

2011 DRAFTING REQUEST

Bill

Received: 01/31/2011

Received By: mglass

Wanted: As time permits

Companion to LRB:

For: Joseph Leibham (608) 266-2056

By/Representing: Lucas Moench

May Contact:

Drafter: mglass

Subject: Nat. Res. - nav. waters

Addl. Drafters:

Extra Copies:

Submit via email: YES

Requester's email: Sen.Leibham@legis.wisconsin.gov

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Criteria for removing abandoned dams

Instructions:

Same as LRB 09-0695

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 01/31/2011	csicilia 02/15/2011		_____			State
/1			jfrantze 02/15/2011	_____	cduerst 02/15/2011	sbasford 02/24/2011	

FE Sent For:

<END>

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RMmkR

1228/1

2 cjs

In  
1/31

P. W. F. or

2009 BILL

Gen Cat

1 AN ACT to amend 31.187 (1) and 31.253 (1) of the statutes; relating to: removal  
2 of abandoned dams.

**Analysis by the Legislative Reference Bureau**

Current law sets forth two procedures that the Department of Natural Resources (DNR) must follow before DNR has a dam removed from a waterway. For an abandoned dam, DNR must give 60 days' written notice to the dam's owner, if the owner can be found. If not, DNR must publish a public notice three times in the county in which the dam is located.

Also for the removal of any dam by DNR, whether the dam is abandoned or not, DNR must hold a public informational hearing or publish a class 2 notice stating that DNR will remove the dam without a hearing unless one is requested in writing within 30 days.

This bill requires that, prior to beginning any of these procedures, DNR consider the results the dam removal will have on the safety, health, and welfare of the persons who will be affected by the removal.

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:**

3 SECTION 1. 31.187 (1) of the statutes is amended to read:



**Basford, Sarah**

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**From:** Moench, Lucas  
**Sent:** Thursday, February 24, 2011 9:38 AM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB 11-1228/1 Topic: Criteria for removing abandoned dams

Please Jacket LRB 11-1228/1 for the SENATE.

Thank You,

Lucas Moench