

2009 DRAFTING REQUEST

Bill

Received: **04/29/2009**

Received By: **mglass**

Wanted: **As time permits**

Identical to LRB:

For: **Russell Decker (608) 266-2502**

By/Representing: **Pat Walsh**

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

Drafter: **mglass**

May Contact:

Addl. Drafters:

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

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Decker@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Wild turkey hunting seasons and tags

*sent to
Senator Holperin
(see attached)*

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>
/?							
/P1	mglass 09/01/2009	wjackson 09/28/2009	mduchek 09/29/2009	_____	mbarman 09/29/2009		S&L
/1	mglass 10/30/2009	wjackson 11/11/2009	rschluet 11/11/2009	_____	cduerst 11/11/2009		S&L
/2	mglass 12/07/2009	wjackson 12/11/2009	rschluet 12/11/2009	_____	mbarman 12/11/2009	mbarman 01/05/2010	

*mbarman
01/05/2010*

FE Sent For:

<END>

↳ At Intro

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/1	mglass 10/30/2009	wjackson 11/11/2009	rschluet 11/11/2009	_____	cduerst 11/11/2009		S&L
/2	mglass 12/07/2009	wjackson 12/11/2009	rschluet 12/11/2009	_____	mbarman 12/11/2009		

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/?							
/P1	mglass 09/01/2009	wjackson 09/28/2009	mdruchek 09/29/2009	11/19 PH	mbarman 09/29/2009		
FE Sent For:		1 WLJ 11/10	11/19	<END>	JF		

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May Contact:

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Extra Copies:

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Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Wild turkey hunting seasons and tags

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>
/?	mglass	/pl WLj 9/23	MD 9/23	MD PH 9/23			

FE Sent For:

<END>

306-
0169

Gibson-Glass, Mary

From: Kite, Robin
Sent: Wednesday, April 29, 2009 10:45 AM
To: Walsh, Patrick
Cc: Gibson-Glass, Mary
Subject: RE: bill drafting request

Pat,

Mary Gibson-Glass will be handling this drafting request for your office.

Thanks.

Robin

From: Walsh, Patrick
Sent: Tuesday, April 28, 2009 6:27 PM
To: Kite, Robin
Subject: bill drafting request

*Part spring + fall
season only → what's in
rules*

Robin, we have another hunting bill that we would like to get drafted.

The bill request regards turkey hunting season.

We would like to retain the current 7 zone turkey hunting framework and hunting hours. However, we would like the following changes made to the season.

Allow people to purchase a turkey tag over the counter like fishing licenses are currently sold.

- ✓ Open the season on the Wednesday closest to April 15. *spring*
- ✓ Have a six week season and allow hunters to hunt 7 days/week. *spring*
- ✓ Allow successful turkey hunter's to register their turkey on-line or by calling it in. They would be required to indicate what zone the turkey was shot in.
- ✓ Hunter would buy a tag that is good statewide verses a particular zone. Require the DNR to promulgate rules permitting turkey hunters to buy another turkey tag for a specific zone if the turkey population and hunter densities in a particular zone resulted in not killing enough turkeys to meet the zones management goal.

fall

If you have any question please feel free to call me.

Thank you.

Patrick Walsh
Office of Senator Russ Decker
608-266-2502
Patrick.Walsh@legis.wisconsin.gov



State of Wisconsin
2009 - 2010 LEGISLATURE

RMR
IPJ
LRB-2804/A
MGG:.....
WJ

WJ
9/16
soon
D-Note



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

LPS:
Please
check spacing.

Gen Cat

1 AN ACT ...; relating to: wild turkey hunting tags, management zones, and
2 seasons; the registration of wild turkey carcasses, and granting rule-making
3 authority.

Analysis by the Legislative Reference Bureau
This is a preliminary draft. An analysis shall be provided in a later version.

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

4 SECTION 1. 29.024 (6) (a) (intro.) of the statutes is amended to read:
5 29.024 (6) (a) (intro.) In Except as provided in par. (ac), in issuing approvals
6 under this section chapter, the department may do any of the following for each type
7 of approval:

History: 1997 a. 248 ss. 90, 91, 123 to 134, 161; 1997 a. 249 ss. 1, 2; 1999 a. 9, 32; 2001 a. 17, 56, 105, 107, 109; 2003 a. 59, 249; 2005 a. 88, 387; 2007 a. 20, 65; 2009 a. 38.

8 SECTION 2. 29.024 (6) (ac) of the statutes is created to read:
9 29.024 (6) (ac) If the department authorizes the issuance of supplemental wild
10 turkey hunting tags under s. 29.164 (3r) (b), the department and each person

10

(3r) (b)
1

Seasons in addition to the
spring and fall seasons

appointed or under contract ~~under~~ the department shall issue the supplemental tags.

SECTION 3. 29.164 (2) (a) of the statutes is amended to read:

29.164 (2) (a) Department authority. The department may regulate and limit the hunting of wild turkeys by issuing licenses and tags under this section. If the department decides to issue licenses and tags, the department shall establish wild turkey management zones, a fall wild turkey hunting season, and a spring wild turkey hunting season.

The department may ^{also} establish hunting

SECTION 4. 29.164 (2) (c) 1. of the statutes is renumbered 29.164 (2) (c) (intro.) and amended to read:

Wild turkey

29.164 (2) (c) ^(intro.) No person may hunt wild turkey unless he or she all of the following apply:

1m. The person has a valid wild turkey hunting license and a valid wild turkey hunting stamp attached to or imprinted on the person's wild turkey hunting license in the manner required by the rule promulgated under s. 29.024 (5) (a) 3.

History: 1981 c. 262; 1983 a. 27, 192; 1985 a. 332 s. 253; 1987 a. 399; 1989 a. 31, 73; 1991 a. 39, 77, 269; 1995 a. 27; 1997 a. 27, 168; 1997 a. 248 ss. 212 to 230; Stats. 1997 s. 29.164; 1997 a. 249 s. 21; 1999 a. 9, 32; 2001 a. 18; 2003 a. 67; 2005 a. 25, 108, 387; 2007 a. 24.

SECTION 5. 29.164 (2) (c) 2. of the statutes is amended to read:

29.164 (2) (c) 2. If the department establishes a wild turkey hunting zone where or a season time period during which wild turkey hunting is permitted, no person may hunt wild turkeys in that wild turkey hunting zone or during that season time period unless the person has a wild turkey hunting license and a valid wild turkey hunting stamp as required under subd. 1. and unless the The person has a wild turkey hunting tag that is valid for that zone and that time period the wild turkey hunting season during which the person is hunting.

plain space

plain period

History: 1981 c. 262; 1983 a. 27, 192; 1985 a. 332 s. 253; 1987 a. 399; 1989 a. 31, 73; 1991 a. 39, 77, 269; 1995 a. 27; 1997 a. 27, 168; 1997 a. 248 ss. 212 to 230; Stats. 1997 s. 29.164; 1997 a. 249 s. 21; 1999 a. 9, 32; 2001 a. 18; 2003 a. 67; 2005 a. 25, 108, 387; 2007 a. 24.

1 **SECTION 6.** 29.164 (2) (c) 3. of the statutes is created to read:

2 29.164 (2) (c) 3. If the person is hunting under the authority of a supplemental
3 tag issued under sub. (3r) (b), the person is hunting in the wild turkey management
4 zone for which the tag is issued.

5 **SECTION 7.** 29.164 (3) (a) 1. of the statutes is amended to read:

6 29.164 (3) (a) 1. If the department requires wild turkey hunting licenses under
7 sub. (2) (a) and the number of applications for wild turkey hunting tags for a given
8 wild turkey hunting zone or a given wild turkey hunting season time period exceeds
9 the number of available wild turkey hunting tags allocated by the department for
10 that zone or that season time period, the department shall issue wild turkey hunting
11 licenses and tags for that zone or that season time period according to the cumulative
12 preference system under this subsection.

History: 1981 c. 262; 1983 a. 27, 192; 1985 a. 332 s. 253; 1987 a. 399; 1989 a. 31, 73; 1991 a. 39, 77, 269; 1995 a. 27; 1997 a. 27, 168; 1997 a. 248 ss. 212 to 230; Stats. 1997 s. 29.164; 1997 a. 249 s. 21; 1999 a. 9, 32; 2001 a. 18; 2003 a. 67; 2005 a. 25, 108, 387; 2007 a. 24.

