

2001 DRAFTING REQUEST

Bill

Received: 12/22/2000

Received By: gibsom

Wanted: As time permits

Identical to LRB:

For: Michael Powers (608) 266-1192

By/Representing: Vincent Williams

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:

Trapping licenses for nonresidents

Instructions:

See Attached

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 01/29/2001	wjackson 02/05/2001	kfollet 02/06/2001	_____	lrb_docadmin 02/06/2001	lrb_docadminS&L 02/06/2001	

FE Sent For:

→ AT Intro.

<END>

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1/?	gibsom	1 WJ 2/25	kjl 2/6	kjl/stt 2/6			

FE Sent For:

<END>

1999 ASSEMBLY BILL 889

March 20, 2000 - Introduced by Representatives POWERS and HUTCHISON, cosponsored by Senator SCHULTZ, by request of La Verne Gordee. Referred to Committee on Assembly Organization.

1 **AN ACT to amend** 29.235 (2), 29.235 (2m), 29.241, 29.597 (5) (a) and 29.597 (6)
2 (b) (intro.); and **to create** 29.242, 29.563 (6) (am) and 29.597 (6) (c) of the
3 statutes; **relating to:** nonresident trapping licenses.

Analysis by the Legislative Reference Bureau

Under current law, the department of natural resources (DNR) may issue a trapping license only to a resident who has successfully completed a course of instruction under the trapper education program administered by DNR or is exempt from this requirement for various reasons, including successful completion of a comparable trapper education course in another state. The resident trapping license authorizes the use of traps for trapping fur-bearing animals. The fee for the resident trapping license is \$17.25.

This bill creates a nonresident trapping license. DNR may issue a nonresident trapping license only to a nonresident who has successfully completed a course of instruction under the trapper education program administered by DNR or a comparable trapper education course in another state. The authorization for a nonresident trapping license is the same as that for a resident trapping license. However, the fee for a nonresident trapping license is \$150.

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:

ASSEMBLY BILL 889

1 SECTION 1. 29.235 (2) of the statutes is amended to read:

2 29.235 (2) AUTHORIZATION; RESIDENT HUNTING, FISHING AND TRAPPING PRIVILEGES.

3 A resident conservation patron license confers upon the licensee all the combined
4 privileges conferred by a resident small game hunting license, resident deer hunting
5 license, resident wild turkey hunting license, resident archer hunting license,
6 waterfowl hunting stamp, pheasant hunting stamp, a wild turkey hunting stamp,
7 resident annual fishing license, sturgeon spearing license, an inland waters trout
8 stamp, a Great Lakes trout and salmon stamp and resident trapping license.

9 SECTION 2. 29.235 (2m) of the statutes is amended to read:

10 29.235 (2m) (title) AUTHORIZATION; NONRESIDENT HUNTING AND, FISHING AND
11 TRAPPING PRIVILEGES. A nonresident conservation patron license confers upon the
12 licensee all the combined privileges conferred by a nonresident small game hunting
13 license, nonresident deer hunting license, nonresident wild turkey hunting license,
14 nonresident archer hunting license, waterfowl hunting stamp, pheasant hunting
15 stamp, a wild turkey hunting stamp, nonresident annual fishing license, sturgeon
16 spearing license, an inland waters trout stamp and, a Great Lakes trout and salmon
17 stamp and nonresident trapping license.

18 SECTION 3. 29.241 of the statutes is amended to read:

19 29.241 (title) **Trapping Resident trapping license.** (1) ISSUANCE. A
20 resident trapping license shall be issued subject to ~~s. ss. 29.024 and 29.527 (6)~~ by the
21 department to any resident applying for this license.

22 (3) AUTHORIZATION. A resident trapping license authorizes the use of traps for
23 trapping fur-bearing animals.

24 (4) INDIVIDUAL LICENSES REQUIRED. If a trapper employs any person in trapping,
25 a resident or nonresident trapping license is required for each person employed.

ASSEMBLY BILL 889

1 SECTION 4. 29.242 of the statutes is created to read:

2 29.242 Nonresident trapping license. (1) ISSUANCE. A nonresident
3 trapping license shall be issued subject to ss. 29.024 and ~~29.597 (6)~~ by the
4 department to any nonresident applying for this license.

5 (2) AUTHORIZATION. A nonresident trapping license authorizes the use of traps
6 for trapping fur-bearing animals.

7 (3) INDIVIDUAL LICENSES REQUIRED. If a trapper employs any person in trapping,
8 a resident or nonresident trapping license is required for each person employed.

9 SECTION 5. 29.563 (6) (am) of the statutes is created to read:

10 29.563 (6) (am) *Nonresident licenses*. Trapping: \$150.

11 SECTION 6. 29.597 (5) (a) of the statutes is amended to read:

12 29.597 (5) (a) The department shall issue a certificate of accomplishment
13 without charge to a person who successfully completes the course of instruction
14 under the trapper education program and who pays the instruction fee. The
15 certificate may be used by a resident to whom issued in place of a resident trapping
16 license for the period specified by the department.

17 SECTION 7. 29.597 (6) (b) (intro.) of the statutes is amended to read:

18 29.597 (6) (b) (intro.) The following persons residents are exempt from the
19 requirement under par. (a):

20 SECTION 8. 29.597 (6) (c) of the statutes is created to read:

21 29.597 (6) (c) A nonresident who holds a valid certificate, license or other
22 evidence indicating that he or she has successfully completed a trapper education
23 course in another state is exempt from the requirement under par. (a) if the
24 department determines that the course has substantially the same content as the
25 course of instruction under the program established under this section.

ASSEMBLY BILL 889

SECTION 9

1 **SECTION 9. Effective date.**

2 (1) This act takes effect on the first day of the 6th month beginning after
3 publication.

