

2001 DRAFTING REQUEST

Bill

Received: 09/15/2000

Received By: rkite

Wanted: As time permits

Identical to LRB:

For: Administration-Budget

By/Representing: Grinde

This file may be shown to any legislator: NO

Drafter: rkite

May Contact:

Alt. Drafters:

Subject: Nat. Res. - fish and game
Nat. Res. - miscellaneous

Extra Copies:

Pre Topic:

DOA:.....Grinde -

Topic:

Nonresident sports license fees, tag and stamp issuing requirements, and wild rice licensing requirements

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> |
|--------------|---------------------|----------------------|------------------------|----------------|----------------------------|-----------------|-----------------|
| /1 | rkite 09/20/2000 | hhagen 09/22/2000 | martykr 09/22/2000 | _____ | gretskl 09/22/2000 | | State |
| /2 | rkite 10/18/2000 | jdye 10/19/2000 | pgreensl 10/24/2000 | _____ | lrb_docadmin 10/24/2000 | | State |

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1/2 10/19 jld
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| 1? | rkite | 11 hmk 9/20/00 | 9/20 | _____ | _____ | _____ | State |
| | | 1 jld 7/21 | 3/22 | _____ | _____ | _____ | |

FE Sent For:

<END>

2001-2003 Statutory Language Proposals

Division: CUSTOMER ASSISTANCE AND EXTERNAL RELATIONS

Bureau: CUSTOMER SERVICE AND LICENSING

Issue/Topic: MISCELLANEOUS LICENSING CORRECTIONS

Proposed Change: A total of four statutory changes are proposed:

A. Amend the price of a nonresident sports license under s. 29.563(4)(b)1. Change the price from \$248.25 to \$238.25.

B. Amend s. 29.024(4)(b) to remove out-of-date provisions for stamps, as follows:

(4)(b) *Name; description; signature.* Each license or permit issued shall contain the name and address of the holder, a description of the holder and other information required by the department. Each license or permit shall, if required by the department under sub. (5)(a)1., bear upon its face the signature of the holder and the date of issuance ~~and shall be signed by the issuing agent. Each stamp shall, if required by the department under sub. (5)(a) 1., bear upon its face the signature of the holder. The department may apply any of the requirements of this subsection to other forms or approvals.~~

C. Remove the requirement to provide tags in s. 29.024(9).

(9) TAGS. The department shall specify the form and numbering of ~~provide all tags required under this chapter and shall specify their form and numbering.~~

D. Simplify and update existing wild rice licensing requirements in s. 29.607(3); eliminate the reference to "old age assistance."

Repeal and recreate s. 29.607(3).

(3) License required; exceptions; wild rice identification card. Every person shall obtain the appropriate wild rice license to harvest or deal in wild rice, but no license is required for the following exceptions: (a) Persons under the age of 16. (b) Persons 65 years of age or older and members of their immediate family. (c) Members of a licensee's immediate family. The department, subject to s. 29.024(2g) and (2r), shall issue a wild rice identification card to those persons identified in (a) and (b). The term "immediate family" includes husband and wife and minor children having their abode and domicile with the parent or legal guardian.

9-20-00
Leave in
per Ruth Ann
Paperty at
BWRD

Explanatory Note:

A. The current price of the nonresident sports license is greater than if a person purchased each of the approvals individually. The new price represents a savings of \$4.

B. Stamp provisions are no longer applicable under ALIS.

C. Tag language is out of date. The Department already requires trappers to do their own tags. In addition, the proposed language would provide more flexibility in the future.

D. Wild rice licensing requirements refer to the "old age assistance" program, which does not exist anymore.

Desired Effective Date: April 1, 2002

Contact Person: Joy Stewart, 266-2159
Ruth Ann Raftery, 266-8163

Per Ruth Ann Raftery

All stamps issued through ALIS

Person who is licensed through ALIS + gets a stamp can still go to DNR to get a "real" stamp

Also, those who do not have a privilege associated w/ a stamp, can still get a "real" stamp if they want one but they have none of the privileges associated w/ the stamp



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0325/

RNR /1
RNK...
jld

(soon)
D-Note

less check space

DOA:.....Grinde - Nonresident sports license fees, tag requirements, and wild rice licensing requirements