13 **SECTION 8.** 29.164 (3) (a) 2. of the statutes is amended to read:

14 29.164 (3) (a) 2. If the department requires wild turkey hunting licenses under
15 sub. (2) (a) and the number of applications for wild turkey hunting tags for a given
16 wild turkey hunting zone or a given wild turkey hunting season time period does not
17 exceed the number of available wild turkey hunting tags allocated by the department
18 for that zone or that season time period, the department shall issue a wild turkey
19 hunting license and tag to each applicant.

History: 1981 c. 262; 1983 a. 27, 192; 1985 a. 332 s. 253; 1987 a. 399; 1989 a. 31, 73; 1991 a. 39, 77, 269; 1995 a. 27; 1997 a. 27, 168; 1997 a. 248 ss. 212 to 230; Stats. 1997 s. 29.164; 1997 a. 249 s. 21; 1999 a. 9, 32; 2001 a. 18; 2003 a. 67; 2005 a. 25, 108, 387; 2007 a. 24.

20 **SECTION 9.** 29.164 (3) (b) 1. of the statutes is amended to read:

21 29.164 (3) (b) 1. The department shall create a first preference category in the
22 issuance of wild turkey hunting licenses to applicants who are qualified resident
23 landowners. The number of licenses issued under this paragraph for a season for an

1 established wild turkey hunting management zone may not exceed 30% of all
2 licenses issued for that season for that zone.

History: 1981 c. 262; 1983 a. 27, 192; 1985 a. 332 s. 253; 1987 a. 399; 1989 a. 31, 73; 1991 a. 39, 77, 269; 1995 a. 27; 1997 a. 27, 168; 1997 a. 248 ss. 212 to 230; Stats. 1997 s. 29.164; 1997 a. 249 s. 21; 1999 a. 9, 32; 2001 a. 18; 2003 a. 67; 2005 a. 25, 108, 387; 2007 a. 24.

3 **SECTION 10.** 29.164 (3) (b) 2. of the statutes is amended to read:

4 29.164 (3) (b) 2. For purposes of subd. 1., a qualified resident landowner is a
5 resident who owns at least 50 acres in one parcel in an established wild turkey
6 hunting management zone. If more than one individual is the landowner of a single
7 parcel of land, only one individual may be considered a qualified resident landowner.

History: 1981 c. 262; 1983 a. 27, 192; 1985 a. 332 s. 253; 1987 a. 399; 1989 a. 31, 73; 1991 a. 39, 77, 269; 1995 a. 27; 1997 a. 27, 168; 1997 a. 248 ss. 212 to 230; Stats. 1997 s. 29.164; 1997 a. 249 s. 21; 1999 a. 9, 32; 2001 a. 18; 2003 a. 67; 2005 a. 25, 108, 387; 2007 a. 24.

8 **SECTION 11.** 29.164 (3) (ci) of the statutes is amended to read:

9 29.164 (3) (ci) *Fourth preference.* The department shall create a 4th preference
10 category in issuing wild turkey hunting licenses to applicants who are qualified
11 nonresident landowners. For purposes of this paragraph, a qualified nonresident
12 landowner is a person who is not a resident and who owns at least 50 acres in one
13 parcel in an established wild turkey hunting management zone and who agrees to
14 allow other persons to hunt wild turkeys on that land if those persons first obtain
15 permission to hunt from the landowner. If more than one individual is the landowner
16 of a single parcel of land, only one individual may be considered a qualified
17 nonresident landowner.

History: 1981 c. 262; 1983 a. 27, 192; 1985 a. 332 s. 253; 1987 a. 399; 1989 a. 31, 73; 1991 a. 39, 77, 269; 1995 a. 27; 1997 a. 27, 168; 1997 a. 248 ss. 212 to 230; Stats. 1997 s. 29.164; 1997 a. 249 s. 21; 1999 a. 9, 32; 2001 a. 18; 2003 a. 67; 2005 a. 25, 108, 387; 2007 a. 24.

18 **SECTION 12.** 29.164 (3m) (c) of the statutes is amended to read:

19 29.164 (3m) (c) An applicant for a wild turkey hunting license under this
20 subsection shall be eligible for the same number of wild turkey hunting tags for each
21 applicable corresponding season ~~time~~ period as an applicant who is issued tags under
22 the cumulative preference system under sub. (3).

History: 1981 c. 262; 1983 a. 27, 192; 1985 a. 332 s. 253; 1987 a. 399; 1989 a. 31, 73; 1991 a. 39, 77, 269; 1995 a. 27; 1997 a. 27, 168; 1997 a. 248 ss. 212 to 230; Stats. 1997 s. 29.164; 1997 a. 249 s. 21; 1999 a. 9, 32; 2001 a. 18; 2003 a. 67; 2005 a. 25, 108, 387; 2007 a. 24.

1 SECTION 13. 29.164 (3r) (title) of the statutes is created to read:

2 29.164 (3r) (title) TAGS.

3 SECTION 14. 29.164 (3r) (b) of the statutes is created to read:

4 29.164 (3r) (b) The department may issue supplemental tags to be issued in
5 addition to those issued under par. (a) ^efor years in which the department finds that
6 the size or characteristics of the wild turkey population of this state requires, for
7 proper game management, that ~~many~~ ^{many} tags need to be issued in addition to those ^{STET}
8 allocated under this section. ~~The~~ ^{may} department shall promulgate rules establishing
9 standards for determining the number of supplemental tags to be issued.

10 SECTION 15. 29.164 (3r) (c) of the statutes is created to read:

11 29.164 (3r) (c) The department shall charge the fee specified in s. 29.563 (2) (f)
12 or (g) for each of tag issued under this subsection. The issuance of a tag under this
13 ~~Subsection~~ ^{Subsection} ~~paragraph~~ does not affect the priority that the person receiving the tag may have
14 under the cumulative preference system.

15 SECTION 16. 29.164 (3r) (d) of the statutes is created to read:

16 29.164 (3r) (d) Except as provided in subd. ²⁰ ~~14~~, each wild turkey hunting tag
17 issued under this ~~Section~~ ^{Subsection} shall authorize hunting of wild turkey in any wild turkey
18 management zone that is open to hunting at the time the holder of the tag is hunting.
19 2. Each wild turkey hunting tag issued under par. (b) ^eshall be limited to
20 hunting in a specific wild turkey management zone.

21 SECTION 17. 29.164 (4) (title) of the statutes is amended to read:

22 29.164 (4) (title) WILD TURKEY HUNTING STAMPS; [↓] ADDITIONAL TAGS.

History: 1981 c. 262; 1983 a. 27, 192; 1985 a. 332 s. 253; 1987 a. 399; 1989 a. 31, 73; 1991 a. 39, 77, 269; 1995 a. 27; 1997 a. 27, 168; 1997 a. 248 ss. 212 to 230; Stats. 1997 s. 29.164; 1997 a. 249 s. 21; 1999 a. 9, 32; 2001 a. 18; 2003 a. 67; 2005 a. 25, 108, 387; 2007 a. 24.

23 SECTION 18. 29.164 (4) (b) of the statutes is renumbered 29.164 (3r) (a) and
24 amended to read:

SECTION 18

① 29.164 (3r) (a) ~~Additional tags.~~ ^{strike} The department may issue the wild turkey
 ② hunting tags that were allocated for a given wild turkey hunting zone or season ^{time}
 3 period under sub. (3) (a) 2. but that were not issued. ~~The department shall charge~~
 4 ~~the fee specified in s. 29.563 (2) (f) or (g) for each of these additional tags. The~~
 5 ~~issuance of a tag under this paragraph does not affect the priority that the person~~
 6 ~~receiving the tag may have under the cumulative preference system.~~

History: 1981 c. 262; 1983 a. 27, 192; 1985 a. 332 s. 253; 1987 a. 399; 1989 a. 31, 73; 1991 a. 39, 77, 269; 1995 a. 27; 1997 a. 27, 168; 1997 a. 248 ss. 212 to 230; Stats. 1997 s. 29.164; 1997 a. 249 s. 21; 1999 a. 9, 32; 2001 a. 18; 2003 a. 67; 2005 a. 25, 108, 387; 2007 a. 24.

7 SECTION 19. 29.164 (4g) of the statutes is created to read:

8 29.164 (4g) NORTHEASTERN MANAGEMENT ZONE; SEASON AND HOURS ESTABLISHED.

