

1           **22.34 Denial and revocation of licenses based on child support**  
2 **delinquency. (1) SOCIAL SECURITY NUMBERS REQUIRED.** The department shall  
3 require an applicant who is an individual to provide his or her social security number  
4 as a condition of applying for, or applying to renew, any license issued under this  
5 chapter.

6           **(2) DISCLOSURE OF SOCIAL SECURITY NUMBERS.** The department of natural  
7 resources may not disclose any social security numbers received under sub. (1) to any  
8 person except to the department of workforce development for the sole purpose of  
9 administering s. 49.22.

10           **(3) DENIAL OF APPROVALS. (a)** As provided in the memorandum of understanding  
11 required under s. 49.857 (2), the department of natural resources shall deny an  
12 application to issue or renew, to suspend if already issued, or to otherwise withhold  
13 or restrict a license issued under this chapter if the applicant for or the holder of the  
14 license is delinquent in making court-ordered payments of child or family support,  
15 maintenance, birth expenses, medical expenses, or other expenses related to the  
16 support of a child or former spouse or if the applicant or holder fails to comply with  
17 a subpoena or warrant issued by the department of workforce development or a  
18 county child support agency under s. 59.53 (5) and relating to paternity or child  
19 support proceedings.

20           **(b)** As provided in the memorandum of understanding required under s. 49.857  
21 (2), the department of natural resources shall deny an application to issue or renew  
22 a license issued under this chapter if the applicant for or the holder of the license fails  
23 to provide his or her social security number as required under sub. (1).

24           **22.35 Denial and revocation of licenses based on tax delinquency. (1)**  
25 **SOCIAL SECURITY AND IDENTIFICATION NUMBERS REQUIRED.** The department shall

1 require an applicant who is an individual to provide his or her social security number  
2 and an applicant who is not an individual to provide the applicant's federal employer  
3 identification number as a condition of applying for, or applying to renew, any of the  
4 following licenses:

5 (a) A captive wild animal farm license.

6 (b) A wild fur farm license.

7 (c) A bird hunting preserve license.

8 (2) DISCLOSURE OF NUMBERS. The department of natural resources may not  
9 disclose any information received under sub. (1) to any person except to the  
10 department of revenue for the sole purpose of making certifications required under  
11 s. 73.0301.

12 (3) DENIAL AND REVOCATION. The department of natural resources shall deny  
13 an application to issue or renew, or shall revoke if already issued, a license specified  
14 in sub. (1) if the applicant for or the holder of the license fails to provide the  
15 information required under sub. (1) or if the department of revenue certifies that the  
16 applicant or license holder is liable for delinquent taxes under s. 73.0301.

17 **22.36 Record-keeping and reporting requirements.** (1) CAPTIVE WILD  
18 ANIMAL FARM LICENSES, BIRD HUNTING PRESERVE LICENSES, AND NONPROFIT EDUCATIONAL  
19 EXHIBITING LICENSES. (a) *Records; generally.* Each person holding a captive wild  
20 animal farm license, a bird hunting preserve license, or a nonprofit educational  
21 exhibiting license shall keep a correct and complete record of all of the following  
22 information:

23 1. For each transaction in which live wild animals are purchased, sold,  
24 acquired, or transferred:

1           a. The complete name and address and the number of any license issued under  
2 this chapter of the person from whom the wild animals were purchased or acquired  
3 or of the person to whom the wild animals were sold or transferred.

4           b. The date of the transaction and the number and species of the wild animals.

5           2. All wild animals belonging to the holder of the license that have died, have  
6 been killed, or have escaped.

7           (b) *Records; additional requirements; exemptions.* 1. A person holding a bird  
8 hunting preserve license is exempt from keeping the records required under par. (a)  
9 1. a. for those wild birds that are killed on the land subject to the license.

10           2. For the taking of wild reptiles or wild amphibians from the wild, a person  
11 required to hold a license for such taking under this chapter shall include in the  
12 person's records the date of the taking and the location of the taking.

13           (2) **WILD FUR FARM LICENSES.** Each person holding a wild fur farm license shall  
14 keep a correct and complete record of the complete name and address and the number  
15 of any license issued under this chapter of each person to whom the license holder  
16 sells a live fur-bearing wild animal.

