

2009 DRAFTING REQUEST

Bill

Received: 02/17/2009

Received By: rkite

Wanted: As time permits

Identical to LRB:

For: Joan Ballweg (608) 266-8077

By/Representing: Vince Williams

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.Ballweg@legis.wisconsin.gov

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

One day fishing licenses

Instructions:

Same as 2007 AB 187

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>
/?	rkite 02/17/2009	bkraft 02/17/2009		_____			State
/1			rschluet 02/17/2009	_____	cduerst 02/17/2009		State
/2	rkite 09/30/2009	bkraft 10/01/2009	rschluet 10/01/2009	_____	mbarman 10/01/2009	cduerst 10/13/2009	

FE Sent For: "a" @ intro. 11/11/09

<END>

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FE Self For:

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/?	rkite 02/17/2009	bkraft 02/17/2009		_____			State
/1		1/2 bjk 10/1	rschluet 02/17/2009	_____	cduerst 02/17/2009		

FE Sent For:

Handwritten signatures and notes: rschluet, cduerst, PH, 10/1, <END>

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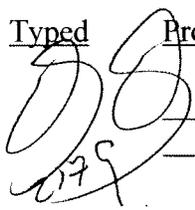
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/?	rkite	1/bjk 2/17					

FE Sent For:

<END>

Kite, Robin

From: Williams, Vincent
Sent: Monday, February 16, 2009 4:47 PM
To: Kite, Robin
Subject: Rep. Ballweg Drafting Request--1 day fishing license

Robin,

Rep. Ballweg would like to have 2007 AB 187 redrafted for introduction this session.

Let me know if you have any questions, 266-8077.

Regards,

Vince Williams
Research Assistant
Rep. Ballweg's Office

RM not run
2152/1
LRB-~~XXXXXX~~
RNK:bjk:ph
Lstay

2009 BILL

In
2/17

SA-

D-Note

-regen-

1 AN ACT *to create* 29.219 (2m), 29.228 (4m), 29.563 (3) (a) 4m. and 29.563 (3) (b)
2 5m. of the statutes; **relating to:** requiring the Department of Natural
3 Resources to issue one-day fishing licenses.

Analysis by the Legislative Reference Bureau

Under current law, with certain exceptions including an exception for residents under the age of 16, no person may fish in this state unless the person has a valid approval that authorizes fishing. The Department of Natural Resources (DNR) issues various fishing licenses including resident and nonresident annual fishing licenses, two-day sports fishing licenses for both residents and nonresidents, 15-day fishing licenses for nonresidents, and four-day fishing licenses for nonresidents. This bill requires DNR to also issue one-day fishing licenses to residents and nonresidents.

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:

4 SECTION 1. 29.219 (2m) of the statutes is created to read:

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

2152/1
LRB-~~166661~~
RNK:bjk:ph
L stays

January 28, 2008
Date

This draft is a redraft of 2007 Assembly Bill 187. Please note that I have advanced the delayed effective date in this draft by 2 years so that the bill, if enacted, will take effect on April 1, 2010 or the day after publication, whichever is later. If you want a different effective date to apply, please let me know and I will redraft accordingly.

Feel free to contact me if you have any questions about this draft.

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

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

LRB-2152/1
RNK:bjk:rs

February 17, 2009

This draft is a redraft of 2007 Assembly Bill 187. Please note that I have advanced the delayed effective date in this draft by 2 years so that the bill, if enacted, will take effect on April 1, 2010 or the day after publication, whichever is later. If you want a different effective date to apply, please let me know and I will redraft accordingly.

Feel free to contact me if you have any questions about this draft.

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

Kite, Robin

From: Pettack2, Deanna
Sent: Monday, September 28, 2009 10:25 AM
To: Kite, Robin
Subject: LRB 09-2152/1 Topic: One day fishing licenses

Robin,

Representative Ballweg would like to have the one day fishing license bill re-drafted to include a provision that would allow residents and nonresidents to exchange a one day fishing license for credit toward the purchase of an annual fishing license.

Ohio currently allows this provision. http://www.dnr.state.oh.us/wildlife/dow/regulations/fishing_licenses.aspx

Thanks,

Dee Pettack

Legislative Aide

Office of Representative Joan Ballweg

Phone: (608) 266-8077

Toll-free: (888) 534-0041

Facsimile: (608) 282-3641

1533.32 Fishing licenses generally.

Except as provided in this section or division (A)(2) or (C) of section 1533.12 of the Revised Code, no person, including nonresidents, shall take or catch any fish by angling in any of the waters in the state or engage in fishing in those waters without a license. No person shall take or catch frogs or turtles without a valid fishing license, except as provided in this section. Persons fishing in privately owned ponds, lakes, or reservoirs to or from which fish are not accustomed to migrate are exempt from the license requirements set forth in this section. Persons fishing in privately owned ponds, lakes, or reservoirs that are open to public fishing through an agreement or lease with the division of wildlife shall comply with the license requirements set forth in this section.

The fee for an annual license shall be thirty-nine dollars for a resident of a state that is not a party to an agreement under section 1533.91 of the Revised Code. The fee for an annual license shall be eighteen dollars for a resident of a state that is a party to such an agreement. The fee for an annual license for residents of this state shall be eighteen dollars unless the rules adopted under division (B) of section 1533.12 of the Revised Code provide for issuance of a resident fishing license to the applicant free of charge. Except as provided in rules adopted under division (B)(2) of that section, each applicant who is a resident of this state and who at the time of application is sixty-six years of age or older shall procure a special senior fishing license, the fee for which shall be one-half of the annual resident fishing license fee.