9 A wild turkey management zone is established in the northeastern portion of this

10 state. The zone consists of ^{the} area that includes all of Iron and Vilas counties and
 11 portions of Ashland, Florence, Forest, Lincoln, Oneida, and Price counties. The

12 boundaries of the zone shall be the same as those promulgated by the department
 13 by rule that are in effect on the effective date of this subsection ... [LRB inserts date]

14 and may not be subsequently modified by the department. The department shall
 15 publish a map of this zone as part of ch. NR 10. In this zone hunting of wild turkeys
 16 shall be allowed during the spring and fall of each year. The spring hunting season

17 in the zone shall begin on the Wednesday that is nearest to April 15 and shall
 18 continue every day for 6 consecutive weeks. The hours for wild turkey hunting during

19 the fall and spring hunting seasons shall be ^{the} ~~map~~ same as those promulgated by the
 20 department by rule that are in effect on the effective date of this subsection ... [LRB

21 inserts date] and may not modified by rule by the department.

History: 1981 c. 262; 1983 a. 27, 192; 1985 a. 332 s. 253; 1987 a. 399; 1989 a. 31, 73; 1991 a. 39, 77, 269; 1995 a. 27; 1997 a. 27, 168; 1997 a. 248 ss. 212 to 230; Stats. 1997 s. 29.164; 1997 a. 249 s. 21; 1999 a. 9, 32; 2001 a. 18; 2003 a. 67; 2005 a. 25, 108, 387; 2007 a. 24.

22 SECTION 20. 29.164 (4r) of the statutes is created to read:

1 29.164 (4r) REGISTRATION OF WILD TURKEY CARCASSES. The department shall
 2 establish by rule a procedure under which ^ewild turkey carcasses may be presented
 3 to the department at specific sites or may be registered by telephoning the
 4 department. The procedure for telephoning shall require that the person who
 5 possesses the wild turkey state in which wild turkey management zone the wild
 6 turkey was killed.

7 ~~SECTION 21. 29.164 (5) (title) of the statutes is repealed.~~

bm
 K

8 SECTION 22. 29.164 (5) of the statutes is renumbered 29.164 (4) (h).

9

(END)

↓
 INSERT
 7 - 8

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

9/1 RBA
LRB-2804/11n
MGG:.....

WLS

Date

LPS:
Please
check
spacing.

1. In reviewing this draft, please make sure that the language regarding whether hunting is allowed in a particular zone or in all zones reflects your intent.
- * 2. Regarding s. 29.164 (4g): please review carefully because I am not totally sure of ~~the~~ what was requested. Some provisions apply to both spring and fall seasons; others just to the spring seasons.
- * 3. The requested provisions regarding over ^{the} counter sales and registrations of carcasses apply to ~~both~~ ^{all} seasons. OK? ^{⊖ ⊖}

Mary Gibson-Glass
Senior Legislative Attorney
Phone: (608) 267-3215

to the legislative
council



④ 40 Do you want a deadline for the submission ^{required} of the rules ^{proposed} under s. 29.164 (3r)(b) and (4r) to the ~~joint legislative council~~ ^{to the legislative council}?

④ 50 Do you want a delayed effective date?

2009-2010 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2804/P1ins
MGG:.....

Ins
7-8

1

2

SECTION ~~#~~ 29.559 (1) (c) of the statutes is amended to read:

3

29.559 (1) (c) Any person, including the department, who issues a wild turkey

4

hunting tag under s. 29.164 (4) (b) (3r) (a) or a sturgeon hook and line tag under s.

5

29.2285 (3) (b) shall collect, in addition to the statutory fee, ~~and (an)~~ ^{Score} issuing fee for

6

each tag that the person is issued. A person appointed under s. 29.024 (6) (a) 2., 3.,

7

or 4. may retain 15 cents for each issuing fee of each tag to compensate for services

8

in issuing the tag.

NOTE: NOTE: The correct word is shown in brackets. Corrective legislation is pending. NOTE:
History: 1997 a. 248 ss. 152 to 156; 1999 a. 9; 2001 a. 17, 108; 2005 a. 25.

9

SECTION ~~#~~ 29.563 (2) (f) of the statutes is amended to read:

10

29.563 (2) (f) *Resident tags*. Each additional wild turkey hunting tag issued

11

to a resident under s. 29.164 (4) (b) (3r) (a): \$9.75.

12

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.

SECTION ~~#~~ 29.563 (2) (g) of the statutes is amended to read:

13

29.563 (2) (g) *Nonresident tags*. Each additional wild turkey hunting tag

14

issued to a nonresident under s. 29.164 (4) (b) (3r) (a): \$14.75.

15

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.

SECTION ~~#~~ 29.563 (14) (c) 6. of the statutes is amended to read:

16

29.563 (14) (c) 6. Each wild turkey hunting tag issued under s. 29.164 (4) (b) ^{move}

17

or sturgeon hook and line tag issued under s. 29.2285 (3) (b) (3r) (a): 25 cents.

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.

plain

end

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

LRB-2804/P1dn
MGG:wlj:md

September 29, 2009

1. In reviewing this draft, please make sure that the language regarding whether hunting is allowed in a particular zone or in all zones reflects your intent.
2. Regarding s. 29.164 (4g): please review carefully because I am not totally sure of what was requested. Some provisions apply to both spring and fall seasons; others just to the spring season.
3. The requested provisions regarding over-the-counter sales and registrations of carcasses apply to all seasons. OK?
4. Do you want a deadline for the submission to the Legislative Council of the rules required under proposed s. 29.164 (3r) (b) and (4r)?
5. Do you want a delayed effective date?

Mary Gibson-Glass
Senior Legislative Attorney
Phone: (608) 267-3215

Gibson-Glass, Mary

From: Walsh, Patrick
Sent: Thursday, October 01, 2009 1:18 PM
To: Gibson-Glass, Mary
Subject: Turkey bill

Mary, I wanted to share this with you as well. It identifies what Sen. Decker would like the bill draft to accomplish.

Patrick Walsh
 Office of Senator Russ Decker
 608-266-2502
 Patrick.Walsh@legis.wisconsin.gov

From: Dean Hamilton [mailto:deanhamy@tds.net]
Sent: Wednesday, September 30, 2009 1:40 PM
To: Walsh, Patrick
Subject: Clearing up what was sought in the Turkey bill

lottery?

1. **Eliminate the application process and go to over the counter sale of tags for all seasons.** (Currently you must apply in December for a spring turkey tag and are entered in to a lottery for a tag, a single tag may be issued and it is zone and time period specific. Subsequent tags are then sold Over the counter, on line, or by phone. We propose over the counter sales would allow unlimited first tags to be sold to Turkey hunters in WI good for the full six week season any where in the state. Note turkey hunters would only be allowed one state wide tag. Subsequent tags would be zone specific)
2. **Retain current 7-zone framework and hunting hours** (Currently turkey tags are issued by the department for specific Zones and time periods. We ask that the Zones be retain for two reasons, one is to register zone of kill on the first tag which would be good in all zones state for the full six week season. Two is subsequent tags would be issued for one of the seven current Turkey zones see #3 below. Hunting hours would remain unchanged.)
3. **Offer one "statewide" tag, and potentially another (or multiple) zone-specific tags per hunter.** (Subsequent tags would be issued zone specific at Turkey Committee's discretion, based on hunter densities and turkey populations See #1 and 2 above.)
4. **Open the Wednesday closest to April 15** (Currently the season always opens the Wednesday closest to the 15th of April and we seek no change to the dates already in place. We do seek to remove the six separate time periods and go to a full six week season) *add period?*
5. **Six-week season, 7 days/week** (Currently there are six separate season that run Wednesday through Sunday that are zone specific as mentioned in #1. The change would remove the separate six- Wednesday through Sunday seasons and allow for a valid tag to be used for the full six weeks of the season, seven days a week.)
6. **Call-in (and online) registration, hunters must indicate zone of kill.** (Currently birds must be registered at a DNR turkey registration station we ask that hunters be allowed to call in registration or on line within 24 hours of kill. This is currently done with geese) *ask?*

10/12/2009

Gibson-Glass, Mary

From: Walsh, Patrick
Sent: Friday, October 02, 2009 10:50 AM
To: Gibson-Glass, Mary
Subject: Turkey bill

Mary could you please add two additional components to the turkey hunting bill?

- 1) Eliminate the current land owner preference. ??

Residents that own 50 or more contiguous acres within an open wild turkey management zone are eligible for first preference in that zone. If more than one individual is the landowner of a single parcel, only one individual may be considered a qualified landowner for the turkey drawing. A qualified landowner may assign his or her first preference status to an immediate family member, to a resident farm operator, to a family member of the operator, or to a minor for that particular zone. After this assignment, the landowner who assigned his or her eligibility may not apply for a turkey permit using landowner preference.

- 2) Allow out of state full time students attending a Wisconsin college, university or technical college to purchase a resident turkey tag. Do you think for the sake of simplicity we should have DNR promulgate rules in regards to how out of state residents would prove their full time status?

