

**2001 DRAFTING REQUEST**

**Bill**

Received: 02/09/2001

Received By: nelsorp1

Wanted: As time permits

Identical to LRB:

For: Mark Pettis (608) 267-2365

By/Representing: Don Nelson

This file may be shown to any legislator: NO

Drafter: nelsorp1

May Contact:

Alt. Drafters:

Subject: Courts - immunity liability

Extra Copics:

**Pre Topic:**

No specific pre topic given

**Topic:**

Immunity of campground owners

**Instructions:**

See Attached 99AB698

**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>
/?	nelsorp1 02/13/2001	jdye 02/14/2001		_____			
/1			rschluet 02/14/2001	_____	lrb_docadmin 02/14/2001	lrb_docadmin 02/15/2001	

FE Sent For:

<END>

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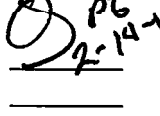
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/?	nelsorp1	1 2/14 jld	 2-14-01	 2-14-01			

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**AB698**

**ASSEMBLY BILL 698**

An Act to create 895.523 of the statutes; relating to: immunity of private campground owners and operators.

2000

02-01-00.	A.	Introduced by Representatives Pettis, Musser, Ladwig, Albers, Freese, Ainsworth, Owens, Grothman, Vrakas and Skindrud; cosponsored by Senators Schultz, A. Lasee, Welch and Panzer.	
02-01-00.	A.	Read first time and referred to committee on Tourism and Recreation . . .	<b><u>618</u></b>
02-22-00.	A.	Public hearing held.	
02-22-00.	A.	Executive action taken.	
02-29-00.	A.	Report passage recommended by committee on Tourism and Recreation, Ayes 6, Noes 5 . . . . .	<b><u>687</u></b>
02-29-00.	A.	Referred to committee on Rules . . . . .	<b><u>687</u></b>
03-23-00.	A.	Placed on calendar 3-28-2000 by committee on Rules.	
03-28-00.	A.	Read a second time . . . . .	<b><u>849</u></b>
03-28-00.	A.	Assembly substitute amendment <u>1</u> offered by Representative Reynolds . .	<b><u>849</u></b>
03-28-00.	A.	Point of order that Assembly substitute amendment <u>1</u> not germane well taken <b><u>849</u></b>	
03-28-00.	A.	Decision of the Chair appealed . . . . .	<b><u>849</u></b>
03-28-00.	A.	Decision of the Chair upheld, <u>Ayes 54, Noes 44</u> . . . . .	<b><u>849</u></b>
03-28-00.	A.	Ordered to a third reading . . . . .	<b><u>849</u></b>
03-28-00.	A.	Rules suspended . . . . .	<b><u>849</u></b>
03-28-00.	A.	Read a third time and <b>passed</b> , <u>Ayes 76, Noes 22</u> . . . . .	<b><u>849</u></b>
03-28-00.	A.	Ordered immediately messaged . . . . .	<b><u>850</u></b>
03-29-00.	S.	Received from Assembly . . . . .	<b><u>550</u></b>
03-29-00.	S.	Read first time and referred to committee on Insurance, Tourism, Transportation and Corrections. . . . .	<b><u>551</u></b>
03-29-00.	S.	Executive action taken.	
03-30-00.	S.	Report concurrence recommended by committee on Insurance, Tourism, Transportation and Corrections, Ayes 5, Noes 2 . . . . .	<b><u>564</u></b>
03-30-00.	S.	Available for scheduling.	
04-06-00.	S.	Failed to concur in pursuant to Senate Joint Resolution 1 . . . . .	<b><u>583</u></b>

2001  
1999 ASSEMBLY BILL 698

February 1, 2000 - Introduced by Representatives PETTIS, MUSSER, LADWIG, ALBERS, FREESE, AINSWORTH, OWENS, GROTHMAN, VRAKAS and SKINDRUD, cosponsored by Senators SCHULTZ, A. LASEE, WELCH and PANZER. Referred to Committee on Tourism and Recreation.

Regen

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

*Analysis by the Legislative Reference Bureau*

\* This bill provides immunity from civil liability to owners and operators of  
\* private campgrounds and to their employees 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 employees or agents of the owner  
or operator.

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

3 SECTION 1. 895.523<sup>x</sup> of the statutes is created to read:  
4 895.523 Liability exemption; private campgrounds. ✓ (1) In this section:  
5 (a) "Private campground" means a facility that is issued a campground permit  
6 under s. 254.47 and that is owned and operated by someone other than a public  
7 agency.

**ASSEMBLY BILL 698**

**SECTION 1**

1

(b) "Public agency" has the meaning given in s. <sup>66.0825</sup>~~531.03~~(3) (h). ✓

2

(2) The owner or operator of a private campground and the employ<sup>e</sup>s and

3

agents of the owner or operator are immune from civil liability for damage to property

4

or for the death of or injury to an individual if that damage, death, or injury is a

5

proximate result of the acts or omissions of a person other than the owner or operator

6

of the campground or the employ<sup>e</sup>s and agents of the owner or operator.

7

**SECTION 2. Initial applicability.**

8

(1) This act first applies to acts or omissions that occur on the effective date of

9

this subsection. ✓

10

(END)



STEPHEN R. MILLER  
CHIEF

# State of Wisconsin

## LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET  
5TH FLOOR  
MADISON, WI 53701-2037

LEGAL SECTION: (608) 266-3561  
LEGAL FAX: (608) 264-6948

February 14, 2001

### MEMORANDUM

To: Representative Pettis

From: Robert P. Nelson, Senior Legislative Attorney

Re: LRB-2464 Immunity of campground owners

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

JACKET FOR ASSEMBLY     JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 267-7511 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.