



State of Wisconsin  
2001 - 2002 LEGISLATURE

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D - Note

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

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afternoon

inserts

1 AN ACT *to repeal* 29.024 (2r) (a) 17., 29.024 (2r) (a) 18., 29.024 (2r) (a) 19., 29.024  
2 (2r) (a) 20., 29.024 (2r) (a) 21., 29.321, 29.354 (4), 29.563 (9) (intro.) and (a)  
3 (title), 29.563 (9) (a) 2. to 10. and (b), 29.563 (9) (c), 29.741 (1), 29.745, 29.853  
4 (title), 29.853 (1), 29.853 (2), 29.853 (3), 29.853 (4m), 29.853 (5) (title), 29.855  
5 (title), 29.855 (1), 29.855 (2), 29.855 (3), 29.855 (4) (title), 29.855 (5), 29.855 (6),  
6 29.855 (7), 29.857, 29.861, 29.863, 29.865, 29.867, 29.869, 29.871, 29.877,  
7 29.879, 29.881, 95.45 (2), 95.45 (3) and 350.01 (5); *to renumber* 23.51 (1),  
8 29.083 (3), 29.563 (9) (a) 1., 29.873, 29.974 (2) and 95.68 (1) (a); *to renumber*  
9 *and amend* 29.334, 29.351, 29.354 (2), 29.741 (2), 29.853 (5), 29.855 (4), 95.001  
10 (1) (a), 95.45 (1), 95.68 (1) (e), 95.68 (1) (f), 951.015 and 951.09; *to amend* 20.370  
11 (1) (mu), 20.370 (3) (mu), 23.09 (2) (f), 23.50 (1), 23.50 (3), 23.51 (5), 23.65 (1),  
12 25.29 (1) (a), 25.29 (4m), 29.001 (24), 29.001 (39), 29.001 (60), 29.024 (1), 29.024  
13 (2g) (a) 2., 29.024 (2r) (am), 29.042 (1), 29.047 (2) (b), 29.055, 29.057, 29.071,  
14 29.191 (2) (a) 3., 29.314 (5) (b) 3., 29.319 (1) (intro.), 29.334 (title), 29.337 (1)  
15 (intro.), 29.347 (2), 29.354 (1), 29.357 (5) (b), 29.364 (4) (a), 29.506 (4), 29.539

taking, removing, transporting certain wild plants

1 (1m), 29.541 (3), 29.614 (3), 29.875 (1), 29.885 (1) (f), 29.889 (1) (intro.), 29.889  
 2 (1) (a), 29.921 (7), 29.924 (4), 29.924 (4), 29.924 (5), 29.927 (5), 29.931 (1), 29.931  
 3 (2) (a), 29.934 (1) (a), 29.957, 29.969, 29.971 (14), 29.977 (1) (g), 29.983 (1) (b)  
 4 7., 49.857 (1) (d) 2., 59.25 (3) (f) 2., 59.40 (2) (m), 73.0301 (1) (d) 1., 90.20 (1) (a),  
 5 93.07 (10) (a), 93.07 (10) (b), 95.31 (1), 95.31 (2), 95.31 (3), 95.31 (4), 95.49 (1)  
 6 (e), 95.49 (1m) (e), 95.55 (title), 95.68 (title), 95.68 (1) (b), 95.68 (2), 95.68 (4)  
 7 (intro.), 95.68 (4) (a), 95.68 (4) (b), 95.68 (4) (c), 95.68 (5) (a) 1., 95.68 (5) (a) 2.,  
 8 95.68 (5) (c), 95.68 (7), 95.68 (8), 95.69 (1) (e), 95.69 (2), 95.71 (1) (d), 97.42 (1)  
 9 (dm), 97.44 (3), 100.04 (1), 167.31 (4) (b), 174.001 (3), 814.60 (2) (e), 895.57 (3),  
 10 943.75 (3), 951.18 (4) (a) 2., 951.18 (4) (b) 1. and 973.05 (1); **to repeal and**  
 11 **recreate** 95.20 and 95.22; and **to create** chapter 22, 23.51 (1d), 23.51 (9m),  
 12 23.795 (3), 29.001 (22), 29.011 (3), 29.038 (5), 29.083 (3) (b), 29.334 (3), 29.351  
 13 (2), 29.354 (2) (b), 29.354 (5), 29.501 (9m), 29.931 (4), 29.971 (15), 29.974 (2) (a),  
 14 95.001 (1) (ad), 95.45 (1d), 95.45 (1r), 95.55 (3m), 95.55 (6), 95.68 (1) (g), 951.01  
 15 (1m), 951.015 (2), 951.09 (2) and 951.09 (3) of the statutes; **relating to:** the  
 16 possession of wild animals; farm-raised deer; animal health, animal markets, <sup>dealers,</sup>  
 17 granting rule-making authority, making appropriations, and providing <sup>and trucks;</sup>  
 18 penalties. <sup>↑</sup> <sup>se?</sup>

Handwritten annotations on the text above:  
 - "Semi" with arrows pointing to "farm-raised deer" and "making appropriations".  
 - "delete comma" with arrows pointing to commas after "farm-raised deer" and "making appropriations".  
 - "farm-raised game birds;" in a box with an arrow pointing to "making appropriations" and the word "huph" below it.  
 - "dealers, and trucks;" with an arrow pointing to "animal markets".  
 - "se?" with an arrow pointing to "and providing".

**Analysis by the Legislative Reference Bureau**

This is a preliminary draft. An analysis will be provided in a later version.  
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:**

19 **SECTION 1.** 20.370 (1) (mu) of the statutes is amended to read:



1           (3) "Carcass" means the dead body of any wild animal including the head, hair,  
2 skin, plumage, skeleton, meat, or any other part thereof.

3           (4) "Circus" means a scheduled event staged by a traveling company with  
4 mobile facilities in which entertainment consisting of a variety of performances by  
5 acrobats, clowns, or trained animals is the primary attraction or principal business.

6           (5) "Conservation warden" means a warden appointed under s. 23.10.

7           (6) "Department" means the department of natural resources.

8           (7) "Domestic animal" means farm-raised deer; a pet bird that is either a  
9 psittacine or a softbill and is not native, is not endangered or threatened, and is not  
10 a migratory bird on the list in 50 CFR 10.13 that is promulgated under 16 USC 701  
11 to 715s; or an animal that is all of the following: *only one of the following*

12           (a) An animal that, due to a long association with humans, has been bred to a  
13 degree that results in changes affecting the animal's temperament, color,  
14 conformation, or other attribute of the species to an extent that it makes the animal  
15 unique and distinguishable from a wild animal of its species.

16           (b) Listed as a domestic animal by rule by the department of agriculture, trade  
17 and consumer protection.

18           (8) "Dressed fur" has the meaning given in s. 29.501 (1) (a).

19           (9) "Endangered or threatened species" means those species of wild animals  
20 that are indigenous to the United States or Canada and are identified on the federal  
21 list of endangered and threatened species or on the Wisconsin list of endangered and  
22 threatened species.

23           (11) "Exhibit" means to display for the purpose of public viewing, regardless  
24 of whether a fee is charged.

25           (12) "Farm-raised deer" has the meaning given in 95.001 (1) (ag).

1 (13) "Free-roaming" means not captive.

2 (14) "Fur-bearing wild animal" includes badger, beaver, bobcat, coyote, fisher,  
3 red fox, gray fox, lynx, marten, mink, muskrat, opossum, otter, raccoon, skunk,  
4 weasel, and wolf.

5 (15) "Harm to the environment" includes adversely affecting the natural  
6 population dynamics of wild animals or wild plants, adversely affecting the habitat  
7 of wild animals or wild plants, or displacing wild animals or wild plants from any part  
8 of their habitat.

9 (15m) "Harmful wild animal" means a wild animal designated under s. 22.11

10 (1) (a) ~~by the department of natural resources, by the department of agriculture,~~  
11 ~~trade and consumer protection, or by the department of health and family services.~~

12 (16) "Humane officer" means an officer appointed under s. 173.03.

13 (17) "Inherently dangerous wild animal" means a <sup>type of</sup> species of wild animal that  
14 is capable of inflicting severe physical harm to a human or to a domestic animal.

15 (18) "Introduce" means to release for the purpose of allowing the animal to  
16 establish a population in an area in the wild where that <sup>species</sup> of animal is not  
17 naturally present at the time the wild animal is released.