Patrick Walsh
Office of Senator Russ Decker
608-266-2502
Patrick.Walsh@legis.wisconsin.gov

Totally eliminate the lottery
 like a deer hunting license
~~to be able to buy even season~~ but
 register the turkey carcass in zone where killed
 w/ a tag

and ~~to~~ ~~to~~ one subsequent tag zones
 can buy anywhere
 one annual ^{2 separate licenses} turkey license

no fee, tag

fall season hours, days etc left to adm rule
 buy open to hens
 spring season is limited to fawns

if tags exceed number then may issue supplemental / both
 season

buy license + statewide tag before seasons



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-2804/DK 1
MGG:wlj:md

no 10/30 soon Today please

stays

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Regen

approvals; the regulation of the hunting of wild turkey;

1 AN ACT to renumber 29.164 (5), to renumber and amend 29.164 (2) (c) 1. and
2 29.164 (4) (b); to amend 29.024 (6) (a) (intro.), 29.164 (2) (a), 29.164 (2) (c) 2.,
3 29.164 (3) (a) 1., 29.164 (3) (a) 2., 29.164 (3) (b) 1., 29.164 (3) (b) 2., 29.164 (3)
4 (ci), 29.164 (3m) (c), 29.164 (4) (title), 29.559 (1) (c), 29.563 (2) (f), 29.563 (2) (g)
5 and 29.563 (14) (c) 6.; and to create 29.024 (6) (ac), 29.164 (2) (c) 3., 29.164 (3r)
6 (title), 29.164 (3r) (b), 29.164 (3r) (c), 29.164 (3r) (d), 29.164 (4g) and 29.164 (4r)
7 of the statutes; relating to: wild turkey hunting ~~tags, management zones and~~
8 ~~seasons, the registration of wild turkey carcasses~~ and granting rule-making
9 authority.

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis shall be provided in a later version.

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

10 SECTION 1. 29.024 (6) (a) (intro.) of the statutes is amended to read:

1 29.024 (6) (a) (intro.) ~~In~~ Except as provided in par. (ac), in issuing approvals
2 under this section chapter, the department may do any of the following for each type
3 of approval:

additional

4 SECTION 2. 29.024 (6) (ac) of the statutes is created to read:

5 29.024 (6) (ac) If the department authorizes the issuance of supplemental wild
6 turkey hunting tags under s. 29.164 (2) (a), the department and each person
7 appointed or under contract with the department shall issue the supplemental tags.

8 SECTION 3. 29.164 (2) (a) of the statutes is amended to read:

9 29.164 (2) (a) Department authority. The department may regulate and limit
10 the hunting of wild turkeys by issuing licenses and tags under this section. If the
11 department decides to issue licenses and tags, the department shall establish wild
12 turkey management zones, a fall wild turkey hunting season, and a spring wild
13 turkey hunting season. The department may also establish wild turkey hunting
14 seasons in addition to the spring and fall seasons.

15 SECTION 4. 29.164 (2) (c) 1. of the statutes is renumbered 29.164 (2m)(a) (intro.)

16 and amended to read:

17 29.164 (2m)(a) (intro.) No person may hunt wild turkey unless he or she all of
18 the following apply:

19 ~~1. The person~~ has a valid wild turkey hunting license and a valid wild turkey
20 hunting stamp attached to or imprinted on the person's wild turkey hunting license
21 in the manner required by the rule promulgated under s. 29.024 (5) (a) 3.

22 SECTION 5. 29.164 (2) (c) 2. of the statutes is amended to read:

23 29.164 (2m)(a) 2. If the department establishes a wild turkey hunting zone where
24 or a season time period during which wild turkey hunting is permitted, no person
25 may hunt wild turkeys in that wild turkey hunting zone or during that season time

6

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(2m)(a)

INS
2-14

renumbered 29.164 (2m)(a) 2. and

Please fix comp

RP; 29.164 (2)(c) (title)

1 ~~period unless the person has a wild turkey hunting license and a valid wild turkey~~
2 ~~hunting stamp as required under subd. 1. and unless the~~ The person has a wild
3 turkey hunting tag that is valid for ~~that zone and that time period~~ the wild turkey
4 hunting season during which the person is hunting.

INS 3-4

5 ^{(2m)(a)}
SECTION 6. 29.164 ~~(2)(c)~~ 3. of the statutes is created to read:

6 ^{(2m)(a)}
29.164 ~~(2)(c)~~ 3. If the person is hunting under the authority of ~~an additional~~

7 ^{2 99}
tag issued under sub. ~~(2)(c)~~ ^(b), the person is hunting in the wild turkey management
8 zone for which the tag is issued.

9 SECTION 7. 29.164 (3) (a) 1. of the statutes is amended to read:

10 29.164 (3) (a) 1. If the department requires wild turkey hunting licenses under
11 sub. (2) (a) and the number of applications for wild turkey hunting tags for ~~a given~~
12 ~~wild turkey hunting zone or a given wild turkey hunting season time period~~ exceeds
13 the number of available wild turkey hunting tags allocated by the department for
14 ~~that zone or that season time period~~, the department shall issue wild turkey hunting
15 licenses and tags for ~~that zone or that season time period~~ according to the cumulative
16 preference system under this subsection.

17 SECTION 8. 29.164 (3) (a) 2. of the statutes is amended to read:

18 29.164 (3) (a) 2. If the department requires wild turkey hunting licenses under
19 sub. (2) (a) and the number of applications for wild turkey hunting tags for ~~a given~~
20 ~~wild turkey hunting zone or a given wild turkey hunting season time period~~ does not
21 exceed the number of available wild turkey hunting tags allocated by the department
22 for ~~that zone or that season time period~~, the department shall issue a wild turkey
23 hunting license and tag to each applicant.

24 SECTION 9. 29.164 (3) (b) 1. of the statutes is amended to read:

1 29.164 (3) (b) 1. The department shall create a first preference category in the
2 issuance of wild turkey hunting licenses to applicants who are qualified resident
3 landowners. The number of licenses issued under this paragraph for a season for an
4 established wild turkey hunting management zone may not exceed 30% of all
5 licenses issued for that season for that zone.

6 **SECTION 10.** 29.164 (3) (b) 2. of the statutes is amended to read:

7 29.164 (3) (b) 2. For purposes of subd. 1., a qualified resident landowner is a
8 resident who owns at least 50 acres in one parcel in an established wild turkey
9 hunting management zone. If more than one individual is the landowner of a single
10 parcel of land, only one individual may be considered a qualified resident landowner.

11 **SECTION 11.** 29.164 (3) (ci) of the statutes is amended to read:

12 29.164 (3) (ci) *Fourth preference.* The department shall create a 4th preference
13 category in issuing wild turkey hunting licenses to applicants who are qualified
14 nonresident landowners. For purposes of this paragraph, a qualified nonresident
15 landowner is a person who is not a resident and who owns at least 50 acres in one
16 parcel in an established wild turkey hunting management zone and who agrees to
17 allow other persons to hunt wild turkeys on that land if those persons first obtain
18 permission to hunt from the landowner. If more than one individual is the landowner
19 of a single parcel of land, only one individual may be considered a qualified
20 nonresident landowner.

21 **SECTION 12.** 29.164 (3m) (c) of the statutes is amended to read:

22 29.164 (3m) (c) An applicant for a wild turkey hunting license under this
23 subsection shall be eligible for the same number of wild turkey hunting tags for each
24 applicable corresponding season ~~time period~~ as an applicant who is issued tags under
25 the cumulative preference system under sub. (3).

1 **SECTION 13.** 29.164 (3r) (title) of the statutes is created to read:

2 29.164 (3r) (title) TAGS.

3 **SECTION 14.** 29.164 (3r) (b) of the statutes is created to read:

4 29.164 (3r) (b) The department may issue supplemental tags in addition to
5 those issued under par. (a) for years in which the department finds that the size or
6 characteristics of the wild turkey population of this state requires, for proper game
7 management, that tags need to be issued in addition to those allocated under this
8 section. The department shall promulgate rules establishing standards for
9 determining the number of supplemental tags to be issued.

10 **SECTION 15.** 29.164 (3r) (c) of the statutes is created to read:

11 29.164 (3r) (c) The department shall charge the fee specified in s. 29.563 (2) (f)
12 or (g) for each ~~tag~~ issued under this subsection. The issuance of a tag under this
13 subsection does not affect the priority that the person receiving the tag may have
14 under the cumulative preference system.

15 **SECTION 16.** 29.164 (3r) (d) of the statutes is created to read:

16 29.164 (3r) (d) Except as provided in subd. 2, each wild turkey hunting tag
17 issued under this subsection shall authorize hunting of wild turkey in any wild
18 turkey management zone that is open to hunting at the time the holder of the tag is
19 hunting.

