

1999 SENATE BILL 148

May 11, 1999 – Introduced by Senators BRESKE, GROBSCHMIDT, DECKER, DRZEWIECKI, SCHULTZ, ROESSLER, CLAUSING and ZIEN, cosponsored by Representatives HANDRICK, HASENOHRL, AINSWORTH, GRONEMUS, RYBA, PLOUFF, BOCK, REYNOLDS, MUSSER, TURNER, HAHN, ALBERS, SYKORA, GROTHMAN and GUNDERSON. Referred to Committee on Agriculture, Environmental Resources and Campaign Finance Reform.

1 **AN ACT to amend** 29.164 (2) (b), 29.171 (4) (a) (intro.) and 29.171 (4) (c); and **to**
2 **create** 29.171 (4) (am) of the statutes; **relating to:** issuing crossbow hunting
3 permits to persons who are physically unable to use a bow and arrow.

Analysis by the Legislative Reference Bureau

Under current law, a person may receive a permit from the department of natural resources to hunt with a crossbow if the person has suffered a disability affecting certain upper extremities, such as an arm or certain fingers, and if the person is unable to use a bow and arrow. If the disability involves a permanent substantial loss of function in one or both hands, arms or shoulders, a crossbow permit may not be issued unless the person fails certain tests. Under current law, a licensed physician or chiropractor must administer these upper extremity tests. Under this bill, any person is eligible for a crossbow permit if a licensed physician or chiropractor certifies in writing that the person is physically unable to hunt with a bow and arrow.

For further information see the **state** 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.** 29.164 (2) (b) of the statutes is amended to read:

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1 29.164 (2) (b) *Type of hunting authorized.* A license issued under this section
2 authorizes hunting with a firearm or bow and arrow or with a crossbow if the holder
3 of the license is a resident and has a Class A, Class B or Class C permit issued under
4 s. 29.193 (2) ~~or 4~~ that authorizes hunting with a crossbow or has a crossbow permit
5 issued under s. 29.171 (4) (a) or (am).

6 **SECTION 2.** 29.171 (4) (a) (intro.) of the statutes is amended to read:

7 29.171 (4) (a) (intro.) After proper application, the department shall issue to
8 any person a crossbow permit to hunt with a crossbow meeting the specifications of
9 par. (b) ~~if the person is unable to use a bow and arrow and~~ if the person meets any
10 of the following:

11 **SECTION 3.** 29.171 (4) (am) of the statutes is created to read:

12 29.171 (4) (am) After proper application, the department shall issue to any
13 person a crossbow permit to hunt with a crossbow meeting the specifications of par.
14 (b) if a licensed physician or a licensed chiropractor certifies in writing that the
15 person is physically unable to use a bow and arrow.

16 **SECTION 4.** 29.171 (4) (c) of the statutes is amended to read:

17 29.171 (4) (c) The department may issue a crossbow permit to an applicant who
18 is ineligible for a permit under par. (a) or (am) or who is denied a permit under par.
19 (a) or (am) if, upon review and after considering the physical condition of the
20 applicant and the recommendation of a licensed physician or licensed chiropractor
21 selected by the applicant from a list of licensed physicians and licensed chiropractors
22 compiled by the department, the department finds that issuance of a permit complies
23 with the intent of this subsection. The use of this review procedure is discretionary

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1 with the department and all costs of the review procedure shall be paid by the
2 applicant.

3 (END)