

## 2013 DRAFTING REQUEST

### Assembly Substitute Amendment (ASA-AB194)

Received: 5/20/2013 Received By: rkite  
Wanted: As time permits Same as LRB:  
For: Mary Czaja (608) 266-7694 By/Representing: Emily Loe  
May Contact: Drafter: rkite  
Subject: Nat. Res. - fish and game Addl. Drafters:  
Extra Copies:

Submit via email: YES  
Requester's email: Rep.Czaja@legis.wisconsin.gov  
Carbon copy (CC) to:

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#### Pre Topic:

No specific pre topic given

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#### Topic:

Deer tags; license fees; hunter education; wolves

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#### Instructions:

See attached

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#### 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 5/23/2013			_____			
/1	rkite 5/24/2013	scalvin 5/23/2013	rschluet 5/23/2013	_____	srose 5/23/2013	srose 5/23/2013	
/2		scalvin 5/24/2013	rschluet 5/24/2013	_____	srose 5/24/2013	srose 5/24/2013	

FE Sent For:

<END>

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/1		scalvin 5/23/2013	rschluet 5/23/2013	_____	srose 5/23/2013	srose 5/23/2013	

FE Sent For:

12 sac  
05/24/2013

  
5/24/13  
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FE Sent For:

<END>

## **Kite, Robin**

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**From:** Loe, Emily  
**Sent:** Monday, May 20, 2013 3:28 PM  
**To:** Kite, Robin  
**Cc:** Ruby, Erin  
**Subject:** RE: AB 194 - clean up amendment

Yes, I think a substitute amendment would be fine.

Thank you.

Emily  
6-7695

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**From:** Kite, Robin  
**Sent:** Monday, May 20, 2013 12:47 PM  
**To:** Loe, Emily  
**Subject:** RE: AB 194 - clean up amendment

Emily:

Given the number of changes requested, would you like me to prepare a substitute amendment instead of a simple amendment? Please note that some of the requested changes concern the analysis and I cannot "amend" the analysis. However, with a substitute amendment, I can prepare an new analysis that will reflect the requested changes.

Let me know what you prefer.

Robin

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**From:** Loe, Emily  
**Sent:** Monday, May 20, 2013 11:38 AM  
**To:** Kite, Robin  
**Subject:** AB 194 - clean up amendment

Hi Robin,

Please see below, from the DNR and Erin Ruby from Rep. Ott's office, committee clerk for Natural Resources.

The DNR has some housekeeping items that need to be addressed in AB 194. This amendment would just be needed before the Executive session – as Erin notes below, before June 4<sup>th</sup>.

Please let me know what questions you have, or feel free of course to work with Mike at DNR or anyone else.

Thank you,

Emily

*Emily Loe*

**Office of Rep. Mary Czaja | 35<sup>th</sup> Assembly District**  
Wisconsin State Capitol – Room 15 West

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**From:** Ruby, Erin  
**Sent:** Monday, May 20, 2013 11:34 AM  
**To:** Loe, Emily  
**Subject:** RE: Crossbows

I just quickly scanned the message. In my opinion, if these changes will ensure smooth implementation, it's probably at least worth having the conversation with Department staff. It's up to your boss and Sen. Farrow to determine whether or not these changes are necessary.

My guess is they will also speak to these issues during their testimony on the bill, so it might be good for your boss to at least be able to say that the Department has brought some issues forward to ease implementation and that she'll be working with them to address key points.

If your boss is willing to work on an amendment to cover some/all of these issues we would just need it by June 4th.

Erin

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**From:** Loe, Emily  
**Sent:** Mon 5/20/2013 10:01 AM  
**To:** Ruby, Erin; Czaja, Mary; [mary@cisgrp.com](mailto:mary@cisgrp.com)  
**Subject:** FW: Crossbows

See below from Mike at the DNR – what do you think?

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**From:** Bruhn, Michael L - DNR [<mailto:Michael.Bruhn@wisconsin.gov>]  
**Sent:** Sunday, May 19, 2013 9:56 PM  
**To:** Loe, Emily; Rep.Czaja; Sen.Farrow; Rausch, Scott  
**Subject:** Crossbows

Rep. Czaja and Sen. Farrow,

Our professional staff from Law Enforcement and Customer Service and Licensing, who will be responsible for implementing the crossbow legislation, have reviewed the draft. They have found a few issues that you may want to address to ensure a smooth implementation of the new law. The DNR has staff who can walk through these issues with either of your offices, any of the interested parties, or the drafter should you wish to address these issues in an amendment. I want to stress that these issues are not substantive/policy changes, but rather issues to consider for a clean bill.

Two suggested changes to the bill analysis section:

1. Add the word "wolf" to the third sentence of the first paragraph to read:  
  
"An archer hunting license allows the holder to hunt all game, except bear, elk, **wolf**, and wild turkey, with a bow and arrow during the relevant open season established by DNR."
2. Delete the second to last paragraph in the analysis as there is no language within the bill to support this.

~~"The bill also requires a person who applied for a deer hunting license to indicate on the license application whether the applicant intends to use a bow and arrow or a crossbow to hunt deer under the authority of that license."~~

Suggested changes to bill language:

**Section 2.** Replace the inserted language in 29.024(9) of the statutes as follows:

29.024(9) TAGS. The department shall provide all tags required under this chapter and shall specify their form and numbering. **The department shall, at the time of harvest registration, record the type of weapon used for each deer tag registered.**

*Background: We believe the intent is for the department to track the harvest based on weapon type, which would be best accomplished at the time of registration of that animal. The carcass tag is purely a law enforcement tool and is not used to collect data, so would not accomplish the desired result. Also, the language as written requires the department to edit all carcass tags to allow for specifying weapon used.*

✓ Add to Sections 22 - creation of the Resident Junior Crossbow:

29.563 (2) (a) 8\_\_\_. Crossbow issued to persons who are under 18 years of age: \$17.25.

