



**ASSEMBLY AMENDMENT 3,
TO 1995 SENATE BILL 356**

November 8, 1995 – Offered by Representatives OTT, AINSWORTH, SPRINGER, HAHN, WILDER, DUEHOLM, BALDUS, WARD, OTTE, BRANDEMUEHL, OURADA, JOHNSRUD, ZUKOWSKI, GRONEMUS, SKINDRUD and OLSEN.

1 At the locations indicated, amend the bill, as shown by senate substitute
2 amendment 1, as follows:

3 **1.** Page 3, line 11: delete “enforcing”.

4 **2.** Page 8, line 9: delete lines 9 to 15 and substitute:

5 “**SECTION 31g.** 29.583 (1) of the statutes is amended to read:

6 29.583 (1) The department may seize and dispose of or may authorize the
7 disposal of any deer that has escaped from land licensed under s. 29.574, or 29.578
8 or 29.58 or owned by a person registered under s. 95.55 if the escaped deer has
9 traveled more than 3 miles from the land or if the licensee or person has not had the
10 deer returned to the land within 72 hours of the discovery of the escape.

11 **SECTION 31r.** 29.583 (2) of the statutes is amended to read:

12 29.583 (2) Notwithstanding ~~the 72-hour waiting period in~~ sub. (1), the
13 department of natural resources may dispose of the deer immediately if the
14 department of agriculture, trade and consumer protection determines that the deer
15 poses a risk to public safety or to the health of other domestic or wild animals.”.

1 **3.** Page 9, line 23: delete the material beginning with that line and ending with
2 page 10, line 2, and substitute:

3 “**SECTION 39b.** 90.20 of the statutes is created to read:

4 **90.20 Fencing of farm-raised deer. (1) DEFINITIONS.** In this section:

5 (a) “Farm-raised deer” has the meaning given in s. 95.001 (1) (a).

6 (b) “Heavily galvanized” means having a zinc coating weighing 230 grams per
7 square meter or 0.8 ounces per square foot.

8 (c) “High tensile” means having a tensile strength of 179,000 to 210,000 pounds
9 per square inch.

10 (d) “Medium tensile” means having a tensile strength of 101,000 to 123,000
11 pounds per square inch.

12 **(2) SPECIFICATIONS.** Any person who keeps farm-raised deer shall keep the
13 farm-raised deer enclosed by a fence that meets all of the following requirements:

14 (a) Except for animals of the genus rangifer, the fence is at least 7 feet 10 inches
15 high and is a woven wire fence that satisfies sub. (3), is a high tensile fence that
16 satisfies sub. (4) or, if made of other materials, is of a design and level of strength that
17 provides equivalent retentive capacity. The top 6 inches of the fence may consist of
18 a single strand of smooth high tensile wire.

19 (b) For animals of the genus rangifer, the fence is at least 5 feet high and is a
20 woven wire fence that satisfies sub. (3), is a high tensile fence that satisfies sub. (4)
21 or, if made of other materials, is of a design and level of strength that provides
22 equivalent retentive capacity.

23 (c) If the fence is made with wood posts, all of the following apply:

24 1. The posts are at least 12 feet long.

1 2. The tops of the line posts are, if rectangular, at least 3.5 inches in the smallest
2 dimension or, if round, at least 3.5 inches in diameter.

3 3. The tops of the corner and gate posts are, if rectangular, at least 5.5 inches
4 in the smallest dimension or, if round, at least 5.5 inches in diameter.

5 4. The wires are held securely to the posts, allowing for free movement of the
6 horizontal line wires, using 9-gauge staples of at least 1.5 inch size.

7 (d) If the fence is made with steel or iron posts, the posts are at least 11 feet long
8 or, if the posts are of the type known as T post, the posts are at least 10 feet long.

9 (e) The wires are installed on the side of the fence toward the farm-raised deer
10 except at corners.

11 **(3) WOVEN WIRE FENCE.** A woven wire fence satisfies the requirements of this
12 subsection if all of the following apply;

13 (a) The wire is 14 1/2 gauge or heavier.

14 (b) If the wire is 14 1/2 gauge, the mesh is not larger than 36 square inches.

15 (c) If the wire is heavier than 14 1/2 gauge, the mesh is not larger than 48 square
16 inches.

17 (d) The posts are not more than 12 feet apart.

18 **(4) HIGH TENSILE FENCE.** A high tensile fence satisfies the requirements of this
19 subsection if all of the following apply:

20 (a) The horizontal line wires are not less than 2.5 millimeters in size and are
21 heavily galvanized high tensile wire.

22 (b) The vertical stay wires are not less than 2.5 millimeters in size and are
23 heavily galvanized medium tensile wire.

24 (c) The knot wire is not less than 2.24 millimeters in size and is heavily
25 galvanized mild steel.

1 (d) The distance between vertical stay wires is not more than 6 inches.

2 (e) The distance between horizontal line wires is not more than 4 inches in the
3 bottom foot of the fence, is not more than 6.5 inches in the next 2 feet of the fence and
4 is not more than 8.5 inches in the rest of the fence.

5 (f) The posts are not more than 20 feet apart.”.

6 **4.** Page 11, line 1: strike through “or”.

7 **5.** Page 11, line 2: delete “farm-raised deer” and substitute “, farm-raised deer
8 or other species”.

9 **6.** Page 11, line 9: substitute an underscored comma for “or”.

10 **7.** Page 11, line 10: after “deer” insert “or other species”.

11 (END)