

**2009 DRAFTING REQUEST**

**Bill**

Received: 11/24/2009

Received By: **mglass**

Wanted: **As time permits**

Identical to LRB:

For: **Joel Kleefisch (608) 266-8551**

By/Representing: **Dan Lindstedt**

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

Drafter: **mglass**

May Contact:

Addl. Drafters:

Subject: **Nat. Res. - nav. waters**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Kleefisch@legis.wisconsin.gov**

Carbon copy (CC:) to:

---

**Pre Topic:**

No specific pre topic given

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**Topic:**

Appointment of members to lake district boards

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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	mglass 11/25/2009	kfollett 12/10/2009	mduchek 12/10/2009	_____	cduerst 12/10/2009	sbasford 02/16/2010	

FE Sent For:

<END>

out  
intro

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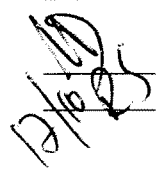
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/?	mglass	11kf 12/10					

FE Sent For:

<END>

## Gibson-Glass, Mary

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**From:** Shovers, Marc  
**Sent:** Tuesday, November 24, 2009 2:06 PM  
**To:** Kite, Robin; Gibson-Glass, Mary  
**Cc:** Mueller, Eric  
**Subject:** FW: Emailing: Lake\_Management\_District\_Legislation; 11.24.09.pdf

**Attachments:** Lake\_Management\_District\_Legislation; 11.24.09.pdf

Hi Mary and Robin:

This is all in ch. 33 so I think it belongs to you.

Marc

-----Original Message-----

**From:** Lindstedt, Daniel  
**Sent:** Tuesday, November 24, 2009 2:03 PM  
**To:** Shovers, Marc; Mueller, Eric  
**Subject:** Emailing: Lake\_Management\_District\_Legislation; 11.24.09.pdf

Dear sirs:

I'm uncertain which of you specifically deals with the legislative request attached, so I figured it best to send it to both and let you determine the "lucky" person.

If you would, please review the attached document and draft as indicated in the attachment. Please contact me with any questions. Thank you.

Sincerely,



Lake\_Management\_  
District\_Legis...

- Dan



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**W359 N8812 BROWN STREET OCONOMOWOC WI 53066      PHONE: (262) 567-0251      FAX: (262) 567-0252**

October 15, 2009  
Hon. Joel Kleefisch  
State Representative  
Capitol Office  
P. O. Box 8952  
Madison, WI 53708-8952

Dear Joel:

As you undoubtedly are aware, there is a body created pursuant to State Statute known as the Lac La Belle Management District. This District is established pursuant to Chapter 33 of the WI Statutes.

Section 33.28(2)(a) provides that one member of the five person District shall be a member of the County Land Conservation Committee or its designee. Section 33.28(2)(b) provides - in this particular case - that the fifth member will be a member of the Town Board (since the Town of Oconomowoc has the largest portion by valuation of the District real estate). Unfortunately, that particular section does not allow us the privilege of appointing our designee if a member of our Town Board cannot handle the task.

Because we have so many lakes in our Town, we have Board members on each of the Lake Districts but we also have two of our Board members who work nights and find it almost impossible to attend the Lake Management District meetings.

Would it be possible to introduce a Bill to allow the Town to have the same privilege that the County does, namely, to allow us also to designate a resident within the Lake Management District and, of course, within the Town, to sit on the Lake Management District Board instead of the requirement of a Town Supervisor?

I would very much appreciate your looking into this and letting me know if this can be done. We have a person who lives on Lac La Belle who is a Town of Oconomowoc resident and would love to have the position but under the present structure of the statute, cannot. We need your help. Thanks.

Cordially,

Robert C. Hultquist  
Town Chair



W359 N6812 BROWN STREET OCONOMOWOC WI 53066

PHONE: (262) 567-0251 FAX: (262) 567-0252

November 16, 2009

Hon. Joel Kleefisch  
State Representative  
Capitol Office  
P. O. Box 8952  
Madison, Wisconsin 53708-0952

Dear Joel:

Here is the proposed amendment to Chapter 33, Section 33.28(2)(b) which I spoke to you about a couple of weeks ago.