20 2. Each wild turkey hunting tag issued under par. (b) shall be limited to hunting
21 in a specific wild turkey management zone.

22 **SECTION 17.** 29.164 (4) (title) of the statutes is amended to read:

23 29.164 (4) (title) WILD TURKEY HUNTING STAMPS; ~~ADDITIONAL TAGS.~~

24 **SECTION 18.** 29.164 (4) (b) of the statutes is renumbered 29.164 (3r) (a) and
25 amended to read:

1 29.164 (3r) (a) *Additional tags.* The department may issue the wild turkey
 2 hunting tags that were allocated for a given wild turkey hunting zone or season time
 3 period under sub. (3) (a) 2. but that were not issued. The department shall charge
 4 the fee specified in s. 29.563 (2) (f) or (g) for each of these additional tags. The
 5 issuance of a tag under this paragraph does not affect the priority that the person
 6 receiving the tag may have under the cumulative preference system.

7 SECTION 19. 29.164 (4g) of the statutes is created to read:

8 29.164 (4g) ~~NORTHEASTERN~~ ^S ~~MANAGEMENT ZONE,~~ ^S SEASON AND HOURS ESTABLISHED.

9 *Seven* A wild turkey management zone is established in the northeastern portion of this
 10 state. The zone consists of the area that includes all of Iron and Vilas counties and
 11 portions of Ashland, Florence, Forest, Lincoln, Oneida, and Price counties. The
 12 boundaries of the zone shall be the same as those promulgated by the department
 13 by rule that are in effect on the effective date of this subsection [LRB inserts date], *Wild Turkey*
 14 and may not be subsequently modified by the department. The department shall
 15 publish a map of this zone as part of ch. NR 10. *For 2009* *these shall be*
 16 *hunting seasons* shall be allowed during the spring and fall of each year. The spring hunting season
 17 in the zone shall begin on the Wednesday that is nearest to April 15 and shall
 18 continue every day for 6 consecutive weeks. The hours for wild turkey hunting
 19 during the ~~fall~~ spring hunting season shall be the same as those promulgated
 20 by the department by rule that are in effect on the effective date of this subsection
 21 [LRB inserts date], and may not modified by rule by the department.

22 SECTION 20. 29.164 (4r) of the statutes is created to read:

23 29.164 (4r) REGISTRATION OF WILD TURKEY CARCASSES. The department shall
 24 establish by rule a procedure under which wild turkey carcasses may be presented
 25 to the department at specific *registration stations* or may be registered by telephoning the

INSERT
6-21

1 department. The procedure for telephoning shall require that the person who
2 possesses the wild turkey ^{carcass} state in which wild turkey management zone the wild
3 turkey was killed.

INSERT
7-3

4 ~~SECTION 21. 29.164 (5) of the statutes is renumbered 29.164 (4) (bm).~~

5 SECTION 22. 29.559 (1) (c) of the statutes is amended to read:

INSERT
7-4

6 29.559 (1) (c) Any person, including the department, who issues a wild turkey
7 hunting tag under s. 29.164 (4) (b) ~~(3)(a)~~ ^{(2)(ag)} for a sturgeon hook and line tag under s.
8 29.2285 (3) (b) shall collect, in addition to the statutory fee, and an issuing fee for each
9 tag that the person is issued. A person appointed under s. 29.024 (6) (a) 2., 3., or 4.
10 may retain 15 cents for each issuing fee of each tag to compensate for services in
11 issuing the tag.

INSERT 7-11

12 SECTION 23. 29.563 (2) (f) of the statutes is amended to read:

13 29.563 (2) (f) Resident tags. Each additional wild turkey hunting tag issued
14 to a resident under s. 29.164 (4) (b) ~~(3)(a)~~ ^{(2)(ag)}: \$9.75.

15 SECTION 24. 29.563 (2) (g) of the statutes is amended to read:

16 29.563 (2) (g) Nonresident tags. Each additional wild turkey hunting tag
17 issued to a nonresident under s. 29.164 (4) (b) ~~(3)(a)~~ ^{(2)(ag)}: \$14.75.

INSERT 7-17

18 SECTION 25. 29.563 (14) (c) 6. of the statutes is amended to read:

19 29.563 (14) (c) 6. Each wild turkey hunting tag issued under s. 29.164 ~~(4) (b)~~ ^{(2)(ag)}

20 ~~(3)(a)~~ or sturgeon hook and line tag issued under s. 29.2285 (3) (b): 25 cents.

STET

21 (END)

INS
7-20

section and (4r)
SECTION 25. Effect of dates
(b) This act takes effect on the April after
(No. 8) publication except as follows of the statutes
(f) (1) The treatment of 29.164(2)(ag) takes effect on the
day after publication.

Eff Date

LPS: Please check spaces.

Insert ANL

Wild turkey approvals.

hunting licenses, stamps, and tags

Under current law, ~~in order~~ to hunt wild turkey, a person must be issued a wild turkey hunting license with an accompanying hunting stamp and tag. In issuing the licenses, the Department of Natural Resources (DNR) must use a preference system which gives preferences to residents over nonresidents if the number of license applicants exceeds the number of wild turkey tags that are available for a particular season. Under the system, qualified resident landowners receive first preference.

* ~~In order~~ to qualify for the landowner preference, a landowner must own at least 50 acres of land in a single parcel in an established wild turkey ~~management~~ zone. hunting

Second preference is for residents who in a previous season applied for but were not issued licenses, and all other residents receive third preference. As to nonresidents, qualified nonresident landowners receive fourth preference and all other nonresidents receive fifth preference. To implement this system, DNR allocates a given number of tags.

This bill eliminates this preference system. Instead, the bill requires that DNR issue a ~~license~~ license and accompanying stamp and tag to each qualified resident or nonresident who applies for the license. The tag issued with the license is valid for the entire state. Under current law, the tag issued with a license under the preference system is limited to a specific ~~management~~ zone. hunting

wild turkey hunting

Under current law, if the number of tags exceeds the number of licenses applied for, DNR may issue license holders additional tags. Under the bill, DNR may issue additional tags if it determines that ~~it is necessary to manage the wild turkey~~ population. Under current law and under the bill, a fee is charged for ~~these~~ tags, with nonresidents paying a higher fee. The bill does not change the amount of the fee.

Management zones; hunting seasons and hours

the additional

Under current rules promulgated by DNR there is a fall turkey hunting season and a spring hunting season. Also, under these rules, the state is divided into seven turkey ~~management~~ zones. This bill codifies these provisions in the statutes. Additionally, the bill codifies the starting and ending dates and hunting hours for the spring season that are currently in the rules.

hunting

Other provisions

Under current law ~~Under current law~~, a student who is not a permanent resident of this state but who is a full-time student at a college or university in this state that offers an associate or bachelor's degree (eligible students) may be issued a resident fishing, small game hunting, or deer hunting license instead of a corresponding nonresident fishing or hunting license. The fees for these types of resident licenses are lower than those for the nonresident licenses. This bill allows eligible students to qualify as state residents for purposes of issuing ~~turkey~~ turkey hunting licenses, stamps, and tags, resulting in their paying the lower fees for the licenses and tags.

wild

Wild
to

The bill also requires DNR to promulgate a rule that allows for the registration of turkey carcasses over the telephone. Under current law, a hunter must bring the carcass ^{at} one of the registration stations operated by DNR.

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

Insert 2-14

~~SECTION #~~ 29.164 (1) of the statutes is repealed.

~~SECTION #~~ 29.164 (2) (title) of the statutes is repealed and recreated to read:

29.164 (2) (title) LICENSES; STAMPS; TAGS.

~~SECTION #~~ 29.164 (2) (a) of the statutes is repealed and recreated to read:

29.164 (2) (a) *Issuance*. Subject to s. 29.024, the department shall issue a wild turkey hunting license, wild turkey hunting stamp, and a wild turkey hunting tag to each qualified resident or nonresident who applies for the license. The license, stamp, and tag shall be valid for either the spring or fall hunting season as established under sub. (4g) (b). The tag issued under this paragraph shall be valid in all 7 wild turkey hunting management zones established under sub. (4g) (a).

~~SECTION #~~ 29.164 (2) (ag) of the statutes is created to read:

29.164 (2) (ag) *Additional tags*. 1. The department may issue tags in addition to those issued under par. (a) for years in which the department finds that the size or characteristics of the wild turkey population of this state requires, for proper game management, that additional tags are necessary. The department shall charge the applicable fee specified in s. 29.563 (2) (f) or (g) for each additional tag issued under this paragraph. Each additional tag issued under this paragraph shall be valid for hunting in a specific wild turkey management zone.