✓ Add an amendment to accommodate a duplicate of the reduced fee archer and crossbow licenses created in 29.563(2g).

**SECTION \_\_.** 29.563(12m) is amended to read:

29.563(12m) DUPLICATES OF REDUCED FEE APPROVALS. Notwithstanding the fees specified under (12)(a) and (b), a person who was issued an approval and charged the reduced fee specified under subs. (2g) and (6m) may not be charged a fee for a duplicate of that approval that exceeds the fee specified for the approval under subs. (2g) and (6m).

✓ Add an amendment regarding Hunter Education -

Without this amendment, any disabled person or senior citizen who currently can purchase an ARCHER license and hunt with a crossbow if all they have completed is a Bow Hunter Education course, will NOT be able to purchase a Crossbow License and continue to hunt with a crossbow unless they go back and take a regular Hunter Education Course. In addition, any person from out of state that has only completed a Bow Hunter Education course in their home state or province, will not be able to purchase a Crossbow License in this state.

A simple amendment adding 2 words to the following 2 section would be all it would take to prevent this from becoming a problem.

**SECTION X.** 29.593(1)(b) and (2m) of the statutes are amended to read:

29.593 (1)(b) A certificate of accomplishment issued to a person for successfully completing the course under the bow hunter education program only authorizes the person to obtain a resident or nonresident archer or crossbow hunting license.

29.593 (2m) A person who has a certificate, license, or other evidence that is satisfactory to the department indicating that he or she has successfully completed in another state, country, or province a bow hunter education course recognized by the department may obtain an archer or crossbow hunting license.

This would be a good housekeeping amendment, to not require certain individuals to have to take additional education just to continue to do what they could do in the past.

Additional Issues/ Additional background information on some of the issues above. Some of this is duplicative of the information contained above in this email, but it does provide additional information on some of these issues.

Section 2 of this bill would require the department to modify all current carcass tags issued and used for tagging deer, bear and elk (when the elk season is opened) to provide a place for the hunter to specify on the tag the type of weapon used to kill that "game animal". A "game animal" is defined by statute to include any deer, moose, elk, bear, rabbits, squirrels, fox and raccoon.

If the intent is to require the department to collect information on how many deer or other game animals are killed with a crossbow, this information could more effectively be collected as a required field on the departments registration form, at the time of registration. This would not create any additional cost to modify current tags, and would not require the hunter to remember another item to validate on the carcass tag in the field. The information validated on carcass tags is not the information source for data entered into the department registration databases.

While this bill includes the Crossbow license privilege with the Conservation Patron and Junior Patron licenses, it does not creating a resident Junior Crossbow license with a fee similar to the Resident Junior Archer license.

This bill establishes a duplicate fee for the full price Crossbow license, at the same duplicate fee for a full price Archer license. However, the fee for a duplicate of the reduced fee (or upgrade) Archer or Crossbow license, is not addressed by this bill. If not addressed, a duplicate of the \$5 reduced price license Archer or Crossbow license would cost \$12 (more than the original license cost).

Language currently exists under s. 29.563(12m), Stats., which states when a person is issued a duplicate of certain reduced fee licenses, that this fee may not exceed the actual cost of the reduced fee license. It would seem appropriate to amend this section of the statute to include a reference to the two new reduced price Archer and Crossbow licenses.

Lastly, the analysis section of this bill indicates that a person could obtain a Crossbow license by taking a hunter education or bow hunter education course. Current s.29.593(1)(b) and (2m), Stats., which are not amended by this bill only allows a person to obtain an "Archer" license if a person has only completed bow hunter education.

This bill removes all language associated with the need to obtain a special disabled crossbow hunting permit, but retains similar language for the current qualification for a Special permit that allows certain disabled individuals to obtain a permit to troll with an electric trolling motor on all waters statewide.

Current rules establish the number of tags issued under an archery license to be 1 Archery Buck Deer Carcass Tag (valid statewide), 1 Archery Antlerless Deer carcass tag (valid statewide except in Buck Only units without an antlerless deer quota), and 1 Herd Control Unit Antlerless deer tag( valid in any unit designated as a Herd Control Unit).

#### **A. Related DNR Rules – Carcass Tags:**

Current DNR rules establish the type and number of deer tags that are to be issued with each archery and regular (gun) deer license. Establishing a crossbow license without corresponding new or amended DNR rules will not specify the number or type (antlered vs. antlerless) of tags that should be issued with the new crossbow license. Until this is clarified by rule, we would expect the intent of the legislature is that we issue the same number and type of deer carcass tags under a Crossbow license, (if purchased first), as we issue under an Archer License.

NR 10.104(7)(a) Archery carcass tags.

1. Each license which authorizes the hunting of deer with a bow shall include one carcass tag that is valid for taking one buck deer in any unit statewide, except in units that are included in an earn-a-buck season under s. NR 10.01 (3) (ed) 1. b. or (et) when an antlerless deer must be tagged prior to the harvest of a buck.
2. Each license which authorizes the hunting of deer with a bow shall include one carcass tag that is valid for the taking of one antlerless deer in deer management units for which an antlerless quota has been established under subs. (5) and (6). This antlerless deer tag is valid for taking an antlerless deer in state park deer management units which are surrounded by or adjacent to a unit for which an antlerless quota has been established under subs. (5) and (6). This tag is valid statewide for a person holding a Class A or Class C disabled permit under s. 29.193 (2) (b), Stats.

**B. Related DNR Rules - Registration Location & Deadlines:**

Current DNR rules establish the when and where a deer must be registered based on what license type is was harvested under. Establishing a crossbow license without corresponding new or amended DNR rules will leave a question regarding what registration time period and location restrictions apply to deer killed with crossbows under a crossbow license. Again, until this is clarified with DNR rules, we would likely treat deer killed under a Crossbow license the same as a deer killed under an archer/archery license.

NR 10.106(2)(d) Bow killed deer.

