it amend anything pertaining to the legal status of existing marina condominiums.