



# State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

## **RESEARCH APPENDIX -** **PLEASE DO NOT REMOVE FROM DRAFTING FILE**

Date Transfer Requested: 05/09/2008 (Per: RCT)



➡ Appendix B ... Part 09 of 18

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➡ The 2007 drafting file for LRBA1729

has been copied/added to the drafting file for

**2007 LRB-4367**

(Ap8 SB-1)

➡ The attached 2007 draft was incorporated into the new 2007 draft listed above. For research purposes, this cover sheet and the attached drafting file were copied, and added, as a appendix, to the new 2007 drafting file. If introduced this section will be scanned and added, as a separate appendix, to the electronic drafting file folder.



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### **☞ Compile Draft – Appendix H**

- A ☞ The 2007 drafting file for LRBa1595
- B ☞ The 2007 drafting file for LRBa1694
- C ☞ The 2007 drafting file for LRBa1696
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- L ☞ The 2007 drafting file for LRBa1705
- M ☞ The 2007 drafting file for LRBa1706
- N ☞ The 2007 drafting file for LRBa1707
- O ☞ The 2007 drafting file for LRBa1708
- P ☞ The 2007 drafting file for LRBa1709
- Q ☞ The 2007 drafting file for LRBa1727

2007 LRBa1701 has been copied/added to the drafting file for

**LRB a1729** Superamendment used to create

LRB-4360 ( ) & LRB-4367 (Ap8 SB-1)

**2007 DRAFTING REQUEST**

**Assembly Amendment (AA-SB523)**

Received: 04/08/2008

Received By: btradewe

Wanted: Soon

Identical to LRB:

For: Scott Gunderson (608) 266-3363

By/Representing:

This file may be shown to any legislator: NO

Drafter: btradewe

May Contact:

Addl. Drafters:

Subject: Environment - water quality

Extra Copies:

Submit via email: YES

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

Carbon copy (CC:) to: John.Stolzenberg@legis.wisconsin.gov  
Mark.Patronsky@legis.wisconsin.gov

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Public trust doctrine

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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>
/P1	btradewe 04/10/2008	kfollett 04/10/2008	jfrantze 04/10/2008	_____	mbarman 04/10/2008		

FE Sent For:

<END>

**2007 DRAFTING REQUEST**

**Assembly Amendment (AA-SB523)**

Received: 04/08/2008

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Identical to LRB:

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/P1	btradewe	1P/1Gf 4/10		g. Bell 4/10			

FE Sent For:

<END>

**8. Public Trust Doctrine**

**Create s. 281.343 (1) and renumber s. 281.343 (1) to (1b):**

**281.343 Great Lakes—St. Lawrence River Basin Water Resources Compact.**

**(1) LEGISLATIVE PURPOSE.** The legislature deems it in the interests of the state to ratify the Great Lakes—St. Lawrence River Basin Water Resources Compact. Nothing in this section may be interpreted to change the application of the public trust doctrine under article IX, section 1, of the Wisconsin Constitution or create any new public trust rights.

**(1b) RATIFICATION.** The Great Lakes—St. Lawrence River Basin Water Resources Compact, contained in subs. (1e) to (9), is ratified and approved, as implemented and interpreted in ss. 14.95, 281.346, and 281.348.

**Amend s. 281.344 (2) (e) [page 52, line 18] as follows:**

**(e) *Public trust doctrine.*** Nothing in this section or s. 281.343 may be interpreted to change the application of the public trust doctrine under article IX, section 1, of the Wisconsin Constitution, or create any new public trust rights.

**Amend s. 281.346 (2) (g) [page 90, line 7] as follows:**

**(g) *Public trust doctrine.*** Nothing in this section or s. 281.343 may be interpreted to change the application of the public trust doctrine under article IX, section 1, of the Wisconsin Constitution, or create any new public trust rights.



State of Wisconsin  
2007 - 2008 LEGISLATURE

LRBa1701/P1  
RCT...*gf*

*Today*

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO 2007 SENATE BILL 523

*Note*

1 At the locations indicated, amend the bill, as shown by senate substitute  
2 amendment 1, as follows:

3 1. Page 5, line 12: delete lines 12 and 13 and substitute:

4 "281.343 Great Lakes—St. Lawrence River Basin Water Resources  
5 Compact. (1) LEGISLATIVE DETERMINATION. The legislature determines that it is in  
6 the interests of this state to ratify the Great Lakes—St. Lawrence River Basin Water  
7 Resources Compact. Nothing in this section may be interpreted to change the  
8 application of the public trust doctrine under article IX, section 1, of the Wisconsin  
9 Constitution or to create any new public trust rights.

10 (1b) RATIFICATION. The Great Lakes—St. Lawrence River Basin Water".

11 2. Page 52, line 16: delete "or s. 281.343".



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

LRBa1701/P1dn  
RCT..16 f

*Date*

Mike Bruhn:

This amendment corresponds to item 8 of the amendment list. The amendment places the public trust doctrine language in s. 281.343 and eliminates the cross-references to s. 281.343 on page 52, line 16, and page 90, line 5, to avoid redundancy.

Rebecca C. Tradewell  
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**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRBa1701/P1dn  
RCT:kjf:jf

April 10, 2008

**Mike Bruhn:**

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Rebecca C. Tradewell  
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