1. 'Time deadline.' A deer killed under an archery deer license shall be registered no later than 5:00 P.M. on the third day after it was killed, or by 5:00 P.M. on the day after the close of the bow season period during which it was killed, as described in s. NR 10.01 (3) (em), whichever is earlier.
2. 'Bow killed deer.' Bow killed deer shall be registered within the deer management unit in which the deer was killed or in an adjoining deer management unit. Deer may not be transported outside the unit in which it was killed or an adjoining unit until it is registered.

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CURRENT RELATED STATUTORY LANGUAGE

**29.001(36) "Game animals"** includes deer, moose, elk, bear, rabbits, squirrels, fox and raccoon.

**29.593 Requirement for certificate of accomplishment to obtain hunting approval.**

(1)

(a) Except as provided under subs. (2), (2m) and (3), and s. 29.592 (1), no person born on or after January 1, 1973, may obtain any approval authorizing hunting unless the person is issued a certificate of accomplishment under s. 29.591.

(b) A certificate of accomplishment issued to a person for successfully completing the course under the bow hunter education program only authorizes the person to obtain a resident or nonresident archer hunting license.

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NOTE: SIMPLY ADDING THE WORDS "OR CROSSBOW" after the word ARCHER would fix this issue.

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(2) A person who has a certificate, license, or other evidence that is satisfactory to the department indicating that he or she has successfully completed in another state, country, or province a hunter education course recognized by the department may obtain an approval authorizing hunting.

(2m) A person who has a certificate, license, or other evidence that is satisfactory to the department indicating that he or she has successfully completed in another state, country, or province a bow hunter education course recognized by the department may obtain an archer hunting license.

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NOTE: SIMPLY ADDING THE WORDS "OR CROSSBOW" after the word ARCHER would fix this issue.

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Thank you for allowing me to submit these comments for your consideration...

Michael Bruhn  
Legislative Liaison  
Wisconsin Department of Natural Resources  
(☎) phone: (608) 266-5375  
(✉) e-mail: [michael.bruhn@wisconsin.gov](mailto:michael.bruhn@wisconsin.gov)  
Website: [dnr.wi.gov](http://dnr.wi.gov)  
Find us on Facebook: [www.facebook.com/WIDNR](http://www.facebook.com/WIDNR)



Wanted Fri. a.m (5/24)

R/m  
run

State of Wisconsin  
2013 - 2014 LEGISLATURE



0061/1

LRB-2304/1

RNK:sac:fs

ASSEMBLY SUBSTITUTE AMENDMENT

To ~~2013~~ **ASSEMBLY BILL 194**

May 10, 2013 - Introduced by Representatives CZAJA, DANOU, A. OTT, AUGUST, BALLWEG, BEWLEY, BORN, BROOKS, ENDSLEY, HESSELBEIN, JACQUE, JAGLER, KLEEFISCH, KUGLITSCH, T. LARSON, MILROY, MURPHY, MURSAU, MURTHA, PETRYK, SMITH, SPIROS, STRACHOTA, SWEARINGEN, TITTL, TRANEL, VRUWINK and WRIGHT, cosponsored by Senators FARROW, L. TAYLOR, LASSA, PETROWSKI, SCHULTZ, TIFFANY and LEHMAN. Referred to Committee on Natural Resources and Sporting Heritage.

regen. cat.

1 AN ACT *to repeal* 29.171 (2m), 29.171 (4) (a), 29.171 (4) (c) and 29.216 (2m); *to*  
2 *renumber and amend* 29.171 (3), 29.193 (1m) (a), 29.193 (2) (cr) 2. and 29.216  
3 (3); *to amend* 29.014 (1m) (b), 29.024 (9), 29.171 (2), 29.185 (2) (b), 29.216 (2),  
4 29.563 (6m), 29.563 (12) (a) 2. and 29.592 (3); and *to create* 29.171 (3) (b),  
5 29.172, 29.193 (1m) (a) 1., 29.193 (1m) (a) 2., 29.216 (3) (b), 29.217, 29.235 (2)  
6 (dm), 29.235 (2m) (dm), 29.563 (2) (a) 8r., 29.563 (2) (b) 6m. and 29.563 (2g) of  
7 the statutes; **relating to:** the authority to hunt certain animals with a  
8 crossbow, establishing open seasons for hunting with a crossbow, and  
9 information required to be included on certain hunting license applications and  
10 certain hunting tags.

to be recorded at the time of  
carcass registrations

**Analysis by the Legislative Reference Bureau**

Under current law, the Department of Natural Resources (DNR) issues hunting licenses and establishes open hunting seasons that allow the hunting of specified game animals. Among the licenses that DNR issues are resident and nonresident archer hunting licenses. An archer hunting license allows the holder to hunt all game, except bear, elk, and wild turkey, with a bow and arrow during the relevant

\*

↑ wolf,

**ASSEMBLY BILL 194**

substitute amendment

open season established by DNR. An archer hunting license allows a person to hunt only with a bow and arrow and not with a crossbow unless the person is disabled and holds a permit from DNR that authorizes the use of a crossbow or unless the person is at least 65 years old. This ~~bill~~ eliminates the age and disability requirements for using a crossbow. Instead, the ~~bill~~ establishes a new resident crossbow hunting license and a new nonresident crossbow hunting license.

The crossbow hunting licenses established in this ~~bill~~ allow a license holder to use a crossbow to hunt the same game animals that may be hunted under current law with an archer hunting license. The ~~bill~~ also allows the holder of an archer hunting license to obtain a crossbow hunting license at a substantially reduced fee and allows the holder of a crossbow hunting license to obtain an archer hunting license at a substantially reduced fee. As with other hunting licenses under current law, a person may not obtain a crossbow hunting license unless the person completes a course of instruction in hunter education or bow hunter education.

The ~~bill~~ also requires a person who applies for a deer hunting license to indicate on the license application whether the applicant intends to use a bow and arrow or a crossbow to hunt deer under the authority of that license.

