2005 DRAFTING REQUEST

Assembly Substitute Amendment (ASA-AB586)

Received: **11/29/2005**

Received By: **rkite**

Wanted: **As time permits**

Identical to LRB:

For: **Scott Gunderson (608) 266-3363**

By/Representing: **Mike Bruhn**

This file may be shown to any legislator: **NO**

Drafter: **rkite**

May Contact:

Addl. Drafters:

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

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Gunderson@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Changes to minimum hunting age and mentorship program

Instructions:

See Attached

Drafting History:

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/?	rkite 11/29/2005	lkunkel 11/29/2005		_____ _____			
/1	rkite 11/30/2005	lkunkel 11/30/2005	jfrantze 11/30/2005	_____ _____	sbasford 11/30/2005	sbasford 11/30/2005	
/2			jfrantze 11/30/2005	_____ _____	lnorthro 11/30/2005	lnorthro 11/30/2005	
/3	rkite	jdyer	pgreensl	_____	mbarman	mbarman	

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
	12/04/2005	12/05/2005	12/05/2005	_____	12/05/2005	12/05/2005	

FE Sent For:

<END>

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/2		12/5 jld	jfrantze 11/30/2005 12/5 p8	12/5 _____ p8	lnorthro 11/30/2005	lnorthro 11/30/2005	

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<END>

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No specific pre topic given

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/?	rkite 11/29/2005	lkunkel 11/29/2005		_____ _____			
/1			jfrantze 11/30/2005	_____ _____	sbasford 11/30/2005	sbasford 11/30/2005	

/2 lmk 11/30 JG 11/30 JG 11/30 LE

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<END>

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Wanted: **As time permits**

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For: **Scott Gunderson (608) 266-3363**

By/Representing: **Mike Bruhn**

This file may be shown to any legislator: **NO**

Drafter: **rkite**

May Contact:

Addl. Drafters:

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

Extra Copies: RNK

Submit via email: **YES**

Requester's email: **Rep.Gunderson@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Changes to minimum hunting age and mentorship program √

Instructions:

See Attached

Drafting History:

Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
/?	rkite	/1 lmk 11/29	11/29	SB 11/30			
		/2 lmk 11/30					

FE Sent For:

<END>

Kite, Robin

From: Bruhn, Mike
Sent: Wednesday, November 23, 2005 1:20 PM
To: Kite, Robin
Subject: Substitute Amendment for AB 586

Robin,

turkey hunting

Representative Gunderson would like a Substitute Amendment drafted for Assembly Bill 586 that makes the following changes:

1) We need to change the age from 10 years old to be a mentored hunter, down to 8 years of age as the minimum to be a mentored hunter. See questions

2) A delayed effective date of April 1, 2006 with a provision added that would exempt from the April 1, 2006 effective date the purchase of turkey tags for this season only. ?

3) Make sure the bill requires hunter education prior to Elk hunting. There is apparently a special provision regarding hunter education for elk hunting, we need to make sure the Substitute Amendment takes this provision into account.

4) I believe the bill is ok on this, but if it is not the Substitute Amendment should make it clear that a mentored hunter under age 12 is eligible to receive a transferred a Bear Hunting license (the only one **CURRENTLY** in statute) or any other license or preference point that becomes eligible to be transferred to a minor. (If you need an example, please reference AB 384).

5) We need to change the provision requiring the mentor possess the same type of hunting approval as the person they are mentoring. It is not always possible for a hunter to get the type of license or permit required to hunt. Some approvals are limited in number, such as a: Class A Bear licenses, Spring & Fall Turkey, etc.. We need the provision to state that the mentoring hunter must posses a valid hunting license for the calendar year in which they are mentoring a hunter.

6) We need to change the bill to allow an individual who is over age 12 to be able to be mentored, as well. (This is similar to Assembly Bill 677, but limit the number of times one can be mentored to "one license year" once someone reaches the age of 12. This will let young kids do it multiple times but require those over twelve to get Hunters Education after being mentored for one year.

7) Create a clear standard to accompany a person who is under age 18 with a firearm:
Suggest the following: "mentor" under this bill must:
- Be at least ***18*** years old. (In the bill it is 21).
- Have written authorization from the parent or guardian.
- Have passed DNR's Hunter Education Course, if they are not already over the age to be grandfathered from the Hunters Education requirement (I believe that age is currently 32).
- Not currently under a period of revocation.

April 1 > March 31
Randy Stark
(608)
516-0267

If you have any questions, please let me know. The Speaker wants us to hold a hearing on this bill next week, so time is of the essence.

Thanks,

Mike Bruhn
Rep. Gunderson's office

2005 Date (time) needed ~~11-29-05 (ASAP) BY 9AM 11/30~~ ~~today~~ LRBs 0331 / 1

RNK : lmk :

SUBSTITUTE AMENDMENT [TO A BILL]

Use the appropriate components and routines developed for substitute amendments.

LPS: inserts out of order

S (A) SUBSTITUTE AMENDMENT

TO 2005 SB (AB) 586 (LRB– /)

AN ACT . . . [generate catalog] ***to repeal*** . . . ; ***to renumber*** . . . ; ***to consolidate and renumber*** . . . ; ***to renumber and amend*** . . . ; ***to consolidate, renumber and amend*** . . . ; ***to amend*** . . . ; ***to repeal and recreate*** . . . ; and ***to create*** . . . of the statutes; **relating to:** the minimum age for hunting and possessing a firearm; age specific restrictions on hunting and possessing a firearm while hunting; requirements for obtaining a hunting certificate of accomplishment; and establishing a hunting mentorship program.

[NOTE: See section 4.02 (2) (br), Drafting Manual, for specific order of standard phrases.]

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

SECTION #.

