



2013 ASSEMBLY BILL 472

November 1, 2013 – Introduced by Representatives JACQUE, WEININGER, BORN, HEBL, KAHL, KLEEFISCH, T. LARSON, MARKLEIN, MURPHY, MURTHA, PETRYK, PRIDEMORE, SPIROS, TITTL and WRIGHT, cosponsored by Senators GROTHMAN, LASSA and SHILLING. Referred to Committee on Natural Resources and Sporting Heritage.

1 **AN ACT** *to amend* 29.179 (title), 29.179 (2) and 29.179 (4); and *to create* 29.179
2 (1) (am) of the statutes; **relating to:** transfer of certain fish and game approvals
3 to persons with disabilities.

Analysis by the Legislative Reference Bureau

Under current law, with certain exceptions, a person who holds a hunting, fishing, or trapping approval issued by the Department of Natural Resources (DNR) may not transfer that approval to another person. Under one exception to this general prohibition, the holder of certain approvals may transfer those approvals to a person who is under 18 years of age (minor). Among the approvals that may be transferred to a minor is a bonus deer hunting permit, a bobcat hunting and trapping permit, a wild turkey hunting license, a Class A bear license, and a sturgeon spearing license. The holder of the approval must apply to DNR to transfer the approval to the minor and if the application is made within a specified period of time, the minor has not been previously transferred that type of approval, and the minor is otherwise eligible to use the approval, the approval may be transferred. Current law prohibits the holder of an approval from receiving any payment for transfer of an approval.

This bill expands the exceptions to the general prohibition against the transfer of approvals. The bill allows the transfer of the same approvals that may be transferred to a minor under current law to be transferred to a person with a disability. The bill defines such a person to be a person who has certain permanent disabilities such as those that require the person to use a wheelchair; a person who has certain temporary disabilities that restrict mobility; a person who has an

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amputation or permanent substantial loss of his or her shoulder, arm, or hand; or a person who is visually handicapped. Under the bill, the same requirements that apply to the transfer of an approval to a minor under current law apply to the transfer of an approval to a person with a disability.

For further information see the *state and 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:

1 **SECTION 1.** 29.179 (title) of the statutes is amended to read:

2 **29.179 (title) Transfer of approvals to minors and disabled persons.**

3 **SECTION 2.** 29.179 (1) (am) of the statutes is created to read:

4 29.179 (1) (am) "Disabled person" means a person who holds a Class A, Class
5 B, Class C, or Class D permit issued under s. 29.193.

6 **SECTION 3.** 29.179 (2) of the statutes is amended to read:

7 29.179 (2) APPLICATION. Upon application by a holder of an approval to transfer
8 the approval to a minor or a disabled person, and upon the payment of any fee
9 required under sub. (3), the department shall transfer the approval to the minor or
10 the disabled person if the application is made no later than the 15 days immediately
11 preceding the first day of the applicable open season and if the minor or the disabled
12 person has not been previously transferred that type of approval under this section
13 and if the minor or disabled person is otherwise eligible to use the approval. The
14 department may transfer a sturgeon spearing license under this subsection only
15 during the period beginning on the November 1st of each year and ending on the day
16 that is the 15th day preceding the first day of the open season for the spearing of lake
17 sturgeon that follows that November 1st.

18 **SECTION 4.** 29.179 (4) of the statutes is amended to read:

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1 29.179 (4) Notwithstanding ss. 29.164 (3) (cr), 29.177 (5) (b), 29.184 (6) (b), and
2 29.192 (4), a minor or disabled person who is transferred an approval under this
3 section shall retain all preference points that he or she has previously accumulated
4 for that type of approval.

5

(END)