2. The department shall promulgate rules that establish standards for determining the number of additional tags to be issued.

Insert 3-14

1 SECTION ~~#~~ 29.164 (2) (d) of the statutes is renumbered 29.164 (2m) (b) and
2 amended to read:

3 29.164 (2m) (b) *Exception.* Any person holding a senior citizen recreation card
4 or a conservation patron license is exempt from the requirements under par. (e) if the
5 person has received a notice of approval under sub. (3) (e) and the person is exempt
6 from paying the fee for the wild turkey hunting license (a) 1 ^{now}

STET plan period

7 SECTION ~~#~~ 29.164 (2m) (title) of the statutes is created to read:

8 29.164 (2m) (title) APPROVALS REQUIRED.

9 SECTION ~~#~~ 29.164 (3) of the statutes is repealed.

10 SECTION ~~#~~ 29.164 (3m) of the statutes is repealed.

11 SECTION ~~#~~ 29.164 (4) of the statutes is repealed.

12 **Insert 6-21**

13 SECTION ~~#~~ 29.164 (4g) of the statutes is created to read:

14 29.164 (4g) MANAGEMENT ZONES; HUNTING SEASONS AND HUNTING HOURS

15 ESTABLISHED. (a) ^{Δ Δ} Seven wild turkey management zones are established in this state.

16 The boundaries of each zone shall be the same as those promulgated by the
17 department by rule that are in effect on the effective date of this paragraph [LRB

18 inserts date], and may not be subsequently modified by the department. The

19 department shall publish a map of these zones as part of ch. NR 10. ^Δ Wis. Adm. Code

20 (b) A spring wild turkey hunting season and a fall wild turkey hunting season
21 are established for each year. The spring hunting season shall begin on the

22 Wednesday that is nearest to April 15 and shall continue every day for 6 consecutive

23 weeks. The hours for wild turkey hunting during the spring hunting seasons shall

24 be the same as those promulgated by the department by rule that are in effect on the

1 effective date of this paragraph [LRB inserts date], and may not be subsequently
2 modified by the department.

3 **Insert 7-4**

4 ~~SECTION #~~ 29.179 (1) (a) 7. ✓ of the statutes is repealed.

5 ~~SECTION #~~ 29.179 (4) ✓ of the statutes is amended to read:

6 29.179 (4) RETENTION OF PREFERENCE POINTS. Notwithstanding ss. ~~29.164 (3)~~
7 (er) ✓, 29.177 (5) (b), 29.184 (6) (b), ~~and~~ 29.192 (4) a minor who is transferred an
8 approval under this section shall retain all preference points that he or she has
9 previously accumulated for that type of approval.

10 History: 2007 a. 65 ss. 2 to 5, 10 to 13.

10 ~~SECTION #~~ 29.180 (1) (a) 7. ✓ of the statutes is repealed.

11 ~~SECTION #~~ 29.183 (1) (g) ✓ of the statutes is repealed.

12 ~~SECTION #~~ 29.194 (1) (a) ✓ of the statutes is amended to read:

13 29.194 (1) (a) Notwithstanding ss. 29.024 (2) and 29.228 (1) (a), the department
14 shall issue a resident fishing license, resident small game hunting license or resident
15 deer hunting license to a qualified student applying for the license. Notwithstanding
16 s. 29.024 (2), the department shall treat a qualified student as a resident for purposes
17 of determining the student's eligibility for and cost of obtaining a wild turkey hunting
18 approval under s. 29.164. A qualified student is a person who exhibits proof that he
19 or she is a registered full-time student who is present in this state attending a public
20 or private college or university that is located in this state and that offers an associate
21 degree or a bachelor's degree or that he or she is a citizen of a foreign country
22 temporarily residing in this state while attending a high school located in this state
23 or an agricultural short course at the University of Wisconsin System.

NOTE: NOTE: Section 29.194 (title) and (1) (title) are shown as affected by 2 acts of the 2007 Wisconsin legislature and as merged by the legislative reference bureau under s. 13.92 (2) (i). NOTE:

History: 1997 a. 248 ss. 158 to 160, 411; 2005 a. 243, 283; 2007 a. 23, 51, 97; s. 13.92 (2) (i).

Insert 7-4

~~SECTION 14.~~ 29.553 (1) (f) of the statutes is repealed.

~~SECTION 14.~~ 29.563 (14) (a) 1. of the statutes ^{as affected by 2009 Wisconsin Act 28,} is amended to read:

29.563 (14) (a) 1. The processing fee for applications for approvals under the cumulative preference systems for the hunter's choice deer hunting permit, bonus deer hunting permit, ~~wild turkey hunting license~~, Class A bear license, Canada goose hunting permit, sharp-tailed grouse hunting permit, otter trapping permit, fisher trapping permit or sturgeon fishing permit: \$2.75.

NOTE: NOTE: Subd. 1. is shown as amended eff. 3-31-10 by 2009 Wis. Act 28. Prior to 3-31-10 it reads: NOTE:

1. The processing fee for applications for approvals under the cumulative preference systems for the hunter's choice deer hunting permit, bonus deer hunting permit, wild turkey hunting license, Class A bear license, Canada goose hunting permit, sharp-tailed grouse hunting permit, bobcat hunting and trapping permit, otter trapping permit, fisher trapping permit or sturgeon fishing permit: \$2.75.

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 7-17

~~SECTION 14.~~ 29.563 (14) (c) 3. of the statutes is amended to read:

29.563 (14) (c) 3. Each application for a hunter's choice permit, bonus deer hunting permit, elk hunting license, ~~wild turkey hunting license~~, Canada goose hunting permit, sharp-tailed grouse hunting permit, bobcat hunting and trapping permit, otter trapping permit, fisher trapping permit, or sturgeon fishing permit: 25 cents.

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 7-20

~~SECTION 14.~~ 169.19 (2) (b) 7. of the statutes is amended to read:

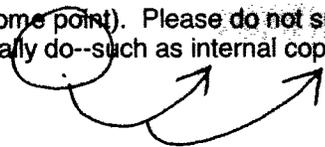
169.19 (2) (b) 7. Wild turkeys, if the wild turkeys are located outside a wild turkey hunting management zone established under s. 29.164.

History: 2001 a. 56.

Barman, Mike

From: Hanaman, Cathlene
Sent: Wednesday, November 11, 2009 2:03 PM
To: Christina Duerst; Lori Northrop; Mike Barman; Sarah Basford
Subject: -2804

Will come through (today, tomorrow, at some point). Please **do not submit this (or send it to the requester), just send it to hold**. Otherwise, do everything you normally do--such as internal copies. Mary would do a nonsubmittal form, but she wants a new version number.

A hand-drawn diagram consisting of a circle on the left. Two arrows originate from the right side of the circle. One arrow points upwards and to the right, while the other points downwards and to the right.

Gibson-Glass, Mary

From: Walsh, Patrick
Sent: Thursday, December 03, 2009 4:21 PM
To: Gibson-Glass, Mary
Subject: FW: Clearing up what was sought in the Turkey bill

Patrick Walsh
Office of Senator Russ Decker
608-266-2502
Patrick.Walsh@legis.wisconsin.gov

From: Dean Hamilton [mailto:deanhamy@tds.net]
Sent: Thursday, December 03, 2009 1:11 PM
To: Walsh, Patrick
Cc: 'Jolene Plautz'
Subject: RE: Clearing up what was sought in the Turkey bill

How 2/2

1. **Eliminate the application process:** *(Currently you must apply in December for a spring turkey tag and are entered in to a lottery for a tag, a single tag may be issued and it is zone and time period specific). This is covered on page 7, lines 19-23 and Page 8, Lines1-5.*
2. **Over the counter sale of tags for Spring/Fall seasons.** No where in the document do I see this stated specifically, or is this assumed because we have eliminated the application process?
3. **Retain current Spring/Fall 7-zone framework for registration purposes and allow phone in registration:** Page 6, line 2-7 Note: No internet registration is not mentioned
4. **Retain current 7-zone framework for subsequent spring tags issued at the discretion of the department for proper wild turkey management:** Page 3, Line 20-24 and Page 4, Line 1-2. Note: does this pertain to fall season as well?
5. **Six-week Spring season, 7 days/week opening the Wednesday closest to April 15 and hunting hours:** Page 5, Line 20-25 Note: will fall season still be set by rule?
6. **Provision for Non-Resident Full Time Students enrolled in WI to purchase at the license, tags and stamps at the resident rate:** Page 6, Lines 17-25 and Page 7, Lines 1-2.
7. **Fall Season changes to over the counter, with no application and call in registration.** This has been covered above. The way I read this is **1, 3, 6** are clear to me in regards to fall/spring. Is **2** obvious now that the application is gone? Could I get clarification from the drafter if any other changes were made to the fall season structure?