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

INS. Analysis

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

1           **SECTION 1.** 29.014 (1m) (b) of the statutes is amended to read:

2           29.014 (1m) (b) If the department establishes an open season for hunting deer,  
3 elk, small game, wild turkey, or bear with a bow and arrow but not with a firearm,  
4 the department ~~may not~~ shall also open that season for hunting with a crossbow  
5 except by a person who has attained the age of 65 or by a person who is authorized  
6 to hunt with a crossbow by a permit issued under s. 29.171 (4) (a) or 29.193 (2).

7           **SECTION 2.** 29.024 (9) of the statutes is amended to read:

8           29.024 (9) TAGS. The department shall provide all tags required under this  
9 chapter and shall specify their form and numbering. If the department requires a  
10 person who kills a game animal to attach a tag to the carcass of that animal, the  
11 person shall specify on the tag the type of weapon used to kill the animal.

12           **SECTION 3.** 29.171 (2) of the statutes is amended to read:

**ASSEMBLY BILL 194**

1           29.171 (2) A resident archer hunting license authorizes the hunting of all  
2 game, except bear, elk, and wild turkey, during the open seasons established by the  
3 department for hunting that game with bow and arrow ~~established by the~~  
4 ~~department.~~ This license authorizes hunting with a bow and arrow only, unless  
5 hunting with a crossbow is authorized by a Class A, Class B, or Class C permit issued  
6 under s. 29.193 (2) or a permit issued under sub. (4).

7           **SECTION 4.** 29.171 (2m) of the statutes is repealed.

8           **SECTION 5.** 29.171 (3) of the statutes is renumbered 29.171 (3) (a) and amended  
9 to read:

10           29.171 (3) (a) The Except as provided under par. (b), the department shall issue  
11 to each person who is issued a resident archer hunting license a deer tag and a back  
12 tag.

13           **SECTION 6.** 29.171 (3) (b) of the statutes is created to read:

14           29.171 (3) (b) The department may not issue a deer tag or back tag to a person  
15 who is issued a resident archer hunting license at the reduced fee under s. 29.563  
16 (2g).

17           **SECTION 7.** 29.171 (4) (a) of the statutes is repealed.

18           **SECTION 8.** 29.171 (4) (c) of the statutes is repealed.

19           **SECTION 9.** 29.172 of the statutes is created to read:

20           **29.172 Resident crossbow hunting license.** (1) A resident crossbow  
21 hunting license shall be issued subject to ss. 29.024 and 54.25 (2) (c) 1. d. by the  
22 department to any resident applying for this license.

23           (2) A resident crossbow hunting license authorizes the hunting of all game,  
24 except bear, elk, and wild turkey, during the open seasons for hunting that game with

**ASSEMBLY BILL 194****SECTION 9**

1 a crossbow established by the department. This license authorizes hunting with a  
2 crossbow only.

3 (3) (a) Except as provided under par. (b), the department shall issue to each  
4 person who is issued a resident crossbow hunting license a deer tag and a back tag.

5 (b) The department may not issue a deer tag or back tag to a person who is  
6 issued a resident crossbow hunting license at the reduced fee under s. 29.563 (2g).

7 **SECTION 10.** 29.185 (2) (b) of the statutes is amended to read:

8 29.185 (2) (b) ~~Resident archer Archer licenses, crossbow licenses, and trapping~~  
9 ~~licenses.~~ Notwithstanding ss. 29.171 (2), 29.172 (2), 29.216 (2), 29.217 (2), and 29.241  
10 (3), a resident archer hunting license, a nonresident archer hunting license, a  
11 resident crossbow hunting license, a nonresident crossbow hunting license, or a  
12 trapping license does not authorize the hunting or trapping of wolves.

13 **SECTION 11.** 29.193 (1m) (a) of the statutes is renumbered 29.193 (1m) (a)  
14 (intro.) and amended to read:

15 29.193 (1m) (a) The department shall, after an investigation and without  
16 charging a fee, issue a trolling permit to any person who meets ~~the~~ any of the  
17 following requirements under s. ~~29.171 (4) (a) 2. or 4.;~~

18 **SECTION 12.** 29.193 (1m) (a) 1. of the statutes is created to read:

19 29.193 (1m) (a) 1. Has an amputation or other loss of one or more arms above  
20 the wrist.

21 **SECTION 13.** 29.193 (1m) (a) 2. of the statutes is created to read:

22 29.193 (1m) (a) 2. Has a permanent substantial loss of function in one or both  
23 arms or one or both hands and fails to meet the minimum standards of any one of the  
24 following standard tests, administered under the direction of a licensed physician or  
25 a licensed chiropractor:

**ASSEMBLY BILL 194**

1 a. Upper extremity pinch.

2 b. Grip.

3 c. Nine-hole peg.

4 **SECTION 14.** 29.193 (2) (cr) 2. of the statutes is renumbered 29.193 (2) (cr) 2.

5 (intro.) and amended to read:

6 29.193 (2) (cr) 2. (intro.) A Class A permit authorizes the holder to shoot do all  
7 of the following:

8 a. Shoot or hunt from a stationary vehicle, ~~to fish.~~

9 b. Fish or troll as authorized under sub. (1m) (b) and ~~to hunt certain game with~~  
10 ~~a crossbow as authorized under ss. 29.171 (2) and 29.216 (2).~~

11 **SECTION 15.** 29.216 (2) of the statutes is amended to read:

12 29.216 (2) The nonresident archer hunting license authorizes the hunting of  
13 all game, except bear, elk, wild turkey, and fur-bearing animals, during the open  
14 season for the hunting of that game with a bow and arrow. ~~This license authorizes~~  
15 ~~hunting with a bow and arrow only unless hunting with a crossbow is authorized by~~  
16 ~~a Class A, Class B, or Class C permit issued under s. 29.193 (2).~~

17 **SECTION 16.** 29.216 (2m) of the statutes is repealed.

