

2005 DRAFTING REQUEST

Assembly Amendment (AA-AB248)

Received: 04/20/2005

Received By: **mglass**

Wanted: **As time permits**

Identical to LRB:

For: **J.A. Hines (608) 266-7746**

By/Representing: **Doug Parrott**

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

Drafter: **mglass**

May Contact: **Bill Engfer (DNR)**

Addl. Drafters:

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

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Hines@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Requirements for rental of motorboats

Instructions:

See Attached, temporary annual permit for those without certificates

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	mglass 04/25/2005	kfollett 04/28/2005	pgreensl 04/28/2005	_____	Inorthro 04/28/2005	Inorthro 04/28/2005	

FE Sent For:

<END>

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/?	mglass	1/1/05 4/28	4/28 PX	4/28 P8/M			

FE Sent For:

<END>

30.625 Rental of ~~personal~~ watercraft.

(1) No person who is engaged in the rental or leasing of ~~personal~~ watercraft to the public may do any of the following: ^{MOTORIZED}

^{MOTORIZED} in a calendar year.

^{MOTORIZED} (a) Rent or lease a ~~personal~~ watercraft for operation by a person who will be operating a ~~personal~~ watercraft for the first time and who does not hold a valid certificate issued under s. 30.74 (1) unless the person engaged in the rental or leasing gives the person instruction ~~on how to operate a personal watercraft.~~ ^{as specified by the Dept.}

(b) Rent or lease a personal watercraft to a person under 16 years of age.

(c) Rent or lease a personal watercraft without providing the person who will be operating the personal watercraft with a personal flotation device that meets the requirements specified under s. 30.62 (3) (b).

(2) The department may promulgate rules to establish minimum standards for the instruction given under sub. (1) (a).

from Rep. Hines

Amendment to AB 248

Temporary permit



State of Wisconsin
2005 - 2006 LEGISLATURE

RMR
LRBa0496
MGG: [signature]

soon

Page 4, Sec 5

D-Note

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~
ASSEMBLY AMENDMENT ,
TO 2005 ASSEMBLY BILL 248

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 1, line 6: after "date" insert "and the rental of motorboats".

3 **2.** Page 2, line 1: before that line insert:

4 "SECTION 1b. 30.625 (title) of the statutes is amended to read:

5 **30.625 (title) Rental of personal watercraft motorboats.**

6 History: 1991 a. 257.

SECTION 1c. 30.625 (1) (intro.) of the statutes is amended to read:

7 30.625 (1) (intro.) No person who is engaged in the rental or leasing of personal
8 watercraft motorboats to the public may do any of the following:

9 History: 1991 a. 257.

SECTION 1d. 30.625 (1) (a) of the statutes is amended to read:

10 30.625 (1) (a) Rent or lease a personal watercraft motorboat for operation by
11 a person who will be operating a personal watercraft motorboat for the first time in
12 each calendar year and who does not hold a valid certificate issued under s. 30.74 (1)

1 unless the person engaged in the rental or leasing gives the person instruction on
2 how to operate a ~~personal watercraft~~ motorboat in the manner established by the
3 department under s. 30.74 (1) (am).

4 History: 1991 a. 257.

SECTION 1e. 30.625 (2) of the statutes is renumbered 30.74 (1) (am) amended
5 to read:

6 30.74 (1) (am) The department may promulgate rules to establish minimum
7 standards and procedures for the instruction given under sub. (1) (a) s. 30.625 (1)
8 (a).

9 History: 1991 a. 257.

3. Page 2, line 1: substitute "1m" for "1".

10 **4.** Page 4, line ^{e1} before "certificate" insert "valid". ^{issued}

11 **5.** Page 4, line 8: after that line insert:

12 "**SECTION 10g.** 30.74 (1) (a) of the statutes is amended to read:

13 30.74 (1) (a) The department shall create comprehensive courses on boating
14 safety and operation. These courses shall be offered in cooperation with schools,
15 private clubs and organizations, and may be offered by the department in areas
16 where requested and where other sponsorship is unavailable. The department shall
17 issue certificates to persons 10 years of age or older successfully completing such
18 courses. The department shall prescribe the course content and the form of the
19 certificate.

20 History: 1973 c. 302; 1983 a. 27 s. 2202 (38); 1995 a. 152; 1997 a. 198; 1999 a. 9.

SECTION 10r. 30.74 (1) (b) of the statutes is amended to read:

21 30.74 (1) (b) ~~The department shall prescribe the course content and the form~~
22 ~~of the certificate. An instructor~~ ^A person conducting a course or giving instruction
23 under this subsection shall collect the instruction fee from each person who receives

1 instruction. The department may determine the portion of this fee, which may not
2 exceed 50%, that the ~~instructor~~ person may retain to defray expenses incurred by the
3 ~~instructor~~ person in conducting the course or giving the instruction. The ~~instructor~~
4 person shall remit the remainder of the fee or, if nothing is retained, the entire fee
5 to the department. The department by rule shall set the fee for the course.”.

6 **History:** 1973 c. 302; 1983 a. 27 s. 2202 (38); 1995 a. 152; 1997 a. 198; 1999 a. 9.

(END)

D-Note

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

LRBa0496/dn
MGG:.....¹

Date

X
X

The defined term in ch. 30 is "motorboat", not "motorized watercraft" and "motorboat" includes "personal watercraft". See. s. 30.50 (6) and (9d).

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

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

LRBa0496/1dn
MGG:kjf:pg

April 28, 2005

The defined term in ch. 30 is "motorboat," not "motorized watercraft" and "motorboat" includes "personal watercraft." See. s. 30.50 (6) and (9d).

Mary Gibson-Glass
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