18 (19) "Law enforcement officer" has the meaning given in s. 165.85 (2) (c) and  
19 does not include a conservation warden.

20 (20) "License year" means the year during which a license is valid.

21 (21) "Municipality" means a city, village, or town.

22 (22) "Native" means indigenous and occurring or having occurred naturally  
23 within the boundaries of this state.

24 (23) "Nonnative wild animal" means a wild animal that is not native.

25 (24) "Nonresident" means a person who is not a resident of this state.

1 (25) "Person" means any individual, partnership, firm, joint stock company,  
2 corporation, association, trust, estate, or other legal entity.

3 (26) "Possess" means to own, control, restrain, transport, or keep.

4 (27) "Propagate" means to breed, encourage, or facilitate for the purpose of  
5 generating offspring.

6 (28) "Public zoo or aquarium" means a zoo or aquarium that is operated by the  
7 state or by a city, village, or county or that is an accredited member of the American  
8 Zoo and Aquarium Association.

9 (29) "Purchase" means to acquire through a sale or through an exchange for  
10 consideration.

11 (30) "Raw fur" has the meaning given in s. 29.501 (1) (e).

12 (30m) "Rehabilitate" means to provide care or treatment to an orphaned, sick,  
13 or injured wild animal for the purpose of releasing it back into the wild.

14 (31) "Sell" means to transfer or exchange for consideration.

15 (32) "State resident" has the meaning given "resident" in s. 27.01 (10) (a).

16 (33) "Stock" means to release for the purpose of increasing or maintaining a  
17 population of the animal.

18 (34) "Take" means to capture, but does not include killing.

*approved by the department of  
agriculture, trade and consumer  
protection*

19 (35) "Veterinarian" means an individual who is licensed as a veterinarian  
20 under ch. 453 or by another state and who is ~~not a member of the American Veterinary Association~~

21 (36) "Wild amphibian" means a wild animal that is an amphibian.

22 (37) "Wild animal" means any animal of a wild nature that is normally found  
23 in the wild and that is not a domestic animal.

24 (38) "Wild bird" means a wild animal that is a bird.

25 (39) "Wild reptile" means a wild animal that is a reptile.

STET: leave as typed

1           **22.015 Rules to define domestic animals.** The department of agriculture,  
2 trade and consumer protection shall promulgate rules specifying which animals are  
3 domestic animals for purposes of s. 22.01 (7) (b). The rules shall specify that  
4 fur-bearing animals to which s. ~~29.873~~ ~~29.873~~ applies are domestic animals.

4 Star note

\*\*\*\* NOTE :

5           **22.02 Title to wild animals. (1) TITLE VESTED IN OWNER.** Except as provided  
6 in sub. (3), legal title to a live captive wild animal or the carcass of a captive wild  
7 animal is vested in the person who owns the wild animal if the person is in  
8 compliance with this chapter and the rules promulgated under this chapter. A  
9 person holding legal title may transfer without consideration the live captive wild  
10 animal or the carcass of the captive wild animal to a person who is in compliance with  
11 this chapter and the rules promulgated under this chapter. A person holding legal  
12 title to a live captive wild animal may kill it, or have it killed, in a humane manner.

13           **(2) TITLE WITH STATE.** The department may assume on behalf of the state, or may  
14 sell or otherwise transfer to another person, legal title to any live captive wild  
15 animal, or the carcass of any captive wild animal, that is possessed by any person in  
16 violation of this chapter or the rules promulgated under this chapter.

17           **(3) EXCEPTIONS.** Legal title to a live captive wild animal or the carcass of a  
18 captive wild animal that is possessed as authorized under a rehabilitation license or  
19 a scientific research license remains with the state. A person holding a rehabilitation  
20 license or a scientific research license may transfer or dispose of a live captive wild  
21 animal or the carcass of a captive wild animal only as specifically authorized by the  
22 department.

23           **22.03 Interagency cooperation.** The department of natural resources and  
24 the department of agriculture, trade and consumer protection shall cooperate with

The cross-reference to s. 29.627 is correct.  
Section 29.873 is renumbered to s. 29.627 in this draft.

1 each other with respect to any wild animal that is subject to regulation under this  
2 chapter and ch. 93, 94, or 95.

3 **22.04 Possession of live wild animals. (1) RESTRICTIONS ON POSSESSION. (a)**

4 No person may possess any live wild animal unless the wild animal is legally  
5 obtained.

6 (b) No person may possess any live wild animal unless the person holds a  
7 license or other approval to possess the wild animal as required under this chapter  
8 or under s. 29.319 and the person is otherwise in compliance with this chapter and  
9 the rules promulgated under this chapter.

10 **(2) TEMPORARY POSSESSION. (a)** A person possessing a live native wild animal  
11 for a period not to exceed 24 hours is exempt from having a license or other approval  
12 as required under sub. (1) (b) if the person is possessing the wild animal for any of  
13 the following purposes:

14 1. To restrain or transport the wild animal for medical treatment by a  
15 veterinarian or by a person holding a rehabilitation license.

16 2. To remove or transport the wild animal from one location to a more  
17 appropriate location.

18 3. To restrain or transport the wild animal for game censuses or surveys, or  
19 other purposes authorized by the department.

20 (b) If a person possessing a live native wild animal under par. (a) determines  
21 that it is necessary to possess the wild animal for a period exceeding 24 hours after  
22 the time the wild animal was first possessed, the person shall request that the  
23 department approve an extension of the time period for the temporary possession.  
24 The department may either deny the requested extension or approve it for a specific  
25 period of time.



1 (d) If a live wild animal has been exposed to or infected with any contagious or  
 2 infectious disease, as defined under rules promulgated by the department of  
 3 agriculture, trade and consumer protection under s. 95.001 (2), during the time the  
 4 wild animal is being temporarily possessed, the person possessing the wild animal  
 5 shall ensure that a veterinarian files with the department of agriculture, trade and  
 6 consumer protection a valid ~~interstate health certificate or a valid~~ certificate of  
 7 veterinary inspection that certifies that the wild animal is free of any such diseases  
 8 before releasing it into the wild.

9 (3) WILD ANIMALS UNDER ANOTHER JURISDICTION. A live wild animal possessed  
 10 by a nonresident under the legal authority of another state, province, or country may  
 11 be possessed in this state by the nonresident for not more than 60 days from the date  
 12 the wild animal enters the state if all of the following apply:

13 (a) The nonresident ensures that a veterinarian files a <sup>copy of a</sup> valid ~~interstate health~~  
 14 ~~certificate or a valid~~ certificate of veterinary inspection for the wild animal with the  
 15 department of agriculture, trade and consumer protection.

16 (b) The nonresident holds every license or other approval that is required by  
 17 the other state, province, or country.

18 (4) EXEMPTION FOR CERTAIN WILD ANIMALS. (a) A person is exempt from holding  
 19 a license or other approval as required under this chapter to possess live native wild  
 20 animals if the wild animals are not endangered or threatened species and are any  
 21 of the following:

- 22 1. Arthropods.
- 23 2. Chipmunks.
- 24 3. Pocket gophers.
- 25 4. Mice.

- 1           5. Moles.
- 2           6. Mollusks.
- 3           7. Opossums.
- 4           8. Pigeons.
- 5           9. Porcupines.
- 6           10. Rats.
- 7           11. Shrews.
- 8           12. English sparrows.
- 9           13. Starlings.
- 10          14. Ground squirrels.
- 11          15. Red squirrels.
- 12          16. Voles.
- 13          17. Weasels.

14           (b) A person is exempt from holding a license or other approval as required  
 15 under this chapter to possess live nonnative wild animals that are not endangered  
 16 or threatened species, except for any of the following:

- 17           1. Pheasants of the species Phasianus colchicus or Syrmticus reevesii, chukar  
 18 partridge, gray partridge, or red-legged partridge that are possessed for use under  
 19 a bird hunting preserve license, a dog training license, a hound training license, a  
 20 dog club training license, a dog trial license, or a hound trial license.
- 21           2. Nonnative wild animals of the family anatidae.
- 22           3. Nonnative wild animals that are ~~inherently dangerous~~ <sup>harmful</sup> wild animals.

23           (5) EXEMPTION FOR CERTAIN PERSONS AND INSTITUTIONS. (a) Each of the following  
 24 is exempt from holding a license or other approval as required under this chapter:

1 1. Veterinarians, for the purpose of providing medical treatment to wild  
2 animals.