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

Do Not Gen

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AN ACT ...; relating to: ^{the} budget ✓

Analysis by the Legislative Reference Bureau

- ✓ NATURAL RESOURCES ✓
- ✓ FISH, GAME, AND WILDLIFE ✓

Under current law, DNR issues various hunting, trapping, and fishing licenses and permits. Those licenses and permits must contain certain information including the name and address of the holder. The agent that issues the licenses and permits must also sign them. Current law also specifies that DNR may require any stamp that it issues to bear the signature of the holder of the stamp. This bill eliminates the requirement that hunting, trapping, and fishing licenses and permits be signed by the issuing agent and that stamps bear the signature of the holder.

~~that~~ Under current law, DNR also issues certain tags to license and permit holders ~~which~~ must be attached in the manner required by DNR. Current law specifies that DNR must provide all required tags. This bill eliminates the requirement that DNR provide the required tags.

that

Under current law, one type of license issued by DNR is a nonresident sports license ~~which~~ confers upon a person who is not a resident of Wisconsin the privileges of a small game hunting license, a fishing license, and a deer hunting license. This bill reduces the fee for a nonresident sports license from \$248.25 to \$238.25.

OTHER NATURAL RESOURCES

Under current law, with certain exceptions, a person who is older than 16 ~~years~~ ~~old~~ but younger than 65 years old and who harvests or deals in wild rice must obtain

a license from DNR. Under one of the exceptions, a recipient of old-age assistance and members of their immediate families are exempt from the licensing requirement. Because there is no old-age assistance program under current law, this bill eliminates this exception.

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.** 29.024 (4) (b) of the statutes is amended to read:

2 29.024 (4) (b) *Name; description; signature.* Each license or permit issued shall
3 contain the name and address of the holder, a description of the holder and other
4 information required by the department. Each license or permit shall, if required by
5 the department under sub. (5) (a) 1., bear upon its face the signature of the holder
6 and the date of issuance and shall be signed by the issuing agent. ~~Each stamp shall,~~
7 ~~if required by the department under sub. (5) (a) 1., bear upon its face the signature~~
8 ~~of the holder.~~ The department may apply any of the requirements of this subsection
9 to other forms or approvals.

History: 1997 a. 248 ss. 90, 91, 123 to 134, 161; 1997 a. 249 ss. 1, 2; 1999 a. 9, 32.

10 **SECTION 2.** 29.024 (9) of the statutes is amended to read:

11 29.024 (9) TAGS. The department shall ~~provide all tags required under this~~
12 ~~chapter and shall specify their~~ specify the form and numbering of all tags required
13 under this chapter plain

History: 1997 a. 248 ss. 90, 91, 123 to 134, 161; 1997 a. 249 ss. 1, 2; 1999 a. 9, 32.

14 **SECTION 3.** 29.563 (4) (b) 1. of the statutes is amended to read:

15 29.563 (4) (b) 1. Sports: ~~\$248.25~~ \$238.25 or a greater amount at the applicant's
16 option.

History: 1997 a. 248; 1999 a. 9, 32, 47, 63, 186.

17 **SECTION 4.** 29.607 (3) of the statutes is amended to read:

1 29.607 (3) LICENSE REQUIRED; EXCEPTIONS; WILD RICE IDENTIFICATION CARD. ~~Every~~
2 No person over the age of 16 and under the age of 65 shall obtain may harvest wild
3 rice or deal in wild rice unless the person obtains the appropriate wild rice license
4 ~~to harvest or deal in wild rice but~~ except that no license to harvest is required of the
5 members of the immediate family of a licensee ~~or of a recipient of old-age assistance~~
6 ~~or members of their immediate families.~~ The department, subject to s. 29.024 (2g)
7 and (2r), shall issue a wild rice identification card to each member of a licensee's
8 immediate family, ~~to a recipient of old-age assistance and to each member of the~~
9 ~~recipient's family.~~ ^{keep} The term "immediate family" includes husband and wife and
10 minor children having their abode and domicile with the parent or legal guardian.

History: 1975 c. 365 s. 62; 1979 c. 110; 1979 c. 190 s. 4; 1981 c. 243 s. 7; 1983 a. 27; 1985 a. 332 s. 251 (3); 1987 a. 27; 1991 a. 316; 1995 a. 27; 1997 a. 191, 237; 1997 a. 248 s. 594; Stats. 1997 s. 29.607; 1999 a. 32.

