



## 2009 ASSEMBLY BILL 595

November 24, 2009 – Introduced by Representatives VRUWINK, ZIGMUNT, TURNER, DANOU, BERCEAU, SMITH, BALLWEG, MURSAU, RIPP, SUDER and GUNDERSON, cosponsored by Senators TAYLOR, SCHULTZ and COGGS. Referred to Committee on Fish and Wildlife.

1     **AN ACT to amend** 29.193 (2) (b) 2. and 29.193 (2) (b) 3.; and **to create** 29.193 (2)  
2           (c) 2g. of the statutes; **relating to:** hunting permits issued to persons who are  
3           terminally ill.

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### *Analysis by the Legislative Reference Bureau*

Under current law, the Department of Natural Resources (DNR) is authorized to issue a Class A hunting permit to an applicant who is permanently disabled or a Class B hunting permit to a person who has a temporary disability. Current law specifies the types of disabilities that qualify an applicant for a Class A or Class B permit. The permits extend to a holder of a hunting license certain hunting privileges that are otherwise not granted under the license. Among those privileges is the privilege to use a crossbow while hunting or to hunt from a stationary vehicle. When an applicant applies for a Class A or Class B permit, the applicant must authorize DNR by written release to examine all medical records regarding the applicant's physical disability in order for DNR to determine whether the applicant qualifies for the permit.

This bill requires DNR to issue a Class B permit to an applicant who submits a statement from a licensed physician that the applicant has a physical disability that restricts mobility or ambulation due to a terminal illness. The bill prohibits DNR from requiring the applicant to authorize DNR to examine the applicant's medical records regarding the applicant's physical disability or terminal illness.

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

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

1           **SECTION 1.** 29.193 (2) (b) 2. of the statutes is amended to read:

2           29.193 (2) (b) 2. ~~An~~ Except as provided in par. (c) 2g., an applicant shall submit  
3 an application on a form prepared and furnished by the department, which shall  
4 include a written statement or report prepared and signed by a licensed physician  
5 or licensed chiropractor, prepared no more than 6 months preceding the application  
6 and verifying that the applicant is physically disabled.

7           **SECTION 2.** 29.193 (2) (b) 3. of the statutes is amended to read:

8           29.193 (2) (b) 3. ~~As~~ Except as provided in par. (c) 2g., as part of the application  
9 for a Class A or Class B permit under this subsection, the applicant shall authorize  
10 the department by written release to examine all medical records regarding the  
11 applicant's physical disability.

12           **SECTION 3.** 29.193 (2) (c) 2g. of the statutes is created to read:

13           29.193 (2) (c) 2g. The department shall issue a Class B permit under this  
14 subsection to an applicant upon submission by the applicant of a statement from a  
15 licensed physician that the applicant has a physical disability that restricts mobility  
16 or ambulation due to a terminal illness. The department may not require a written  
17 release from the applicant authorizing the department to examine the applicant's  
18 medical records regarding the applicant's physical disability or terminal illness.  
19 Notwithstanding par. (b) 1., the department is not required to conduct an  
20 investigation before issuing a Class B permit under this subdivision.

21

(END)