17           (3) **REHABILITATION LICENSES.** Each person holding a rehabilitation license shall  
18 keep a correct and complete record of all of the following information for each wild  
19 animal:

20           (a) The date that the wild animal in need of rehabilitation is received and the  
21 species of the wild animal.

22           (b) The condition of the wild animal that requires rehabilitation.

23           (c) The disposition of the wild animal, including the date and location of its  
24 release into the wild or its transfer to the department.

25           (d) The cause of death, if known, for a wild animal that dies.

1 (e) Health records as required by the department.

2 (4) DOG TRAINING AND TRIAL LICENSES. Each person holding a bird dog training  
3 license, a hound dog training license, a dog club training license, a bird dog trial  
4 license, or a hound dog trial license shall keep a receipt of the purchase of each wild  
5 animal purchased under the authority of the license and a correct and complete  
6 record of any testing for disease on these wild animals that is required under rules  
7 promulgated under s. 22.06 (3m).

8 (5) SCIENTIFIC RESEARCH LICENSES. Each person holding a scientific research  
9 license shall keep a correct and complete record of all of the following information for  
10 each wild animal:

11 (a) The disposition of the wild animal, including the date and location of its  
12 release into the wild or its transfer to the department.

13 (b) The cause of death, if known, for a wild animal that dies.

14 (7) ADDITIONAL INFORMATION. The department may impose additional  
15 record-keeping requirements on any holders of licenses under this chapter.

16 (8) ZOOS. If a zoo or aquarium is not an accredited member of the American Zoo  
17 and Aquarium Association, the governing body of the zoo or aquarium shall keep  
18 correct and complete records of all transactions involving the movement of wild  
19 animals that are native wild animals, nonnative wild animals of the family cervidae,  
20 harmful wild animals, or endangered or threatened species. The department shall  
21 determine the information to be kept in these records.

22 (9) RECORDS; TIMING. (a) A person holding a license subject to this section shall  
23 record all of the information required under this section within 7 days after the  
24 occurrence of the transaction or activity. A person holding a license subject to this

1 section shall keep these records for 3 years after the last day of the year in which the  
2 record was entered.

3 (b) In addition to the requirements under par. (a), the person holding a license  
4 subject to this section shall provide a copy of the record required under this section  
5 to the department on a quarterly basis, as determined by the department, if the  
6 transaction or activity involved any live wild animal of the family canidae, ursidae,  
7 mustelidae, or felidae, or any harmful wild animal.

8 (d) The department may require, by rule, that submission of the records  
9 required under this section to the department be a condition for renewal of any  
10 license subject to this section.

11 **(10) REPORTS.** (a) Each person holding a license subject to this section shall  
12 submit an annual summary report for each license year to the department that  
13 contains all of the following information for each species of wild animal possessed by  
14 the person holding the license:

15 1. The number of wild animals that the person holding the license possesses  
16 on the date of the report.

17 2. The number of wild animals that the person holding the license has  
18 purchased or otherwise acquired during the reporting year.

19 3. The number of wild animals that the person holding the license has sold,  
20 released into the wild, or otherwise transferred during the reporting year.

21 4. The number of wild animals that have been killed or have escaped or died  
22 during the reporting year.

23 (b) The person holding the license shall submit the annual report under par.

24 (a) within 30 days after the last day of the license year that the report covers.

1           **(10m) PRIOR RECORDS.** A person required to keep records or reports under s.  
2           29.853 (3) (b), 1999 stats., 29.855 (3) (c), 1999 stats., s. 29.865 (4) (b), 1999 stats.,  
3           29.867 (8), 1999 stats., s. 29.869 (9), 1999 stats., s. 29.871, 1999 stats., or s. 29.877  
4           (6), 1999 stats., shall maintain copies of the records and reports that are in existence  
5           on the effective date of this subsection .... [revisor inserts date] for a period of 3 years  
6           beginning on the effective date of this subsection .... [revisor inserts date].

7           **(11) REQUIREMENTS AS TO FORM.** The records and reports required under this  
8           section shall be in the English language and shall be on forms provided by the  
9           department or in a format approved by the department.

10           **22.37 Inspections. (1) DEPARTMENTAL AUTHORITY.** For purposes of enforcing  
11           this chapter and the rules promulgated under this chapter with respect to a person  
12           who is required to have a license or maintain records under this chapter, a  
13           conservation warden or representative of the department, upon presenting his or her  
14           credentials to that person, may do any of the following:

15           (a) Enter and inspect any land, vehicle, building, or other structure where live  
16           wild animals are possessed or where carcasses of wild animals are possessed.

