

1999 DRAFTING REQUEST

Bill

Received: **09/10/98**

Received By: **gibsom**

Wanted: **As time permits**

Identical to LRB:

For: **Tony Staskunas (608) 266-0620**

By/Representing: **Mike**

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

Drafter: **gibsom**

May Contact:

Alt. Drafters:

Subject: **Nat. Res. - boats snomos ATVs**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Personal flotation devices for certain minors

Instructions:

child 10 years or under must wear PFDs on a boat less than 26 feet long when the boats is being operated

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>
/1	gibsom 09/11/98	jgeller 09/15/98	jfrantze 09/15/98	_____	barmamj 09/15/98		S&L
/2	gibsom 02/15/99	jgeller 02/15/99	martykr 02/16/99	_____	lrb_docadmin 02/16/99	lrb_docadminS&L 02/16/99	

FE Sent For:

3/15/99

<END>



1999 DRAFTING REQUEST

Bill

Received: **09/10/98**

Received By: **gibsom**

Wanted: **As time permits**

Identical to LRB:

For: **Tony Staskunas (608) 266-0620**

By/Representing: **Mike**

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

Drafter: **gibsom**

May Contact:

Alt. Drafters:

Subject: **Nat. Res. - boats snomos ATVs**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Personal flotation devices for certain minors

Instructions:

child 10 years or under must wear PFDs on a boat less than 26 feet long when the boats is being operated

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>
/1	gibsom 09/11/98	ygeller 09/15/98	jfrantze 09/15/98	_____	barmamj 09/15/98		S&L
/2	gibsom 02/15/99	ygeller 02/15/99	martykr 02/16/99	_____	lrb_docadmin 02/16/99		S&L

FE Sent For:

<END>

1999 DRAFTING REQUEST

Bill

Received: **09/10/98**

Received By: **gibsom**

Wanted: **As time permits**

Identical to LRB:

For: **Tony Staskunas (608) 266-0620**

By/Representing: **Mike**

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

Drafter: **gibsom**

May Contact:

Alt. Drafters:

Subject: **Nat. Res. - boats snomos ATVs**

Extra Copies:

Topic:

Personal flotation devices for certain minors

Instructions:

child 10 years or under must wear PFDs on a boat less than 26 feet long when the boats is being operated

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>
/1	gibsom 09/11/98	ygeller 09/15/98	jfrantze 09/15/98	_____	barmamj 09/15/98		S&L

1/2 9/15 jlg
 2/16 jso
 2/16 mtb
 <END>

FE Sent For:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100

1999 DRAFTING REQUEST

Bill

Received: 09/10/98

Received By: gibson

Wanted: As time permits

Identical to LRB:

For: Tony Staskunas (608) 266-0620

By/Representing: Mike

This file may be shown to any legislator: NO

Drafter: gibson

May Contact:

Alt. Drafters:

Subject: Nat. Res. - boats snomos ATVs

Extra Copies:

Topic:

Personal flotation devices for certain minors

Instructions:

child 10 years or under must wear PFDs on a boat less than 26 feet long when the boats is being operated

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>
/?	gibson	1-9-15-98 JLG	8/9/15	8/15/98 KM			

FE Sent For:

<END>

100



State of Wisconsin
1999 - 19100 LEGISLATURE

RMR

LRB-0136 1

MGG... 1

SOON

2000 ← WPO

119

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

1 ^{gen cat} AN ACT ...; relating to: requiring that personal flotation devices be worn by
2 certain underaged persons in certain boats.

Analysis by the Legislative Reference Bureau

Under current law, each boat must have on it a personal flotation device for each person riding in or on the boat. Under this bill, each person ~~19~~^{ten} years old or younger who is riding in a boat that is less than 26 feet in length must wear a personal flotation device while the boat is being operated.

For further information see the *state and local* 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:

3 SECTION 1. 30.62 (3) (a) ^x of the statutes is amended to read: ^{✓ pars. (b) and (c)}
4 30.62 (3) (a) Every boat, except a sailboard and except as provided in ~~par. (b)~~,
5 shall carry at least one personal flotation device prescribed by federal regulations for
6 each person on board or being attended by the boat, so placed as to be readily
7 accessible and available to the persons.