3 2. Public zoos or aquariums.

4 3. Circuses and the Circus World Museum located in Baraboo, Wisconsin.

5 4. The department.

6 5. Persons who are in compliance with ~~s. 95.68~~ <sup>ss. 95.69 and 95.71</sup>

7 **\*\*\*\* NOTE: A**

8 (b) For purposes of par. (a) 1., "medical treatment" does not include  
9 rehabilitation.

10 (6) INAPPLICABILITY TO CERTAIN WILD ANIMALS. (a) This section does not authorize  
11 the possession of harmful wild animals.

12 (b) The possession of native wild reptiles and native wild amphibians is subject  
13 to s. 22.12 and not to this section.

14 **22.05 Taking of wild animals. (1) REQUIREMENT.** No person may take any  
15 wild animal from the wild except as authorized under a bird hunting preserve  
16 license, a wild fur farm license, a rehabilitation license, or a scientific research  
17 license or under s. 29.319.

18 (2) EXEMPTION FOR CERTAIN WILD ANIMALS. A person is exempt from the  
19 requirement under sub. (1) if the wild animal that the person takes from the wild is  
20 a native wild animal that is exempt under s. 22.04 (4) (a).

21 (3) EXEMPTION FOR CERTAIN PERSONS AND INSTITUTIONS. (a) Each of the following  
22 is exempt from the requirement under sub. (1):

23 1. Veterinarians, for the purpose of providing medical treatment to wild  
24 animals.

2. The department.

4 Stan  
notes

I have added a cross-reference to ss. 95.69 and 95.71  
in ss. 22.04 (3)(a) 5., 22.07 (3)(d), 22.10(4)(d), and 22.12(5)(a)

1 (b) For purposes of par. (a) 1., “medical treatment” does not include  
2 rehabilitation.

3 (4) INAPPLICABILITY TO CERTAIN WILD ANIMALS. (a) This section does not authorize  
4 the taking of harmful wild animals.

5 (b) The taking of native wild reptiles and native wild amphibians is subject to  
6 s. 22.12 and not to this section.

7 **22.06 Introduction, stocking, and release of wild animals. (1)**

8 REQUIREMENT; PERSONS OTHER THAN THE DEPARTMENT. (a) No person may introduce,  
9 stock, or release into the wild, or import into this state to introduce, stock, or release  
10 into the wild, any wild animal except as authorized under a bird hunting preserve  
11 license, a bird dog training license, a hound dog training license, a dog club training  
12 license, a bird dog trial license, a hound dog trial license, a stocking license, a  
13 rehabilitation license, or a scientific research license or under s. 29.319.

14 (b) No person may introduce, stock, or release into the wild, or import into this  
15 state for introducing, stocking, or releasing into the wild, any wild animal unless the  
16 department has given its authorization under par. (c) and the person has complied  
17 with the requirements under par. (d).

18 (c) The department may authorize the introducing, stocking, releasing into the  
19 wild, or importing of a species of wild animal only if the department has determined  
20 that the wild animal will not be detrimental in any manner to the conservation of the  
21 natural resources of this state.

22 (d) Introducing, stocking, or releasing a wild animal under this section is  
23 subject to all of the following requirements:

24 1. If a wild animal has been exposed to or infected with any contagious or  
25 infectious disease, as defined under rules promulgated by the department of

1 agriculture, trade and consumer protection under s. 95.001 (2), the person  
2 introducing, stocking, or releasing the wild animal shall ensure that a veterinarian  
3 files a <sup>copy of a</sup> ~~valid interstate health certificate or a valid~~ certificate of veterinary inspection  
4 with the department of agriculture, trade and consumer protection certifying that  
5 the wild animal is free of any such diseases before the introducing, stocking, or  
6 release.

7 2. A person introducing, stocking, or releasing wild birds under the authority  
8 of a stocking license, a bird hunting preserve license, a bird dog training license, or  
9 a bird dog trial license may only introduce, stock, or release wild birds that meet all  
10 of the following requirements:

11 a. The wild birds originate from a flock of a person participating in the national  
12 poultry improvement plan under 9 CFR part 145 and any other captive wild birds  
13 with which they have had contact originate from such a flock.

14 b. Within 30 days before the introducing, stocking, or release, the wild birds  
15 meet the requirements of any rules promulgated by the department under sub. (3m).

16 (2) REPORTS. At the request of a municipality in an area in which wild animals  
17 are introduced, stocked, or released under sub. (1), the department shall require a  
18 person who introduced, stocked, or released those wild animals to report to the  
19 municipality the number and ~~and~~ <sup>species</sup> of wild animals introduced, stocked, or released  
20 and the location at which the animals were introduced, stocked, or released.

21 (3) BY THE DEPARTMENT The department may import into this state to  
22 introduce, stock, or release into the wild, may introduce, stock, or release into the  
23 wild, or may authorize introducing, stocking, or releasing into the wild, a wild animal  
24 without holding a license as required under sub. (1) (a).

1           **(3m) INTRODUCTION REQUIREMENTS.** (a) The department may promulgate rules  
2 to establish the following:

3           1. Additional requirements that wild animals shall meet before they enter this  
4 state.

5           2. Additional requirements that any animals shall meet before they may be  
6 introduced, stocked, or released into the wild.

7           (b) The requirements under par. (a) may include mandatory testing of the  
8 animals for disease.

9           **(4) EXEMPTION.** Subsections (1) to (3m) do not apply to wild animals that are  
10 released into the wild after being accidentally trapped or confined.

11           **22.07 Exhibition of live wild animals. (1) REQUIREMENT.** (a) No person may  
12 exhibit any captive live native wild animal or any captive live nonnative wild animal  
13 of the family ursidae except as authorized under a captive wild animal farm license,  
14 a rehabilitation license, a nonprofit educational exhibiting license, or a nonresident  
15 temporary exhibiting license or under s. 29.319.

16           (b) If a person exhibits a wild animal subject to par. (a) under the authority of  
17 a captive wild animal farm license or a rehabilitation license, the person may exhibit  
18 only those ~~types~~ <sup>species</sup> of wild animals that are specified by the department on the license.

19           **(2) EXEMPTION FOR CERTAIN WILD ANIMALS.** A person is exempt from the  
20 requirements under sub. (1) if the wild animal that the person exhibits is a wild  
21 animal that is exempt under s. 22.04 (4) (a) or (b).

22           **(3) EXEMPTION FOR CERTAIN INSTITUTIONS.** Each of the following is exempt from  
23 the requirements under sub. (1):

24           (a) Public zoos or aquariums.

25           (b) Circuses and the Circus World Muscum located in Baraboo, Wisconsin.

1 (c) The department.

2 (d) A person who is in compliance with 95.68

SS.  
, 95.69, and 95.71

3 (4) INAPPLICABILITY TO CERTAIN WILD ANIMALS. This section does not authorize  
4 the exhibiting of harmful wild animals.

5 **22.08 Propagation of wild animals. (1) REQUIREMENT.** No person may  
6 propagate any native wild animal or any nonnative wild animal of the family ursidae  
7 except as authorized under a captive wild animal farm license, a bird hunting  
8 preserve license, a wild fur farm license, a nonprofit educational exhibiting license,  
9 or a scientific research license.

10 (2) EXEMPTION FOR CERTAIN WILD ANIMALS. A person is exempt from the  
11 requirement under sub. (1) if the wild animal that the person propagates is a wild  
12 animal that is exempt under s. 22.04 (4) (a) or (b).

13 (3) EXEMPTION FOR CERTAIN INSTITUTIONS. Each of the following is exempt from  
14 the requirement under sub. (1):

- 15 (a) Public zoos or aquariums.
- 16 (b) Circuses and the Circus World Museum located in Baraboo, Wisconsin.
- 17 (c) The department.

18 (4) INAPPLICABILITY TO CERTAIN WILD ANIMALS. This section does not authorize  
19 the propagating of harmful wild animals.

20 **22.085 Rehabilitation of wild animals. (1) REQUIREMENT.** No person may  
21 rehabilitate any wild animal except as authorized under a rehabilitation license.

22 (2) INAPPLICABILITY TO CERTAIN WILD ANIMALS. This section does not authorize  
23 the rehabilitation of harmful wild animals.