2005 ASSEMBLY BILL 586

August 2, 2005 – Introduced by Representatives GUNDERSON, MOULTON, MUSSER, PETTIS, BIES, HINES, KESTELL, KRAWCZYK, LEHMAN, MONTGOMERY, OTT, SUDER, TOWNSEND, TURNER, VOS, VRUWINK and M. WILLIAMS, cosponsored by Senators ZIEN, REYNOLDS, DECKER and BRESKE. Referred to Committee on Natural Resources.

AN ACT ***to renumber*** 29.304 (5); ***to renumber and amend*** 29.304 (1) (b); ***to amend*** 29.184 (1) (b), 29.184 (5) (a), 29.184 (6) (b) 1., 29.304 (1) (a), 29.304 (1) (c), 29.304 (2) (title), 29.304 (2) (a), 29.304 (2) (b) (intro.), 29.304 (2) (b) 1., 29.304 (2) (b) 2., 29.304 (3) (title), 29.304 (3) (a) (intro.), 29.304 (3) (a) 1., 29.304 (3) (a) 2., 29.304 (3) (b) (intro.), 29.304 (3) (b) 1., 29.304 (3) (b) 2., 29.304 (3) (b) 3., 29.304 (5) (title), 29.563 (2) (a) 4., 29.563 (4) (a) 1m., 29.563 (4) (a) 2m., 29.563 (4) (b) 1m., 29.563 (4) (b) 2m., 29.593 (1) (a), 169.20 (1) (a), 169.20 (2) (a) and 169.33 (2) (d); and ***to create*** 29.304 (1) (am), 29.304 (1) (b) 2., 29.304 (5) (am), 29.304 (5) (b) and 29.593 (1m) of the statutes; **relating to:** hunting and firearm possession by persons who are under 16 years of age.

Analysis by the Legislative Reference Bureau

Current law generally prohibits hunting and firearm possession by any person under the age of 12. For persons who are older than 12 but under the age of 16, current law allows hunting and firearm possession but imposes certain restrictions that vary depending on the person's age. This bill makes various changes to the laws regulating hunting and firearm possession and control by persons under the age of 16.

Accompaniment by parent or guardian

Under current law, a person who is older than 12 but under the age of 16 may hunt or have a firearm in his or her possession or control if the person is accompanied by a parent or guardian and if he or she meets certain other requirements. This bill specifies that such a person may also hunt or have a firearm in his or her possession or control if the person is accompanied by a person who is at least 18 years old and who has been designated by the person's parent or guardian (designee).

Hunting by 10– and 11–year–olds

This bill also changes the minimum age for hunting from 12 years of age to 10 years of age and imposes certain additional restrictions on hunting by 10– and 11–year–olds. Under this bill, a person who is 10 or 11 years old may not hunt unless that person is within arm's reach of his or her parent or guardian or a designee; the parent, guardian, or designee holds a current hunting approval of the type held by the 10– or 11–year–old, and the parent, guardian, or designee has successfully completed the course of instruction under the hunter education program issued by this state, another state, a province, or another country. The bill specifies that the 10–year–old or 11–year–old, and the parent, guardian, or designee with whom he or she is hunting, may jointly have only one firearm, one bow, or one crossbow in their possession or control while hunting.

Firearm possession and control by 10– and 11–year–olds

This bill also changes the minimum age for firearm possession from 12 years of age to 10 years of age. Under current law, a 12– or 13–year–old may not have a firearm in his or her possession or control unless he or she is accompanied by a parent or guardian or is enrolled in hunter education class and is carrying an unloaded firearm in a case to or from that class or is handling it under the supervision of the class instructor. Under this bill, a person who is 10 or 11 years old may not possess or control a firearm unless he or she is hunting within arm's reach of his or her parent or guardian or a designee or he or she is possessing or controlling the firearm in the same manner specified under the current law restrictions applicable to 12– and 13–year–olds.

Target practice

This bill also provides that the restrictions on possession and control of a firearm by persons who are under the age of 12 do not apply to a person who uses a firearm in target practice if he or she is accompanied by his or her parent or guardian or a designee.

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.** 29.184 (1) (b) of the statutes is amended to read:

29.184 **(1)** (b) "Minor" means a person who is at least ~~12~~ 10 years of age but under 18 years of age.

SECTION 2. 29.184 (5) (a) of the statutes is amended to read:

29.184 **(5)** (a) A person under the age of ~~12~~ 10 years may engage in the activities authorized under sub. (3) (br) 1. to 3. without holding a Class B bear license.

SECTION 3. 29.184 (6) (b) 1. of the statutes is amended to read:

29.184 **(6)** (b) 1. The applicant is at least ~~12~~ 10 years old.

SECTION 4. 29.304 (1) (a) of the statutes is amended to read:

29.304 **(1)** (a) *Prohibition on hunting.* No person under ~~12~~ 10 years of age may hunt with a firearm ~~or~~, a bow and arrow, or a crossbow.

SECTION 5. 29.304 (1) (am) of the statutes is created to read:

29.304 **(1)** (am) *Restrictions on hunting by persons 10 or 11 years of age.* 1. No person who is 10 or 11 years of age may hunt unless he or she is within arm's reach of his or her parent or guardian or a person at least 18 years of age who is designated by the parent or guardian; the parent, guardian, or designee holds a current hunting approval of the type held by the person who is 10 or 11 years of age; and the parent, guardian, or designee has been issued a certificate of accomplishment that states that the parent, guardian, or designee has completed the course of instruction under the hunter education program or has received a similar certificate issued by another state, province, or country.

hunting with a mentor and meets the requirements under s. 29.592

2. A person who is 10 or 11 years of age and the parent, guardian, or designee with whom that person hunts under subd. 1. may jointly have only one firearm, only one bow or, if hunting with a crossbow is authorized under s. 29.171 (4) or 29.193 (2), only one crossbow in their possession or control while hunting.

