

1999 SENATE BILL 319

January 12, 2000 - Introduced by LAW REVISION COMMITTEE. Referred to Agriculture, Environmental Resources and Campaign Finance Reform.

1 **AN ACT** *to renumber* 292.51; and *to amend* 13.625 (8m), 20.370 (4) (au), 25.46
2 (10j), 29.327 (1) (a), 29.327 (1) (b) and 29.327 (2) (a) of the statutes; **relating to:**
3 certain definitions that apply to the laws concerning wild animals and plants,
4 information required on certain blinds used in hunting waterfowl and
5 cooperative remedial action (suggested as remedial legislation by the
6 department of natural resources).

Analysis by the Legislative Reference Bureau

Under current law, the department of natural resources (DNR) regulates the use of blinds that are used in hunting waterfowl on state-owned property. The types of waterfowl blinds that DNR regulates are those that are used in hunting wild geese, brant, ducks, rails, coots and gallinules, snipe, woodcock, plovers, sandpipers and swan. This bill provides that the provisions regulating waterfowl blinds only apply to waterfowl blinds that are used in hunting geese, ducks, brant, coots and gallinules.

Current law requires blinds on state-owned property and used for hunting to bear the name of the owner. This bill requires that the blind also bear the owner's address.

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For further information, see the NOTES provided by the law revision committee of the joint legislative council.

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

LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the department of natural resources and introduced by the law revision committee under s. 13.83 (1) (c) 4., stats. After careful consideration of the various provisions of the bill, the law revision committee has determined that this bill makes minor substantive changes in the statutes, and that these changes are desirable as a matter of public policy.

1 **SECTION 1.** 13.625 (8m) of the statutes is amended to read:

2 13.625 **(8m)** Subsection (3) does not apply to the solicitation of anything of
3 pecuniary value to pay the costs of remedying environmental contamination, as
4 defined in s. ~~292.51~~ 299.17 (1), by an agency official of the department of natural
5 resources.

6 **SECTION 2.** 20.370 (4) (au) of the statutes is amended to read:

7 20.370 **(4)** (au) *Cooperative remedial action; contributions.* From the
8 environmental fund, all moneys received under s. ~~292.51~~ 299.17 (2) for cooperative
9 remedial action to conduct the cooperative remedial action for which received.

10 **SECTION 3.** 25.46 (10j) of the statutes is amended to read:

11 25.46 **(10j)** All moneys received under s. ~~292.51~~ 299.17 (2) for cooperative
12 remedial action.

13 **SECTION 4.** 29.327 (1) (a) of the statutes is amended to read:

14 29.327 **(1)** (a) “Blind” means a permanent structure used in hunting waterfowl
15 which ~~that~~ that is not removed at the end of hunting hours each day.

16 **SECTION 5.** 29.327 (1) (b) of the statutes is amended to read:

17 29.327 **(1)** (b) “Waterfowl” means wild geese, brant, wild ducks, rails, coots, and
18 gallinules, snipe, woodcock, plovers, sandpipers and wild swan.

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NOTE: SECTION 4 of the bill deletes the reference to the word “permanent” from the definition of “blind”, since, according to the department of natural resources, a blind is by nature a temporary structure. In addition, in SECTION 5, references to certain species of shore birds that are not waterfowl are deleted, since the use of waterfowl blinds for shore birds is inappropriate, according to the department of natural resources.

1 **SECTION 6.** 29.327 (2) (a) of the statutes is amended to read:

2 29.327 (2) (a) A blind situated on state-owned property and used in hunting
3 waterfowl must bear the name and address of the owner affixed permanently to the
4 blind in lettering one-inch square or larger.

NOTE: SECTION 6 of the bill amends the statutes relating to identification information placed on waterfowl blinds to include the owner's address, as well as the owner's name.

5 **SECTION 7.** 292.51 of the statutes is renumbered 299.17.

NOTE: SECTIONS 1, 2, 3 and 7 of the bill renumber a provision relating to cooperative actions to remedy environmental contamination and restore the environment from ch. 292 to ch. 299, stats., and change cross-references to that provision. The department of natural resources states that the reason for this change is to eliminate any inference that this cooperative remedial action is authorized only for the types of situations mentioned in ch. 292, rather than being authorized generally for situations under the jurisdiction of the department of natural resources.

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(END)