24 **22.09 Hunting of captive wild animals. (1) REQUIREMENT, GENERALLY.** No  
25 person may hunt a captive wild animal except as authorized under a bird hunting

1 preserve license, a bird dog training license, a hound dog training license, a dog club  
2 training license, a bird dog trial license, or a hound dog trial license.

3 (2) REQUIREMENT, COMMERCIAL HUNTING. No person may sell or offer to sell or  
4 purchase or offer to purchase the opportunity to hunt any wild animal that is or has  
5 been captive except as authorized under a bird hunting preserve license.

6 **22.10 Sale and purchase of live wild animals.** (1) SALE. Except as  
7 authorized under a captive wild animal farm license, a bird hunting preserve license,  
8 a wild fur farm license, or a nonprofit educational exhibiting license or under s.  
9 29.319, no person may sell or offer to sell any of the following:

10 (a) Any live native wild animal that is not exempt under s. 22.04 (4) (a).

11 (b) Any live nonnative wild animal that is not exempt under s. 22.04 (4) (b).

12 (2) PURCHASE. (a) Except as provided under par. (b) and except as authorized  
13 under a captive wild animal farm license, a bird hunting preserve license, a bird dog  
14 training license, a hound dog training license, a dog club training license, a bird dog  
15 trial license, a hound dog trial license, a nonprofit educational exhibiting license, or  
16 a stocking license or under s. 29.319, no person may purchase or offer to purchase  
17 any of the following:

18 1. Any live native wild animal that is not exempt under s. 22.04 (4) (a).

19 2. Any live nonnative wild animal that is not exempt under s. 22.04 (4) (b).

20 (b) A nonresident who purchases a live wild animal is exempt from holding a  
21 license under this chapter to possess the wild animal if the nonresident possesses the  
22 wild animal in this state for not more than 10 days after the date of purchase.

23 (4) EXEMPTION FOR CERTAIN INSTITUTIONS. Each of the following is exempt from  
24 the requirements under subs. (1) and (2):

25 (a) Public zoos or aquariums.



DESIGNATION.

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(b) Circuses and the Circus World Museum located in Baraboo, Wisconsin.

(c) The department.

(d) A person who is in compliance with 95.68.

SS. 95.69, and 95.71

the department of natural resources

(5) INAPPLICABILITY TO CERTAIN WILD ANIMALS. (a) This section does not authorize the selling or purchasing of harmful wild animals.

(b) The selling and purchasing of native wild reptiles and native wild amphibians is subject to s. 22.12 and not to this section.

~~22.11 Inherently dangerous wild animals and harmful wild animals.~~

(1) ~~Inherently dangerous wild animals~~ (a) The department shall designate by rule cougars and members of the family ursidae as <sup>harmful</sup> ~~inherently dangerous~~ wild animals.

~~the department of natural resources~~, the department of agriculture, trade and consumer protection and the department of health and family services may designate by rule other <sup>species</sup> ~~types~~ of wild animals <sup>as harmful</sup> ~~to be inherently dangerous~~ wild animals.

~~(2) HARMFUL WILD ANIMALS. (a) The department of natural resources, the department of agriculture, trade and consumer protection, or the department of health and family services may designate a wild animal as a harmful wild animal if~~

any of the following apply:

(1) 1. The wild animal is not a native wild animal and is capable of inflicting harm to the environment.

(b) 2. The wild animal is capable of creating a risk to public health or to the health of domestic animals.

→ 3.  
(b) No person may possess, take, propagate, sell, purchase, transfer, exhibit, or rehabilitate a live harmful wild animal unless specifically authorized to do so by the department.

<sup>no 9</sup> The wild animal is capable of inflicting <sup>severe</sup> physical harm to humans or to domestic animals.

1 (c) No person may introduce, stock, or release, or import into this state to  
2 introduce, stock, or release, any harmful wild animal unless specifically authorized  
3 to do so by the department under s. 22.06 (1) (c).

4 (3) EXEMPTIONS. (a) Public zoos and aquariums are exempt from the  
5 prohibition under sub. (2) (b).

6 (b) 1. Veterinarians are exempt from the prohibition under sub. (2) (b) for the  
7 purpose of providing medical treatment to harmful wild animals.

8 2. For purposes of subd. 1., “medical treatment” does not include rehabilitation.

9 **22.12 Sale and purchase of native wild reptiles and wild amphibians.**

10 (1) POSSESSION; GENERAL. No person may take from the wild or possess live native  
11 wild reptiles or live native wild amphibians unless the person is authorized to do so  
12 under rules promulgated by the department or unless sub. (3) applies.

13 (3) POSSESSION OF NATIVE FROGS. A person using native frogs for bait while  
14 fishing may take from the wild, possess, and kill more than 5 native frogs, but may  
15 not possess more than 5 of any subspecies of native frog for more than 24 hours.

16 (4) RESTRICTIONS ON SALES AND PURCHASES. Unless authorized to do so under  
17 rules promulgated by the department, no person may sell or purchase live native  
18 wild reptiles or live native wild amphibians except for the following:

19 (a) Color variants of these wild reptiles and wild amphibians that have been  
20 bred in captivity and have coloration that is clearly distinct from the normal  
21 morphological color patterns.

22 (b) Leopard frogs, mud puppies, and tiger salamanders that are sold or  
23 purchased under the authorization of a Class A captive wild animal farm license.

*of creating a risk to public health or the health of domestic animals*

1 (c) Native reptiles or amphibians that are legally taken or reared outside this  
2 state and that are sold to educational institutions under the authorization of a Class  
3 A captive wild animal farm license.

4 (5) EXEMPTION FOR CERTAIN INSTITUTIONS. Each of the following is exempt from  
5 the requirements under subs. (1) and (4):

- 6 (a) Public zoos or aquariums.
- 7 (b) Circuses and the Circus World Museum located in Baraboo, Wisconsin.
- 8 (c) The department.
- 9 (d) A person who is in compliance with ~~§~~ 95.68.

*ss. 95.69, and 95.71*

10 (6) EXEMPTION FOR VETERINARIANS. (a) Veterinarians are exempt from the  
11 requirement under sub. (1) for the purpose of providing medical treatment to native  
12 wild reptiles and native wild amphibians.

13 (b) For purposes of par. (a), "medical treatment" does not include rehabilitation.

14 (7) INAPPLICABILITY TO CERTAIN WILD ANIMALS. This section does not authorize  
15 the possessing, taking, selling, or purchasing of reptiles or amphibians that  
16 ~~harmful wild animals~~ *are any of the following:*

17 **22.14 Carcasses of captive wild animals.** (1) RESTRICTIONS ON SALES AND  
18 PURCHASES. (a) No person may sell the carcass of any captive wild animal unless the  
19 seller provides to the purchaser written proof of origin.

20 (b) No person may purchase or possess the carcass of any captive wild animal  
21 unless the purchaser maintains written proof of origin during the time the purchaser  
22 possesses the carcass.

23 (c) No person may sell or purchase the carcass, except for the hide, of a bear that  
24 was a captive wild animal.

*¶ (a) A reptile or amphibian that is not native and is capable of inflicting harm to the environment*  
*¶ (b) A reptile or amphibian that is capable of*

1 (d) No person may preserve and mount a carcass of a captive wild animal for  
2 consideration unless that person holds a valid taxidermist permit issued under s.  
3 29.506.

4 **(2) TAGGING REQUIREMENTS FOR CAPTIVE WILD ANIMAL FARMS.** (a) A person killing  
5 a wild animal under the authority of a captive wild animal farm license shall tag the  
6 carcass in the manner required by the department before removing the carcass from  
7 the farm. No person may remove the tag from the carcass except as provided in par.  
8 (b).

9 (b) A person acquiring a carcass tagged under par. (a) that is to be consumed  
10 for food may remove the tag at the time the carcass is prepared for final consumption.  
11 The person shall keep the tag in evidence until the carcass is consumed or otherwise  
12 disposed of.

13 (c) For purposes of pars. (a) and (b), for the carcasses of wild reptiles and wild  
14 amphibians, a person need not tag each carcass, but shall tag each shipment in the  
15 manner required by the department.

16 **(3) INAPPLICABILITY TO CERTAIN CARCASSES.** (a) Subsections (1) and (2) do not  
17 apply to the raw fur or dressed fur of fur-bearing wild animals.

18 (c) The selling, purchasing, or possessing of carcasses of endangered or  
19 threatened species is subject to s. 29.604 and not to this section.