SECTION 6. 29.304 (1) (b) of the statutes is renumbered 29.304 (1) (b) (intro.) and amended to read:

29.304 **(1)** (b) (intro.) *Restrictions on possession or control of a firearm.* No person under 12 years of age may have in his or her possession or control any firearm unless ~~he or she is~~ any of the following applies:

1. He or she is enrolled in the course of instruction under the hunter education program and he or she is carrying the firearm in a case and unloaded to or from that class under the supervision of ~~a~~ his or her parent or guardian, or by a person at least 18 years of age who is designated by the parent or guardian, or is handling or operating the firearm during that class under the supervision of an instructor.

SECTION 7. 29.304 (1) (b) 2. of the statutes is created to read:

29.304 **(1)** (b) 2. He or she is ~~10 or 11 years of age and is hunting with his or her parent or guardian or by a person at least 18 years of age who is designated by the parent or guardian as provided under par. (am).~~

insert 4-14

SECTION 8. 29.304 (1) (c) of the statutes is amended to read:

29.304 **(1)** (c) *Restrictions on obtaining hunting approval.* Except as provided under par. (d), no person under ~~12~~ 10 years of age may obtain any approval authorizing hunting.

Insert 4-18

SECTION 9. 29.304 (2) (title) of the statutes is amended to read:

29.304 **(2)** (title) PERSONS 12 ~~TO 14~~ AND 13 YEARS OF AGE.

SECTION 10. 29.304 (2) (a) of the statutes is amended to read:

29.304 **(2)** (a) *Restrictions on hunting.* No person 12 years of age or older but under 14 years of age may hunt unless he or she is ~~accompanied by a~~ his or her ~~parent or guardian or by a person at least 18 years of age who is designated by the parent or guardian.~~ or he or she is hunting with a mentor and meets the requirements specified under s. 29.592

strike strike

SECTION 11. 29.304 (2) (b) (intro.) of the statutes is amended to read:

29.304 **(2)** (b) *Restrictions on possession or control of a firearm.* (intro.) No person 12 years of age or older but under 14 years of age may have in his or her possession or control any firearm unless ~~he or she~~ any of the following apply:

LPS: P/S chg comp

SECTION 12. 29.304 (2) (b) 1. of the statutes is ~~amended to read:~~ repealed.

29.304 **(2)** (b) 1. ~~Is~~ He or she is accompanied by ~~a~~ his or her parent or guardian ~~or by a person at least 18 years of age who is designated by the parent or guardian;~~ ~~or~~.

SECTION 13. 29.304 (2) (b) 2. of the statutes is amended to read:

29.304 **(2)** (b) 2. ~~Is~~ He or she is enrolled in the course of instruction under the hunter education program and is carrying the firearm in a case and unloaded to or from that class or is handling or operating the firearm during that class under the supervision of an instructor.

insert 5-13

SECTION 14. 29.304 (3) (title) of the statutes is amended to read:

29.304 **(3)** (title) PERSONS 14 ~~TO 16~~ AND 15 YEARS OF AGE.

SECTION 15. 29.304 (3) (a) (intro.) of the statutes is amended to read:

29.304 **(3)** (a) *Restrictions on hunting.* (intro.) No person 14 years of age or older but under 16 years of age may hunt unless ~~he or she~~ any of the following apply:

LPS: P/S chg comp

SECTION 16. 29.304 (3) (a) 1. of the statutes is ~~amended to read:~~ repealed.

29.304 **(3)** (a) 1. ~~Is~~ He or she is accompanied by ~~a~~ his or her parent or guardian ~~or by a person at least 18 years of age who is designated by the parent or guardian;~~ ~~or~~.

SECTION 17. 29.304 (3) (a) 2. of the statutes is amended to read:

29.304 **(3)** (a) 2. Is He or she is issued a certificate of accomplishment that states that he or she successfully completed the course of instruction under the hunter

education program or has a similar certificate issued by another state or, province, or country.

insert 6-2

SECTION 18. 29.304 (3) (b) (intro.) of the statutes is amended to read:

29.304 **(3)** (b) *Restrictions on possession or control of a firearm.* (intro.) No person 14 years of age or older but under 16 years of age may have in his or her possession or control any firearm unless ~~he or she~~ any of the following apply:

LRS: PLS chg comp.

SECTION 19. 29.304 (3) (b) 1. of the statutes is repealed ~~amended to read:~~

29.304 **(3)** (b) 1. ~~Is~~ He or she is accompanied by ~~a~~ his or her parent or guardian ~~or by a person at least 18 years of age who is designated by the parent or guardian;~~.

SECTION 20. 29.304 (3) (b) 2. of the statutes is amended to read:

29.304 **(3)** (b) 2. ~~Is~~ He or she is enrolled in the course of instruction under the hunter education program and is carrying the firearm in a case and unloaded to or from that class or is handling or operating the firearm during that class under the supervision of an instructor~~; or~~.

SECTION 21. 29.304 (3) (b) 3. of the statutes is amended to read:

29.304 **(3)** (b) 3. ~~Is~~ He or she is issued a certificate of accomplishment that states that he or she completed the course of instruction under the hunter education program or has a similar certificate issued by another state or, province, or country.

insert 6-18

LRS: PLS change

SECTION 22. 29.304 (5) (title) of the statutes is repealed and recreated to read ~~amended to read:~~

29.304 **(5)** (title) ~~EXCEPTION~~ EXCEPTIONS.

SECTION 23. 29.304 (5) of the statutes is renumbered 29.304 (5) (a).

SECTION 24. 29.304 (5) (am) of the statutes is created to read:

29.304 **(5)** (am) Notwithstanding subs. (1) to (3), a person 10 years of age or older may hunt with a crossbow on land under the ownership of the person or the person's family if no license is required and the person is eligible for a crossbow

permit under s. 29.171 (4) or a Class A, Class B, or Class C permit under s. 29.193 (2) (c).

Insert 7-2

SECTION 25. 29.304 (5) (b) of the statutes is created to read:

29.304 **(5)** (b) The restrictions on the possession and control of a firearm under sub. (1) (b) do not apply to a person using a firearm in target practice if he or she is accompanied by his or her parent or guardian or by a person at least 18 years of age who is designated by the parent or guardian.

