

1999 DRAFTING REQUEST

Bill

Received: **02/19/99**

Received By: **gibsom**

Wanted: **As time permits**

Identical to LRB:

For: **Jim Baumgart (608) 266-2056**

By/Representing: **Pat**

This file may be shown to any legislator: **NO**

Drafter: **gibsom**

May Contact:

Alt. Drafters:

Subject: **Nat. Res. - fish and game**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Penalty for illegal deer baiting

Instructions:

Create specific penalty for violating department rules relating to the baiting of deer. Forfeiture of not less than \$160 and not more than \$1000. Currently covered under s. 29.971 (3)

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	gibsom 02/23/99	ygeller 02/24/99	ismith 02/24/99	_____	lrb_docadmin 02/24/99	lrb_docadminS&L 02/25/99	

FE Sent For:

03-31-99

<END>

1999 DRAFTING REQUEST

Bill

Received: **02/19/99**

Received By: **gibsom**

Wanted: **As time permits**

Identical to LRB:

For: **Jim Baumgart (608) 266-2056**

By/Representing: **Pat**

This file may be shown to any legislator: **NO**

Drafter: **gibsom**

May Contact:

Alt. Drafters:

Subject: **Nat. Res. - fish and game**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Penalty for illegal deer baiting

Instructions:

Create specific penalty for violating department rules relating to the baiting of deer. Forfeiture of not less than \$160 and not more than \$1000. Currently covered under s. 29.971 (3)

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	gibsom 02/23/99	jgeller 02/24/99	ismith 02/24/99	_____	lrb_docadmin 02/24/99		S&L

FE Sent For:

<END>

1999 DRAFTING REQUEST

Bill

Received: 02/19/99

Received By: gibsom

Wanted: As time permits

Identical to LRB:

For: Jim Baumgart (608) 266-2056

By/Representing: Pat

This file may be shown to any legislator: NO

Drafter: gibsom

May Contact:

Alt. Drafters:

Subject: Nat. Res. - fish and game

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Penalty for illegal deer baiting

Instructions:

Create specific penalty for violating department rules relating to the baiting of deer. Forfeiture of not less than \$160 and not more than \$1000. Currently covered under s. 29.971 (3)

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	gibsom	1 2/24 JLA	IS 2/24/99	IS/JF 2/24/99			

FE Sent For:

<END>

(2) For the purposes of this chapter, "**bait**" means honey and any solid or nonliquid material attractive to wildlife.

~~(25) "Sight exposed **bait**" means any **bait** which can be seen from above the **bait**.~~

(1) Prohibited methods. No person shall:

(g) **Baiting**. 1. Place, use or hunt over **bait** contained within or containing metal, paper, plastic, glass, wood other than hollow stumps or other nondegradable materials.

✓ 2. Except as established in s. NR 10.12 (1) (h), for the purpose of hunting or training dogs, place, use or hunt **bait** material, liquid or scent for attracting wild animals containing honey, bones, fish, meat, solid animal fat or parts of animal carcasses, or in excess of 10 gallons of **bait** material or liquid scent in a **baited** area.

✓ 3. Place or hunt over **baiting** material, liquid or scent within 50 yards of any trail, road or campsite used by the public.

✓ 4. Hunt over **baiting** material, liquid or scent during the archery season without possessing a valid, unused bear harvest permit or archery deer tag.

5. Hunt or pursue animals, or train dogs, in an area **baited** in violation of subd. 1. or 2. from July 1 through January 1 unless the area is completely free of **baiting** material for at least 10 consecutive days prior to hunting, pursuing animals or dog training.

6. This paragraph does not prohibit hunting over **bait** materials deposited by natural vegetation or found solely as a result of normal agricultural practices.

7. Hunt using **bait** during the closed hours for hunting small game, as established in s. NR 10.06 (3), unless the hunting involves the release of trailing dogs.



State of Wisconsin
1999 - 2000 LEGISLATURE

RUR
LRB-2276/1
M66...
JLg

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

1

gen cat

for

AN ACT ...; relating to: the baiting of deer for hunting and providing a penalty.

Analysis by the Legislative Reference Bureau

Current rules promulgated by the department of natural resources (DNR) restrict the types, amounts and locations of bait that may be used for the hunting of deer. These restrictions include a limitation of 10^{ten} gallons on the amount of bait to be used and a prohibition against using bait within 50 yards of any trail, road or campsite used by the public. Current law sets the maximum amount for a violation of these rules at \$1,000 but sets no minimum. This bill does not change the maximum amount but sets a minimum of \$160.

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:

2 SECTION 1. 29.971 (3g) of the statutes is created to read:

3 29.971 (3g) For the violation of any provision of this chapter or any department
4 order relating to the placement or use of bait for the purpose of hunting deer, by a
5 forfeiture of not less than \$160 and ~~not~~^{nor} more than \$1,000.

6

(END)

**SUBMITTAL
FORM**

**LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

Date: 2/24/99

To: Senator Baumgart

Relating to LRB drafting number: LRB-2276

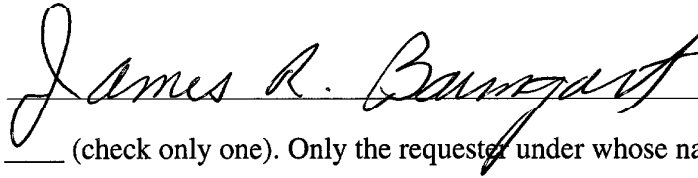
Topic

Penalty for illegal deer baiting

Subject(s)

Nat. Res. - fish and game

1. **JACKET** the draft for introduction



in the **Senate** or the **Assembly** (check only one). Only the requestor under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached _____.

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____.

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Mary Gibson-Glass, Senior Legislative Attorney
Telephone: (608) 267-3215