

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-4175/P2dn
RNK:wlj:jf

February 28, 2000

In accordance with your instructions, this redraft incorporates changes requested by James Sticha. Please note the following:

1. In the proposed amendment to s. 350.139 (4) (a), I made the changes requested so that this provision now provides that a snowmobile organization must maintain that part of an established snowmobile rail crossing for which it is responsible under the rules under s. 350.137. Section 350.137 requires the department to promulgate certain rules. It does not, however, provide that the rules specify which snowmobile organization is responsible for a given crossing. I question whether the intent is instead to require that the snowmobile organization maintain the crossing in accordance with the rules. Please let me know if this provision, as drafted, is consistent with your intent.

2. The instructions for the redraft included a request to provide that under proposed s. 350.138 (2m), with regard to the requirement that a rail authority provide the department with the name of a designated agent, the rail authority has 90 days after this proposal's effective date to furnish that information. Given that much of the procedure under s. 350.138 requires that a designated agent be named, I have added a delayed effective date to this draft for all of the provisions of s. 350.138 treated in this draft. Is this O.K.?

3. In the interest of providing you with this redraft expeditiously, I have again prepared it in preliminary form. When you are satisfied with the draft, please let me know and I will prepare the draft in final form.

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