18 **SECTION 17.** 29.216 (3) of the statutes is renumbered 29.216 (3) (a) and  
19 amended to read:

20 29.216 (3) (a) DEER TAG AND BACK TAG. The Except as provided under par. (b),  
21 the department shall issue to each person who is issued a nonresident archer  
22 hunting license a deer tag and a back tag.

23 **SECTION 18.** 29.216 (3) (b) of the statutes is created to read:

1           29.216 (3) (b) The department may not issue a deer tag or back tag to a person  
2 who is issued a nonresident archer hunting license if the department issues the  
3 nonresident archer hunting license at the reduced fee under s. 29.563 (2g).

4           **SECTION 19.** 29.217 of the statutes is created to read:

5           **29.217 Nonresident crossbow hunting license. (1) ISSUANCE.** A  
6 nonresident crossbow hunting license shall be issued subject to s. 29.024 by the  
7 department to any nonresident applying for this license.

8           **(2) AUTHORIZATION.** The nonresident crossbow hunting license authorizes the  
9 hunting of all game, except bear, elk, wild turkey, and fur-bearing animals, during  
10 the open season for the hunting of that game with a crossbow.

11           **(3) DEER TAG AND BACK TAG.** (a) The department shall issue to each person who  
12 is issued a nonresident crossbow hunting license a deer tag and a back tag.

13           (b) The department may not issue a deer tag or back tag to a person who is  
14 issued a nonresident crossbow hunting license at the reduced fee under s. 29.563  
15 (2g).

16           **SECTION 20.** 29.235 (2) (dm) of the statutes is created to read:

17           29.235 (2) (dm) A resident crossbow hunting license.

18           **SECTION 21.** 29.235 (2m) (dm) of the statutes is created to read:

19           29.235 (2m) (dm) A nonresident crossbow hunting license.

20           **SECTION 22.** 29.563 (2) (a) 8r. of the statutes is created to read:

21           29.563 (2) (a) 8r. Crossbow: \$21.25.

22           **SECTION 23.** 29.563 (2) (b) 6m. of the statutes is created to read:

23           29.563 (2) (b) 6m. Crossbow: \$157.25.

24           **SECTION 24.** 29.563 (2g) of the statutes is created to read:

FNS.  
6-19

FNS.  
-21

\*

## ASSEMBLY BILL 194

1           29.563 (2g) REDUCED FEES FOR CERTAIN ARCHER AND CROSSBOW LICENSES.  
2       Notwithstanding the fees under sub. (2) (a) 8. and 8r. and (b) 6. and 6m., the fee is  
3       \$2.25 for any of the following licenses:

4           (a) A resident archer hunting license issued to a person who holds a resident  
5       crossbow hunting license, provided that the resident archer hunting license and the  
6       resident crossbow hunting license authorize hunting during the same hunting  
7       season.

8           (b) A nonresident archer hunting license issued to a person who holds a  
9       nonresident crossbow hunting license, provided that the nonresident archer hunting  
10      license and the nonresident crossbow hunting license authorize hunting during the  
11      same hunting seasons.

12          (c) A resident crossbow hunting license issued to a person who holds a resident  
13      archer hunting license, provided that the resident crossbow hunting license and the  
14      resident archer hunting license authorize hunting during the same hunting season.

★ 15      (d) (b) A nonresident crossbow hunting license issued to a person who holds a  
16      nonresident archer hunting license, provided that the nonresident crossbow hunting  
17      license and the nonresident archer hunting license authorize hunting during the  
18      same hunting seasons.

19           **SECTION 25.** 29.563 (6m) of the statutes is amended to read:

20           29.563 (6m) REDUCED FEES FOR CERTAIN FIRST-TIME APPROVALS. (a) The fee for  
21      an approval that is listed under sub. (2) (a) 1., 2., 4. to 5g., ~~or 7. to 9.~~ 8m., or 9., (3)  
22      (a) 1., or (6) (a) 1. is \$4.25 if the approval is issued to a person who has not received  
23      that type of approval, or has not been conferred the privileges of that type of approval  
24      under a license issued under s. 29.231 or 29.235, in any of the 10 years preceding the  
25      date of application.

**ASSEMBLY BILL 194**

**SECTION 25**

1 (b) The fee for an approval listed under sub. (2) (b) 1., 3., or 5. to, 6., 7., 8., (3)  
 2 (b) 1., or (6) (am) is one-half of the fee listed for the respective approval, rounded up  
 3 to the nearest dollar, if the approval is issued to a person who has not received that  
 4 type of approval by the department, or has not been conferred the privileges of that  
 5 type of approval under a license issued under s. 29.231 or 29.235, in any of the 10  
 6 years preceding the date of application.

7 **SECTION 26.** 29.563 (12) (a) 2. of the statutes is amended to read:

8 29.563 (12) (a) 2. Archer, crossbow, sports, or conservation patron: \$14.25 if  
 9 deer tags are included; \$11.25 after open season and deer tags are not included.

INS.  
8-9

10 **SECTION 27.** 29.592 (3) of the statutes is amended to read:

11 29.592 (3) A person who is authorized to hunt with a mentor under this section  
 12 and a mentor under this section with whom that person hunts may jointly have only  
 13 one firearm, only one bow, or if hunting with a only one crossbow is authorized under  
 14 s. ~~29.171 (4) or 29.193 (2), only one crossbow~~ in their possession or control while  
 15 hunting.

INS.  
8-15

16 (END)

2013-2014 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRBs0061/lins.  
RNK:.....

INSERT ANALYSIS

*Q* *substitute amendment*  
The ~~bill~~ also provides that if DNR requires a person who kills an animal to register the animal with DNR, then DNR must make a record of the type of weapon that was used to kill the animal.