17           (b) Inspect any equipment, materials, or other activities related to the wild  
18           animals.

19           (c) Gain access to and inspect any records required to be kept under s. 22.36.

20           (d) Investigate and inspect any wild animal or any other animal to be  
21           introduced, stocked, or released into the wild. Inspection under this paragraph may  
22           include the removal of reasonable diagnostic samples from wild animals for  
23           biological examination.

24           **(2) TIMES FOR INSPECTIONS.** An inspection authorized under sub. (1) or (4) may  
25           be conducted during any of the following times:

*under this section  
or s. 22.38*

- 1 (a) Normal business hours.
- 2 (b) During the time that the person who possesses wild animals or carcasses
- 3 of wild animals is conducting business.
- 4 (c) At any time, if the inspection is necessary for public health, safety, or
- 5 welfare.

*who has been requested to  
submit to an inspection*

6 (3) PROHIBITING INSPECTIONS. No person ~~required to have a license issued under~~  
 7 ~~this chapter~~ or an operator of a vehicle for such a person, or employee or person acting  
 8 on behalf of such a person, may prohibit entry as authorized under this section unless  
 9 a court restrains or enjoins the entry or inspection.

*or s. 22.38*

10 (4) INSPECTIONS OF INTRODUCED OR STOCKED ANIMALS. Only persons determined  
 11 by the department to be experienced in wildlife disease may remove diagnostic  
 12 samples under sub. (1) (d).

13 (5) TAXIDERMISTS. For an inspection of a taxidermist's place of business, this  
 14 section does not apply, and the department shall conduct the inspection as  
 15 authorized under s. 29.506 (7).

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16 **22.39 Humane care and housing.** (1) COMPLIANCE WITH RULES. No license  
 17 may be issued under this chapter unless the department determines that the  
 18 applicant will comply with all of the rules promulgated under subs. (2) and (3).

19 (2) RULES; GENERAL. The department shall promulgate and enforce rules for the  
 20 housing, care, treatment, ~~enhancement~~ <sup>enrichment</sup>, feeding, and sanitation of wild animals  
 21 subject to regulation under this chapter to ensure all of the following:

- 22 (a) That the wild animals receive humane treatment and ~~enhancement~~ <sup>enrichment</sup>.
- 23 (b) That the wild animals are held under sanitary conditions.
- 24 (c) That the wild animals receive adequate housing, care, and food.
- 25 (d) That the public is protected from injury by the wild animals.

1           **(3) RULES; HOUSING.** The rules for housing under sub. (2) shall include  
2 requirements for the size and location of permanent enclosures and of temporary  
3 enclosures at locations other than those where the wild animals are permanently  
4 housed. The rules regulating the location of enclosures shall include the distance  
5 required between 2 enclosures. The rules for housing shall include specifications for  
6 enclosures for each species of harmful wild animal that the department designates  
7 under s. 22.11 (1).

8           **(4) ORDERS.** The department may issue an order requiring any person holding  
9 a license under this chapter to comply with the rules promulgated under sub. (2).

10           **22.40 Trespassing.** A person who hunts, traps, kills, or takes a wild animal  
11 subject to regulation under this chapter on land subject to a license issued under this  
12 chapter without the permission of the license holder or of the holder's employee or  
13 agent is liable to the license holder for any damage that the person causes to any wild  
14 animal that is subject to regulation under this chapter or to any property or land that  
15 is subject to the license.

16           **22.42 Taking custody of captive wild animals. (1) INTAKE OF WILD ANIMALS.**  
17 A conservation warden may take into custody a wild animal that is subject to  
18 regulation under this chapter on behalf of the department if the conservation warden  
19 has reasonable grounds to believe that the wild animal is one of the following:

- 20           (a) An abandoned or stray captive wild animal.  
21           (b) An unwanted captive wild animal delivered to the conservation warden.  
22           (c) A wild animal possessed, taken, introduced, stocked, released, exhibited,  
23 propagated, rehabilitated, hunted, sold, or purchased in violation of this chapter, any  
24 rule promulgated under this chapter, or any ordinance enacted under s. 22.43.

1 (d) A captive wild animal that is not confined as required by a quarantine under  
2 s. 93.07 (10) or any rule or ordinance relating to the control of any animal disease.

