

1975 Senate Bill 204

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CHAPTER 360, Laws of 1975

AN ACT to repeal 29.35; to amend 29.109 (1), 29.22 (3), 29.30 (2) (f), 29.34 (4), 29.39, 29.48 (1), 29.49 (1) (a) and 29.623; to repeal and recreate 29.46 (4) and 29.535 (1); and to create 29.12 (7) and 29.52 (14) of the statutes, relating to making various changes in the fish and game laws.

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

SECTION 1. 29.109 (1) of the statutes is amended to read:

29.109 (1) Resident bear hunting licenses shall be issued subject to s. 29.09 by designated permanent civil service employes of the department or by the county clerks, on blanks furnished by the department, to any resident applying therefor. The fee for each license is \$7. Such licenses authorize the hunting of bear with firearms only. Except as provided in sub. (2), no such license may be issued on or after the opening date of the bear season.

SECTION 2. 29.12 (7) of the statutes is created to read:

29.12 (7) No nonresident general or deer and bear license valid for the hunting of bear may be issued after the start of the bear hunting season.

SECTION 4. 29.22 (3) of the statutes is amended to read:

29.22 (3) **BACK TAG, DISPLAY.** No person ~~shall~~ may hunt deer unless he has attached to the center of his coat, shirt, jacket or similar outermost garment where it can clearly be seen the back tag issued to him with the license authorizing the hunting of deer.

SECTION 5. 29.30 (2) (f) of the statutes is amended to read:

29.30 (2) (f) No licensed net shall be drawn or lifted at any time between one hour after sunset and sunrise of the following morning, in any waters other than Lake Superior, Lake Michigan, Green Bay, the Fox river beyond a distance of 500 feet

below the dam at De Pere, Sturgeon Bay and ~~any waters referred to in s. 29.35.~~

SECTION 6. 29.34 (4) of the statutes is amended to read:

29.34 (4) No such licensed net shall be used ~~until~~ unless it is equipped with metal tags stamped to designate the kind of net and number of the license covering it. One tag shall be securely fastened to each 500 lineal feet, or fraction thereof, of seine; one to each 2,000 lineal feet, or fraction thereof, of gill net, except when lifting or setting; and one to each bait, buffalo or frame net. Such tags shall be furnished by the department to the licensee at the time of issuing the license, on payment of a fee of 25 cents for each tag other than for a buffalo or frame net and 50 cents for each tag on a buffalo or frame net.

SECTION 7. 29.35 of the statutes is repealed.

SECTION 8. 29.39 of the statutes is amended to read:

29.39 Possession during close season or in excess of bag limit. Except as otherwise expressly provided ~~it shall be unlawful for any, no person to~~ may have in his possession or under his control, or have in storage or retention for any person, any game or other wild animal or the carcass or part thereof, during the period beginning July 1 and extending to the last day of the close season therefor in each year, ~~or any game fish at any time other than during the open season therefor and 10 days thereafter,~~ or in excess of the bag or possession limit or below the minimum size for any game, game fish or other wild animal at any time. The open and close seasons and the bag, possession and size limits of the state ~~or, province or county~~ in which taken shall apply to game, game fish and other wild animals lawfully killed outside of this state.

SECTION 9. 29.46 (4) of the statutes is repealed and recreated to read:

29.46 (4) **MIGRATORY BIRDS.** (a) In this subsection "migratory game bird" means any bird defined as such by the secretary of the interior in the code of federal regulations.

(b) No person may transport any migratory game bird for which open seasons are prescribed, unless the head or one fully feathered wing remains attached to each bird while being transported from the place where taken to the personal residence of the possessor or to a commercial preservation facility.

SECTION 10. 29.48 (1) of the statutes is amended to read:

29.48 (1) Except as otherwise expressly provided, no person may at any time sell, purchase or barter, or offer to sell, purchase or barter, or have in possession or under control for the purpose of sale or barter any deer, bear, squirrel, game bird, game fish taken from ~~inland~~ waters of this state, or the carcass or part thereof; nor any other wild animal, or carcass or part thereof, during the close season therefor. This section applies, whether such animals were lawfully or unlawfully taken within or without the state.

SECTION 11. 29.49 (1) (a) of the statutes is amended to read:

29.49 (1) (a) Except as provided by s. 29.52 no innkeeper, manager or steward of any restaurant, club, hotel, boarding house, tavern, logging camp or mining camp ~~shall~~ may sell, barter, serve or give, or cause to be sold, bartered, served or given to the guests or boarders thereof; ~~the~~

1. The meat of any deer, bear, squirrel, game bird or game fish taken from inland waters at any time; ~~not or~~

2. The meat of any other game or other wild animal, or carcass or part thereof, during the closed season therefor. ~~This section applies,~~ whether such meat is of animals ~~were~~ lawfully or unlawfully taken within or without the state.

SECTION 12. 29.52 (14) of the statutes is created to read:

29.52 (14) Any fish brought into this state for the purpose of planting in a private fish hatchery are subject to s. 29.535 (1).

SECTION 13. 29.535 (1) of the statutes is repealed and recreated to read:

29.535 (1) (a) Unless he has a permit, no person may bring into the state for the purpose of stocking or introducing, or to stock or introduce, any fish or spawn thereof or any wild bird or animal of any kind.

(b) Applications for such permits shall be made in writing to the department.

(c) Permits for stocking shall be issued by the department only after investigation and inspection of the fish, birds or animals as it determines is necessary.

(d) Permits to import into the state fish or spawn thereof of the family salmonidae, including trout, char or salmon, may be issued only if the source of the fish or eggs is certified free of such diseases as are designated by the department.

(e) Fish or spawn thereof imported under a permit are subject to inspection by the department and such inspection may include removal of reasonable samples of fish or eggs for biological examination.

(f) The department may sieze or destroy, or both, any fish or spawn thereof found to be infected with any disease organisms as are designated by the department.

SECTION 14. 29.623 of the statutes is amended to read:

29.623 Control of detrimental fish. When the department finds that any species of fish is detrimental to any of the waters of the state it may, by rule, designate such species of fish and specify the waters in which such fish are found to be detrimental. Thereupon the department may remove such fish from the waters specified or cause them to be removed therefrom pursuant to ss. ~~29.62 and 29.625.~~