INSERT 6-19

1           **SECTION 1.** 29.346<sup>v</sup> of the statutes is created to read:

2           **29.346 Registration information.** If the department requires a person who  
3 kills an animal to register that animal with the department, the department shall,  
4 at the time of registration, make a record of the type of weapon that was used to kill  
5 the animal.

INSERT 6-21

6           **SECTION 2.** 29.563<sup>x</sup> (2) (a) 8t. of the statutes is created to read:

7           29.563 (2) (a) 8t. Crossbow issued to persons who are under 18 years of age:  
8           \$17.25.

INSERT 8-9

9           **SECTION 3.** 29.563<sup>i</sup> (12m) of the statutes is amended to read:

10           **29.563 (12m) DUPLICATES OF REDUCED FEE APPROVALS.** Notwithstanding the fees  
11 specified under sub. (12) (a) and (b), a person who was issued an approval and  
12 charged the reduced fee specified under sub. (2g) or (6m) may not be charged a fee

1 for a duplicate of that approval that exceeds the fee specified for the approval under  
2 sub. (2g) or (6m).

**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, 364; 2011 a. 168, 169, 209; s. 13.92 (1) (bm) 2; s. 35.17 correction in (4) (b) 2m.

INSERT 8-15

3 **SECTION 4.** 29.593<sup>x</sup> (1) (b) of the statutes is amended to read:

4 29.593 (1) (b) A certificate of accomplishment issued to a person for successfully  
5 completing the course under the bow hunter education program only authorizes the  
6 person to obtain a resident ~~or~~ archer hunting license, a nonresident archer hunting  
7 license, a resident crossbow hunting license, or a nonresident crossbow hunting  
8 license.

**History:** 1983 a. 420; 1991 a. 254; 1997 a. 27, 197; 1997 a. 248 ss. 427 to 430; Stats. 1997 s. 29.593; 1999 a. 32; 2005 a. 289; 2009 a. 39.

9 **SECTION 5.** 29.593 (2m) of the statutes is amended to read:

10 29.593 (2m) A person who has a certificate, license, or other evidence that is  
11 satisfactory to the department indicating that he or she has successfully completed  
12 in another state, country, or province a bow hunter education course recognized by  
13 the department may obtain an archer hunting license or crossbow hunting license.

**History:** 1983 a. 420; 1991 a. 254; 1997 a. 27, 197; 1997 a. 248 ss. 427 to 430; Stats. 1997 s. 29.593; 1999 a. 32; 2005 a. 289; 2009 a. 39.



Today - Fri. a.m.

State of Wisconsin  
2013 - 2014 LEGISLATURE



LRBs0061/De  
RNK:sac:rs

**ASSEMBLY SUBSTITUTE AMENDMENT ,  
TO ASSEMBLY BILL 194**

*gen act*

1 **AN ACT to repeal** 29.171 (2m), 29.171 (4) (a), 29.171 (4) (c) and 29.216 (2m); **to**  
2 **renumber and amend** 29.171 (3), 29.193 (1m) (a), 29.193 (2) (cr) 2. and 29.216  
3 (3); **to amend** 29.014 (1m) (b), 29.171 (2), 29.185 (2) (b), 29.216 (2), 29.563 (6m),  
4 29.563 (12) (a) 2., 29.563 (12m), 29.592 (3), 29.593 (1) (b) and 29.593 (2m); and  
5 **to create** 29.171 (3) (b), 29.172, 29.193 (1m) (a) 1., 29.193 (1m) (a) 2., 29.216 (3)  
6 (b), 29.217, 29.235 (2) (dm), 29.235 (2m) (dm), 29.346, 29.563 (2) (a) 8r., 29.563  
7 (2) (a) 8t., 29.563 (2) (b) 6m. and 29.563 (2g) of the statutes; **relating to:** the  
8 authority to hunt certain animals with a crossbow, establishing open seasons  
9 for hunting with a crossbow, and information required to be recorded at the time  
10 of carcass registration.

***Analysis by the Legislative Reference Bureau***

Under current law, the Department of Natural Resources (DNR) issues hunting licenses and establishes open hunting seasons that allow the hunting of specified game animals. Among the licenses that DNR issues are resident and nonresident

archer hunting licenses. An archer hunting license allows the holder to hunt all game, except bear, elk, wolf, and wild turkey, with a bow and arrow during the relevant open season established by DNR. An archer hunting license allows a person to hunt only with a bow and arrow and not with a crossbow unless the person is disabled and holds a permit from DNR that authorizes the use of a crossbow or unless the person is at least 65 years old. This substitute amendment eliminates the age and disability requirements for using a crossbow. Instead, the substitute amendment establishes a new resident crossbow hunting license and a new nonresident crossbow hunting license.

The crossbow hunting licenses established in this substitute amendment allow a license holder to use a crossbow to hunt the same game animals that may be hunted under current law with an archer hunting license. The substitute amendment also allows the holder of an archer hunting license to obtain a crossbow hunting license at a substantially reduced fee and allows the holder of a crossbow hunting license to obtain an archer hunting license at a substantially reduced fee. As with other hunting licenses under current law, a person may not obtain a crossbow hunting license unless the person completes a course of instruction in hunter education or bow hunter education.

The substitute amendment also provides that if DNR requires a person who kills an animal to register the animal with DNR, then DNR must make a record of the type of weapon that was used to kill the animal.

ENS. Analysis

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

1 SECTION 1. 29.014 (1m) (b) of the statutes is amended to read:

2 29.014 (1m) (b) If the department establishes an open season for hunting deer,

3 elk, small game, wild turkey, or bear with a bow and arrow but not with a firearm,

4 the department ~~may not shall also~~ <sup>establish a concurrent</sup> open ~~that~~ season for hunting with a crossbow <sup>the respective game</sup>

5 except by a person who has attained the age of 65 or by a person who is authorized

6 to hunt with a crossbow by a permit issued under s. 29.171 (4) (a) or 29.193 (2).