Thanks for getting this to me for review

Dean Hamilton

12/4/2009

608-849-9270
608-843-9271

drafting instructions - for 12

make sure clear all turkey approvals
can be over the counter → see changes
If draft is clear that fall season
requirements are subject to rule
book out "qualified" to conform
with other provisions in ch. 29
and to eliminate inference that there
is a higher standard for turkey licenses
than for other recreational hunting
licenses



State of Wisconsin
2009 - 2010 LEGISLATURE

RMR
LRB-2804M 2
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2009 BILL

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1 AN ACT ~~to repeal~~ 29.164 (1), 29.164 (2) (c) (title), 29.164 (3), 29.164 (3m), 29.164
2 (4), 29.179 (1) (a) 7., 29.180 (1) (a) 7., 29.183 (1) (g) and 29.553 (1) (f); **to**
3 **renumber and amend** 29.164 (2) (c) 1., 29.164 (2) (c) 2. and 29.164 (2) (d); **to**
4 **amend** 29.024 (6) (a) (intro.), 29.179 (4), 29.194 (1) (a), 29.559 (1) (c), 29.563 (2)
5 (f), 29.563 (2) (g), 29.563 (14) (a) 1., 29.563 (14) (c) 3., 29.563 (14) (c) 6. and 169.19
6 (2) (b) 7.; **to repeal and recreate** 29.164 (2) (title) and 29.164 (2) (a); and **to**
7 **create** 29.024 (6) (ac), 29.164 (2) (ag), 29.164 (2m) (title), 29.164 (2m) (a) 3.,
8 29.164 (4g) and 29.164 (4r) of the statutes; **relating to:** wild turkey hunting
9 approvals; the regulation of the hunting of wild turkey; and granting
10 rule-making authority.

Analysis by the Legislative Reference Bureau

Wild turkey hunting licenses, stamps, and tags

Under current law, to hunt wild turkey, a person must be issued a wild turkey hunting license with an accompanying hunting stamp and tag. In issuing the licenses, the Department of Natural Resources (DNR) must use a preference system which gives preferences to residents over nonresidents if the number of license

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applicants exceeds the number of wild turkey tags that are available for a particular season. Under the system, qualified resident landowners receive first preference. To qualify for the landowner preference, a landowner must own at least 50 acres of land in a single parcel in an established wild turkey hunting zone.

* Second preference is for residents who in a previous season applied for but were not issued licenses, and all other residents receive third preference. ~~As to~~ *
* ~~nonresident~~ qualified nonresident landowners receive fourth preference, and all other nonresidents receive fifth preference. To implement this system, DNR allocates a given number of tags. ~~the~~ *

(X) This bill eliminates ~~the~~ preference system. Instead, the bill requires that DNR issue a wild turkey hunting license and accompanying stamp and tag to each ~~qualified~~ resident or nonresident who applies for the license. The tag issued with the license is valid for the entire state. Under current law, the tag issued with a license under the preference system is limited to a specific hunting zone. wild turkey

Under current law, if the number of tags exceeds the number of licenses applied for, DNR may issue license holders additional tags. Under the bill, DNR may issue additional tags if it determines that is necessary to manage the wild turkey population. Under current law and under the bill, a fee is charged for the additional tags, with nonresidents paying a higher fee. The bill does not change the amount of the fee.

(I) (B) Wild turkey hunting ~~Management~~ zones; hunting seasons and hours

Under current rules promulgated by DNR, there is a fall turkey hunting season and a spring hunting season. Also, under these rules, the state is divided into seven turkey hunting zones. This bill codifies these provisions in the statutes. Additionally, the bill codifies the starting and ending dates and hunting hours for the spring season that are currently in the rules.

Other provisions

Under current law, a student who is not a permanent resident of this state but who is a full-time student at a college or university in this state that offers an associate or bachelor's degree (eligible students) may be issued a resident fishing, small game hunting, or deer hunting license instead of a corresponding nonresident fishing or hunting license. The fees for these types of resident licenses are lower than those for the nonresident licenses. This bill allows eligible students to qualify as state residents for purposes of issuing wild turkey hunting licenses, stamps, and tags, resulting in their paying the lower fees for the licenses and tags.

The bill also requires DNR to promulgate a rule that allows for the registration of wild turkey carcasses over the telephone. Under current law, a hunter must bring the carcass to one of the registration stations operated by DNR.

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

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or by using the Internet

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

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*to issue
hunting approvals*

1 **SECTION 1.** 29.024 (6) (a) (intro.) of the statutes is amended to read:

2 29.024 (6) (a) (intro.) ~~In~~ Except as provided in par. (ac), in issuing approvals
3 under this section ~~chapter~~, the department may do any of the following for each type
4 of approval:

5 **SECTION 2.** 29.024 (6) (ac) of the statutes is created to read:

6 29.024 (6) (ac) ~~If the department authorizes the issuance of additional wild~~
7 ~~turkey hunting tags under s. 29.164 (2) (ag),~~ the department and each person
8 appointed or under contract with the department shall issue ~~the additional tags~~

9 **SECTION 3.** 29.164 (1) of the statutes is repealed. *all the types of wild
turkey hunting approvals specified*
10 **SECTION 4.** 29.164 (2) (title) of the statutes is repealed and recreated to read: *in*

11 29.164 (2) (title) LICENSES; STAMPS; TAGS. *this section*

12 **SECTION 5.** 29.164 (2) (a) of the statutes is repealed and recreated to read:

13 29.164 (2) (a) *Issuance.* Subject to s. 29.024, the department shall issue a wild
14 turkey hunting license, wild turkey hunting stamp, and a wild turkey hunting tag
15 to each qualified resident or nonresident who applies for the license. The license,
16 stamp, and tag shall be valid for either the spring or fall hunting season as
17 established under sub. (4g) (b). The tag issued under this paragraph shall be valid
18 in all 7 wild turkey hunting ~~management~~ zones established under sub. (4g) (a).

19 **SECTION 6.** 29.164 (2) (ag) of the statutes is created to read:

20 29.164 (2) (ag) *Additional tags.* 1. The department may issue tags in addition
21 to those issued under par. (a) for years in which the department finds that the size
22 or characteristics of the wild turkey population of this state require, for proper game
23 management, that additional tags are necessary. The department shall charge the
24 applicable fee specified in s. 29.563 (2) (f) or (g) for each additional tag issued under

BILL

1 this paragraph. Each additional tag issued under this paragraph shall be valid for
2 hunting in a specific wild turkey ^{hunting} ~~management~~ zone.

3 2. The department shall promulgate rules that establish standards for
4 determining the number of additional tags to be issued.

5 **SECTION 7.** 29.164 (2) (c) (title) of the statutes is repealed.

6 **SECTION 8.** 29.164 (2) (c) 1. of the statutes is renumbered 29.164 (2m) (a) (intro.)
7 and amended to read:

8 29.164 (2m) (a) (intro.) No person may hunt wild turkey unless ~~he or she~~ all
9 of the following apply:

10 1. The person has a valid wild turkey hunting license and a valid wild turkey
11 hunting stamp attached to or imprinted on the person's wild turkey hunting license
12 in the manner required by the rule promulgated under s. 29.024 (5) (a) 3.

13 **SECTION 9.** 29.164 (2) (c) 2. of the statutes is renumbered 29.164 (2m) (a) 2. and
14 amended to read:

15 29.164 (2m) (a) 2. ~~If the department establishes a wild turkey hunting zone~~
16 ~~where or a season time period during which wild turkey hunting is permitted, no~~
17 ~~person may hunt wild turkeys in that wild turkey hunting zone or during that season~~
18 ~~time period unless the person has a wild turkey hunting license and a valid wild~~
19 ~~turkey hunting stamp as required under subd. 1. and unless the~~ The person has a
20 wild turkey hunting tag that is valid for ~~that zone and that time period~~ the wild
21 turkey hunting season during which the person is hunting.

22 **SECTION 10.** 29.164 (2) (d) of the statutes is renumbered 29.164 (2m) (b) and
23 amended to read:

24 29.164 (2m) (b) ~~Exception.~~ Any person holding a senior citizen recreation card
25 or a conservation patron license is exempt from the requirements under par. ~~(c) if the~~

BILL

1 ~~person has received a notice of approval under sub. (3) (e) and the person is exempt~~
2 ~~from paying the fee for the wild turkey hunting license (a) 1.~~

3 SECTION 11. 29.164 (2m) (title) of the statutes is created to read:

4 29.164 (2m) (title) APPROVALS REQUIRED.