Any person under the age of sixteen years may take or catch frogs and turtles and take or catch fish by angling without a license.

The chief of the division of wildlife may issue a tourist's license expiring three days from the effective date of the license to a resident of a state that is not a party to an agreement under section 1533.91 of the Revised Code. The fee for a tourist's license shall be eighteen dollars.

The chief shall adopt rules under section 1531.10 of the Revised Code providing for the issuance of a one-day fishing license to a resident of this state or of any other state. The fee for such a license shall be fifty-five per cent of the amount established under this section for a tourist's license, rounded up to the nearest whole dollar. A one-day fishing license shall allow the holder to take or catch fish by angling in the waters in the state, engage in fishing in those waters, or take or catch frogs or turtles in those waters for one day without obtaining an annual license or a tourist's license under this section. At the request of a holder of a one-day fishing license who wishes to obtain an annual license, a clerk or agent authorized to issue licenses under section 1533.13 of the Revised Code, not later than the last day on which the one-day license would be valid if it were an annual license, shall credit the amount of the fee paid for the one-day license toward the fee charged for the annual license if so authorized by the chief. The clerk or agent shall issue the annual license upon presentation of the one-day license and payment of a fee in an amount equal to the difference between the fee for the annual license and the fee for the one-day license.

Unless otherwise provided by division rule, each annual license shall begin on the first day of March of the current year and expire on the last day of February of the following year.

No person shall alter a fishing license or possess a fishing license that has been altered.



(soon)
State of Wisconsin
2009 - 2010 LEGISLATURE

RM run
2
LRB-2152/19

RNK:bjk:rs

L stays

2009 BILL

SA
x-ref
Inserts

regen. cat.

1 AN ACT *to create* 29.219 (2m), 29.228 (4m), 29.563 (3) (a) 4m. and 29.563 (3) (b)
2 5m. of the statutes; **relating to:** requiring the Department of Natural
3 Resources to issue one-day fishing licenses.

fe/s →

Analysis by the Legislative Reference Bureau

Under current law, with certain exceptions including an exception for residents under the age of 16, no person may fish in this state unless the person has a valid approval that authorizes fishing. The Department of Natural Resources (DNR) issues various fishing licenses including resident and nonresident annual fishing licenses, two-day sports fishing licenses for both residents and nonresidents, 15-day fishing licenses for nonresidents, and four-day fishing licenses for nonresidents. This bill requires DNR to also issue one-day fishing licenses to residents and nonresidents. insert analysis

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:

Insert
1-4 →

4 SECTION 1. 29.219 (2m) of the statutes is created to read:

2009-2010 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2152/²Ins.
RNK:.....

INSERT ANALYSIS

mod The bill also provides that a person who holds a one-day fishing license may pay a reduced fee for an annual license that is issued during the same year for which the one-day license is valid.

INSERT 1-4

1 **SECTION 1.** 29.219 (2) (d) of the statutes is created to read:

2 29.219 (2) (d) A resident annual fishing license issued to any resident who
3 holds a one-day fishing license under sub. (2m) that is valid during the same year
4 for which the resident applies for a resident annual fishing license shall be issued at
5 the reduced fee under s. 29.563 (3r).

INSERT 2-3

6 **SECTION 2.** 29.228 (2) of the statutes is renumbered 29.228 (2) (a).

7 **SECTION 3.** 29.228 (2) (b) of the statutes is created to read:

8 29.228 (2) (b) A nonresident annual fishing license issued to any nonresident
9 who holds a one-day fishing license under sub. (4m) that is valid during the same
10 year for which the resident applies for a resident annual fishing license shall be
11 issued at the reduced fee under s. 29.563 (3r).

INSERT 2-7

12 **SECTION 4.** 29.563 (3) (intro.) of the statutes is amended to read:

13 29.563 (3) FISHING APPROVALS. (intro.) Except as provided in ~~sub.~~ subs. (3m)
14 and (3r), the fees for fishing approvals are as follows:

History: 1997 a. 248; 1999 a. 9, 32, 47, 63, 186; 2001 a. 16, 17, 56, 109; 2003 a. 33; 2005 a. 22, 25, 55, 284, 288; 2007 a. 20; 2009 a. 28, 39.

INSERT 2-11

*Instead of
The fee charged
under
sub. (3)(a) 4m*

1 SECTION 5. 29.563 (3r) of the statutes is created to read:

2 29.563 (3r) REDUCED FEES FOR CERTAIN ANNUAL FISHING LICENSES. (a) The
3 department shall charge a reduced fee for a resident annual fishing license if the
4 applicant holds a resident one-day fishing license under s. 29.219 (2m) that is valid
5 during the same year for which the annual license is issued. The reduced fee shall
6 be an amount equal to the difference between the fee for the applicable resident
7 annual fishing license under sub. (3) (a) and the fee for a resident one-day fishing
8 license under sub. (3) (a) 4m.

9 *Instead of the fee charged under sub. (3)(b) 10m*
(b) The department shall charge a reduced fee for a nonresident annual fishing
10 license if the applicant holds a nonresident one-day fishing license under s. 29.228
11 (4m) that is valid during the same year for which the annual license is issued. The
12 reduced fee shall be an amount equal to the difference between the fee for the
13 applicable nonresident annual fishing license under sub. (3) (b) or (3m) and the fee
14 for a nonresident one-day fishing license under sub. (3) (a) 5m.

Parisi, Lori

From: Williams, Vincent
Sent: Monday, October 12, 2009 2:24 PM
To: LRB.Legal
Subject: Draft Review: LRB 09-2152/2 Topic: One day fishing licenses

Please Jacket LRB 09-2152/2 for the ASSEMBLY.