4 **(END)**



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-1629/1

MGG:f:...

wlj

D Note

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1

AN ACT ^{who held} GEN ^{issued to nonresidents}; relating to: ~~nonresident~~ trapping licenses.

or or

Analysis by the Legislative Reference Bureau

Under current law, the department of natural resources (DNR) may issue trapping licenses only to residents. In order to be issued a license, most residents must successfully complete instruction under the trapper education program administered by DNR. Residents who are exempt from this requirement include persons, state trapping licenses before May 12, 1992, and farmers.

This bill creates a nonresident trapping license and establishes a fee for the nonresident license that is substantially higher than the fee for the resident license. Under the bill, DNR may issue a trapping license only to a nonresident who ~~has~~ successfully completes the trapper education course in this state or a similar course in another state. The bill provides no ~~other~~ exemptions for nonresidents from this licensing requirement.

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. 29.235 (2m) of the statutes is amended to read:

3

29.235 (2m) AUTHORIZATION; NONRESIDENT HUNTING AND, FISHING, AND TRAPPING

4

PRIVILEGES. A nonresident conservation patron license confers upon the licensee all

1 the combined privileges conferred by a nonresident small game hunting license,
2 nonresident deer hunting license, nonresident wild turkey hunting license,
3 nonresident archer hunting license, waterfowl hunting stamp, pheasant hunting
4 stamp, a wild turkey hunting stamp, nonresident annual fishing license, sturgeon
5 spearing license, an inland waters trout stamp ~~and~~, a Great Lakes trout and salmon
6 stamp, and a trapping license.

History: 1983 a. 27; 1987 a. 27; 1991 a. 39, 269; 1993 a. 213; 1995 a. 27; 1997 a. 1, 27; 1997 a. 248 ss. 338 to 344; Stats. 1997 s. 29.235.

7 **SECTION 2.** 29.241 (1)^v of the statutes is amended to read:

8 29.241 (1) ISSUANCE. A trapping license shall be issued subject to s. 29.024 by
9 the department to any resident or nonresident applying for this license.

History: 1997 a. 248 ss. 284, 285, 437.

10 **SECTION 3.** 29.351 (3)^j of the statutes is amended to read:

11 (11) 29.351 (3) Possess the raw skin of any muskrat, mink, otter, fisher^u or pine
12 marten at any time unless the person is the holder of a valid scientific collector
13 permit, fur dealer license, trapping license ^u or resident conservation patron license.
14 (14) No license is required for a person breeding, raising^u and producing domestic
15 fur-bearing animals in captivity, as defined in s. 29.873, or for a person authorized
16 to take muskrats on a cranberry marsh under a permit issued to the person by the
17 department.

History: 1983 a. 27; 1987 a. 27; 1995 a. 27; 1997 a. 248 s. 507; Stats. 1997 s. 29.351.

18 **SECTION 4.** 29.563 (6) (am)^v of the statutes is created to read:

19 29.563 (6) (am) *Nonresident license.* Trapping: \$149.25.

20 **SECTION 5.** 29.597 (5) (a)^j of the statutes is amended to read:

21 29.597 (5) (a) The department shall issue a certificate of accomplishment
22 without charge to a person who successfully completes the course of instruction
23 under the trapper education program and who pays the instruction fee. The

1 certificate may be used by ~~a resident~~ the person to whom it is issued in place of a
2 trapping license for the period specified by the department.

3 History: 1991 a. 254; 1997 a. 248 ss. 416 to 419, 644; Stats. 1997 s. 29.597.

3 **SECTION 6.** 29.597 (6) (b) 1. of the statutes is amended to read:

4 29.597 (6) (b) 1. A ~~person~~ resident who holds held on May 12, 1992, a valid
5 approval authorizing trapping.

6 History: 1991 a. 254; 1997 a. 248 ss. 416 to 419, 644; Stats. 1997 s. 29.597.

6 **SECTION 7.** 29.597 (6) (b) 2. of the statutes is amended to read:

7 29.597 (6) (b) 2. A ~~person~~ resident who is a farmer, as defined in s. 102.04 (3).

8 History: 1991 a. 254; 1997 a. 248 ss. 416 to 419, 644; Stats. 1997 s. 29.597.

8 **SECTION 8.** 29.597 (6) (b) 3. of the statutes is amended to read:

9 29.597 (6) (b) 3. A ~~person~~ resident who has held a valid approval authorizing
10 trapping that expired before May 12, 1992, and that was not suspended or revoked.

11 History: 1991 a. 254; 1997 a. 248 ss. 416 to 419, 644; Stats. 1997 s. 29.597.

11 **SECTION 9. Effective date. !**

12 (1) This act takes effect on the first day of the 6th month beginning after
13 publication.

14 (END)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1629/1
MCC:.....

WJ

I lowered the fee on the base license from \$150 to \$149.25. There is an issuing fee of 75 cents that will be collected, making the total fee \$150. See s.29.563 (14) (c) 1. ✓
△

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

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1629/1dn
MGG:wlj:kjf

February 6, 2001

I lowered the fee on the base license from \$150 to \$149.25. There is an issuing fee of 75 cents that will be collected, making the total fee \$150. See s. 29.563 (14) (c) 1.

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



STEPHEN R. MILLER
CHIEF

State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
5TH FLOOR
MADISON, WI 53701-2037

LEGAL SECTION: (608) 266-3561
LEGAL FAX: (608) 264-6948

February 6, 2001

MEMORANDUM

To: Representative Powers

From: Mary Gibson-Glass, Senior Legislative Attorney

Re: LRB-1629 Trapping licenses for nonresidents

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

JACKET FOR ASSEMBLY JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 267-3215 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.