SECTION 26. 29.563 (2) (a) 4. of the statutes as affected by 2005 Wisconsin Act 25 is amended to read:

29.563 **(2)** (a) 4. Small game issued to ~~12–year–olds~~ 10–year–olds to 17–year–olds: $~~7~~6.25.

Insert 7-10

SECTION 27. 29.563 (4) (a) 1m. of the statutes as affected by 2005 Wisconsin Act 25 is amended to read:

29.563 **(4)** (a) 1m. Sports issued to ~~12–year–olds~~ 10–year–olds to 17–year–olds: $~~33~~2.25 or a greater amount at the applicant's option.

SECTION 28. 29.563 (4) (a) 2m. of the statutes is amended to read:

29.563 **(4)** (a) 2m. Conservation patron issued to ~~12–year–olds~~ 10–year–olds to 17–year–olds: $~~72~~0.25 or a greater amount at the applicant's option.

SECTION 29. 29.563 (4) (b) 1m. of the statutes is amended to read:

29.563 **(4)** (b) 1m. Sports issued to ~~12–year–olds~~ 10–year–olds to 17–year–olds: $33.25 or a greater amount at the applicant's option.

SECTION 30. 29.563 (4) (b) 2m. of the statutes is amended to read:

29.563 **(4)** (b) 2m. Conservation patron issued to ~~12–year–olds~~ 10–year–olds to 17–year–olds: $72.25 or a greater amount at the applicant's option.

Insert 7-22

SECTION 31. 29.593 (1) (a) of the statutes is amended to read:

29.593 **(1)** (a) Except as provided under subs. (1m), (2), (2m) and (3), no person born on or after January 1, 1973, may obtain any approval authorizing hunting unless the person is issued a certificate of accomplishment under s. 29.591.

SECTION 32. 29.593 (1m) of the statutes is created to read:

29.593 **(1m)** A person who is 10 or 11 years of age may obtain an approval authorizing hunting without having been issued a certificate of accomplishment under s. 29.591 but that approval is valid only when the 10–year–old or 11–year–old hunts in compliance with s. 29.304 (1) (am).

SECTION 33. 169.20 (1) (a) of the statutes is amended to read:

169.20 **(1)** (a) The department shall issue a bird dog training license to any individual who is at least 12 10 years of age who files a proper application and who pays the applicable fee.

SECTION 34. 169.20 (2) (a) of the statutes is amended to read:

169.20 **(2)** (a) The department shall issue a hound dog training license to any individual who is at least 12 10 years of age who files a proper application and who pays the applicable fee.

SECTION 35. 169.33 (2) (d) of the statutes is amended to read:

169.33 **(2)** (d) An individual who applies for a bird dog training license or a hound dog training license shall be at least 12 10 years of age.

(END)

INSERTS

hound dog training license from DNR in order for to purchase, possess, release into the wild, or hunt certain captive wild animals for the purpose of teaching hound dogs to track game. A person is not eligible under current law to apply for either of these licenses unless that person is at least 12 years old. This bill reduces the minimum age for obtaining either of these licenses to 10 years of age.

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:

SECTION 1. 29.184 (6) (b) 1. of the statutes is amended to read:

29.184 **(6)** (b) 1. The applicant is at least ~~12~~ 10 years old.

SECTION 2. 29.304 (1) (a) of the statutes is amended to read:

29.304 **(1)** (a) *Prohibition on hunting.* No person under 12 years of age may hunt with a firearm ~~or~~, bow and arrow, or crossbow unless he or she is hunting with a mentor and meets the requirements specified under s. 29.592.

SECTION 3. 29.304 (1) (b) of the statutes is renumbered 29.304 (1) (b) (intro.) and amended to read:

29.304 **(1)** (b) (intro.) *Restrictions on possession or control of a firearm.* No person ~~under 12~~ who is 8, 9, 10, or 11 years of age may have in his or her possession or control any firearm unless ~~he~~ any of the following apply:

Insert 4-14

1. He or she is enrolled in the course of instruction under the hunter education program and he or she is carrying the firearm in a case and unloaded to or from that class under the supervision of a parent or guardian or is handling or operating the firearm during that class under the supervision of an instructor.

SECTION 4. 29.304 (1) (b) 2. of the statutes is created to read:

29.304 **(1)** (b) 2. He or she is hunting with a mentor and meets the requirements specified under s. 29.592.

1 **SECTION 5.** 29.304 (2) (a) of the statutes is amended to read:

2 29.304 **(2)** (a) *Restrictions on hunting.* No person 12 years of age or older but
3 under 14 years of age may hunt unless he or she is accompanied by a parent or
4 guardian or he or she is hunting with a mentor and meets the requirements specified
5 under s. 29.592.

6 **SECTION 6.** 29.304 (2) (b) (intro.) of the statutes is amended to read:

7 29.304 **(2)** (b) *Restrictions on possession or control of a firearm.* (intro.) No
8 person 12 years of age or older but under 14 years of age may have in his or her
9 possession or control any firearm unless ~~he or she~~ any of the following apply:

10 **SECTION 7.** 29.304 (2) (b) 1. of the statutes is amended to read:

11 29.304 **(2)** (b) 1. ~~Is~~ He or she is accompanied by a parent or guardian~~; or~~.

12 **SECTION 8.** 29.304 (2) (b) 2. of the statutes is amended to read:

13 29.304 **(2)** (b) 2. ~~Is~~ He or she is enrolled in the course of instruction under the
14 hunter education program and is carrying the firearm in a case and unloaded to or
15 from that class or is handling or operating the firearm during that class under the
16 supervision of an instructor.

17 **SECTION 9.** 29.304 (2) (b) 3. of the statutes is created to read:

insert 5-13

18 29.304 **(2)** (b) 3. He or she is hunting with a mentor and meets the requirements
19 specified under s. 29.592.

