

2009 DRAFTING REQUEST

Bill

Received: 02/18/2010

Received By: rkite

Wanted: As time permits

Companion to LRB:

For: Russell Decker (608) 266-2502

By/Representing: Nathan

May Contact:

Drafter: rkite

Subject: Nat. Res. - fish and game

Addl. Drafters:

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:

Class A bear licenses issued certain veterans

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>
/?							
/1	rkite 03/01/2010	jdye 03/10/2010	jfrantze 03/10/2010	_____	cduerst 03/10/2010		
/2	btradewe 03/31/2010	kfollett 03/31/2010	jfrantze 03/31/2010	_____	cduerst 03/31/2010	lparisi 04/01/2010	

FE Sent For:

<END>

↳ Not Needed

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FE Sent For:

<END>

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Received: 02/18/2010

Received By: rkite

Wanted: As time permits

Identical to LRB:

For: Russell Decker (608) 266-2502

By/Representing: Nathan

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: Sen.Decker@legis.wisconsin.gov

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/1	rkite 03/01/2010	jdyer 03/10/2010	jfrantze 03/10/2010	_____	cduerst 03/10/2010		

12 kf
3/31
3/31
<END>

FE Sent For:

2009 DRAFTING REQUEST

Bill

Received: 02/18/2010

Received By: **rkite**

Wanted: **As time permits**

Identical to LRB:

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

By/Representing: **Nathan**

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: **Sen.Decker@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Class A bear licenses issued certain veterans

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>
1/?	rkite	1/3/10 jld	do 3/10	km 2/10 do			

FE Sent For:

<END>

2-18-10

Nathan - Decker

Reserve one "bear kill permit" for veteran
who receives a purple heart
also allow other hunters to transfer permit
to wounded vet.



State of Wisconsin
2009 - 2010 LEGISLATURE

Rm run

LRB-4384/29

RNK:A:...

3/15 cmh

jld

PRELIMINARY DRAFT NOT READY FOR INTRODUCTION

2009 BILL

In
3/1

X
①
2

Gen

AN ACT ...; relating to: Class A bear hunting licenses issued to persons awarded a purple heart medal.

Analysis by the Legislative Reference Bureau

bear

Under current law, the Department of Natural Resources (DNR) issues two types of bear hunting licenses. A Class A bear license allows the license holder to shoot and kill bear. A Class B bear license allows the license holder to assist a Class A license holder in pursuing bear, to bait bear, and to train dogs to pursue bear, but it does not allow the license holder to actually shoot at or kill bear. DNR administers a cumulative preference system for issuing Class A bear licenses if the number of applicants for the licenses exceeds the number of licenses available. The more preference points an applicant has, the higher the priority he or she is given in the issuance of the Class A licenses.

*
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*

This bill requires DNR, in addition to any other Class A bear license that the department issues, to make available one Class A bear license for issuance to a person who was awarded the purple heart medal (specially designated license). The bill provides that, if more than one purple heart medal recipient applies for this specially designated license, then DNR must determine who will be issued the specially designated license by the method of random selection. The bill provides that a person may be issued only one specially designated license in his or her lifetime and the license is valid for only one Class A bear hunting season.

DNR

This bill also allows a person who is issued a Class A bear license to transfer that license to a person who was awarded a purple heart medal. The bill provides that a purple heart medal recipient may be the transferee of a Class A bear license.

only once during his or her lifetime. The transfer of a license to a purple heart medal recipient does not affect the number of preference points that the transferee may have previously acquired under the cumulative preference system. The bill allows both residents and nonresidents to transfer Class A bear licenses and allows both residents and nonresident to be the transferees. No fee in addition to the original fee paid by the transferor of the license is required except that, if a resident transfers a license to a nonresident, the resident must pay a fee equal to the difference between the fees for the nonresident and resident license. There is no rebate of the fee if a nonresident transfers a license to a resident.

*

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

1 SECTION 1. 29.024 (2) (d) of the statutes is amended to read:

2 29.024 (2) (d) Except as provided under s. 29.179, 29.180, 29.182 (4), 29.184
3 (6m) or 29.519 (2) (d) or by rule, no person may transfer his or her approval or permit
4 the use of any approval by any other person.

