

**2015 DRAFTING REQUEST**

**Bill**

Received: 2/19/2015 Received By: rkite  
Wanted: As time permits Same as LRB:  
For: Terry Moulton (608) 266-7511 By/Representing: Zach Stollfus  
May Contact: Drafter: rkite  
Subject: Nat. Res. - nav. waters Addl. Drafters:  
Extra Copies:

Submit via email: YES  
Requester's email: Sen.Moulton@legis.wisconsin.gov  
Carbon copy (CC) to: elisabeth.shea@legis.wisconsin.gov

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Regulation of water skiing

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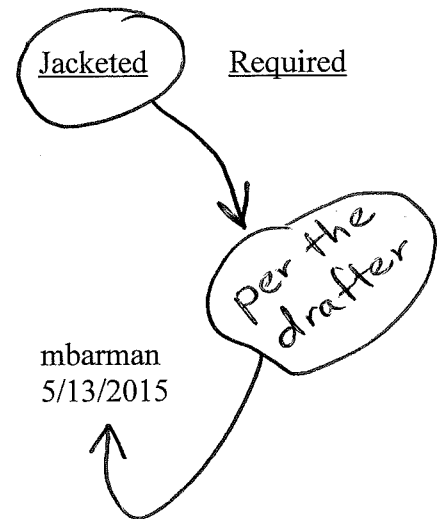
**Instructions:**

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>
/?	rkite 2/20/2015	csicilia 2/20/2015		_____			
/P1	rkite 5/13/2015	jdyer 3/5/2015	jfrantze 3/5/2015	_____	mbarman 3/5/2015		
/1		jdyer 5/13/2015		_____	mbarman 5/13/2015		



FE Sent For:

↳ Not  
Needed

<END>

## Kite, Robin

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**From:** Wyatt, Zachary  
**Sent:** Thursday, February 19, 2015 3:10 PM  
**To:** Kite, Robin; Shea, Elisabeth  
**Cc:** Mueller, Eric  
**Subject:** RE: Prelim Draft Request: Boat Towing and Rearview Mirrors

I assume this is your area...

**From:** Stollfus, Zachary  
**Sent:** Thursday, February 19, 2015 2:54 PM  
**To:** Mueller, Eric; Wyatt, Zachary  
**Subject:** Prelim Draft Request: Boat Towing and Rearview Mirrors

Eric and Zach,

I'm hoping to get a preliminary draft of a bill that would modify 30.69 (see below) which requires a boat towing a person on water skis, etc to have both the boat operator and another individual be onboard to observe the person being towed. Minnesota statutes (see below) require an operator and an observer, but makes an exception if the boat has a rear-facing mirror that allows the operator to observe the progress of the person being towed.

Senator Moulton is hoping to see a preliminary draft that allows for only the operator to be onboard while towing if the boat is equipped with a rear-facing mirror. Would one of you be able to help me, or can you refer me to who could best handle this draft? Any advisement would be appreciated!

Thanks so much,

**Zach Stollfus**  
Legislative Aide  
Office of Senator Terry Moulton  
23rd Senate District

Email: [Zachary.Stollfus@legis.wisconsin.gov](mailto:Zachary.Stollfus@legis.wisconsin.gov)  
Direct: (608) 266-7511

### Wisconsin Statutes:

#### **30.69 Water skiing.**

**(1)** PROHIBITED AT CERTAIN TIMES; EXCEPTIONS.

**(a)** Except as provided in par. **(b)**, no person may operate a motorboat towing a person on water skis, aquaplane or similar device unless there is in the boat a competent person in addition to the operator in a position to observe the progress of the person being towed. An observer shall be considered competent if that person can in fact observe the person being towed and relay any signals to the operator. This observer requirement does not apply to motorboats classified as Class A motorboats by the department actually operated by the persons being towed and so constructed as to be incapable of carrying the operator in or on the motorboat. No person may engage in water skiing, aquaplaning or similar activity, at any time from sunset to sunrise. This restriction of the hours of water skiing does not prevent restrictions of the hours of water skiing between sunrise and sunset by local ordinances enacted pursuant to s. 30.77 (3).  
**(b)** Paragraph **(a)** does not apply to duly authorized water ski tournaments, competitions, exhibitions or trials therefor, where adequate lighting is provided.

