



## 1995 ASSEMBLY BILL 949

February 26, 1996 - Introduced by Representatives SCHNEIDER, BRANCEL, GARD, AINSWORTH, KELSO, MUSSER, SERATTI, DOBYNS, HASENOHRL, OLSEN, OTT, HANDRICK, VANDER LOOP, KLUSMAN, ALBERS, RYBA and HUTCHISON, cosponsored by Senators COWLES, DRZEWIECKI and BUETTNER. Referred to Committee on Natural Resources.

- 1     **AN ACT to create** 30.637 of the statutes; **relating to:** restricted areas above and  
2             below hydroelectric dams and granting rule-making authority.

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### *Analysis by the Legislative Reference Bureau*

Under this bill, no person may be in or on a body of water or be present on the banks of a body water within 300 feet below a hydroelectric dam if the area is marked with warning signs, buoys and with an amber flashing light that is illuminated. The prohibition also applies to areas that are within 200 feet above a hydroelectric dam. The bill requires the department of natural resources to promulgate rules to establish standards for these signs, buoys and lights. The bill exempts the signs, buoys and lights from the permitting requirements under current law that regulate the placement of structures and buoys in navigable waters.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

- 3             **SECTION 1.** 30.637 of the statutes is created to read:  
4             **30.637 Restricted areas around hydroelectric dams. (1) PROHIBITION.**  
5             No person may be in or on a body of water or be present in any of the following areas  
6             on the banks of a body of water:  
7                 (a) Within 300 feet below a hydroelectric dam if the area is marked with  
8             warning signs or buoys and with an amber flashing light that is illuminated.

1 (b) Within 200 feet above a hydroelectric dam if the area is marked with  
2 warning signs or buoys.

3 **(2) EXEMPTIONS.** (a) Subsection (1) does not apply to a law enforcement officer  
4 acting in the course of his or her duty.

5 (b) The requirements and restrictions under ss. 30.12 and 30.772 do not apply  
6 to signs, buoys or amber lights that comply with the rules promulgated under sub.  
7 (3).

8 **(3) RULES.** The department shall promulgate rules that establish uniform  
9 standards for the signs, buoys and amber lights specified under this subsection.

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**(END)**