20 **SECTION 10.** 29.304 (3) (a) (intro.) of the statutes is amended to read:

21 29.304 **(3)** (a) *Restrictions on hunting.* (intro.) No person 14 years of age or
22 older but under 16 years of age may hunt unless ~~he or she~~ any of the following apply:

23 **SECTION 11.** 29.304 (3) (a) 1. of the statutes is amended to read:

24 29.304 **(3)** (a) 1. ~~Is~~ He or she is accompanied by a parent or guardian~~; or~~.

25 **SECTION 12.** 29.304 (3) (a) 2. of the statutes is amended to read:

29.304 **(3)** (a) 2. ~~Is~~ He or she is issued a certificate of accomplishment that states that he or she successfully completed the course of instruction under the hunter education program or has a similar certificate issued by another state or province.

Insert 6-2

SECTION 13. 29.304 (3) (a) 3. of the statutes is created to read:

29.304 **(3)** (a) 3. He or she is hunting with a mentor and meets the requirements specified under s. 29.592.

SECTION 14. 29.304 (3) (b) (intro.) of the statutes is amended to read:

29.304 **(3)** (b) *Restrictions on possession or control of a firearm.* (intro.) No person 14 years of age or older but under 16 years of age may have in his or her possession or control any firearm unless ~~he or she~~ any of the following apply:

SECTION 15. 29.304 (3) (b) 1. of the statutes is amended to read:

29.304 **(3)** (b) 1. ~~Is~~ He or she is accompanied by a parent or guardian~~;~~.

SECTION 16. 29.304 (3) (b) 2. of the statutes is amended to read:

29.304 **(3)** (b) 2. ~~Is~~ He or she is enrolled in the course of instruction under the hunter education program and is carrying the firearm in a case and unloaded to or from that class or is handling or operating the firearm during that class under the supervision of an instructor~~; or~~.

SECTION 17. 29.304 (3) (b) 3. of the statutes is amended to read:

29.304 **(3)** (b) 3. ~~Is~~ He or she is issued a certificate of accomplishment that states that he or she completed the course of instruction under the hunter education program or has a similar certificate issued by another state or province.

Insert 6-18

SECTION 18. 29.304 (3) (b) 4. of the statutes is created to read:

29.304 **(3)** (b) 4. He or she is hunting with a mentor and meets the requirements specified under s. 29.592.

SECTION 19. 29.304 (5) (title) of the statutes is repealed and recreated to read:

29.304 **(5)** (title) EXCEPTIONS.

SECTION 20. 29.304 (5) of the statutes is renumbered 29.304 (5) (a).

SECTION 21. 29.304 (5) (b) of the statutes is created to read:

29.304 **(5)** (b) The restrictions on the possession and control of a firearm under this section do not apply to a person using a firearm in target practice if he or she is accompanied by his or her parent or guardian or by a person at least 18 years of age who is designated by the parent or guardian.

SECTION 22. 29.563 (2) (a) 4. of the statutes, as affected by 2005 Wisconsin Act 25, is amended to read:

29.563 **(2)** (a) 4. Small game issued to ~~12–year–olds to 17–year–olds~~ persons under the age of 18: $6.25.

SECTION 23. 29.563 (4) (a) 1m. of the statutes, as affected by 2005 Wisconsin Act 25, is amended to read:

29.563 **(4)** (a) 1m. Sports issued to ~~12–year–olds to 17–year–olds~~ persons under the age of 18: $32.25 or a greater amount at the applicant's option.

SECTION 24. 29.563 (4) (a) 2m. of the statutes, as affected by 2005 Wisconsin Act 25, is amended to read:

29.563 **(4)** (a) 2m. Conservation patron issued to ~~12–year–olds to 17–year–olds~~ persons under the age of 18: $70.25 or a greater amount at the applicant's option.

SECTION 25. 29.563 (4) (b) 1m. of the statutes is amended to read:

29.563 **(4)** (b) 1m. Sports issued to ~~12–year–olds to 17–year–olds~~ persons under the age of 18: $33.25 or a greater amount at the applicant's option.

SECTION 26. 29.592 of the statutes is created to read:

Insert 7-22

29.592 Hunting mentorship program. (1) ~~A~~ person ~~of any age~~ who is at least 8 years old may hunt in this state without obtaining a certificate of accomplishment under s. 29.591 or

Except as provided in sub. (3), a

29.595 and may, while hunting, possess or control a firearm if all of the following apply:

(a) At all times when hunting, the person is within arm's reach of a mentor who meets the qualifications under sub. (2).

(b) The person holds a hunting approval.

(2) A person is qualified to serve as a mentor for a hunter if the person meets all of the following requirements:

Insert 7-22 continued

(a) The person is ~~21~~ 18 years of age or older.

(b) The person is the parent or guardian of the person for whom he or she is serving as a mentor or is authorized, in writing, by the parent or guardian to serve as a mentor. This requirement does not apply to a person serving as a mentor for a person who is 18 years of age or older.

(c) The person has been issued a certificate of accomplishment under s. 29.591 or, unless the person was born before January 1, 1973, and is not required to obtain a certificate of accomplishment.

(d) The person holds a current valid hunting approval ~~of the type held by the person for whom he or she is serving as a mentor.~~ keep

~~(e) The person has never had a hunting approval suspended or revoked.~~

SECTION 27. 29.593 (1) (a) of the statutes is amended to read:

29.593 **(1)** (a) Except as provided under subs. (2), (2m) and (3), <u>and s. 29.592 (1),</u> no person born on or after January 1, 1973, may obtain any approval authorizing hunting unless the person is issued a certificate of accomplishment under s. 29.591.

SECTION 28. 29.595 (3) (b) of the statutes is amended to read:

(B) (3) A person who is 12 years of age or older may hunt without a certificate of accomplishment under s. 29.591 or 29.595 as specified under sub. (1) in only one license year after attaining the age of 12.

insert 7-22 continued

29.595 **(3)** (b) Except as provided in par. (c) and s. 29.592, no person may be issued an elk hunting license unless he or she holds a valid certificate of accomplishment issued under this subsection.

