

## 2009 DRAFTING REQUEST

### Bill

Received: **02/09/2010**

Received By: **rkite**

Wanted: **As time permits**

Identical to LRB:

For: **Ann Hraychuck (608) 267-2365**

By/Representing: **Stephanie**

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.Hraychuck@legis.wisconsin.gov**

Carbon copy (CC:) to:

---

### Pre Topic:

No specific pre topic given

---

### Topic:

Waiver of fishing license for a weekend ice fishing event

---

### Instructions:

Allow DNR to promulgate a rule for a special event for one weekend per year when a person may go ice fishing without an approval as in s. 29.197 (3). Do not affect the current weekend fishing statute but add an additional weekend for ice fishing.

---

### 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>
/?				_____			State
/1	rkite 02/11/2010	bkraft 02/22/2010	mduchek 02/22/2010	_____	lparisi 02/22/2010		State
/2	rkite 03/02/2010	bkraft 03/03/2010	phenry 03/03/2010	_____	sbasford 03/03/2010	cduerst 03/11/2010	

FE Sent For: "1/2" @ intro. 3/15/10

<END>

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*1/2 ljk 3/3*

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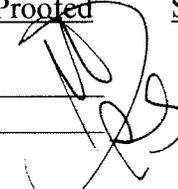
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/?	rkite	1 bjk 2/22					

FE Sent For:

<END>



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRB-4288

RNK:.....

RM run  
D  
Lbjk

Wed per [unclear]

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

2009 BILL

SA  
x-ref

In 2/11

1 AN ACT <sup>gen.</sup>...; relating to: authorizing the department of natural resources to waive  
2 fishing license ~~and fee~~ requirements for a weekend ice fishing event.

**Analysis by the Legislative Reference Bureau**

Under current law, the Department of Natural Resources (DNR) is required to waive the requirements that a person fishing in the waters of this state have a fishing license and pay the required fee for the license during one designated weekend each year. This bill requires DNR to designate an additional weekend each year during which the fishing license and fee requirements are waived for persons participating in ice fishing. As with the fishing weekend designated under current law, the bill requires DNR to specify by rule to which inland or outlying waters the waivers apply during the designated ice fishing weekend.

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:**

3 SECTION 1. 29.197 (3) (title) of the statutes is amended to read:  
4 29.197 (3) (title) WEEKEND EVENT EVENTS.

History: 1985 a. 326; 1993 a. 182, 217, 491; 1995 a. 27; 1997 a. 195; 1997 a. 248 ss. 368 to 374; Stats. 1997 s. 29.197; 1999 a. 32.



## Kite, Robin

---

**From:** Hilton, Stephanie  
**Sent:** Tuesday, March 02, 2010 10:50 AM  
**To:** Kite, Robin  
**Subject:** Drafting change needed for LRB 4288

Hi Robin,  
Could we change LRB 4288 per Tom Van Haren's suggestion? I think he makes a good point, so it seems that using "winter fishing" instead of "ice fishing" would be more inclusive.  
Thanks!  
-Stephanie

Stephanie Hilton  
Legislative Assistant  
Office of Rep. Ann Hraychuck  
608-267-2365 or 1-888-529-0028  
Room 6 North State Capitol

---

**From:** Heinen, Paul H - DNR [mailto:Paul.Heinen@Wisconsin.gov]  
**Sent:** Monday, March 01, 2010 5:25 PM  
**To:** Hilton, Stephanie  
**Subject:** FW: Free ice fishing weekend

FYI

Paul

---

**From:** Staggs, Mike D - DNR  
**Sent:** Monday, March 01, 2010 5:03 PM  
**To:** Van Haren, Thomas - DNR; Heinen, Paul H - DNR  
**Cc:** Schenborn, Dennis A - DNR; Stabo, Theresa - DNR  
**Subject:** RE: Free ice fishing weekend

Fisheries is in agreement with Tom's analysis. Perhaps we could call it a free winter fishing event. It might not end up helping any but it probably won't hurt.

---

**From:** Van Haren, Thomas - DNR  
**Sent:** Tuesday, February 23, 2010 5:08 PM  
**To:** Heinen, Paul H - DNR  
**Cc:** Staggs, Mike D - DNR  
**Subject:** FW: Free ice fishing weekend

I do not have a problem with offering a weekend event during the winter, however there are several issues that should be considered.

