



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-3553/1
EHS:kjf

2017 ASSEMBLY BILL 464

August 7, 2017 - Introduced by Representatives EDMING, GANNON, JARCHOW, KREMER, KRUG, MILROY, MURSAU, RIPP, SCHRAA and TAUCHEN, cosponsored by Senators PETROWSKI, FITZGERALD, OLSEN, TESTIN and TIFFANY. Referred to Committee on Natural Resources and Sporting Heritage.

1 **AN ACT** *to renumber and amend* 29.088 (2m); and *to create* 29.088 (2m) (b) of
2 the statutes; **relating to:** the maximum height of pole traps.

Analysis by the Legislative Reference Bureau

This bill increases from three feet to ten feet the maximum height at which a person may set or operate a trap or device built or used to capture birds on a pole, post, tree stump, or any other elevated perch if the person holds a valid migratory bird depredation permit issued by the U.S. Fish and Wildlife Service.

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

3 **SECTION 1.** 29.088 (2m) of the statutes is renumbered 29.088 (2m) (a) and
4 amended to read:

5 29.088 **(2m)** (a) ~~It~~ Except as provided in par. (b), it is unlawful to take, capture,
6 or kill or attempt to take, capture, or kill any bird by setting or operating any trap
7 or device designed, built, or used to capture birds on a pole, post, tree stump, or any
8 other elevated perch more than 3 feet above the ground.

ASSEMBLY BILL 464**SECTION 2**

1 **SECTION 2.** 29.088 (2m) (b) of the statutes is created to read:
2 29.088 (**2m**) (b) A person who holds a valid migratory bird depredation permit
3 issued by the U.S. fish and wildlife service under 50 CFR 21.41 that authorizes the
4 trapping of birds may set or operate a trap or device described under par. (a) on an
5 elevated perch no more than 10 feet above the ground.

6

(END)