7 SECTION 2. 29.171 (2) of the statutes is amended to read:

8 29.171 (2) A resident archer hunting license authorizes the hunting of all

9 game, except bear, elk, and wild turkey, during the open seasons established by the

10 department for hunting that game with bow and arrow ~~established by the~~

11 ~~department. This license authorizes hunting with a bow and arrow only, unless~~

1 ~~hunting with a crossbow is authorized by a Class A, Class B, or Class C permit issued~~  
2 ~~under s. 29.193 (2) or a permit issued under sub. (4).~~

3 **SECTION 3.** 29.171 (2m) of the statutes is repealed.

4 **SECTION 4.** 29.171 (3) of the statutes is renumbered 29.171 (3) (a) and amended  
5 to read:

6 29.171 (3) (a) ~~The Except as provided under par. (b), the~~ department shall issue  
7 to each person who is issued a resident archer hunting license a deer tag and a back  
8 tag.

9 **SECTION 5.** 29.171 (3) (b) of the statutes is created to read:

10 29.171 (3) (b) The department may not issue a deer tag or back tag to a person  
11 who is issued a resident archer hunting license at the reduced fee under s. 29.563  
12 (2g).

13 **SECTION 6.** 29.171 (4) (a) of the statutes is repealed.

14 **SECTION 7.** 29.171 (4) (c) of the statutes is repealed.

15 **SECTION 8.** 29.172 of the statutes is created to read:

16 **29.172 Resident crossbow hunting license.** (1) A resident crossbow  
17 hunting license shall be issued subject to ss. 29.024 and 54.25 (2) (c) 1. d. by the  
18 department to any resident applying for this license.

19 (2) A resident crossbow hunting license authorizes the hunting of all game,  
20 except bear, elk, and wild turkey, during the open seasons for hunting that game with  
21 a crossbow established by the department. This license authorizes hunting with a  
22 crossbow only.

23 (3) (a) Except as provided under par. (b), the department shall issue to each  
24 person who is issued a resident crossbow hunting license a deer tag and a back tag.

1 (b) The department may not issue a deer tag or back tag to a person who is  
2 issued a resident crossbow hunting license at the reduced fee under s. 29.563 (2g).

3 **SECTION 9.** 29.185 (2) (b) of the statutes is amended to read:

4 29.185 (2) (b) ~~Resident archer~~ Archer licenses, crossbow licenses, and trapping  
5 licenses. Notwithstanding ss. 29.171 (2), 29.172 (2), 29.216 (2), 29.217 (2), and 29.241  
6 (3), a resident archer hunting license, a nonresident archer hunting license, a  
7 resident crossbow hunting license, a nonresident crossbow hunting license, or a  
8 trapping license does not authorize the hunting or trapping of wolves.

9 **SECTION 10.** 29.193 (1m) (a) of the statutes is renumbered 29.193 (1m) (a)  
10 (intro.) and amended to read:

11 29.193 (1m) (a) The department shall, after an investigation and without  
12 charging a fee, issue a trolling permit to any person who meets ~~the~~ any of the  
13 following requirements under s. ~~29.171 (4) (a) 2. or 4.;~~

14 **SECTION 11.** 29.193 (1m) (a) 1. of the statutes is created to read:

15 29.193 (1m) (a) 1. Has an amputation or other loss of one or more arms above  
16 the wrist.

17 **SECTION 12.** 29.193 (1m) (a) 2. of the statutes is created to read:

18 29.193 (1m) (a) 2. Has a permanent substantial loss of function in one or both  
19 arms or one or both hands and fails to meet the minimum standards of any one of the  
20 following standard tests, administered under the direction of a licensed physician or  
21 a licensed chiropractor:

22 a. Upper extremity pinch.

23 b. Grip.

24 c. Nine-hole peg.

1           **SECTION 13.** 29.193 (2) (cr) 2. of the statutes is renumbered 29.193 (2) (cr) 2.  
2 (intro.) and amended to read:

3           29.193 (2) (cr) 2. (intro.) A Class A permit authorizes the holder to ~~shoot~~ do all  
4 of the following:

5           a. Shoot or hunt from a stationary vehicle, ~~to fish.~~

6           b. Fish or troll as authorized under sub. (1m) (b) ~~and to hunt certain game with~~  
7 ~~a crossbow as authorized under ss. 29.171 (2) and 29.216 (2).~~

8           **SECTION 14.** 29.216 (2) of the statutes is amended to read:

9           29.216 (2) The nonresident archer hunting license authorizes the hunting of  
10 all game, except bear, elk, wild turkey, and fur-bearing animals, during the open  
11 season for the hunting of that game with a bow and arrow. ~~This license authorizes~~  
12 ~~hunting with a bow and arrow only unless hunting with a crossbow is authorized by~~  
13 ~~a Class A, Class B, or Class C permit issued under s. 29.193 (2).~~

14           **SECTION 15.** 29.216 (2m) of the statutes is repealed.

15           **SECTION 16.** 29.216 (3) of the statutes is renumbered 29.216 (3) (a) and  
16 amended to read:

17           29.216 (3) (a) DEER TAG AND BACK TAG. ~~The~~ Except as provided under par. (b),  
18 the department shall issue to each person who is issued a nonresident archer  
19 hunting license a deer tag and a back tag.

20           **SECTION 17.** 29.216 (3) (b) of the statutes is created to read:

21           29.216 (3) (b) The department may not issue a deer tag or back tag to a person  
22 who is issued a nonresident archer hunting license if the department issues the  
23 nonresident archer hunting license at the reduced fee under s. 29.563 (2g).

24           **SECTION 18.** 29.217 of the statutes is created to read:

1           **29.217 Nonresident crossbow hunting license.** (1) ISSUANCE. A  
2 nonresident crossbow hunting license shall be issued subject to s. 29.024 by the  
3 department to any nonresident applying for this license.