5 SECTION 12. 29.164 (2m) (a) 3. of the statutes is created to read:

6 29.164 (2m) (a) 3. If the person is hunting under the authority of an additional
7 tag issued under sub. (2) (ag), the person is hunting in the wild turkey ~~management~~ ^{hunting}
8 zone for which the tag is issued.

9 SECTION 13. 29.164 (3) of the statutes is repealed.

10 SECTION 14. 29.164 (3m) of the statutes is repealed.

11 SECTION 15. 29.164 (4) of the statutes is repealed.

12 SECTION 16. 29.164 (4g) of the statutes is created to read:

13 29.164 (4g) ^{CG} ~~MANAGEMENT~~ ^{HUNTING} ZONES; HUNTING SEASONS AND HOURS ESTABLISHED. (a)
14 Seven wild turkey ~~management~~ ^{hunting} zones are established in this state. The boundaries
15 of each zone shall be the same as those promulgated by the department by rule that
16 are in effect on the effective date of this paragraph [LRB inserts date], and may
17 not be subsequently modified by the department. The department shall publish a
18 map of these zones as part of ch. NR 10, Wis. Adm. Code.

19 (b) A spring wild turkey hunting season and a fall wild turkey hunting season
20 are established for each year. The spring hunting season shall begin on the
21 Wednesday that is nearest to April 15 and shall continue every day for 6 consecutive
22 weeks. The hours for wild turkey hunting during the spring hunting season shall
23 be the same as those promulgated by the department by rule that are in effect on the
24 effective date of this paragraph [LRB inserts date], and may not be subsequently
25 modified by the department.

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SECTION 17

online using the Internet or

1 SECTION 17. 29.164 (4r) of the statutes is created to read:

2 29.164 (4r) REGISTRATION OF WILD TURKEY CARCASSES. The department shall
3 establish by rule a procedure under which wild turkey carcasses may be presented
4 to the department at specific registration stations or may be registered by
5 telephoning the department. The procedure for telephoning shall require that the
6 person who possesses the wild turkey carcass state in which wild turkey
7 ~~management~~ ^{hunting} zone the wild turkey was killed.

or using the Internet

8 SECTION 18. 29.179 (1) (a) 7. of the statutes is repealed.

9 SECTION 19. 29.179 (4) of the statutes is amended to read:

10 29.179 (4) RETENTION OF PREFERENCE POINTS. Notwithstanding ss. 29.164 (3)
11 ~~(e)~~, 29.177 (5) (b), 29.184 (6) (b), and 29.192 (4) a minor who is transferred an
12 approval under this section shall retain all preference points that he or she has
13 previously accumulated for that type of approval.

14 SECTION 20. 29.180 (1) (a) 7. of the statutes is repealed.

15 SECTION 21. 29.183 (1) (g) of the statutes is repealed.

16 SECTION 22. 29.194 (1) (a) of the statutes is amended to read:

17 29.194 (1) (a) Notwithstanding ss. 29.024 (2) and 29.228 (1) (a), the department
18 shall issue a resident fishing license, resident small game hunting license or resident
19 deer hunting license to a qualified student applying for the license. Notwithstanding
20 s. 29.024 (2), the department shall treat a qualified student as a resident for purposes
21 of determining the student's eligibility for and cost of obtaining a wild turkey hunting
22 approval under s. 29.164. A qualified student is a person who exhibits proof that he
23 or she is a registered full-time student who is present in this state attending a public
24 or private college or university that is located in this state and that offers an associate
25 degree or a bachelor's degree or that he or she is a citizen of a foreign country

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1 temporarily residing in this state while attending a high school located in this state
2 or an agricultural short course at the University of Wisconsin System.

3 **SECTION 23.** 29.553 (1) (f) of the statutes is repealed.

4 **SECTION 24.** 29.559 (1) (c) of the statutes is amended to read:

5 29.559 (1) (c) Any person, including the department, who issues a wild turkey
6 hunting tag under s. 29.164 ~~(4) (b) (2) (ag)~~ or a sturgeon hook and line tag under s.
7 29.2285 (3) (b) shall collect, in addition to the statutory fee, ~~and an~~ issuing fee for each
8 tag that the person is issued. A person appointed under s. 29.024 (6) (a) 2., 3., or 4.
9 may retain 15 cents for each issuing fee of each tag to compensate for services in
10 issuing the tag.

11 **SECTION 25.** 29.563 (2) (f) of the statutes is amended to read:

12 29.563 (2) (f) *Resident tags.* Each additional wild turkey hunting tag issued
13 to a resident under s. 29.164 ~~(4) (b) (2) (ag)~~: \$9.75.

14 **SECTION 26.** 29.563 (2) (g) of the statutes is amended to read:

15 29.563 (2) (g) *Nonresident tags.* Each additional wild turkey hunting tag
16 issued to a nonresident under s. 29.164 ~~(4) (b) (2) (ag)~~: \$14.75.

17 **SECTION 27.** 29.563 (14) (a) 1. of the statutes, as affected by 2009 Wisconsin Act
18 [✓]28, is amended to read:

19 29.563 (14) (a) 1. The processing fee for applications for approvals under the
20 cumulative preference systems for the hunter's choice deer hunting permit, bonus
21 deer hunting permit, ~~wild turkey hunting license~~, Class A bear license, Canada goose
22 hunting permit, sharp-tailed grouse hunting permit, otter trapping permit, fisher
23 trapping permit or sturgeon fishing permit: \$2.75.

24 **SECTION 28.** 29.563 (14) (c) 3. of the statutes is amended to read:

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

LRB-2804/2dn
MGG:.....

WLy

Date

In response to your questions, I have made it clear in this redraft that all persons who issue hunting approvals have to issue any type of turkey hunting approval. This eliminates the possibility of DNR deciding, for example, that hunting approvals could be issued only from DNR offices.

* Generally, DNR sets ~~approval~~ dates and hours by rule. This bill sets by statute the dates and hours for the spring season. I do not think additional language is necessary to say that DNR will continue to set parameters for the fall season by rule. However, if you still have concerns regarding this, please contact me.

I have include^d language allowing for registration of carcasses on the Internet.

Mary Gibson-Glass
Senior Legislative Attorney
Phone: (608) 267-3215

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

LRB-2804/2dn
MGG:wlj:rs

December 11, 2009

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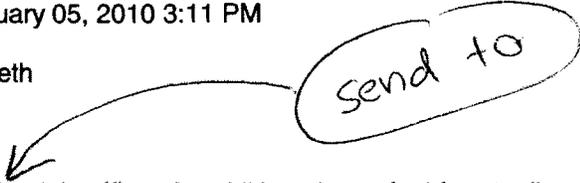
I have included language allowing for registration of carcasses on the Internet.

Mary Gibson-Glass
Senior Legislative Attorney
Phone: (608) 267-3215

Barman, Mike

From: Walsh, Patrick
Sent: Tuesday, January 05, 2010 3:11 PM
To: LRB.Legal
Cc: Novak, Elizabeth
Subject: LRB 2804/2

send to



Please, jacket LRB 2804/2 for Senator Holperin's office. In addition please feel free to discuss the bill draft and make any changes Sen. Holperin requests.

Thank you.

Patrick Walsh
Office of Senator Russ Decker
608-266-2502
Patrick.Walsh@legis.wisconsin.gov

Barman, Mike

From: Barman, Mike
Sent: Tuesday, January 05, 2010 3:22 PM
To: Gibson-Glass, Mary
Subject: FW: LRB 2804/2

F.Y.I.

From: Walsh, Patrick
Sent: Tuesday, January 05, 2010 3:11 PM
To: LRB.Legal
Cc: Novak, Elizabeth
Subject: LRB 2804/2

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Thank you.

Patrick Walsh
Office of Senator Russ Decker
608-266-2502
Patrick.Walsh@legis.wisconsin.gov

CCC to SB 481

Page 8, line 9: delete "day" and substitute "April 1"



*** NOTE:

= as shown by the drafting record.

corrects a typographical error,

(END)

WLj 24 - 2804/2



State of Wisconsin
2009-2010 LEGISLATURE

CORRECTIONS IN:

2009 SENATE BILL 481

Prepared by the Legislative Reference Bureau
(February 4, 2010)

1. Page 8, line 9: delete "day" and substitute "April 1".

***NOTE: Corrects a typographical error, as shown by the drafting record.

(END)