30.69(1)(c)(c) In addition to complying with par. (a), no person may operate a personal watercraft that is towing a person who is on water skis, an aquaplane or similar device unless the personal watercraft is designed to seat at least 3 persons.

**Minnesota Statutes:**

**86B.315 TOWING PERSON ON WATER SKIS OR OTHER DEVICE.**

**Subdivision 1. Observer or mirror required.**

A person may not operate a watercraft on waters of this state and tow a person on water skis, an aquaplane, a surfboard, a saucer, or a similar device unless:

(1) there is another person in the watercraft in addition to the operator who is in a position to continually observe the person being towed; or

(2) the boat is equipped with a mirror providing the operator a wide field of vision to the rear.

**Subd. 2. Night skiing or towing prohibited.**

A person may not be towed or operate a watercraft towing a person on water skis, an aquaplane, a surfboard, a saucer, or another device on waters of this state from one hour after sunset to sunrise of the following day.

- [https://www.revisor.mn.gov/statutes/?id=86B.315&year=2014&keyword\\_type=all&keyword=mirr](https://www.revisor.mn.gov/statutes/?id=86B.315&year=2014&keyword_type=all&keyword=mirr)  
or



PI  
LRB-1807/30  
RNK: A:....  
JLD

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

In  
2/20

X

Gen

1 AN ACT ...; relating to: restrictions applicable to persons operating a motorboat  
2 towing a person on water skis. ✓

***Analysis by the Legislative Reference Bureau***

Under current law, no person may operate a motorboat towing a person on water skis, aquaplane, or similar device unless a competent person, other than the operator, is in the motorboat to observe the progress of the person being towed. ✓ This bill provides that this requirement doesn't apply if the motorboat is equipped with a mirror that provides the operator with a wide field of vision to the rear. ✓

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

3 SECTION 1. 30.69 (1) (a) <sup>X</sup> of the statutes is renumbered 30.69 (1) (a) (intro.) and  
4 amended to read:

5 30.69 (1) (a) <sup>(intro.)</sup> Except as provided in par. (b), no person may operate a ✓ motorboat  
6 towing a person on water skis, aquaplane, or similar device unless there one of the  
7 following apply: applies

1           1. ~~There is in the boat~~ motorboat a competent person in addition to the operator  
2 in a position to observe the progress of the person being towed.

3           (ag) An observer under par. (a) 1. shall be considered competent if that person  
4 can in fact observe the person being towed and relay any signals to the operator. This  
5 observer requirement does not apply to motorboats classified as Class A motorboats  
6 by the department actually operated by the persons being towed and so constructed  
7 as to be incapable of carrying the operator in or on the motorboat.

8           (am) No person may engage in water skiing, aquaplaning or similar activity,  
9 at any time from sunset to sunrise. This restriction of the hours of water skiing does  
10 not prevent restrictions of the hours of water skiing between sunrise and sunset by  
11 local ordinances enacted pursuant to s. 30.77 (3).

12 **History:** 1973 c. 302; 1985 a. 331; 1991 a. 257, 315, 316; 1993 a. 437; 2009 a. 31.

12           **SECTION 2.** 30.69 (1) (a) 2. of the statutes is created to read:

13           30.69 (1) (a) 2. The motorboat is equipped with a mirror that provides the  
14 operator with a wide field of vision to the rear.

15           **SECTION 3.** 30.69 (1) (b) of the statutes is amended to read:

16           30.69 (1) (b) ~~Paragraph Paragraphs~~ (a) does, (ag), and (am) do not apply to duly  
17 authorized water ski tournaments, competitions, exhibitions, or trials therefor,  
18 where adequate lighting is provided.

19 **History:** 1973 c. 302; 1985 a. 331; 1991 a. 257, 315, 316; 1993 a. 437; 2009 a. 31.

19           **SECTION 4.** 30.69 (1) (c) of the statutes is amended to read:

20           30.69 (1) (c) In addition to complying with ~~par. pars.~~ (a), (ag), and (am), no  
21 person may operate a personal watercraft that is towing a person who is on water  
22 skis, an aquaplane, or similar device unless the personal watercraft is designed to  
23 seat at least 3 persons.