20 **22.15 Captive wild animal farm licenses. (1) ISSUANCE.** (a) The  
21 department shall issue a Class A captive wild animal farm license to operate a  
22 captive wild animal farm that grosses \$10,000 or more in annual sales to any person  
23 who files a proper application for the license and who pays the applicable fee.

24 (b) The department shall issue a Class B captive wild animal farm license to  
25 operate a captive wild animal farm that grosses less than \$10,000 in annual sales to

1 any person who files a proper application for the license and who pays the applicable  
2 fee.

3 (d) The applicant shall specify the location of the enclosures for the wild  
4 animals on the application.

5 (2) AUTHORIZATION. (a) A captive wild animal farm license authorizes the  
6 holder of the license to possess, propagate, kill, exhibit, purchase, and sell live  
7 captive wild animals of the ~~types~~<sup>species</sup> specified by the department on the license.

8 (b) A captive wild animal farm license authorizes the killing of captive wild  
9 animals only by the holder of the license or an employee of the holder of the license.

10 (3) CALCULATION OF ANNUAL SALES. (a) The calculation of annual sales under  
11 sub. (1) and par. (b) shall be based on sales from the prior year that involve live  
12 captive wild animals that are any of the following:

- 13 1. Native wild animals.
- 14 3. ~~Presently dangerous~~<sup>Harmful</sup> wild animals.
- 15 4. Endangered or threatened species.

16 (b) For the first year that a person is issued a captive wild animal farm license,  
17 the person shall be issued a Class B captive wild animal farm license, unless one of  
18 the following applies:

19 1. The person operated a game bird and animal farm licensed under s. 29.867,  
20 1999 stats., on the effective date of this subdivision .... [revisor inserts date], that  
21 grossed \$10,000 or more in annual sales.

22 2. The person elects to be issued a Class A captive wild animal farm license.

23 (4) CONTROL OF WILD ANIMALS. (a) A person holding a captive wild animal farm  
24 license shall control the wild animals at all times in the manner required by the

1 department and shall keep the wild animals at the locations specified on the  
2 application for the license.

3 (b) If any member of the family ursidae, felidae, or canidae escapes from its  
4 enclosure or fenced area on a captive wild animal farm, the person holding the  
5 captive wild animal farm license shall notify the department within 24 hours after  
6 the escape.

7 (5) RULES. The department may promulgate rules to establish additional  
8 standards, limitations, and requirements for captive wild animal farm licenses and  
9 for captive wild animal farms, including fencing of the farms.

10 **22.18 Wild fur farm license.** (1) ISSUANCE. The department shall issue a wild  
11 fur farm license to any person who files a proper application and who pays the  
12 applicable fee.

13 (2) AUTHORIZATION; LIMITATIONS. (a) A wild fur farm license authorizes all of the  
14 following:

15 1. The holder of the license to possess and propagate live muskrat, beaver,  
16, coyote, raccoon, otter, and mink on the land subject to the license.

17 2. The holder of the license and other persons authorized by the holder to take  
18 the live fur-bearing wild animals specified in subd. 1. or kill by trapping the  
19 fur-bearing wild animals specified in subd. 1.

20 3. The holder of the license to sell the live fur-bearing wild animals specified  
21 in subd. 1. to persons authorized to possess the fur-bearing wild animals.

22 (b) Section 29.501 shall apply to the possession and selling of the raw furs and  
23 dressed furs of the fur-bearing wild animals specified in par. (a) 1.

24 (c) The number of otter that are taken or killed may not exceed the quota  
25 established by rule by the department under sub. (5) (a).

1           **(3) ELIGIBLE LAND.** (a) Except as provided in par. (b), a wild fur farm licensed  
2 under this section shall be in a single parcel and may not exceed 640 acres.

3           (b) Upon the request of the applicant for a license under this section, the  
4 department shall issue a single license for a wild fur farm that does not meet all of  
5 the requirements of par. (a) if the wild fur farm is licensed as a fur animal farm under  
6 s. 29.869, 1999 stats., on the effective date of this paragraph .... [revisor inserts date].

7           **(4) EXEMPTION FROM TRAPPING RESTRICTIONS.** Except as provided in sub. (2) (c),  
8 a person trapping fur-bearing wild animals on a wild fur farm is exempt from having  
9 any trapping approval issued under ch. 29 and is exempt from any closed season  
10 restrictions, bag limits, or other conditions or restrictions established by the  
11 department under s. 29.014 (1) or 29.192.

12           **(5) RULES.** (a) The department shall promulgate by rule a quota for taking, or  
13 killing by trapping, otter for purposes of this section.

14           (b) The department shall promulgate rules for the purpose of determining  
15 whether a piece of land qualifies as a single parcel under sub. (3).

16           (c) The department may promulgate rules to establish additional standards,  
17 limitations, and requirements for wild fur farm licenses and for wild fur farms.

18           **22.19 Bird hunting preserve licenses. (1) ISSUANCE.** The department shall  
19 issue a Class A or a Class B bird hunting preserve license to any person who files a  
20 proper application and who pays the applicable fee.

21           **(2) AUTHORIZATION.** (a) A Class A or a Class B bird hunting preserve license  
22 authorizes all of the following:

23           1. Possessing, stocking, propagating, releasing into the wild, selling, and  
24 purchasing of live wild birds of the species authorized under par. (b) by the holder  
25 of the license.

1           2. Hunting or taking of released wild birds of those species that have been  
2 stocked in the preserve by the holder of the license and other persons authorized by  
3 the holder.

4           (b) The department may authorize only one or more of the following species of  
5 live wild birds under a Class A or a Class B bird hunting preserve license:

6           1. Pheasants of the species *Phasianus colchicus* or the species *Syrmaticus*  
7 *reevesii*.

8           2. Quail that are of the subfamily *Odontophorinae*.

9           3. Gray partridge.

10          4. Chukar partridge.

11          5. Red-legged partridge.

12          6. Mallard ducks that are bred in captivity.

13          7. Wild turkeys, if the wild turkeys are located outside a wild turkey hunting  
14 zone established under s. 29.164.

15          (c) The department shall specify on the license the <sup>Species</sup>~~types~~ of wild birds that the  
16 department authorizes under the license.

17          **(3) REGULATION OF NUMBER OF BIRDS.** (a) A person holding a bird hunting  
18 preserve license may not allow the number of wild birds of a given species in the  
19 preserve that are killed or taken in a given year to exceed the number of captive wild  
20 birds of that species that have been stocked in the preserve for that license year.

21          (b) A Class A bird hunting preserve license authorizes the person holding the  
22 license to possess any number of the species specified in sub. (2) (b) 2. to 7. and  
23 requires the person to stock at least 1,001 adult pheasants in the preserve during the  
24 license year.



1 (c) A Class B bird hunting preserve license authorizes the person holding the  
2 license to possess any number of the species specified in sub. (2) (b) 2. to 7. and  
3 prohibits the person from stocking more than 1,000 adult pheasants in the preserve.  
4 A holder of a Class B bird hunting preserve license possessing pheasants under the  
5 license shall stock a minimum of one adult pheasant per 4 huntable acres that are  
6 within the boundaries of the licensed preserve during the license year.

7 (4) REQUIREMENTS FOR MALLARD DUCKS. A person possessing mallard ducks  
8 under the authority of a bird hunting preserve license may possess only mallard  
9 ducks that are bred in captivity and shall identify them as required under 50 CFR  
10 21.13 (b). The person shall house the mallard ducks in pens that are covered and  
11 maintained to prevent free-roaming wild waterfowl from being attracted to the pens  
12 with the mallard ducks that are being bred.

13 (4m) RESTRICTIONS ON HEN PHEASANTS. A person holding a Class B bird hunting  
14 preserve license may not allow the hunting or taking of hen pheasants beginning on  
15 December 15 of each year and ending on the following March 31 within the  
16 boundaries of the licensed preserve if the preserve is located totally or partially  
17 within a pheasant management zone, as established by the department, for purposes  
18 of s. 29.191.

19 (5) EXEMPTION FROM HUNTING RESTRICTIONS. (a) A person hunting or taking wild  
20 birds on a bird hunting preserve that have been stocked on the preserve is exempt  
21 from having any approval issued under ch. 29.

