

**2007 DRAFTING REQUEST**

**Bill**

Received: 01/25/2007

Received By: btradewe

Wanted: As time permits

Identical to LRB:

For: Mark Gottlieb (608) 267-2369

By/Representing: Rob Richard

This file may be shown to any legislator: NO

Drafter: btradewe

May Contact:

Addl. Drafters:

Subject: Nat. Res. - boats snomos ATVs  
Nat. Res. - nav. waters

Extra Copies:

Submit via email: YES

Requester's email: Rep.Gottlieb@legis.wisconsin.gov

Carbon copy (CC:) to:

---

**Pre Topic:**

No specific pre topic given

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**Topic:**

Boat launch fees to support rescue operations

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**Instructions:**

See Attached

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**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>
/?				_____			Local
/1	btradewe 02/19/2007	jdyer 03/05/2007	nnatzke 03/05/2007	_____	lparisi 03/05/2007	lparisi 10/22/2007	

FE Sent For: "/1" @ intro 11-12-2007 <END>

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/?	btradewe	1 3/5 jld	nwn 3/5	nwn 3/5			

FE Sent For:

<END>

## Shovers, Marc

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**From:** Richard, Rob  
**Sent:** Thursday, January 25, 2007 8:31 AM  
**To:** Shovers, Marc; Kite, Robin  
**Subject:** Bill draft request

Marc and Robin:

I'm not sure if this is a municipal or natural resource topic so I thought I'd e-mail you both.

Here's the situation. The marina in Port Washington is looking for ways to increase boat launch fees to support a rescue operations boat. One way to do that would be to petition the DNR under s. 227.12 asking them to amend NR 1.91(11)(b) to read "6. Rescue Operations .20 X Base". The city is taking that route now. If the DNR refuses to amend it, Rep. Gottlieb is prepared to offer legislation to require it.

In the draft, we want to avoid the rule-making process so I was wondering if the bill could read something like "A city, village, town or county operating a public boat launch may impose a fee for rescue operations not to exceed .20 x base fee. This fee is in addition to any and all other maximum fees allowed under administrative code NR 1.91 (11)."

Also, would we need to define "rescue operations" or is that somewhere else in statutes or code?

Thank you! Please call with any questions.

Rob Richard  
Gottlieb Office  
267-2369



State of Wisconsin  
2007 - 2008 LEGISLATURE

LRB-1681/1

RCT: ^:....

JLd

2007 BILL

Note

Gen

1 AN ACT ...; relating to: fees to support water safety patrols. ✓

*Analysis by the Legislative Reference Bureau*

\* Current law authorizes a municipality, public inland lake protection and rehabilitation district, or town sanitary district to charge boat operators a reasonable fee for the use of a public boat launching facility that the municipality or district owns or operates. ✓

\* This bill authorizes a municipality, public inland lake protection and rehabilitation district, or town sanitary district to charge a boat operator who is using a public boat launching facility that the municipality or district owns or operates an additional fee to support a water safety patrol that the municipality or district operates. ✓ The fee may not exceed 20 percent of the fee for daily resident vehicle admission to a state park.

For further information see the 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:*

2 SECTION 1. 30.77 (3) (f) of the statutes is created to read:

3 30.77 (3) (f) Notwithstanding the prohibition in sub. (1) (b) against ordinances

4 or local regulations that exclude any boat from the free use of the waters of the state,

**BILL**

**SECTION 1**

1 a municipality, a public inland lake protection and rehabilitation district,<sup>✓</sup> or a town  
2 sanitary district that has in effect an ordinance under par. (am)<sup>✓</sup> may charge a boat  
3 operator using a public boat launching facility that the municipality or district owns  
4 or operates a fee, of not more than 20<sup>✓</sup> percent of the amount specified in s. 27.01 (7)  
5 (f) 2.<sup>✓</sup> for the municipality's or district's costs of operating or maintaining a water  
6 safety patrol unit, as defined in s. 30.79 (1) (b).<sup>✓</sup> The fee under this paragraph may  
7 be charged in addition to any fee authorized to be charged under par. (e) 1. a.<sup>✓</sup>

8 (END)

*DNote*

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

LRB-1681/1dn

RCT: ↑:...

date

JLD

Rob Richard:

This is a draft of the proposal related to using boat launch fees to support rescue operations.

The draft authorizes use of the fee for operation of a water safety patrol. The definition of "water safety patrol" is in s. 27.01 (7) (f) 2., stats. Please let me know if that is not satisfactory.

As is our practice, I drafted this to avoid using references to specific administrative rules. There are several reasons for this, including that the agency can change the rules, causing the references to be inaccurate. Instead of referring to the base fee, I used a cross-reference to the daily resident vehicle state park admission fee, which is the base fee under DNR's current rule on boat launch fees.

Please let me know if you have any questions or want any changes in the draft.

Rebecca C. Tradewell  
Managing Attorney  
Phone: (608) 266-7290  
E-mail: [becky.tradewell@legis.wisconsin.gov](mailto:becky.tradewell@legis.wisconsin.gov)

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

LRB-1681/1dn  
RCT:jld:nwn

March 5, 2007

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Managing Attorney  
Phone: (608) 266-7290  
E-mail: [becky.tradewell@legis.wisconsin.gov](mailto:becky.tradewell@legis.wisconsin.gov)



**Barman, Mike**

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**From:** Richard, Rob  
**Sent:** Monday, October 22, 2007 10:05 AM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB 07-1681/1 Topic: Boat launch fees to support rescue operations

Please Jacket LRB 07-1681/1 for the ASSEMBLY.