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(END)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0325/~~2001~~ ^{1/dn}

RNK ^{hmb}.....

+
jcd

DATE

Please note that the instructions for this draft in connection with s. 29.024 (4) (b) proposed amending that provision to strike the last sentence of the provision. That provision, which among other things concerns the issuance of stamps, gives DNR authority to apply the requirements of s. 29.024 (4) to forms or approvals other than stamps. Because I did not think that the intention of the request was to affect this authority, I discussed this issue with Ruth Ann Raferty of DNR. She concurred that the last sentence of the provision should not be stricken and, accordingly, this draft retains the sentence. If this result is not consistent with the intent of the request, please let me know and I will redraft accordingly.

Robin N. Kite
Legislative Attorney
Phone: (608) 266-7291
E-mail: robin.kite@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0325/1dn
RNK:hmb&jld:km

September 22, 2000

Please note that the instructions for this draft in connection with s. 29.024 (4) (b) proposed amending that provision to strike the last sentence of the provision. That provision, which among other things concerns the issuance of stamps, gives DNR authority to apply the requirements of s. 29.024 (4) to forms or approvals other than stamps. Because I did not think that the intention of the request was to affect this authority, I discussed this issue with Ruth Ann Rafferty of DNR. She concurred that the last sentence of the provision should not be stricken and, accordingly, this draft retains the sentence. If this result is not consistent with the intent of the request, please let me know and I will redraft accordingly.

Robin N. Kite
Legislative Attorney
Phone: (608) 266-7291
E-mail: robin.kite@legis.state.wi.us

Kite, Robin

From: Stewart, Joy L
Sent: Friday, October 13, 2000 2:52 PM
To: Kite, Robin
Cc: Grinde, Kirsten; Felker-Donsing, Susan; Andryk, Tim A; Raftery, Ruth A; Stewart, Joy L
Subject: LRB Draft 0325/1

We have reviewed your draft for the miscellaneous licensing clean-up provisions, LRB 0325/1.

We have one change that we would like to propose, and it is a clarification of current practice on the wild rice harvesting license, s. 29.607(3).

In the past, we have treated the "old age assistance program" as the equivalent of social security. So someone who is age 65 or older is currently exempt from the requirement of a wild rice license, and so are the members of their immediate family. Now that we are dropping the reference to the "old age assistance program," we would like to continue to exempt both persons age 65 and older AND their immediate family. The draft exempts persons age 65 and older but not members of their immediate family.

We would like to add an exemption for members of the immediate family of someone who is age 65 or older. However, we do not want to make the exemption based on social security which would get too messy. We would like to do it based on age.

If you have questions, please let me know.

Thanks.

Re: tags -
reason for striking language requiring DNR to provide all tags is because agents can now electronically issue tags



(2001)

State of Wisconsin
2001 - 2002 LEGISLATURE

RMR
2

LRB-0325

RNK:hmh&jld:km

DOA:.....Grinde - Nonresident sports license fees, tag and stamp issuing requirements, and wild rice licensing requirements

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

1

do not gen
AN ACT ...; relating to: the budget

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Under current law, DNR also issues certain tags to license and permit holders that must be attached in the manner required by DNR. Current law specifies that DNR must provide all required tags. This bill eliminates the requirement that DNR provide the required tags.

Under current law, one type of license issued by DNR is a nonresident sports license that confers upon a person who is not a resident of Wisconsin the privileges of a small game hunting license, a fishing license and a deer hunting license. This bill reduces the fee for a nonresident sports license from \$248.25 to \$238.25.

OTHER NATURAL RESOURCES

Under current law, with certain exceptions, a person who is older than 16 but younger than 65 years old and who harvests or deals in wild rice must obtain a license

and, instead, provides the exemption to members of the immediate families of persons who are at least 65 years old

~~*)~~ from DNR. Under one of the exceptions, ~~the~~ recipients of old-age assistance and members of their immediate families are exempt from the licensing requirement. Because there is no old-age assistance program under current law, this bill eliminates this ~~exception. exemption.~~

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:

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(END)

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person who is at least 65 years old



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0325/2
RNK:hmh&jld:pg

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