

2019 Assembly Bill 435 (LRB -1859)

An Act to amend 101.82 (1) and 145.02 (2) (b); and to create 101.053 of the statutes; relating to: regulation of recreational and educational camps, providing an exemption from emergency rule procedures, and granting rule-making authority. (FE)

2019

09-12.	A.	Introduced by Representatives Felzkowski, Edming, Oldenburg, Magnafici, James, Fields, Gundrum, Horlacher, Kulp, B. Meyers, Milroy, Mursau, Petryk, Quinn, Ramthun, Sanfelippo, Skowronski, Stafsholt, Tusler and Wichgers ; cosponsored by Senators Tiffany, Bewley, Olsen, Schachtner, Stroebel, Marklein and Kapenga.	274
09-12.	A.	Read first time and referred to Committee on Rural Development	274
09-23.	A.	Fiscal estimate received	
10-30.	A.	Public hearing held	
11-25.	A.	Representative C. Taylor added as a coauthor	408

2020

01-14.	A.	Executive action taken	
01-16.	A.	Report passage recommended by Committee on Rural Development, Ayes 12, Noes 0	477
01-16.	A.	Referred to committee on Rules	477
01-16.	A.	Placed on calendar 1-21-2020 by Committee on Rules	
01-21.	A.	Read a second time	490
01-21.	A.	Ordered to a third reading	490
01-21.	A.	Rules suspended	490
01-21.	A.	Read a third time and passed	490
01-21.	A.	Ordered immediately messaged	490
01-22.	S.	Received from Assembly	604
01-27.	S.	Read first time and referred to committee on Senate Organization	615
01-27.	S.	Available for scheduling	
02-14.	S.	Public hearing requirement waived by committee on Senate Organization, pursuant to Senate Rule 18 (1m), Ayes 5, Noes 0	678
02-14.	S.	Placed on calendar 2-19-2020 pursuant to Senate Rule 18(1)	679
02-19.	S.	Read a second time	
02-19.	S.	Ordered to a third reading	
02-19.	S.	Rules suspended	
02-19.	S.	Read a third time and concurred in	
02-19.	S.	Ordered immediately messaged	
02-20.	A.	Received from Senate concurred in	



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ENROLLED BILL

Adopted Documents

Original

Engrossed

Substitute Amdt

19 -1859, 1

Amendments: None or Listed below.

Corrections: None or Listed by date below.

2/24/20

Topic: Same as relating clause or Indicated below.

2/24/20

Date

Enrolling Drafter



State of Wisconsin
2019-2020 LEGISLATURE

CORRECTIONS IN:

2019 ASSEMBLY BILL 435

Prepared by the Legislative Reference Bureau
(February 25, 2020)

In enrolling, the following correction was made:

1. Page 3, line 21: delete "101.53" and substitute "101.053".

(END)



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-1859/1
MDK:amn

2019 ASSEMBLY BILL 435

September 12, 2019 - Introduced by Representatives FELZKOWSKI, EDMING, OLDENBURG, MAGNAFICI, JAMES, FIELDS, GUNDRUM, HORLACHER, KULP, B. MEYERS, MILROY, MURSAU, PETRYK, QUINN, RAMTHUN, SANFELIPPO, SKOWRONSKI, STAFSHOLT, TUSLER and WICHGERS, cosponsored by Senators TIFFANY, BEWLEY, OLSEN, SCHACHTNER, STROEBEL, MARKLEIN and KAPENGA. Referred to Committee on Rural Development.

1 **AN ACT to amend** 101.82 (1) and 145.02 (2) (b); and **to create** 101.053 of the
2 statutes; **relating to:** regulation of recreational and educational camps,
3 providing an exemption from emergency rule procedures, and granting
4 rule-making authority.

Analysis by the Legislative Reference Bureau

This bill requires the Department of Safety and Professional Services to revise the commercial building code, which imposes standards on the construction and inspection of public buildings and places of employment, to establish separate standards for recreational and educational camps. The bill defines "recreational and educational camp" to have the same meaning as under rules of the Department of Agriculture, Trade and Consumer Protection for issuing permits to such camps. Under the bill, with specified exceptions, a "recreational and educational camp" is a premises operated as an overnight living quarters where both food and lodging are provided for a planned program of recreation or education. The separate standard required under the bill must take into account the uses, including seasonal use, that are unique to recreational and educational camps. The bill also requires DSPS's rules for electrical wiring and plumbing systems to take into account the unique uses of those camps.

ASSEMBLY BILL 435

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.** 101.053 of the statutes is created to read:

2 **101.053 Recreational and educational camps.** (1) In this section,
3 “recreational and educational camp” means a premises, including temporary and
4 permanent structures, that is operated as an overnight living quarters where both
5 food and lodging or facilities for food and lodging are provided for children or adults
6 or both children and adults for a planned program of recreation or education, and
7 that is offered free of charge or for payment of a fee by a person or by the state or a
8 local unit of government. “Recreational and educational camp” does not include any
9 of the following:

10 (a) An overnight planned program of recreation or education for adults or
11 families at an establishment holding a current retail food establishment license
12 issued under s. 97.30 or lodging license issued under s. 97.605.

13 (b) An overnight planned program of recreation or education for less than 4
14 consecutive nights and without permanent facilities for food and lodging.

15 (c) An overnight planned program for credit at an accredited academic
16 institution of higher education.

17 (d) A tournament, competition, visitation, recruitment, campus conference, or
18 professional sports team training camp.

19 **(2)** The department shall promulgate rules revising the commercial building
20 code to establish separate standards for the construction and inspection of
21 recreational and educational camps. The standards established in the rules shall

ASSEMBLY BILL 435

1 take into account the uses, including seasonal use, that are unique to recreational
2 and educational camps.

3 **SECTION 2.** 101.82 (1) of the statutes is amended to read:

4 101.82 (1) Promulgate by rule a state electrical wiring code that establishes
5 standards for installing, repairing, and maintaining electrical wiring. The rules
6 shall include separate standards, established in consultation with the uniform
7 dwelling code council, that apply only to electrical wiring in camping units that are
8 set in a fixed location in a campground for which a permit is issued under s. 97.67,
9 that contain a sleeping place, and that are used for seasonal overnight camping. The
10 rules do not apply to electrical wiring in primitive rural hunting cabins, as defined
11 in s. 101.61 (3). The standards established in the rules shall also take into account
12 the uses, including seasonal use, that are unique to recreational and educational
13 camps, as defined in s. 101.053 (1). Where feasible, the rules shall reflect nationally
14 recognized standards.

15 **SECTION 3.** 145.02 (2) (b) of the statutes is amended to read:

16 145.02 (2) (b) The department shall promulgate rules that establish separate
17 plumbing standards applicable only to camping units that are set in a fixed location
18 in a campground for which a permit is issued under s. 97.67, that contain a sleeping
19 place, and that are used for seasonal overnight camping. The standards established
20 in the rules shall also take into account the uses, including seasonal use, that are
21 unique to recreational and educational camps, as defined in s. 101.53 (1). If the
22 department has appointed one or more committees under s. 227.13 to advise the
23 department on rule making with respect to private on-site wastewater treatment
24 systems or other plumbing systems, the department shall promulgate the rules
25 required under this paragraph in consultation with those committees.

ccc
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