

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-2506/2dn  
MGG:wlj:ch

April 1, 2005

1. I am not sure the provisions under ss. 29.924, 29.931, and 29.934 achieve your intent. I tried to amend them to provide consistency for police powers, investigations, and searches, seizures, and sale of confiscated items. Please review carefully.
2. Note the “linkage” between the trespass surcharge and the use of moneys under s. 20.370 (3) (mu). Under s. 20.370 (3) (mu) no money is appropriated for enforcement operations for violation of laws under s. 23.33 or ch. 26, 27, or 29, but the trespass surcharge is imposed for violations of these provisions.
3. Also, note the “linkage” in s. 943.13 (3m). A violation relating to any “natural resource activity” results in the possible revocation of ch. 29 approvals or ch. 169 licenses. OK?
4. I did not amend s. 29.011 (2) because there is a parallel provision in s. 169.02. If you want the scope of these two provisions broadened, a reference that is more specific that the “laws of this state” is preferable. Please call me to discuss any changes.
5. I also did not amend s. 23.50 (1) since there is a separate citation procedure solely for trespass violations under s. 778.26.
6. In this draft the references to violations of ch. 951 are handled by cross-reference. Section 29.921 (1), which is cross-referenced in ss. 29.924 (1), (2), (3), and (4), 29.931 (1) and (2) (a), and 29.934 (1) (a) in turn contains a cross-reference to s. 23.50. Section 23.50 includes a cross-reference to ch. 951 if “the animal involved is captive wild animal.” “Captive” and “wild animal” are defined for purposes of s. 23.50. See. s. 23.51 (1d) and (9m). Therefore, the provisions under ss. 29.921, 29.924, 29.931, and 29.934, as amended in this draft, cover “captive wild animals” as defined for purposes of s. 23.50 and cover any violation of ch. 951, not just s. 951.09. If you want any changes in this regard, please call me to discuss them.

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