

No. 326, S.]

[Published August 16, 1961.]

CHAPTER 384

AN ACT to amend 29.05 (1) and (7); and to create 346.94 (6a) and 346.95 (4) of the statutes, relating to disposing of debris in or near waters and providing a penalty.

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

SECTION 1. 29.05 (1) and (7) of the statutes are amended to read:

29.05 (1) The state conservation commission and its deputies are authorized to execute and serve warrants and processes issued under any law relating to wild animals and ss. 29.221, 30.50 to 30.80, 346.19, 346.94 (6), (6a) and (6m), 940.24, 941.20, 941.22 and 947.03 in the same manner as any constable may serve and execute such process; and to arrest, with or without a warrant, any person detected in the actual violation, or whom such officer has reasonable cause to believe guilty of the violation of any provision of this chapter or ss. 30.50 to 30.80, 346.19, 346.94 (6), (6a) and (6m), 940.24, 941.20, 941.22 and 947.03, and to take such person before any court in the county where the offense was committed and make proper complaint. For the purpose of enforcing ss. 30.50 to 30.80, any

such officer may stop and board any boat, if he has reasonable cause to believe there is a violation of such sections.

(7) They shall seize and hold subject to the order of the court or judge located in the county in which the alleged offense was committed, any apparatus, appliance, or any vehicle or device, declared by this chapter to be a public nuisance, or which they have reason to believe is being used in violation of this chapter or ss. 346.94 (6), (6a) and (6m), 940.24, 941.20 and 941.22, and if it is proven that the same is, or has been within 6 months previous to such seizure, used in violation of this chapter or ss. 346.94 (6), (6a) and (6m), 940.24, 941.20 and 941.22, the same shall be confiscated if the court so directs in its order for judgment. Any seizure of perishable property made by the conservation commission or its wardens may be sold at the highest available price, and the proceeds of such sale turned into court to await disposition of such proceeds as the court directs. It is lawful for any conservation warden or other ministerial officers charged with the enforcement of the laws dealing with the conservation of the natural resources of the state, to destroy any dog found running, worrying, or killing any deer, or destroying game birds, their eggs or nests, wherein they deem it advisable and necessary.

SECTION 2. 346.94 (6a) of the statutes is created to read:

346.94 (6a) METAL OR GLASS DEBRIS IN OR ON THE SHORES OF ANY LAKE OR BODY OF WATER. No person shall throw or deposit any metal cans or glass bottles or any other debris made in whole or in part of metal or glass in or on the shores of any lake or body of water.

SECTION 3. 346.95 (4) of the statutes is created to read:

346.95 (4) Any person violating s. 346.94 (6a) shall be fined not more than \$50 or imprisoned not more than 30 days, or both, for each offense.

Approved August 7, 1961.