22 (b) Except as provided in par. (c), a person hunting or taking wild birds on a bird  
23 hunting preserve that have been stocked on the preserve is exempt from any closed  
24 season restrictions, bag limits, or other conditions or restrictions established by the  
25 department under s. 29.014 (1) or 29.192.

1 (c) A person hunting mallard ducks shall comply with rules promulgated by the  
2 department under ss. 29.014 and 29.192 governing the hunting of waterfowl.

3 (6) RULES. The department may promulgate rules to establish additional  
4 standards, limitations, and requirements for bird hunting preserve licenses and for  
5 bird hunting preserves.

6 **22.20 Dog training licenses. (1) BIRD DOG TRAINING LICENSE.** (a) The  
7 department shall issue a bird dog training license to any individual who is at least  
8 12 years of age who files a proper application and who pays the applicable fee.

9 (b) Except as provided in par. (c), a bird dog training license authorizes the  
10 holder of the license to purchase, possess, release into the wild, and hunt any of the  
11 live captive wild birds specified in s. 22.19 (2) (b) 1. to 6. solely for the purposes of  
12 training a dog to retrieve, point, flush, and track game.

13 (c) The department may restrict the possessing, releasing, and hunting of a  
14 species of wild birds specified in par. (b) by persons holding dog training licenses in  
15 zones or areas for which the department has by rule imposed special hunting  
16 restrictions for that species.

17 (d) A person training a bird dog in a bird hunting preserve for which the  
18 hunting of pheasant, quail, mallard ducks bred in captivity, or partridge has been  
19 authorized under a bird hunting preserve license is exempt from holding a bird dog  
20 training license to possess, release into the wild, and hunt live captive wild birds for  
21 the purposes of training the dog to retrieve, point, flush, and track wild birds.

22 (2) HOUND DOG TRAINING LICENSE. (a) The department shall issue a hound dog  
23 training license to any individual who is at least 12 years of age who files a proper  
24 application and who pays the applicable fee.

1           (b) A hound dog training license authorizes the holder of the license to  
2 purchase, possess, release into the wild, and hunt any of the following live captive  
3 wild animals for the purpose of teaching hound dogs to track game:

4           1. Live captive rabbit purchased or otherwise acquired from a person holding  
5 a captive wild animal farm license.

6           2. Live captive raccoon.

7           3. Live captive bear of the species *Ursus americanus*.

8           **(3) DOG CLUB TRAINING LICENSE.** (a) The department may issue a dog club  
9 training license to an organization that meets the conditions established by the  
10 department by rule for dog club training licenses, that files a proper application and  
11 that pays the applicable fee.

12           (b) A dog club training license authorizes the club or its members to purchase,  
13 possess, release into the wild, and hunt species of live captive wild animals that are  
14 authorized by the department on property owned or leased by the club for the  
15 purpose of teaching a bird dog or hound dog to retrieve, point, flush, or track game.

16           **(4) RULES.** The department may promulgate rules to establish additional  
17 standards, limitations, and requirements for licenses issued under this section. The  
18 rules may include standards that provide adequate protection for the wild animals  
19 that are authorized under a dog training license.

20           **(5) RESTRICTIONS.** (a) No person may sell wild animals under a license issued  
21 under this section, but a person holding a bird dog training license who has been  
22 contracted to train a dog may charge for the wild birds used in the training.

23           (b) A license under this section does not authorize organized competitive field  
24 events.

1           **22.21 Dog trial licenses. (1) BIRD DOG TRIAL LICENSE.** (a) The department  
2 shall issue a bird dog trial license to any person who files a proper application and  
3 who pays the applicable fee.

4           (b) A bird dog trial license authorizes the holder of the license to purchase,  
5 possess, release into the wild, and hunt any live captive wild bird for any organized  
6 competitive field event that involves sporting dog breeds and that is sanctioned,  
7 licensed, or recognized by a local, state, regional, or national dog organization.

8           **(2) HOUND DOG TRIAL LICENSE.** (a) The department shall issue a hound dog trial  
9 license to any person who files a proper application and who pays the applicable fee.

10          (b) A hound dog trial license authorizes the holder of the license to purchase,  
11 possess, release into the wild, and hunt live captive raccoon, live captive rabbit, and  
12 live captive bear of the species *Ursus americanus* for any organized competitive field  
13 event that involves sporting dog breeds and that is sanctioned, licensed, or  
14 recognized by a local, state, regional, or national dog organization.

15          **(3) RULES.** The department may promulgate rules to establish additional  
16 standards, limitations, and requirements for licenses issued under this section. The  
17 rules may include standards that provide adequate protection for the wild animals  
18 that are authorized under a dog trial license.

19           **22.23 Stocking license. (1) ISSUANCE.** The department may issue stocking  
20 licenses. If the department issues stocking licenses, it shall issue a stocking license  
21 to any person who files a proper application and who pays the applicable fee.

22           **(2) AUTHORIZATION.** A stocking license authorizes the holder of the license to  
23 purchase, possess, introduce, or stock wild animals.

24           **(3) RULES.** The department may promulgate rules to establish additional  
25 standards, limitations, and requirements for stocking licenses. The rules may

1 include the species of wild animals that may be introduced or stocked and the  
2 locations at which those species of wild animals may be introduced or stocked.

3 **22.24 Rehabilitation license. (1) ISSUANCE.** The department shall issue a  
4 rehabilitation license to rehabilitate wild animals to any individual who is at least  
5 18 years of age, who meets the qualifications under rules promulgated under sub. (2),  
6 and who files a proper application.

7 **(2) QUALIFICATIONS; RULES.** The department shall promulgate rules to establish  
8 the qualifications required to obtain a rehabilitation license, the types of activities  
9 authorized by a rehabilitation license and the standards, limitations, and  
10 requirements for rehabilitation licenses. The department may promulgate rules to  
11 establish standards for exempting an individual from any of these rules or from any  
12 provisions under this chapter.

13 **22.25 Scientific research license. (1) ISSUANCE. (a)** The department shall  
14 issue a scientific research license to any person who is engaged in a study or in  
15 research that the department determines will lead to increased, useful scientific  
16 knowledge and who files a proper application and who pays the applicable fee.

17 **(b)** The department may also require the person to submit with the license  
18 application a copy of any of the following:

- 19 1. The person's study plan or research proposal.
- 20 2. An approval received by the person under 9 CFR 2.31.

21 **(2) AUTHORIZATION.** A scientific research license authorizes the holder of the  
22 license to take from the wild, possess, kill, or propagate the ~~types~~<sup>species</sup> of native wild  
23 animals that the department authorizes under the license.

1 (3) SCOPE OF LICENSE; CONTENTS. A scientific research license shall contain the  
2 holder's name and address, the date of issuance, and all of the following conditions  
3 or limitations:

4 (a) The specific purposes for which it is issued.

5 (b) The ~~number~~<sup>species</sup> of wild animals and the number of each ~~type~~<sup>species</sup> to be studied.

6 (c) The locations from where the wild animals will be taken.

7 (d) The locations at which the wild animals will be kept and studied.

8 (e) The periods of time in which the wild animals may be studied.

9 (f) Any other conditions or limitations that the department considers  
10 reasonable.

11 (4) EQUIPMENT. A scientific research license may authorize the use of net guns,  
12 tranquilizer guns and other equipment or supplies for activities related to scientific  
13 research or study.

14 (5) TITLE TO; TRANSFER AND DISPOSAL OF WILD ANIMALS. (a) A person holding a  
15 scientific research license may not transfer any wild animal or its carcass held under  
16 the authority of the license unless the purpose of the transfer is to trade the wild  
17 animals for other animals for scientific research or classroom demonstrations and  
18 the transfer is specifically authorized by the department at the time of the transfer.

19 (b) A person holding a scientific research license shall release or dispose of a  
20 live wild animal possessed under the authority of the license, or its carcass, only in  
21 the manner specifically authorized by the department.

22 (6) RULES. The department may promulgate rules to establish additional  
23 standards, limitations, and requirements for scientific research licenses.

24 **22.26 Nonprofit educational exhibiting license. (1) ISSUANCE.** The  
25 department shall issue a nonprofit educational exhibiting license to any nature

1 center, aquarium, or educational institution if the center, aquarium, or institution  
2 is a nonstock, nonprofit corporation described under section 501 (c) (3) or (4) of the  
3 Internal Revenue Code and exempt from taxation under section 501 (a) of the  
4 Internal Revenue Code and if the center, aquarium, or institution files a proper  
5 application and pays the applicable fee.