24 **History:** 1973 c. 302; 1985 a. 331; 1991 a. 257, 315, 316; 1993 a. 437; 2009 a. 31.

(END)



Today  
State of Wisconsin  
2015 - 2016 LEGISLATURE

LRB-1807/P10  
RNK:jld:jf

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

2015 BILL

✓

1 AN ACT to renumber and amend 30.69 (1) (a); to amend 30.69 (1) (b) and 30.69  
2 (1) (c); and to create 30.69 (1) (a) 2. of the statutes; relating to: restrictions  
3 applicable to persons operating a motorboat towing a person on water skis.

*Analysis by the Legislative Reference Bureau*

Under current law, no person may operate a motorboat towing a person on water skis, aquaplane, or similar device unless a competent person, other than the operator, is in the motorboat to observe the progress of the person being towed. This bill provides that this requirement doesn't apply if the motorboat is equipped with a mirror that provides the operator with a wide field of vision to the rear.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

4 SECTION 1. 30.69 (1) (a) of the statutes is renumbered 30.69 (1) (a) (intro.) and  
5 amended to read:

6 30.69 (1) (a) (intro.) Except as provided in par. (b), no person may operate a  
7 motorboat towing a person on water skis, aquaplane, or similar device unless there  
8 one of the following applies: applies

1           1. ~~There~~ is in the ~~boat~~ motorboat a competent person in addition to the operator  
2 in a position to observe the progress of the person being towed.

3           ~~(ag)~~ An observer under par. (a) 1. shall be considered competent if that person  
4 can in fact observe the person being towed and relay any signals to the operator. This  
5 observer requirement does not apply to motorboats classified as Class A motorboats  
6 by the department actually operated by the persons being towed and so constructed  
7 as to be incapable of carrying the operator in or on the motorboat.

8           ~~(am)~~ No person may engage in water skiing, aquaplaning or similar activity,  
9 at any time from sunset to sunrise. This restriction of the hours of water skiing does  
10 not prevent restrictions of the hours of water skiing between sunrise and sunset by  
11 local ordinances enacted pursuant to s. 30.77 (3).

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14 operator with a wide field of vision to the rear.

15           **SECTION 3.** 30.69 (1) (b) of the statutes is amended to read:

16           30.69 (1) (b) ~~Paragraph~~ Paragraphs (a) ~~does~~, (ag), and (am) do not apply to duly  
17 authorized water ski tournaments, competitions, exhibitions, or trials therefor,  
18 where adequate lighting is provided.

19           **SECTION 4.** 30.69 (1) (c) of the statutes is amended to read:

20           30.69 (1) (c) In addition to complying with ~~par.~~ pars. (a), (ag), and (am), no  
21 person may operate a personal watercraft that is towing a person who is on water  
22 skis, an aquaplane, or similar device unless the personal watercraft is designed to  
23 seat at least 3 persons.

24

(END)



**Barman, Mike**

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**From:** LRB.Legal  
**To:** Sen.Moulton  
**Subject:** Draft review: LRB -1807/1 Topic: Regulation of water skiing  
**Attachments:** 15-1807/1

**State of Wisconsin - Legislative Reference Bureau**  
**One East Main Street - Suite 200 - Madison**

**The attached draft was prepared at your request. Please review it carefully to ensure that it satisfies your intent.** If you have any questions concerning the draft or would like to have it redrafted, please contact Robin N. Kite, Senior Legislative Attorney, at (608) 266-7291, at [robin.kite@legis.wisconsin.gov](mailto:robin.kite@legis.wisconsin.gov), or at One East Main Street, Suite 200.

**We will jacket this draft for the Senate.**

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will submit a request to DOA when the draft is introduced. You may obtain a fiscal estimate on the draft prior to introduction by contacting our program assistants at [LRB.Legal@legis.wisconsin.gov](mailto:LRB.Legal@legis.wisconsin.gov) or at (608) 266-3561. If you requested a fiscal estimate on an earlier version of this draft and would like to obtain a fiscal estimate on the current version before it is introduced, you will need to request a revised fiscal estimate from our program assistants.

**Please call our program assistants at (608) 266-3561 if you have any questions regarding this email.**