

2011 DRAFTING REQUEST

Bill

Received: **04/01/2011**

Received By: **rkite**

Wanted: **As time permits**

Companion to LRB:

For: **Terry Moulton (608) 266-7511**

By/Representing: **Larry Konopacki**

May Contact:

Drafter: **rkite**

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

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Restrictions on hunting antlered deer

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>
/?	rkite 04/13/2011	jdyer 04/13/2011		_____			State
/1			mduchek 04/13/2011	_____	mbarman 04/13/2011	ggodwin 04/13/2011	

FE Sent For: **"1" @ intra 4/27/11**

<END>

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/?	rkite	1 4/ BJL	1 4/ B				

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<END>

wants -
Same as LRB1820 / per Elise 4/13/11

09 22 45/4

1 AN ACT *to create* 29.016 of the statutes; **relating to:** prohibiting certain restrictions on
2 hunting antlered deer and regulating the establishment of open seasons for hunting
3 deer with firearms.

Analysis by the Legislative Reference Bureau

(To be added)

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

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

4 **SECTION 1.** 20.016 of the statutes is created to read:

5 29.016 Department authority; deer hunting seasons and license restrictions. (1) Except
6 as provided in sub. (2), the department may not do any of the following:

7 (a) Require a person who holds a licence that authorizes the hunting of deer to take an
8 antlerless deer before the person may take the person's first antlered deer under that license.

9 (b) Establish a fall open season for hunting deer with firearms that begins before the
10 Saturday immediately preceding the 4th Thursday in November.

11 (2) Subsection (1) (b) does not prohibit the department from doing any of the following
12 by rule:

13 (a) Establishing a fall open season for hunting deer with firearms by persons under 16
14 years of age that begins before the Saturday immediately preceding the 4th Thursday in
15 November.



Wanted 4/14 a.m.
State of Wisconsin
2011 - 2012 LEGISLATURE

Rm not
run
1821/1
LRB-1820/1
RNK:jld:md
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Keep

2011 BILL

Regen

1 AN ACT *to create* 29.016 of the statutes; **relating to:** prohibiting the Department
2 of Natural Resources from establishing certain restrictions on hunting antlered
3 deer and regulating the establishment of fall open seasons for hunting deer
4 with firearms.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Natural Resources (DNR) is required to establish open and closed seasons for fish and game and to establish conditions that conserve the fish and game supply and that ensure opportunities for good fishing, hunting, and trapping. Current law authorizes DNR to exercise this authority for the entire state, for any specified county, or for any lake or stream.

This bill prohibits DNR from requiring a person who holds a deer hunting license to kill an antlerless deer before killing the person's first antlered deer under that license. It also places restrictions on DNR's authority to establish open seasons for hunting deer with firearms (deer firearm season). The bill generally prohibits DNR from establishing a fall deer firearm season that begins before the Saturday immediately preceding the fourth Thursday in November (early season). Under the bill, the prohibition does not apply if DNR promulgates a rule that limits hunting during the early season to certain groups of people, including persons who are under 16 years of age or persons who are learning to hunt. The prohibition also does not apply if DNR establishes the early season because the early season is necessary to control the spread of chronic wasting disease or other disease in deer, the early season is limited to hunting only antlerless deer, the closing date for the early season

BILL

is on or before October 15, and the rule authorizing the early season expires 270 days after the effective date of the rule.

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

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

1 SECTION 1. 29.016 of the statutes is created to read:

2 **29.016 Department authority; deer hunting seasons and license**
3 **restrictions. (1)** The department may not do any of the following:

4 (a) Require a person who holds a license that authorizes the hunting of deer to
5 take an antlerless deer before the person may take the person's first antlered deer
6 under that license.

7 (b) Except as provided in sub. (2), establish a fall open season for hunting deer
8 with firearms that begins before the Saturday immediately preceding the 4th
9 Thursday in November.

10 **(2)** Subsection (1) (b) does not prohibit the department from promulgating a
11 rule that establishes a fall open season for hunting deer with firearms that begins
12 before the Saturday immediately preceding the 4th Thursday in November if any of
13 the following applies:

14 (a) The department limits the open season to hunting deer by any of the
15 following persons:

- 16 1. Persons who are under 16 years of age.
- 17 2. Persons who hold a Class A, Class B, or Class C permit under s. 29.193 (2).
- 18 3. Persons who are learning to hunt.

Godwin, Gigi

From: Nelson, Elise

Sent: Wednesday, April 13, 2011 11:00 AM

To: LRB.Legal

Subject: Draft Review: LRB 11-1821/1 Topic: Restrictions on hunting antlered deer

Please Jacket LRB 11-1821/1 for the SENATE.