6 (2) AUTHORIZATION. A nonprofit educational exhibiting license authorizes the  
7 person holding the license to do all of the following:

8 (a) Possess and exhibit live wild animals.

9 (b) Purchase and propagate live wild animals subject to sub. (3) (a) for the  
10 purpose of exhibiting only.

11 (3) AUTHORIZATION: RESTRICTION; TRADING. (a) A person holding a nonprofit  
12 educational exhibiting license may purchase or propagate only those <sup>species</sup> ~~types~~ of wild  
13 animals that the department specifically authorizes on the license.

14 (b) If a person holding a nonprofit educational exhibiting license determines  
15 that the person possesses more live wild animals than are necessary for exhibiting  
16 purposes, the person may sell the excess wild animals to another person who is not  
17 prohibited under this chapter from possessing the wild animals.

18 (4) RULES. The department may promulgate rules establishing standards,  
19 limitations, and requirements for nonprofit educational exhibiting licenses.

20 **22.27 Nonresident temporary exhibiting license.** (1) ISSUANCE. The  
21 department shall issue a nonresident temporary exhibiting license to any individual  
22 who is a nonresident or to any business organization that is not organized under the  
23 laws of this state, if the individual or organization meets the requirement under sub.

24 (2), files a proper application, and pays the applicable fee.

1           (2) FEDERAL REQUIREMENT. An applicant for a nonresident temporary exhibiting  
2 license shall hold any license or permit that may be required under 7 USC 2131 to  
3 2159 at the time the department issues the applicant the license.

4           (3) AUTHORIZATION. A person holding a nonresident temporary exhibiting  
5 license may do all of the following:

6           (a) Possess and exhibit live wild animals at locations designated by the  
7 department under the license for the production of motion pictures or television  
8 programs or as parts of theatrical acts, carnivals, or other animal attractions or  
9 displays.

10           (b) Move live wild animals in mobile facilities that do not meet the rules for  
11 housing under s. 22.39.

12           (4) RULES. The department may promulgate rules to establish additional  
13 standards, limitations, and requirements for nonresident temporary exhibiting  
14 licenses.

15           **22.29 Validation licenses.** (1) ELIGIBILITY. (a) *Initial validation license.* A  
16 person to whom all of the following conditions apply is eligible for an initial  
17 validation license:

18           1. The person has a license or permit under s. 29.863, 1999 stats., s. 29.865,  
19 1999 stats., s. 29.867, 1999 stats., s. 29.869, 1999 stats., or s. 29.877, 1999 stats., on  
20 the effective date of this subdivision .... [revisor inserts date].

21           2. The licenses available under ss. 22.15 to 22.27 do not permit the continuation  
22 of an activity that was allowed under the license or permit under s. 29.863, 1999  
23 stats., s. 29.865, 1999 stats., s. 29.867, 1999 stats., s. 29.869, 1999 stats., or s. 29.877,  
24 1999 stats., on the effective date of this subdivision .... [revisor inserts date], at the



1 location where the activity is being conducted on the effective date of this subdivision  
2 .... [revisor inserts date].

3 3. The person obtains a license under this chapter for any activity that was  
4 allowed under the license or permit under s. 29.863, 1999 stats., s. 29.865, 1999  
5 stats., s. 29.867, 1999 stats., s. 29.869, 1999 stats., or s. 29.877, 1999 stats., on the  
6 effective date of this subdivision .... [revisor inserts date], and for which a license  
7 under ss. 22.15 to 22.27 is available.

8 (b) *Subsequent validation license.* A person who meets all of the following  
9 conditions is eligible for a subsequent validation license:

10 1. The person had a license or permit under s. 29.863, 1999 stats., s. 29.865,  
11 1999 stats., s. 29.867, 1999 stats., s. 29.869, 1999 stats., or s. 29.877, 1999 stats., on  
12 the effective date of this subdivision .... [revisor inserts date].

13 2. The person obtained a license under ss. 22.15 to 22.27 for an activity that was  
14 allowed under the license or permit under s. 29.863, 1999 stats., s. 29.865, 1999  
15 stats., s. 29.867, 1999 stats., s. 29.869, 1999 stats., or s. 29.877, 1999 stats., on the  
16 effective date of this subdivision .... [revisor inserts date].

17 3. Rules applicable to licenses available under ss. 22.15 to 22.27 are  
18 promulgated so as not to permit the continuation of an activity that was allowed  
19 under the license or permit under s. 29.863, 1999 stats., s. 29.865, 1999 stats., s.  
20 29.867, 1999 stats., s. 29.869, 1999 stats., or s. 29.877, 1999 stats., on on the effective  
21 date of this subdivision .... [revisor inserts date], at the location where the activity  
22 was conducted on the effective date of this subdivision .... [revisor inserts date].

23 (2) APPLICATION. (a) *Initial validation license.* An eligible person may apply  
24 for an initial validation license no later than December 31, 2003.

1           (b) *Subsequent validation license.* An eligible person may apply for a  
2 subsequent license no later than 6 months after the promulgation of rules described  
3 under sub. (1) (b) 3.

4           **(3) ISSUANCE.** The department shall issue a single validation license to any  
5 eligible person who files a proper application for the license. The validation license  
6 shall apply to all activities described under sub. (4) (a). The department shall specify  
7 on the validation license the activities that are permitted under the license. The  
8 department shall combine a subsequent validation license with an initial validation  
9 license that has been previously issued to the same person.

10           **(4) AUTHORIZATION; LIMITATIONS.** (a) Except as provided in pars. (c) to (e) and  
11 sub. (5), a validation license authorizes the continuation of all activities that the  
12 holder of the validation license is authorized to conduct on the effective date of this  
13 paragraph .... [revisor inserts date], under a license or permit issued under s. 29.863,  
14 1999 stats., s. 29.865, 1999 stats., s. 29.867, 1999 stats., s. 29.869, 1999 stats., s. or  
15 s. 29.877, 1999 stats., if the holder is actually engaged in those activities on the  
16 effective date of this paragraph .... [revisor inserts date].

17           (b) The authorization under par. (a) applies even though the activity is  
18 prohibited or limited under this chapter or under the rules promulgated under this  
19 chapter.

20           (c) A validation license does not authorize the rehabilitation of wild animals.

21           (d) A validation license does not authorize the hunting of pheasants in excess  
22 of the number of pheasants stocked.

23           (e) A validation license does not authorize the hunting or taking of hen  
24 pheasants beginning on December 15 of each year and ending on the following March  
25 31 within the boundaries of a pheasant and quail farm licensed under s. 29.865, 1999

1 stats., if the licensed farm is located totally or partially within a pheasant  
2 management zone that is established by the department for purposes of s. 29.191.

3 (5) CONDITIONS. (a) The department shall impose all of the conditions,  
4 restrictions and regulations on the validation license that were applicable to the  
5 same activity under s. 29.863, 1999 stats., s. 29.865, 1999 stats., s. 29.867, 1999  
6 stats., s. 29.869, 1999 stats., or s. 29.877, 1999 stats., and under any rules  
7 promulgated under those sections that were in effect on the effective date of this  
8 paragraph .... [revisor inserts date].

9 (b) A validation license is subject to ss. 22.06 (3m), 22.09, 22.11, 22.30, 22.33, 95 ✓  
10 22.34, 22.35, 22.36, 22.37, 22.39, 22.40, 22.42, 22.43, 22.45, and 22.46. ✓  
*and to any applicable provisions under chs. 93 and 95 ✓*

~~\*\*\*NOTE: Does the reference in s. 22.29 (5) (b) to 22.06 (3m) make sense? Does this  
need any references to ch. 95?\*\*\*~~

11 (6) RENEWAL; TRANSFERABILITY. (a) The department shall renew or transfer a  
12 validation license upon the same conditions as the original validation license.

13 (b) The department shall transfer a validation license, or any portion of a  
14 validation license, to any person who does all of the following:

- 15 1. Acquires the land that is subject to the validation license.
- 16 2. Meets the requirements of this section.
- 17 3. Applies to the department for transfer of the validation license, or any  
18 portion of the validation license, within 3 months after acquiring the land.

19 (c) If the holder of a validation license fails to renew the license within 45 days  
20 after the license's expiration date, the license expires and may never be renewed.

