

SEN. MARK A. MACDONALD, VICE CHAIR
SEN. CHRISTOPHER BRAY
SEN. VIRGINIA "GINNY" LYONS
SEN. DAVID WEEKS



REP. TREVOR SQUIRRELL, CHAIR
REP. SETH BONGARTZ
REP. MARK HIGLEY
REP. CAROL ODE

STATE OF VERMONT

Legislative Committee on Administrative Rules (LCAR)

ADMINISTRATIVE RULES

MINUTES

February 8, 2024

The Joint Legislative Committee on Administrative Rules met on Thursday, February 8, 2024, beginning at 8:00 A.M. in Room 267 of the Pavilion Office Building in Montpelier, Vermont.

The following members were present:

Sen. Mark A. MacDonald, Vice Chair
Sen. Christopher Bray
Sen. Virginia "Ginny" Lyons
Sen. David Weeks

Rep. Trevor Squirrel, Chair
Rep. Seth Bongartz
Rep. Mark Higley
Rep. Carol Ode

Staff present:

Anthea Dexter-Cooper
Lindsey Schreier

Committee Counsel
Administrative Assistant

Approval of prior minutes

On motion of Sen. Bray, the Committee unanimously approved the minutes of February 1, 2024.

Review of rules

The Committee reviewed the following rule:

23-P17 – Agency of Natural Resources/Vermont Use of Public Waters Rules

Laura Dlugolecki, Lake and Shoreland Permitting Analyst, Agency of Natural Resources; Katelyn Ellermann, Associate General Counsel, Department of Environmental Conservation, Agency of Natural Resources; and Jason Batchelder, Commissioner, Department of Environmental Conservation, Agency of Natural Resources, explained the rule and answered questions from the Committee.

Michael O'Grady, Deputy Chief Counsel, Office of Legislative Counsel, answered questions from the Committee and Steve Sease, Phil Dodd, John Dillon, Chip Stone, Rodney Putnam, and Dorothy Tod testified on the rule.

The amendments to this rule add regulations for wakesports involving a wakeboat on certain inland public waters in Vermont. Specifically, the amendments prohibit wakesports involving a wakeboat on lakes, ponds, and reservoirs that do not have a minimum of 50 contiguous acres that are both 500 feet from shore on all sides and a minimum of 20 feet deep. The amendments also limit such wakesports to defined areas that are 500 feet from shore, 20 feet deep, and 200 feet wide and require wakeboats to only be used in one lake per summer unless the wakeboat is decontaminated at a certified Department of Environmental Conservation service provider.

The Committee did not take action on this rule and it will be taken up again on Thursday, February 15, 2024.

Balance of agenda

The Committee did not take up the balance of the agenda, which will be taken up on Thursday, February 15, 2024.

Adjournment and next meeting

The Committee adjourned at 9:00 A.M.

The next meeting of the Committee is scheduled for February 15, 2024, beginning at 8:00 A.M. in Room 267 of the Pavilion Office Building in Montpelier, Vermont.

Respectfully submitted,

Anthea Dexter-Cooper

Anthea Dexter-Cooper
Committee Counsel

cc: APA Clerk, Secretary of State
ICAR, Agency of Administration