



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2003 Assembly Bill 292

**Assembly Substitute
Amendment 1**

Memo published: November 3, 2003

Contact: Mark C. Patronsky, Senior Staff Attorney (266-9280)

Assembly Bill 292

Assembly Bill 292 authorizes the Department of Natural Resources (DNR), if it designates an area as a chronic wasting disease (CWD) eradication zone, to promulgate rules regulating the transportation, possession, control, storage, or disposal of the carcass of a deer or an elk that is lawfully killed in the CWD eradication zone. The bill also authorizes DNR to promulgate rules that prohibit the transportation of an elk or deer carcass into this state from a state in which CWD has been confirmed in a deer or elk.

Assembly Substitute Amendment 1

The substitute amendment eliminates the requirement for the DNR to have designated an area as a CWD eradication zone, and simply allows the DNR to promulgate rules regarding the transportation, possession, control, storage, or disposal of the carcass of a deer or elk in order to control CWD. The substitute amendment adds certain parts of a deer or elk that are not subject to these rules, such as meat that is cut and wrapped, hides, or finished taxidermy heads. The substitute amendment adds authority for DNR to require any person to provide DNR with a sample of tissue from a wild animal or disease sample data from a wild animal if necessary to determine the existence or extent of a disease in wild animals in this state. The substitute amendment creates a procedure allowing DNR to enter into agreements with persons who operate landfills, meat processing facilities, or wastewater treatment facilities in which the state agrees to indemnify those persons and their employees, officers, and agents from liability for damage resulting from processing or disposal of deer or elk that have CWD. The substitute amendment includes various safeguards to protect the state's interest. The funds for claims paid under an indemnification agreement are from a sum sufficient appropriation.

Legislative History

Assembly Substitute Amendment 1 was offered by Representative Seratti and others on October 14, 2003. The Assembly Committee on Natural Resources adopted Assembly Substitute Amendment 1 by a vote of Ayes, 10; Noes, 0. The Assembly Committee on Natural Resources recommended passage as amended by a vote of Ayes, 10; Noes, 0.

MCP:tlu:rv:jal;wu