

1999 SENATE BILL 270

October 28, 1999 – Introduced by JOINT COMMITTEE FOR REVIEW OF ADMINISTRATIVE RULES. Referred to Committee on Agriculture, Environmental Resources and Campaign Finance Reform.

1 **AN ACT to renumber** 29.401 (1); **to renumber and amend** 29.401 (2) and 29.401
2 (3); and **to create** 29.401 (2m) of the statutes; **relating to:** the possession of
3 barbed hooks while fishing.

Analysis by the Legislative Reference Bureau

Under current law, the department of natural resources (DNR) may establish different fishing seasons for different types of fish and may limit the conditions under which fish may be caught. Under this statutory authority, DNR promulgated rules that authorized an early catch-and-release trout season during certain years that allowed only artificial lures with barbless hooks to be used.

This bill prohibits DNR from promulgating or enforcing any rule that prohibits persons who are fishing from possessing barbed hooks.

This bill is introduced as required by section 227.19 (5) (e), stats., in support of the objection of the assembly committee on natural resources on September 22, 1999, and the objection of the joint committee for review of administrative rules on October 8, 1999, to the issuance of a portion of clearinghouse rule 98-148 by DNR. The portion of the proposed rule objected to would expand the prohibition on using artificial lures to include just possessing such lures while fishing for trout.

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