SECTION 29. 167.31 (1) (fh) of the statutes is created to read:

167.31 **(1)** (fh) "Sport shooting range" means an area designed and used for target practice for hunting, for skeet shooting, or for similar sport shooting.

SECTION 30. 167.31 (4) (am) 4. and 5. of the statutes are created to read:

167.31 **(4)** (am) 4. Subsection (2) does not apply to a person who places a firearm that is not encased on the exterior of a stationary vehicle or in the bed of a stationary truck while legally hunting.

5. Subsection (2) does not apply to a person who possesses or transports a firearm that is not encased in a vehicle while traveling between stations at a sport shooting range.

SECTION 31. 169.20 (1) (a) of the statutes is amended to read:

169.20 **(1)** (a) The department shall issue a bird dog training license to any individual who is at least ~~12~~ 10 years of age who files a proper application and who pays the applicable fee.

SECTION 32. 169.20 (2) (a) of the statutes is amended to read:

169.20 **(2)** (a) The department shall issue a hound dog training license to any individual who is at least ~~12~~ 10 years of age who files a proper application and who pays the applicable fee.

SECTION 33. 169.33 (2) (d) of the statutes is amended to read:

169.33 **(2)** (d) An individual who applies for a bird dog training license or a hound dog training license shall be at least ~~12~~ 10 years of age.

(END)

INSERT 4–18

SECTION 1. 29.304 (1) (d) of the statutes is amended to read:

29.304 **(1)** (d) *Restrictions on validity of certificate of accomplishment.* A person under ~~12~~ 8 years of age may obtain a certificate of accomplishment if he or she complies with the requirements of s. 29.591 (4) but that certificate is not valid for the hunting of small game until that person becomes ~~12~~ 8 years of age.

History: 1983 a. 420; 1997 a. 197; 1997 a. 248 s. 431; Stats. 1997 s. 29.304.

INSERT 7–2

SECTION 2. 29.304 (5) of the statutes is amended to read:

29.304 **(5)** EXCEPTION. Notwithstanding subs. (1) to (3), a person 12 years of age or older may possess or control a firearm and may hunt with a firearm ~~or~~, bow and arrow, or crossbow on land under the ownership of the person or the person's family if no license is required and if the firing of firearms is permitted on that land.

History: 1983 a. 420; 1997 a. 197; 1997 a. 248 s. 431; Stats. 1997 s. 29.304.

(use 2x)

INSERT 7–10

SECTION 3. 29.563 (2) (a) 5g. of the statutes, as created by 2005 Wisconsin Act 25, is amended to read:

29.563 **(2)** (a) 5g. Deer issued to ~~12–year–olds~~ 8–year–olds to 17–year–olds: $17.25.

History: 1997 a. 248; 1999 a. 9, 32, 47, 63, 186; 2001 a. 16, 17, 56, 109; 2003 a. 33; 2005 a. 22, 25.

SECTION 4. 29.563 (2) (a) 8m. of the statutes, as created by 2005 Wisconsin Act 25, is amended to read:

29.563 **(2)** (a) 8m. Archer issued to ~~12–year–olds~~ 8–year–olds to 17–year olds: $17.25.

History: 1997 a. 248; 1999 a. 9, 32, 47, 63, 186; 2001 a. 16, 17, 56, 109; 2003 a. 33; 2005 a. 22, 25.

INSERT 8–19

SECTION 5. Initial applicability.

(1) This act first applies to approvals issued on April 1, 2006, other than wild turkey hunting approvals issued under s. 29.164.

(2) This act first applies to wild turkey hunting approvals issued under s. 29.164 on the effective date of this subsection.

Keep accompaniment requirement as in current law ✓

Under mentor program add back in the single weapon requirement ✓

add in possession – OK for under 8 if enrolled . . . ✓

check + fix if necessary cross-ref on pg. 5, line 24 ✓

Add in designee language in 29.304(1)(b) as in original AB586 ✓

meeting w/ Mike Bruhn and Tom Van Haren – Warden

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2005 – 2006 LEGISLATURE

LRBs0331/1
RNK:lmk:jf

ASSEMBLY SUBSTITUTE AMENDMENT ,

TO 2005 ASSEMBLY BILL 586

AN ACT ***to repeal*** 29.304 (2) (b) 1., 29.304 (3) (a) 1. and 29.304 (3) (b) 1.; ***to renumber and amend*** 29.304 (1) (b); ***to amend*** 29.184 (1) (b), 29.184 (5) (a), 29.184 (6) (b) 1., 29.304 (1) (a), 29.304 (1) (c), 29.304 (1) (d), 29.304 (2) (title), 29.304 (2) (a), 29.304 (2) (b) (intro.), 29.304 (2) (b) 2., 29.304 (3) (title), 29.304 (3) (a) (intro.), 29.304 (3) (a) 2., 29.304 (3) (b) (intro.), 29.304 (3) (b) 2., 29.304 (3) (b) 3., 29.304 (5), 29.563 (2) (a) 4., 29.563 (2) (a) 5g., 29.563 (2) (a) 8m., 29.563 (4) (a) 1m., 29.563 (4) (a) 2m., 29.563 (4) (b) 1m., 29.563 (4) (b) 2m., 29.593 (1) (a), 29.595 (3) (b), 169.20 (1) (a), 169.20 (2) (a) and 169.33 (2) (d); and ***to create*** 29.304 (1) (am), 29.304 (1) (b) 2., 29.304 (2) (b) 3., 29.304 (3) (a) 3., 29.304 (3) (b) 4., 29.304 (5) (b) and 29.592 of the statutes; **relating to:** the minimum age for hunting and possessing a firearm, age specific restrictions on hunting and on possessing a firearm while hunting, requirements for obtaining a hunting certificate of accomplishment, and establishing a hunting mentorship program.