3 (e) A captive wild animal that has caused damage to persons or property.

4 (f) A participant in an animal fight intentionally instigated by any person.

5 (g) A captive wild animal that has been mistreated in violation of this chapter,  
6 any rule promulgated under this chapter, or ch. 951.

7 (h) A captive wild animal delivered by a veterinarian under s. 173.13 (2).

8 (i) A captive wild animal that is dead, dying, or sick and that has been exposed  
9 to, or is known to be infected with, a contagious or infectious disease as defined in  
10 the rules promulgated by the department of agriculture, trade and consumer  
11 protection under s. 95.001 (2) or with a disease or parasite that has pathological  
12 significance to humans or to any animals.

13 (j) A captive wild animal that has escaped and has not been returned to its  
14 owner or another person who is authorized to possess the animal.

15 (k) A wild animal that is being housed or held in violation of s. 22.39.

16 (2) TRANSFER OF WILD ANIMALS. (a) A conservation warden shall accept into  
17 custody any wild animal that is delivered by a law enforcement officer or humane  
18 officer.

19 (b) A conservation warden and the department shall comply with the  
20 applicable procedures under ss. 29.931, 29.934, and 968.20 as they relate to seized  
21 and confiscated wild animals, carcasses, vehicles, boats, or other objects or property.

22 **22.43 Local ordinances.** A municipality or county may enact and enforce an  
23 ordinance that prohibits the possession or selling of live wild animals.

1           **22.45 Penalties; revocations. (1) DEFINITION.** In this section, “violation of  
2 this chapter” means a violation of this chapter or any rule promulgated under this  
3 chapter.

4           **(2) PENALTIES.** For a violation of this chapter, a person shall be subject to a  
5 forfeiture of not more than \$200, except as follows:

6           **(a) Possession.** For possessing any live wild animal, or a carcass of a wild  
7 animal, in violation of this chapter, a person shall forfeit not less than \$100 nor more  
8 than \$500.

9           **(b) Sale or purchase.** For selling or purchasing any live wild animal in violation  
10 of this chapter, a person shall be fined not less than \$100 nor more than \$2,000 or  
11 imprisoned for not more than 6 months or both.

12           **(c) Possession, sale, release, and descenting of live skunks.** For possessing,  
13 selling, purchasing, descenting, introducing, stocking, or releasing into the wild a  
14 live skunk in violation of this chapter, a person shall forfeit not less than \$100 nor  
15 more than \$1,000. This penalty shall apply in lieu of the penalties under pars. (a)  
16 and (b).

17           **(d) Taking of bear and deer.** For taking bear or deer from the wild in violation  
18 of s. 22.05, or a rule promulgated thereunder, a person shall be fined not less than  
19 \$1,000 nor more than \$2,000 or imprisoned for not more than 6 months or both.

20           **(e) Harmful wild animals.** For a violation of s. 22.11 (2) (b) or (c), a person shall  
21 be fined not less than \$500 nor more than \$5,000 or imprisoned for not more than  
22 6 months or both.

23           **(g) Obtaining license during period of revocation.** For obtaining any license  
24 under this chapter during the period of time when that license is revoked or

1 suspended by any court, a person shall be fined not more than \$200 or imprisoned  
2 for not more than 90 days or both.

3 (3) PENALTY; VIOLATION OF ORDER. Any person who fails to comply with an order  
4 issued under s. 22.39 (4) within 10 days after its issuance is subject to a forfeiture  
5 of not more than \$200.

6 (4) DIMINISHED PENALTIES. No penalty imposed under sub. (2) shall be held to  
7 be diminished because the violation for which it is imposed falls also within the scope  
8 of a more general prohibition.

9 (5) PENALTIES; REPEATERS. If a person is convicted of any violation of this chapter  
10 and it is alleged in the indictment, information, or complaint, and proved or admitted  
11 at trial or ascertained by the court after conviction that the person was previously  
12 convicted within a period of 5 years for a violation of this chapter, the person shall  
13 be subject to all of the following in addition to the penalty for the current violation:

14 (a) The person shall be fined not more than \$100 or imprisoned for not more  
15 than 6 months or both.

16 (b) For violations under sub. (2) (a), (b), (d), and (e), the court shall revoke all  
17 of the licenses issued to the person under this chapter, and the department may not  
18 issue any license under this chapter to the person for a period of one year after the  
19 current conviction.