21 (d) If the land subject to a validation license is transferred and the validation  
22 license is not transferred as provided in par. (b), the license expires and may never  
23 be renewed.

1           **22.30 Endangered and threatened species.** No person may take from the  
2 wild, introduce, stock, release into the wild, exhibit, propagate, rehabilitate, hunt,  
3 sell, purchase, transfer, or engage in any other activity related to a live wild animal  
4 that is ~~a~~ <sup>an</sup> threatened ~~or~~ <sup>or</sup> endangered species unless the person is in compliance with  
5 this chapter, the rules promulgated under this chapter, and s. 29.604.

6           **22.31 License and tag fees. (1) FEES.** The following fees shall be paid to the  
7 department for the issuance or renewal of licenses:

8           (a) *Captive wild animal farm licenses.* 1. The fee for an initial Class A captive  
9 wild animal farm license is \$200 and the fee for an initial Class B captive wild  
10 animal farm license is \$50. The department shall waive the fee for an initial license  
11 under this subdivision for an individual who is under 14 years of age if the individual  
12 is a member of a 4-H club or a sporting club.

13           2. The fee for a renewal of a Class A captive wild animal farm license is \$100,  
14 and the fee for a renewal of a Class B captive wild animal farm license is \$25.

15           (d) *Wild fur farm license.* The fee for a wild fur farm license is \$50.

16           (e) *Bird hunting preserve licenses.* 1. The fee for an initial Class A bird hunting  
17 preserve license is \$300, and the fee for an initial Class B bird hunting preserve  
18 license is \$200.

19           2. The fee for a renewal of a Class A bird hunting preserve license is \$200, and  
20 the fee for a renewal of a Class B bird hunting preserve license is \$100.

21           (f) *Dog training licenses.* 1. The fee for a bird dog training license is \$25.

22           2. The fee for a hound dog training license is \$25.

23           3. The fee for a dog club training license is \$100.

24           (g) *Dog trial licenses.* 1. The fee for a bird dog trial license is \$25.

25           2. The fee for a hound dog trial license is \$25.

1 (i) *Stocking license*. The fee for a stocking license is \$25.

2 (j) *Rehabilitation license*. There is no fee for a rehabilitation license.

3 (k) *Scientific research license*. The fee for a scientific research license is \$25.

4 (L) *Nonprofit educational exhibiting license*. The fee for a nonprofit  
5 educational exhibiting license is \$25.

6 (m) *Nonresident temporary exhibiting license*. The fee for a nonresident  
7 temporary exhibiting license is \$50.

8 (o) *Validation license*. There is no fee for an initial or subsequent validation  
9 license.

10 (2) LATE FEE. The late fee for the renewal of any license issued under this  
11 chapter that is filed after the expiration date of the license is \$20.

12 (3) APPLICABILITY OF LICENSE; CUMULATIVE FEES. (a) Except as provided in par.  
13 (b) or (bn), a license issued under this section authorizes the applicable activity on  
14 only one block of contiguous land.

15 (b) The department shall continue to issue one license under this chapter to a  
16 business or other operation that was licensed for certain activities as one legal entity  
17 with one set of records under one license under s. 29.865, 1999 stats., s. 29.867, 1999  
18 stats., or s. 29.869, 1999 stats., if the activities for which the license was issued were  
19 conducted on noncontiguous land and there is one license that authorizes all of those  
20 activities. The department shall continue to issue the one license until the person  
21 holding that one license ceases to be issued a license for the activities or until the  
22 person holding the one license issued ceases to have a controlling interest in that  
23 business or operation.

24 (bn) Upon request of an applicant for a Class A bird hunting preserve license,  
25 the department shall issue a single license for a Class A bird hunting preserve that

1 is not in one block of contiguous land if each parcel of the land is at least 80 acres in  
2 size and if all of the parcels are located in the same county or if each of the outlying  
3 parcels is either in the same county as the county as the parcel on which the hunting  
4 preserve bases its operations or in a county that is adjacent to that county.

5 (c) A person applying for 2 or more licenses under this section that are  
6 necessary to engage in a single business or other operation shall pay a total fee that  
7 equals the fee for the required license with the highest fee that is required, plus 50%  
8 of the fee for each additional required license.

9 (4) TAGS. Any tags required by this chapter or rules promulgated under this  
10 chapter shall be provided by the department for a fee that is equal to the cost to the  
11 department.

12 **22.32 Licenses; effective periods. (1) CAPTIVE WILD ANIMAL FARM LICENSE.**  
13 A captive wild animal farm license is valid from the date of issuance until the  
14 following December 31.

15 (4) WILD FUR FARM LICENSE. A wild fur farm license is valid from the date of  
16 issuance until the 3rd December 31 following the date of issuance.

17 (5) BIRD HUNTING PRESERVE LICENSE. A bird hunting preserve license is valid  
18 from the date of issuance until the following May 30.

19 (6) DOG TRAINING LICENSES. (a) A bird dog training license is valid from the date  
20 of issuance until the 3rd December 31 following the date of issuance.

21 (b) A hound dog training license is valid from the date of issuance until the 3rd  
22 December 31 following the date of issuance.

23 (c) A dog club training license is valid from the date of issuance until the 3rd  
24 December 31 following the date of issuance.

1           (7) DOG TRIAL LICENSES. (a) A bird dog trial license is valid from the date of  
2 issuance until the following December 31.

3           (b) A hound dog trial license is valid from the date of issuance until the  
4 following December 31.

5           (9) STOCKING LICENSE. A stocking license is valid for the period specified on the  
6 license, which may not exceed 30 days.

7           (10) REHABILITATION LICENSE. A rehabilitation license is valid for 3 consecutive  
8 years from the date of issuance.

9           (11) SCIENTIFIC RESEARCH LICENSE. A scientific research license is valid from the  
10 date of issuance until the following December 31.

11           (12) NONPROFIT EDUCATIONAL EXHIBITING LICENSE. A nonprofit educational  
12 exhibiting license is valid from the date of issuance until the following December 31.

13           (13) NONRESIDENT TEMPORARY EXHIBITING LICENSE. (a) Except as provided in par.  
14 (b), a nonresident temporary exhibiting license is valid for the period specified on the  
15 license, which may not exceed 30 days.

16           (b) Upon application, the department may grant extensions of the nonresident  
17 temporary exhibiting license beyond 30 days.

18           (15) VALIDATION LICENSES. An initial or subsequent validation license is valid  
19 from the date of issuance until the 5th December 31 after the date of issuance and  
20 may be renewed for 5-year periods thereafter.

21           **22.33 Licenses; applications; renewals; terminations. (1) APPLICATION.**  
22 The application for a license under this chapter shall be on a form provided by the  
23 department or in a format approved by the department, and shall request the  
24 information required by the department. The department may not issue a license  
25 unless the applicant provides the information required.

1           **(2) ELIGIBILITY REQUIREMENTS FOR MINORS.** (a) Each applicant for a license under  
2 this chapter who is less than 18 years of age shall have the application signed by a  
3 parent or guardian.

4           (b) Except as provided in pars. (c) and (d), an individual who applies for a  
5 license under this chapter shall be at least 14 years of age.

6           (c) An individual who applies for a captive wild animal farm license may be less  
7 than 14 years of age if the individual is a member of a 4-H club or a sporting club.

8           (d) An individual who applies for a bird dog training license or a hound dog  
9 training license shall be at least 12 years of age.

10           **(3) RENEWALS.** (a) Except as provided in par. (b), a person applying to renew  
11 a license issued under this chapter shall file an application with the department on  
12 or before the expiration date of the license.

13           (b) A person may apply for a renewal of a license issued under this chapter not  
14 more than 45 days after the license's expiration date if the application is  
15 accompanied by the late fee specified under s. 22.31 (2), in addition to any regular  
16 renewal fee.

17           **(4) INCORRECT INFORMATION.** No person may provide information that the  
18 person knows to be incorrect in order to obtain a license issued under this chapter  
19 to which the person is not entitled.

20           **(5) EXPIRATION OF LICENSE.** A person holding a license issued under this section  
21 that expires or is revoked or suspended shall remove or cause to be removed from the  
22 land subject to the license any signs indicating that the land was so licensed within  
23 45 days after the expiration, revocation, or suspension.

24           **(6) COMPLIANCE.** No person may violate any condition or limitation imposed by  
25 the department on a license issued under this chapter.