4           (2) AUTHORIZATION. The nonresident crossbow hunting license authorizes the  
5 hunting of all game, except bear, elk, wild turkey, and fur-bearing animals, during  
6 the open season for the hunting of that game with a crossbow.

7           (3) DEER TAG AND BACK TAG. (a) The department shall issue to each person who  
8 is issued a nonresident crossbow hunting license a deer tag and a back tag.

9           (b) The department may not issue a deer tag or back tag to a person who is  
10 issued a nonresident crossbow hunting license at the reduced fee under s. 29.563  
11 (2g).

12           **SECTION 19.** 29.235 (2) (dm) of the statutes is created to read:

13           29.235 (2) (dm) A resident crossbow hunting license.

14           **SECTION 20.** 29.235 (2m) (dm) of the statutes is created to read:

15           29.235 (2m) (dm) A nonresident crossbow hunting license.

16           **SECTION 21.** 29.346 of the statutes is created to read:

17           **29.346 Registration information.** If the department requires a person who  
18 kills an animal to register that animal with the department, the department shall,  
19 at the time of registration, make a record of the type of weapon that was used to kill  
20 the animal.

21           **SECTION 22.** 29.563 (2) (a) 8r. of the statutes is created to read:

22           29.563 (2) (a) 8r. Crossbow: \$21.25.

23           **SECTION 23.** 29.563 (2) (a) 8t. of the statutes is created to read:

24           29.563 (2) (a) 8t. Crossbow issued to persons who are under 18 years of age:  
25 \$17.25.

1           **SECTION 24.** 29.563 (2) (b) 6m. of the statutes is created to read:

2           29.563 (2) (b) 6m. Crossbow: \$157.25.

3           **SECTION 25.** 29.563 (2g) of the statutes is created to read:

4           29.563 (2g) REDUCED FEES FOR CERTAIN ARCHER AND CROSSBOW LICENSES.

5           Notwithstanding the fees under sub. (2) (a) 8. and 8r. and (b) 6. and 6m., the fee is  
6           \$2.25 for any of the following licenses:

7           (a) A resident archer hunting license issued to a person who holds a resident  
8           crossbow hunting license, provided that the resident archer hunting license and the  
9           resident crossbow hunting license authorize hunting during the same hunting  
10          season.

11          (b) A nonresident archer hunting license issued to a person who holds a  
12          nonresident crossbow hunting license, provided that the nonresident archer hunting  
13          license and the nonresident crossbow hunting license authorize hunting during the  
14          same hunting seasons.

15          (c) A resident crossbow hunting license issued to a person who holds a resident  
16          archer hunting license, provided that the resident crossbow hunting license and the  
17          resident archer hunting license authorize hunting during the same hunting season.

18          (d) A nonresident crossbow hunting license issued to a person who holds a  
19          nonresident archer hunting license, provided that the nonresident crossbow hunting  
20          license and the nonresident archer hunting license authorize hunting during the  
21          same hunting seasons.

22          **SECTION 26.** 29.563 (6m) of the statutes is amended to read:

23          29.563 (6m) REDUCED FEES FOR CERTAIN FIRST-TIME APPROVALS. (a) The fee for  
24          an approval that is listed under sub. (2) (a) 1., 2., 4. to 5g., ~~or 7. to 9. 8m., or 9.~~ (3)  
25          (a) 1., or (6) (a) 1. is \$4.25 if the approval is issued to a person who has not received

1 that type of approval, or has not been conferred the privileges of that type of approval  
2 under a license issued under s. 29.231 or 29.235, in any of the 10 years preceding the  
3 date of application.

4 (b) The fee for an approval listed under sub. (2) (b) 1., 3., or 5. to, 6., 7., 8., (3)  
5 (b) 1., or (6) (am) is one-half of the fee listed for the respective approval, rounded up  
6 to the nearest dollar, if the approval is issued to a person who has not received that  
7 type of approval by the department, or has not been conferred the privileges of that  
8 type of approval under a license issued under s. 29.231 or 29.235, in any of the 10  
9 years preceding the date of application.

10 SECTION 27. 29.563 (12) (a) 2. of the statutes is amended to read:

11 29.563 (12) (a) 2. Archer, crossbow, sports, or conservation patron: \$14.25 if  
12 deer tags are included; \$11.25 after open season and deer tags are not included.

13 SECTION 28. 29.563 (12m) of the statutes is amended to read:

14 29.563 (12m) DUPLICATES OF REDUCED FEE APPROVALS. Notwithstanding the fees  
15 specified under sub. (12) (a) and (b), a person who was issued an approval and  
16 charged the reduced fee specified under sub. (2g) or (6m) may not be charged a fee  
17 for a duplicate of that approval that exceeds the fee specified for the approval under  
18 sub. (2g) or (6m).

19 SECTION 29. 29.592 (3) of the statutes is amended to read:

20 29.592 (3) A person who is authorized to hunt with a mentor under this section  
21 and a mentor under this section with whom that person hunts may jointly have only  
22 one firearm, only one bow, or ~~if hunting with a only one crossbow is authorized under~~  
23 ~~s. 29.171 (4) or 29.193 (2), only one crossbow~~ in their possession or control while  
24 hunting.

25 SECTION 30. 29.593 (1) (b) of the statutes is amended to read:



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FROM THE  
LEGISLATIVE REFERENCE BUREAU**

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RNK:.....

**INSERT ANALYSIS**

1       <sup>9</sup> Current law provides that if DNR establishes an open season for hunting deer,  
2 elk, small game, wild turkey, or bear with a bow and arrow but not with a firearm,  
3 DNR may not open that season for hunting with a crossbow unless the hunter is at  
4 least 65 years old or is disabled and holds a permit from DNR. This substitute  
5 amendment provides that if DNR establishes an open season for hunting any of those  
6 animals with a bow and arrow but not with a firearm, DNR must also establish a  
7 concurrent open season that allows a person to hunt the respective animal with a  
8 crossbow regardless of the age of the hunter or whether the hunter has a disability.