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.

5 SECTION 2. 29.184 (6d) of the statutes is created to read:

6 29.184 (6d) ISSUANCE OF CLASS A BEAR HUNTING LICENSES TO CERTAIN VETERANS.

7 (a) In addition to any other Class A bear hunting license that the department issues
8 under this section, the department shall make available one Class A bear hunting
9 license for issuance to a person awarded the purple heart medal.

10 (b) If more than one person applies for a Class A bear hunting license under
11 this subsection and is otherwise eligible to receive that license, the department shall
12 determine who will be issued a license by random selection.

13 (c) Upon payment of the appropriate required fees, the department shall issue
14 the selected person a Class A bear hunting license and the carcass tag and back tag
15 under subs. (8) and (9).

1 (d) A person may be issued under par. (c) only one Class A bear hunting license
 2 in his or her lifetime, and the Class A bear hunting license shall be valid for only one
 3 Class A bear hunting season.

4 SECTION 3. 29.184 (6m) of the statutes is created to read:

5 29.184 (6m) TRANSFER OF CLASS A BEAR LICENSES. (a) Upon application by a
 6 holder of a Class A bear license to transfer the license to a person awarded the purple
 7 heart medal, and upon the payment of any fee required under par. (b), the
 8 department shall transfer the license to the person awarded the purple heart medal
 9 if the application is made no later than 15 days immediately preceding the open
 10 season for the hunting of bear to which the license applies and if the person awarded
 11 the purple heart medal has not been previously transferred a license under this
 12 subsection.

13 (b) If the holder of a Class A bear license is a resident and the holder applies
 14 to transfer the license to a nonresident, the holder shall pay, at the time of
 15 application, the difference between the fee for a Class A license to a resident and the
 16 fee for a Class A bear license to a nonresident.

17 (c) Notwithstanding sub. (6) (b), a person who is transferred a Class A bear
 18 license under this subsection shall retain all preference points that he or she has
 19 previously accumulated.

20 (d) A holder of a Class A bear license being transferred under this subsection
 21 may not receive any consideration for the transfer of the license.

22 (END)

d-note
↓

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-4384/7dn

RNK:.....

date

Jld

*
*

This draft requires the Department of Natural Resources (DNR) to make available one Class A bear ~~hunting~~ license for issuance to a person awarded the purple heart medal. It provides that if more than one person applies for this specially designated license, DNR must issue the license by a method of random selection. It also provides that a person may receive only one of these specially designated licenses in his or her lifetime. Do these provisions meet your intent?

*

The draft also allows a person who has been issued a Class A bear license to transfer the license to a person who was awarded a purple heart medal. I based this part of the draft on current law provisions that apply to the transfer of approvals to minors under s. 29.179, stats. in current law. Please review this part of the draft closely to ensure that it is consistent with your intent. As drafted, please note that it is possible that a person awarded a purple heart could qualify to receive both the specially designated Class A license and also be a transferee of such a license.

Please feel free to contact me if you have any questions with regard to 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-4384/1dn
RNK:jld:jf

March 10, 2010

This draft requires the Department of Natural Resources (DNR) to make available one Class A bear license for issuance to a person awarded the purple heart medal. It provides that, if more than one person applies for this specially designated license, DNR must issue the license by a method of random selection. It also provides that a person may receive only one of these specially designated licenses in his or her lifetime. Do these provisions meet your intent?

The draft also allows a person who has been issued a Class A bear license to transfer the license to a person who was awarded a purple heart medal. I based this part of the draft on current law provisions that apply to the transfer of approvals to minors under s. 29.179, stats. in current law. Please review this part of the draft closely to ensure that it is consistent with your intent. As drafted, please note that it is possible that a person awarded a purple heart could qualify to receive both the specially designated Class A bear license and also be a transferee of such a license.

Please feel free to contact me if you have any questions with regard to this draft.

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

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

3/31/10 Call from Nathan in Sen. Neukirch's office -
They want to delete the part about issuing licenses
& (S. 29.184(bd)) and just keep the part about
transfer of licenses.