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

1 **SECTION 1.** 29.184 (1) (b) of the statutes is amended to read:

2 29.184 **(1)** (b) "Minor" means a person who is at least ~~12~~ 8 years of age but under
3 18 years of age.

4 **SECTION 2.** 29.184 (5) (a) of the statutes is amended to read:

5 29.184 **(5)** (a) A person under the age of ~~12~~ 8 years may engage in the activities
6 authorized under sub. (3) (br) 1. to 3. without holding a Class B bear license.

7 **SECTION 3.** 29.184 (6) (b) 1. of the statutes is amended to read:

8 29.184 **(6)** (b) 1. The applicant is at least ~~12~~ 8 years old.

9 **SECTION 4.** 29.304 (1) (a) of the statutes is amended to read:

10 29.304 **(1)** (a) *Prohibition on hunting.* No person under ~~12~~ 8 years of age may
11 hunt with a firearm ~~or~~, a bow and arrow, or a crossbow.

12 **SECTION 5.** 29.304 (1) (am) of the statutes is created to read:

13 29.304 **(1)** (am) *Restrictions on hunting by persons 8, 9, 10, or 11 years of age.*
14 No person who is 8, 9, 10, or 11 years of age may hunt unless he or she is hunting with
15 a mentor and meets the requirements under s. 29.592.

16 **SECTION 6.** 29.304 (1) (b) of the statutes is renumbered 29.304 (1) (b) (intro.)
17 and amended to read:

18 29.304 **(1)** (b) (intro.) *Restrictions on possession or control of a firearm.* No
19 person ~~under 12~~ who is 8, 9, 10, or 11 years of age may have in his or her possession
20 or control any firearm unless ~~he~~ any of the following apply:

21 1. He or she is enrolled in the course of instruction under the hunter education
22 program and he or she is carrying the firearm in a case and unloaded to or from that

class under the supervision of a parent or guardian or is handling or operating the firearm during that class under the supervision of an instructor.

SECTION 7. 29.304 (1) (b) 2. of the statutes is created to read:

29.304 **(1)** (b) 2. He or she is hunting with a mentor and meets the requirements specified under s. 29.592.

SECTION 8. 29.304 (1) (c) of the statutes is amended to read:

29.304 **(1)** (c) *Restrictions on obtaining hunting approval.* Except as provided under par. (d), no person under ~~12~~ 8 years of age may obtain any approval authorizing hunting.

SECTION 9. 29.304 (1) (d) of the statutes is amended to read:

29.304 **(1)** (d) *Restrictions on validity of certificate of accomplishment.* A person under ~~12~~ 8 years of age may obtain a certificate of accomplishment if he or she complies with the requirements of s. 29.591 (4) but that certificate is not valid for the hunting of small game until that person becomes ~~12~~ 8 years of age.

SECTION 10. 29.304 (2) (title) of the statutes is amended to read:

29.304 **(2)** (title) PERSONS 12 ~~TO 14~~ AND 13 YEARS OF AGE.

SECTION 11. 29.304 (2) (a) of the statutes is amended to read:

29.304 **(2)** (a) *Restrictions on hunting.* No person 12 years of age or older but under 14 years of age may hunt unless he or she is ~~accompanied by a parent or guardian~~ hunting with a mentor and meets the requirements specified under s. 29.592.

SECTION 12. 29.304 (2) (b) (intro.) of the statutes is amended to read:

29.304 **(2)** (b) *Restrictions on possession or control of a firearm.* (intro.) No person 12 years of age or older but under 14 years of age may have in his or her possession or control any firearm unless ~~he or she~~ any of the following apply:

SECTION 13. 29.304 (2) (b) 1. of the statutes is repealed.

SECTION 14. 29.304 (2) (b) 2. of the statutes is amended to read:

29.304 **(2)** (b) 2. ~~Is~~ He or she is enrolled in the course of instruction under the hunter education program and is carrying the firearm in a case and unloaded to or from that class or is handling or operating the firearm during that class under the supervision of an instructor.

SECTION 15. 29.304 (2) (b) 3. of the statutes is created to read:

29.304 **(2)** (b) 3. He or she is hunting with a mentor and meets the requirements specified under s. 29.592.

SECTION 16. 29.304 (3) (title) of the statutes is amended to read:

29.304 **(3)** (title) PERSONS 14 ~~TO 16~~ AND 15 YEARS OF AGE.

SECTION 17. 29.304 (3) (a) (intro.) of the statutes is amended to read:

29.304 **(3)** (a) *Restrictions on hunting.* (intro.) No person 14 years of age or older but under 16 years of age may hunt unless ~~he or she~~ any of the following apply:

SECTION 18. 29.304 (3) (a) 1. of the statutes is repealed.

SECTION 19. 29.304 (3) (a) 2. of the statutes is amended to read:

29.304 **(3)** (a) 2. ~~Is~~ He or she is issued a certificate of accomplishment that states that he or she successfully completed the course of instruction under the hunter education program or has a similar certificate issued by another state ~~or~~, province, or country.

SECTION 20. 29.304 (3) (a) 3. of the statutes is created to read:

29.304 **(3)** (a) 3. He or she is hunting with a mentor and meets the requirements specified under s. 29.592.

SECTION 21. 29.304 (3) (b) (intro.) of the statutes is amended to read:

29.304 **(3)** (b) *Restrictions on possession or control of a firearm.* (intro.) No person 14 years of age or older but under 16 years of age may have in his or her possession or control any firearm unless ~~he or she~~ any of the following apply:

SECTION 22. 29.304 (3) (b) 1. of the statutes is repealed.

SECTION 23. 29.304 (3) (b) 2. of the statutes is amended to read:

29.304 **(3)** (b) 2. ~~Is~~ He or she is enrolled in the course of instruction under the hunter education program and is carrying the firearm in a case and unloaded to or from that class or is handling or operating the firearm during that class under the supervision of an instructor~~; or~~.

