



1997 SENATE BILL 282

August 28, 1997 - Introduced by Senator CLAUSING, cosponsored by Representatives GUNDERSON, BAUMGART and MUSSER. Referred to Committee on Judiciary, Campaign Finance Reform and Consumer Affairs.

1 **AN ACT** *to amend* 23.50 (1) and 23.65 (1); and *to create* 23.51 (2r) of the statutes;
2 **relating to:** procedures to recover forfeitures for injury caused by dogs to
3 certain wildlife.

Analysis by the Legislative Reference Bureau

Current law sets forth a procedure to recover forfeitures for violations of fish and game laws and certain other laws, most of which are administered by the department of natural resources. Under this bill, this separate procedure applies to citations and court actions to recover forfeitures for dogs causing injury to deer, game birds or the nest or eggs of game birds.

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

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

4 **SECTION 1.** 23.50 (1) of the statutes is amended to read:
5 23.50 (1) The procedure in ss. 23.50 to 23.85 applies to all actions in circuit
6 court to recover forfeitures, penalty assessments, jail assessments, applicable
7 weapons assessments, applicable environmental assessments, applicable wild

SENATE BILL 282**SECTION 1**

1 animal protection assessments, applicable natural resources assessments,
2 applicable fishing shelter removal assessments, applicable snowmobile registration
3 restitution payments and applicable natural resources restitution payments for
4 violations of ss. 77.09, 134.60, ~~144.783 (2)~~, 167.10 (3), 167.31 (2), 174.02 (2) (a) and
5 (b), if the injury is to deer, game birds or the nests or eggs of game birds, 281.48 (2)
6 to (5), 283.33, 285.57 (2), 285.59 (2), (3) (c) and (4), 287.07, 287.08 ~~and~~, 287.81 and
7 299.64 (2), subch. VI of ch. 77, this chapter and chs. 26 to 31 and of ch. 350, and any
8 administrative rules promulgated thereunder, violations of rules of the Kickapoo
9 reserve management board under s. 41.41 (7) (k) or violations of local ordinances
10 enacted by any local authority in accordance with s. 23.33 (11) (am) or 30.77.

11 **SECTION 2.** 23.51 (2r) of the statutes is created to read:

12 23.51 (2r) "Deer" does not include farm-raised deer, as defined in s. 95.001 (1)
13 (a).

14 **SECTION 3.** 23.65 (1) of the statutes is amended to read:

15 23.65 (1) When it appears to the district attorney that a violation of s. 134.60,
16 ~~144.783 (2)~~, 174.02 (2) (a) and (b), if the injury is to deer, game birds or the nests or
17 eggs of game birds, 281.48 (2) to (5), 283.33, 285.57 (2), 285.59 (2), (3) (c) and (4),
18 287.07, 287.08 ~~or~~, 287.81 or 299.64 (2), this chapter or ch. 26, 27, 28, 29, 30, 31 or 350,
19 or any administrative rule promulgated pursuant thereto, has been committed the
20 district attorney may proceed by complaint and summons.

21 (END)