

**1999 DRAFTING REQUEST**

**Bill**

Received: **09/29/1999**

Received By: **nelsorpl**

Wanted: **As time permits**

Identical to LRB:

For: **Mark Pettis (608) 267-2365**

By/Representing: **Don Dyke**

This file may be shown to any legislator: NO

Drafter: **nelsorpl**

May Contact:

Alt. Drafters:

Subject: **Courts - immunity liability**

Extra Copies: **Don Dyke**

**Pre Topic:**

No specific pre topic given

**Topic:**

Liability exemption for campground operators

**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>Reauired</u>
/P1	nelsorp 1 10/22/1999	csicilia 10/26/1999	mclark 10/26/1999	_____	lrb-docadmin 10/26/1999		
/1	nelsorp 1 12/29/1999	csicilia 0 1/03/2000	jfrantze 0 1/03/2000	_____	lrb-docadmin 0 1/03/2000	lrb-docadmin 01/05/2000	

FE Sent For:

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1 gs 1/3/00 Jo 1/3 Jo 1/3 lh  
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1/?	nelsorp 1	/Pl cjs 10/25 99	MRC 10/25	MRC/KJF 10/25			

FE Sent For:

<END>

Don Dyke

for Pettis For

Commercial Camp ground

Provide immunity to campground  
owners/managers for injury

or property damage

resulting actions of a

third party - 895.52

area of the state

check with Dyke



J  
K  
fy

State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-3681/P1

RPN.....

of  
ys

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

ger

1 AN ACT ~~...~~; relating to: immunity of private campground owners and operators.

**Analysis by the Legislative Reference Bureau**

This is a preliminary draft. An analysis will be provided in a later version.

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

2 SECTION 1. **895.523** of the statutes is created to read:

3 **895.523 Liability exemption; private campgrounds. (1)** In this section:

4 (a) "Private campground" means a facility that is issued a campground permit  
5 under s. 254.47 and that is owned and operated by someone other than a public  
6 agency.

7 (b) "Public agency" has the meaning given in s. 66.073 (3) (h).

8 (2) The owner or operator of a private campground and the employes and  
9 agents of the owner or operator are immune from civil liability for damage to property  
10 or for the death of or injury to an individual if that damage, death or injury is caused

1 by the acts or omissions of a person other than the owner or operator of the  
2 campground or the employes and agents of the owner or operator.

3 **SECTION 2. Initial applicability.**

4 (1) This act first applies to acts or omissions that occur on the effective date of  
5 this subsection.

6 (END)



*D-Note*

*PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION*

*insert*

*gen*

1 **AN ACT to create** 895.523 of the statutes; **relating** to: immunity of private  
2 campground owners and operators.

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***Analysis by the Legislative Reference Bureau***

*Insert Anal* →

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1 or for the death of or injury to an individual if that damage, death or injury is ~~caused~~  
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3 ~~by~~ the acts or omissions of a person other than the owner or operator of the  
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4 **SECTION 2. Initial applicability,**

5 (1) This act first applies to acts or omissions that occur on the effective date of  
6 this subsection.

7 (END)

**1999-2000 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-3681/1ins  
RPN:cjs:mrc

**INSERT ANL:**

This bill provides immunity from civil liability to owners and operators of private campgrounds and to their employes and agents. The immunity applies to property damage or personal injury or death of an individual if the damage, injury or death is the proximate result of the act or omission of a person other than the owner or operator of the private campground or the employes or agents of the owner or operator.

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-368 1/1dn  
RPN:cjs:mrc

Date

Should this immunity be narrowed to apply only to acts or omissions that occur on the private campground property?

Robert P. Nelson  
Senior Legislative Attorney  
Phone: (608) 267-7511

**DRAFTER 'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-3681/1dn  
RPN:cjs:jf

January 3, 2000

Should this immunity be narrowed to apply only to acts or omissions that occur on the private campground property?

Robert P. Nelson  
Senior Legislative Attorney  
Phone: (608) 267-7511

**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:** 0 1/03/2000

**To:** Representative Pettis

**Relating to LRB drafting number:** LRB-368 1

**Topic**

Liability exemption for campground operators

**Subject(s)**

Courts - immunity liability

1. **JACKET** the draft for introduction Mark L. Pettis

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.

Robert P. Nelson, Senior Legislative Attorney  
Telephone: (608) 267-75 11