SECTION 24. 29.304 (3) (b) 3. of the statutes is amended to read:

29.304 **(3)** (b) 3. ~~Is~~ He or she is issued a certificate of accomplishment that states that he or she completed the course of instruction under the hunter education program or has a similar certificate issued by another state ~~or~~, province, or country.

SECTION 25. 29.304 (3) (b) 4. of the statutes is created to read:

29.304 **(3)** (b) 4. He or she is hunting with a mentor and meets the requirements specified under s. 29.592.

SECTION 26. 29.304 (5) of the statutes is amended to read:

29.304 **(5)** EXCEPTION. Notwithstanding subs. (1) to (3), a person 12 years of age or older may possess or control a firearm and may hunt with a firearm ~~or~~, bow and arrow, or crossbow on land under the ownership of the person or the person's family if no license is required and if the firing of firearms is permitted on that land.

SECTION 27. 29.304 (5) (b) of the statutes is created to read:

29.304 **(5)** (b) The restrictions on the possession and control of a firearm under sub. (1) (b) do not apply to a person using a firearm in target practice if he or she is

accompanied by his or her parent or guardian or by a person at least 18 years of age who is designated by the parent or guardian.

SECTION 28. 29.563 (2) (a) 4. of the statutes, as affected by 2005 Wisconsin Act 25, is amended to read:

29.563 **(2)** (a) 4. Small game issued to ~~12–year–olds~~ 8–year–olds to 17–year–olds: $6.25.

SECTION 29. 29.563 (2) (a) 5g. of the statutes, as created by 2005 Wisconsin Act 25, is amended to read:

29.563 **(2)** (a) 5g. Deer issued to ~~12–year–olds~~ 8–year–olds to 17–year–olds: $17.25.

SECTION 30. 29.563 (2) (a) 8m. of the statutes, as created by 2005 Wisconsin Act 25, is amended to read:

29.563 **(2)** (a) 8m. Archer issued to ~~12–year–olds~~ 8–year–olds to 17–year olds: $17.25.

SECTION 31. 29.563 (4) (a) 1m. of the statutes, as affected by 2005 Wisconsin Act 25, is amended to read:

29.563 **(4)** (a) 1m. Sports issued to ~~12–year–olds~~ 8–year–olds to 17–year–olds: $32.25 or a greater amount at the applicant's option.

SECTION 32. 29.563 (4) (a) 2m. of the statutes, as affected by 2005 Wisconsin Act 25, is amended to read:

29.563 **(4)** (a) 2m. Conservation patron issued to ~~12–year–olds~~ 8–year–olds to 17–year–olds: $70.25 or a greater amount at the applicant's option.

SECTION 33. 29.563 (4) (b) 1m. of the statutes is amended to read:

29.563 **(4)** (b) 1m. Sports issued to ~~12–year–olds~~ 8–year–olds to 17–year–olds: $33.25 or a greater amount at the applicant's option.

1 **SECTION 34.** 29.563 (4) (b) 2m. of the statutes is amended to read:

2 29.563 **(4)** (b) 2m. Conservation patron issued to ~~12–year–olds~~ 8–year–olds to
3 17–year–olds: $72.25 or a greater amount at the applicant's option.

4 **SECTION 35.** 29.592 of the statutes is created to read:

5 **29.592 Hunting mentorship program. (1)** Except as provided in sub. (3),
6 a person who is at least 8 years old may hunt in this state without obtaining a
7 certificate of accomplishment under s. 29.591 or 29.595 and may, while hunting,
8 possess or control a firearm if all of the following apply:

9 (a) At all times when hunting, the person is within arm's reach of a mentor who
10 meets the qualifications under sub. (2).

11 (b) The person holds a hunting approval.

12 **(2)** A person is qualified to serve as a mentor for a hunter if the person meets
13 all of the following requirements:

14 (a) The person is 18 years of age or older.

15 (b) The person is the parent or guardian of the person for whom he or she is
16 serving as a mentor or is authorized, in writing, by the parent or guardian to serve
17 as a mentor. This requirement does not apply to a person serving as a mentor for a
18 person who is 18 years of age or older.

19 (c) The person has been issued a certificate of accomplishment under s. 29.591
20 or, unless the person was born before January 1, 1973, and is not required to obtain
21 a certificate of accomplishment.

22 (d) The person holds a current valid hunting approval.

23 **(3)** A person who is 12 years of age or older may hunt without a certificate of
24 accomplishment under s. 29.591 or 29.595 as specified under sub. (1) in only one
25 license year after attaining the age of 12.

SECTION 36. 29.593 (1) (a) of the statutes is amended to read:

29.593 **(1)** (a) Except as provided under subs. (2), (2m) and (3), and s. 29.592 (1), no person born on or after January 1, 1973, may obtain any approval authorizing hunting unless the person is issued a certificate of accomplishment under s. 29.591.

SECTION 37. 29.595 (3) (b) of the statutes is amended to read:

29.595 **(3)** (b) Except as provided in par. (c) and s. 29.592, no person may be issued an elk hunting license unless he or she holds a valid certificate of accomplishment issued under this subsection.

SECTION 38. 169.20 (1) (a) of the statutes is amended to read:

169.20 **(1)** (a) The department shall issue a bird dog training license to any individual who is at least ~~12~~ 8 years of age who files a proper application and who pays the applicable fee.

SECTION 39. 169.20 (2) (a) of the statutes is amended to read:

169.20 **(2)** (a) The department shall issue a hound dog training license to any individual who is at least ~~12~~ 8 years of age who files a proper application and who pays the applicable fee.

SECTION 40. 169.33 (2) (d) of the statutes is amended to read:

169.33 **(2)** (d) An individual who applies for a bird dog training license or a hound dog training license shall be at least ~~12~~ 8 years of age.

SECTION 41. Initial applicability.

(1) This act first applies to approvals issued on April 1, 2006, other than wild turkey hunting approvals issued under s. 29.164.

(2) This act first applies to wild turkey hunting approvals issued under s. 29.164 on the effective date of this subsection.

(END)