This proposal seems to be specific to fishing out on the ice. However, there is also open water in many places throughout much of the winter, such as rivers, warm water discharge areas, etc. I think it would make more sense to simply direct the DNR to designate a weekend during the winter months where fishing licenses

03/02/2010

are waived, and not tie it just to ice fishing. We do not want to create a situation where it is legal to fish without a license on some waters, because there happens to be enough ice, but that you still need a license if you happen to live near or travel to an area that happens to have open water that weekend.

Could have years when the ice is not safe on many waters during that weekend due to weather conditions and it would be safer to find a place to fish from shore or by boat.

We never tell people when ice is safe for travel as it is highly variable and a person must assess the risk themselves. By not associating this waiver requirement to just ice fishing, it allows the person to determine the safest place for them to fish.

**SECTION 3.** 29.197 (3) (b) of the statutes is created to read:

29.197 (3) (b) In addition to any special event or program sponsored under sub. (2), the department shall, by rule, for a special event for one weekend per year, waive the requirement that persons be issued fishing licenses and pay the applicable fees in order to fish on the ice of the waters of this state. The department shall, by rule, designate to which inland or outlying waters this waiver shall apply.

---

**From:** Heinen, Paul H - DNR  
**Sent:** Tuesday, February 23, 2010 4:48 PM  
**To:** Staggs, Mike D - DNR; Van Haren, Thomas - DNR  
**Subject:** FW: Free ice fishing weekend

OK with you guys?

Paul

---

**From:** Hilton, Stephanie [mailto:Stephanie.Hilton@legis.wisconsin.gov]  
**Sent:** Tuesday, February 23, 2010 4:32 PM  
**To:** Heinen, Paul H - DNR  
**Subject:** Free ice fishing weekend

<< File: 09-42881.pdf >>

Stephanie Hilton  
Legislative Assistant  
Office of Rep. Ann Hraychuck  
608-267-2365 or 1-888-529-0028  
Room 6 North State Capitol



[Soon]  
State of Wisconsin  
2009 - 2010 LEGISLATURE

RM run  
LRB-4288/19  
RNK:bjk:md

L stays

## 2009 BILL

In 3/2

SA  
x-ref

regen.

- 1 AN ACT *to renumber and amend* 29.197 (3); *to amend* 29.197 (3) (title); and
- 2 *to create* 29.197 (3) (b) of the statutes; **relating to:** authorizing the
- 3 Department of Natural Resources to waive fishing license requirements for a
- 4 weekend ~~of~~ fishing event.

period stays

### *Analysis by the Legislative Reference Bureau*

Under current law, the Department of Natural Resources (DNR) is required to waive the requirements that a person fishing in the waters of this state have a fishing license and pay the required fee for the license during one designated weekend each year. This bill requires DNR to designate an additional weekend each year during which the fishing license and fee requirements are waived ~~for persons participating in ice fishing~~. As with the fishing weekend designated under current law, the bill requires DNR to specify by rule to which inland or outlying waters the waivers apply during the ~~designated~~ fishing weekend.

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill. additional designated

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

5

SECTION 1. 29.197 (3) (title) of the statutes is amended to read:

Under the bill, one of the designated weekends must be in a winter month.

BILL

1

29.197 (3) (title) WEEKEND EVENT EVENTS.

→ 2  
Please  
change  
3  
component.

SECTION 2. 29.197 (3) of the statutes is renumbered 29.197 (3) (a) and amended to read:

4

29.197 (3) (a) In addition to any special event or program sponsored under sub.

5

(2) ~~of any weekend ice fishing event under par. (b)~~ the department shall, by rule, for

6

~~a special event for one weekend per year,~~ waive the requirement that persons be

7

issued fishing licenses and pay the applicable fees in order to fish in the waters of this

8

state.) The department shall, by rule, designate to which inland or outlying waters

9

~~this waiver~~ shall apply. *these waivers*

10

SECTION 3. 29.197 (3) (b) of the statutes is created to read:

11

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12

(2), the department shall, by rule, for a special event for one weekend per year, waive

13

the requirement that persons be issued fishing licenses and pay the applicable fees

14

in order to fish on ~~the ice of~~ the waters of this state. The department shall, by rule,

15

designate to which inland or outlying waters this waiver shall apply.

16

(END)

*The department shall designate one of the weekends to be a weekend of special event during a winter month.*

One of the designated weekends shall be in a winter month.

**Duerst, Christina**

---

**From:** Rep.Hraychuck  
**Sent:** Thursday, March 11, 2010 10:57 AM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB 09-4288/2 Topic: Waiver of fishing license for a weekend ice fishing event

Please Jacket LRB 09-4288/2 for the ASSEMBLY.

6 North