2

3

4

5

6

7

8

9

10

11

1 SECTION 2. 30.62 (3) (c) [✓] of the statutes is created to read:

2 30.62 (3) (c) No person who is 10[✓] years of age or under may be in a boat that
3 is less than 26[✓] feet in length while the boat is being operated unless the person
4 ~~operate a person~~^o is wearing a personal flotation device that is a[✓] type I, type II, type
5 III or type V personal flotation device as specified under[✓] 33 CFR part 175, subpart
6 B.

7 History: 1973 c. 302; 1979 c. 275; 1983 a. 316; 1985 a. 332 s. 251 (1); 1987 a. 399; 1989 a. 224, 359; 1991 a. 257; 1993 a. 167, 437; 1997 a. 198.

(END) ✓



ANTHONY J. STASKUNAS
STATE REPRESENTATIVE • 15TH ASSEMBLY DISTRICT

LRB 99-0136

Memorandum

To: Mike
From: Tony
Date: January 7, 1999
Re: Personal Flotation Device Bill

In examining some of the other bills from other states, I find that they exempt from the requirement the following:

- 1) ^{Children} ~~Persons~~ who are below the deck;
- 2) ^{Children} ~~Persons~~ who are in cabin spaces;
- 3) Watercraft being operated on private property. ← *No. Don't draft*

I would like to incorporate these exceptions into this bill. In addition, I question what the definition of the word "operated" is which appears on page 2, line 3. Is there a good definition of the word operated? I note that some of the bills from other states use the term "underway". I wonder if there is a distinction between the terms operated or underway and whether either term is already defined under our statutes. Regardless of which word we choose to use, we should make sure that there is a definition that appears in the statutes so that the term will be clear.

OFFICE: P.O. BOX 8953 • MADISON, WI 53708 • (608) 266-0620
HOME: 2010 SOUTH 103RD COURT • WEST ALLIS, WI 53227 • (414) 541-9440
TOLL-FREE NUMBER: 1-888-534-0015 • FAX: (608) 282-3615

1. 1. 1.

1. 1. 1.

1. 1. 1.

1. 1. 1.

1999 BILL

soon

Regen

✓ unless
unless he or she is in a cabin
space or below the deck

1 AN ACT to amend 30.62 (3) (a); and to create 30.62 (3) (c) of the statutes;
2 relating to: requiring that personal flotation devices be worn by certain
3 underaged persons in certain boats.

Analysis by the Legislative Reference Bureau

Under current law, each boat must have on it a personal flotation device for each person riding in or on the boat. Under this bill, each person ten years old or younger who is riding in a boat that is less than 26 feet in length must wear a personal flotation device while the boat is being operated.

For further information see the *state and local* 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:

4 SECTION 1. 30.62 (3) (a) of the statutes is amended to read:
5 30.62 (3) (a) Every boat, except a sailboard and except as provided in ~~par. (b)~~
6 pars. (b) and (c), shall carry at least one personal flotation device prescribed by
7 federal regulations for each person on board or being attended by the boat, so placed
8 as to be readily accessible and available to the persons.

11
12
13

**SUBMITTAL
FORM**

**LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and **sign** on the appropriate line(s) below.

Date: 2/16/99

To: Representative Staskunas

Relating to LRB drafting number: LRB-0136

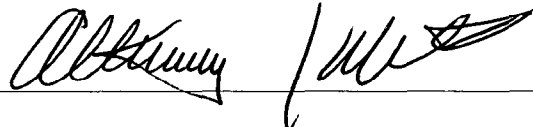
Topic

Personal flotation devices for certain minors

Subject(s)

Nat. Res. - boats snomos ATVs

1. **JACKET** the draft for introduction _____



in the **Senate** ____ or the **Assembly** ____ (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached _____.

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____.

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Mary Gibson-Glass, Senior Legislative Attorney
Telephone: (608) 267-3215