RLT



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-4384~~A~~²

RNK:jld:jf
YMR
Stays

Wanted Thursday 4/1

2009 BILL

please regenerate

1 AN ACT to amend 29.024 (2) (d); and to create 29.184 (6d) and 29.184 (6m) of
2 the statutes; relating to: ^{transfer of} Class A bear licenses issued to persons awarded a
3 purple heart medal.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Natural Resources (DNR) issues two types of bear hunting licenses. A Class A bear license allows the license holder to shoot and kill bear. A Class B bear license allows the license holder to assist a Class A bear license holder in pursuing bear, to bait bear, and to train dogs to pursue bear, but it does not allow the license holder to actually shoot at or kill bear. DNR administers a cumulative preference system for issuing Class A bear licenses if the number of applicants for the licenses exceeds the number of licenses available. The more preference points an applicant has, the higher the priority he or she is given in the issuance of the Class A bear licenses.

~~This bill requires DNR, in addition to any other Class A bear license that DNR issues, to make available one Class A bear license for issuance to a person who was awarded the purple heart medal (specially designated license). The bill provides that, if more than one purple heart medal recipient applies for this specially designated license, then DNR must determine who will be issued the specially designated license by the method of random selection. The bill provides that a person may be issued only one specially designated license in his or her lifetime and the license is valid for only one Class A bear hunting season.~~

* This bill also allows a person who is issued a Class A bear license to transfer that license to a person who was awarded a purple heart medal. The bill provides

BILL

that a purple heart medal recipient may be the transferee of a Class A bear license only once during his or her lifetime. The transfer of a license to a purple heart medal recipient does not affect the number of preference points that the transferee may have previously acquired under the cumulative preference system. The bill allows both residents and nonresidents to transfer Class A bear licenses and allows both residents and nonresident to be the transferees. No fee in addition to the original fee paid by the transferor of the license is required except that, if a resident transfers a license to a nonresident, the resident must pay a fee equal to the difference between the fees for the nonresident and resident license. There is no rebate of the fee if a nonresident transfers a license to a resident.

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

1 **SECTION 1.** 29.024 (2) (d) of the statutes is amended to read:

2 29.024 (2) (d) Except as provided under s. 29.179, 29.180, 29.182 (4), 29.184
3 (6m), or 29.519 (2) (d) or by rule, no person may transfer his or her approval or permit
4 the use of any approval by any other person.

5 **SECTION 2.** 29.184 (6d) of the statutes is created to read:

6 29.184 (6d) **ISSUANCE OF CLASS A BEAR LICENSES TO CERTAIN VETERANS.** (a) In
7 addition to any other Class A bear license that the department issues under this
8 section, the department shall make available one Class A bear license for issuance
9 to a person awarded the purple heart medal.

10 (b) If more than one person applies for a Class A bear license under this
11 subsection and is otherwise eligible to receive that license, the department shall
12 determine who will be issued a license by random selection.

13 (c) Upon payment of the appropriate required fees, the department shall issue
14 the selected person a Class A bear license and the carcass tag and back tag under
15 subs. (8) and (9).

BILL

1 (d) A person may be issued under par. (c) only one Class A bear license in his
2 or her lifetime, and the Class A bear license shall be valid for only one Class A bear
3 hunting season.

4 **SECTION 3.** 29.184 (6m) of the statutes is created to read:

5 29.184 (6m) TRANSFER OF CLASS A BEAR LICENSES. (a) Upon application by a
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13 (b) If the holder of a Class A bear license is a resident and the holder applies
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15 application, the difference between the fee for a Class A bear license to a resident and
16 the fee for a Class A bear license to a nonresident.

17 (c) Notwithstanding sub. (6) (b), a person who is transferred a Class A bear
18 license under this subsection shall retain all preference points that he or she has
19 previously accumulated.

20 (d) A holder of a Class A bear license being transferred under this subsection
21 may not receive any consideration for the transfer of the license.

22 (END)

Duerst, Christina

From: Warren, Linda
Sent: Thursday, April 01, 2010 11:22 AM
To: LRB.Legal
Subject: Draft Review: LRB 09-4384/2 Topic: Class A bear licenses issued certain veterans

Please Jacket LRB 09-4384/2 for the SENATE.