

2009 DRAFTING REQUEST

Bill

Received: 03/24/2010

Received By: mglass

Wanted: As time permits

Companion to LRB:

For: James Soletski (608) 266-0485

By/Representing: Dan Young

May Contact:

Drafter: mglass

Subject: Nat. Res. - nav. waters

Addl. Drafters:

Extra Copies:

Submit via email: YES

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Use of vehicles on beds of navigable waters to control phragmites

Instructions:

See attached

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>
/?	mglass 03/24/2010	nmatzke 03/30/2010		_____			State
/1			jfrantze 03/30/2010	_____	lparisi 03/30/2010	sbasford 04/01/2010	

FE Sent For: "1" @ intro. 4/7/10

<END>

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/?	mglass	1/1 nwn 3/30		3/30			

FE Sent For:

<END>

Gibson-Glass, Mary

From: Young, Dan
Sent: Wednesday, March 24, 2010 12:47 PM
To: Gibson-Glass, Mary
Cc: Wadd, Jay
Subject: companion bill to Senate Bill 614

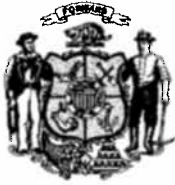
Mary,

Would you please draft for Rep. Soletski an Assembly companion bill to Senate Bill 614?

Thank you.

Dan

Daniel A. Young
Office of Representative Jim Soletski
(608) 266-0485
1-888-534-0088



State of Wisconsin
2009 - 2010 LEGISLATURE

RNnotR
4583/1
LRB-41952
MGG:nwn:rs

3/24

Today

2009 ~~SENATE~~ BILL ~~614~~

March 11, 2010 - Introduced by Senators HANSEN and HOLPERIN, cosponsored by Representatives SOLETSKI, NYGREN, VAN ROY, BIES, A. OTT and TOWNSEND. Referred to Committee on Transportation, Tourism, Forestry, and Natural Resources.

Regen.

1 AN ACT *to renumber and amend* 30.29 (1); *to repeal and recreate* 30.29 (3)
2 (title); and *to create* 30.29 (1) (a), 30.29 (1) (c), 30.29 (3) (i) and 30.29 (3m) of
3 the statutes; **relating to:** the operation of motor vehicles on the exposed beds
4 of outlying waters to control *Phragmites australis*.

Analysis by the Legislative Reference Bureau

Under current law, the operation of a motor vehicle, including an all-terrain vehicle, is prohibited in or on a navigable body of water or on the exposed bed of a body of water. Exemptions to this prohibition include operating a motor vehicle on a frozen body of water, while crossing a stream, or in conjunction with an agricultural activity.

This bill creates an additional exemption authorizing the operation of a motor vehicle on the exposed beds of Lake Superior and Lake Michigan, and other waters that are part of or connect to these lakes (outlying waters), in order to destroy or prevent the spread of the invasive species *Phragmites australis* if the operation of the motor vehicle is in compliance with certain requirements. These requirements include that the operation of the motor vehicle be limited to mowing or the application of herbicides and that the motor vehicle be operated only on the exposed bed when it is dry and only between the period beginning on August 1st and ending on the following March 15th.

SENATE BILL 614

For further information see the *state* 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:

1 **SECTION 1.** 30.29 (1) of the statutes is renumbered 30.29 (1) (intro.) and
2 amended to read:

3 30.29 (1) ~~DEFINITION~~ DEFINITIONS. (intro.) In this section, “motor;

4 (b) “Motor vehicle” includes an all-terrain vehicle, as defined in s. 340.01 (2g).

5 **SECTION 2.** 30.29 (1) (a) of the statutes is created to read:

6 30.29 (1) (a) “Control” has the meaning given in s. 23.22 (1) (a).

7 **SECTION 3.** 30.29 (1) (c) of the statutes is created to read:

8 30.29 (1) (c) “Outlying waters” has the meaning given in s. 29.001 (63).

9 **SECTION 4.** 30.29 (3) (title) of the statutes is repealed and recreated to read:

10 30.29 (3) (title) **EXEMPTIONS.**

11 **SECTION 5.** 30.29 (3) (i) of the statutes is created to read:

12 30.29 (3) (i) *Controlling Phragmites.* A person operating a motor vehicle in
13 compliance with sub. (3m).

14 **SECTION 6.** 30.29 (3m) of the statutes is created to read:

15 30.29 (3m) **CONTROLLING PHRAGMITES IN OUTLYING WATERS.** (a) *Requirements for*
16 *exemption.* A person may operate a motor vehicle in outlying waters if the operation
17 meets all of the following requirements:

18 1. The operation of the motor vehicle is for the purpose of mowing or applying
19 a herbicide for the purpose of controlling *Phragmites australis*.

20 2. The operation of the motor vehicle occurs only on the exposed bed of the
21 outlying water and only when the exposed bed is dry.

Basford, Sarah

From: Young, Dan
Sent: Thursday, April 01, 2010 8:05 AM
To: LRB.Legal
Subject: Draft Review: LRB 09-4583/1 Topic: Use of vehicles on beds of navigable waters to control phragmites

Please Jacket LRB 09-4583/1 for the ASSEMBLY.