I am enclosing a copy of my earlier letter to refresh your mind as to the need for this amendment.

Thanks for whatever help you can supply.

Regards,

A handwritten signature in black ink, appearing to read "Bob Hultquist", written over a printed name.

Robert C. Hultquist  
Town Chairman

RCH:ralh  
Enclosures

A handwritten note in black ink that says "write a Bill" in a cursive script.

**CHAPTER 33.28(2)(a)**

One person appointed by the county board who is a member of the County Land Conservation Committee or is nominated by the County Land Conservation Committee and appointed by the county board.

**CHAPTER 33.28(2)(b)**

One member of the governing body of the town, village or city, in which the largest portion by valuation of the district lies, appointed by the governing body and owning property within the district if possible, and

**PROPOSED AMENDMENT TO 33.28(2)(b)**

One member of the governing body of the town, village or city within which the largest portion by valuation of the district lies, **or a person nominated by the said governing body** and owning property within the district if possible, and

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

LRB-3906/1  
MGG.....

*Date*

✓  
The current provision in s. 33.28 (2) (b) is poorly written and grammatically incorrect. Therefore, I had to restructure the provision. Note that the appointee needs to be a resident of the district but not necessarily a resident of the city, village, or town. OK?

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





State of Wisconsin  
2009 - 2010 LEGISLATURE

RMR  
LRB-3906  
MGG: EKF

in 11/25 DN

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

Gen

1 AN ACT ...; relating to: membership of boards of commissioners established for  
2 public inland lake protection and rehabilitation districts.

*Analysis by the Legislative Reference Bureau*

Under current law, a county may establish one or more public inland lake protection and rehabilitation districts (lake districts) in the county. A board of commissioners is established to manage the affairs of a lake district, which include enacting boating ordinances and receiving state funding for local water safety patrols. Under current law, the board consists of (5) members, one of whom is a member of the governing body of the city, village, or town within which the largest portion of the district lies, as measured by property tax valuation, and who is selected by that body. Under this bill, the governing body may either appoint one of its members to serve on the board or another person who resides in the city, village, or town.

lrs: check spacing  
five

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:*

3 SECTION 1. 33.28 (2) (intro.) of the statutes is amended to read:  
4 33.28 (2) (intro.) The board of commissioners shall consist of all of the following:

1 SECTION 2. 33.28 (2) (a) of the statutes is amended to read:

2 33.28 (2) (a) One person appointed by the county board who is a member of the  
3 county land conservation committee or who is nominated by the county land  
4 conservation committee and appointed by the county board;.

5 History: 1973 c. 301; 1975 c. 197; 1977 c. 391; 1979 c. 299; 1981 c. 18, 346; 1989 a. 159, 359; 1991 a. 32; 1993 a. 167.

5 SECTION 3. 33.28 (2) (b) of the statutes is amended to read:

6 33.28 (2) (b) One member of One resident of the district who is appointed by  
7 the governing body of the town, village, or city within which the largest portion by  
8 valuation of the district lies, appointed by the governing body and owning and who  
9 owns property within the district if possible; and, The appointee may be a member  
10 of the governing body making the appointment.

11 History: 1973 c. 301; 1975 c. 197; 1977 c. 391; 1979 c. 299; 1981 c. 18, 346; 1989 a. 159, 359; 1991 a. 32; 1993 a. 167.

(END)

O-Note

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

LRB-3906/1dn  
MGG:kjf:md

December 10, 2009

The current provision in s. 33.28 (2) (b) is poorly written and grammatically incorrect. Therefore, I had to restructure the provision. Note that the appointee needs to be a resident of the district but not necessarily a resident of the city, village, or town. OK?

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

**Duerst, Christina**

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**From:** Lindstedt, Daniel  
**Sent:** Tuesday, February 16, 2010 11:34 AM  
**To:** LRB.Legal  
**Cc:** Lindstedt, Daniel  
**Subject:** Draft Review: LRB 09-3906/1 Topic: Appointment of members to lake district boards

**Importance:** High

Please Jacket LRB 09-3906/1 for the ASSEMBLY.