20 (6) COURT REVOCATIONS AND SUSPENSIONS. In addition to or in lieu of any other  
21 penalty for violation of this chapter, the court may revoke or suspend any privilege  
22 or license under this chapter for a period of up to 3 years.

23 (7) REVOCATIONS BY THE DEPARTMENT. In addition to revocations under subs. (5)  
24 (b) and (6), the department may revoke any license to which any of the following  
25 applies:

1 (a) The department determines that the license was fraudulently procured,  
2 erroneously issued, or otherwise prohibited by law.

3 (b) The department determines that the person holding the license is not in  
4 compliance with this chapter or with a rule promulgated under this chapter.

5 **(8) PROHIBITIONS DURING PERIODS OF SUSPENSION OR REVOCATION.** (a) Any person  
6 who has had a license or privilege under this chapter revoked or suspended and who  
7 engages in the activity authorized by the license or in the privilege during the period  
8 of revocation or suspension is subject to the following penalties, in addition to any  
9 other penalty imposed for failure to have a license:

10 1. For the first conviction, the person shall forfeit not less than \$300 nor more  
11 than \$500.

12 2. If the number of convictions in a 5-year period equals 2 or more, the person  
13 shall be fined not less than \$500 nor more than \$1,000.

14 (b) The 5-year period under par. (a) 2. shall be measured from the dates of the  
15 violations which resulted in the convictions.

16 **(9) PARTIES TO A VIOLATION.** (a) Whoever is concerned in the commission of a  
17 violation of this chapter is a principal and may be charged with and convicted of the  
18 violation of this chapter although he or she did not directly commit it and although  
19 the person who directly committed it has not been convicted of the violation of this  
20 chapter.

21 (b) A person is concerned in the commission of the violation of this chapter if  
22 the person does any of the following:

23 1. Directly commits the violation of this chapter.

24 2. Aids and abets the commission of the violation of this chapter.

1           3. Is a party to a conspiracy with another to commit the violation of this chapter  
2 or advises, hires, or counsels or otherwise procures another to commit it.

3           **22.46 Natural resources assessments and restitution payments. (1)**

4           NATURAL RESOURCES ASSESSMENTS. (a) If a court imposes a fine or forfeiture for a  
5 violation of this chapter or a rule promulgated under this chapter, the court shall  
6 impose a natural resources assessment equal to 75% of the amount of the fine or  
7 forfeiture.

8           (b) If a fine or forfeiture is suspended in whole or in part, the natural resources  
9 assessment shall be reduced in proportion to the suspension.

10           (c) If any deposit is made for an offense to which this subsection applies, the  
11 person making the deposit shall also deposit a sufficient amount to include the  
12 natural resources assessment prescribed in this subsection. If the deposit is  
13 forfeited, the amount of the natural resources assessment shall be transmitted to the  
14 state treasurer under par. (d). If the deposit is returned, the natural resources  
15 assessment shall also be returned.

16           (d) The clerk of the court shall collect and transmit to the county treasurer the  
17 natural resources assessment and other amounts required under s. 59.40 (2) (m).  
18 The county treasurer shall then make payment to the state treasurer as provided in  
19 s. 59.25 (3) (f) 2. The state treasurer shall deposit the amount of the natural  
20 resources assessment in the conservation fund.

21           (e) All moneys collected from natural resources assessments shall be deposited  
22 in the conservation fund and credited to the appropriation under s. 20.370 (3) (mu).

23           **(2) NATURAL RESOURCES RESTITUTION PAYMENTS.** (a) If a court imposes a fine or  
24 forfeiture for a violation of this chapter for failure to obtain a license required under  
25 this chapter, the court shall impose a natural resources restitution payment equal

1 to the amount of the fee for the license that was required and should have been  
2 obtained.

3 (b) If a fine or forfeiture is suspended in whole or in part, the natural resources  
4 restitution payment shall be reduced in proportion to the suspension unless the court  
5 directs otherwise.

6 (c) If any deposit is made for an offense to which this subsection applies, the  
7 person making the deposit shall also deposit a sufficient amount to include the  
8 natural resources restitution payment prescribed in this subsection. If the deposit  
9 is forfeited, the amount of the natural resources restitution payment shall be  
10 transmitted to the state treasurer under par. (d). If the deposit is returned, the  
11 natural resources restitution payment shall also be returned.

12 (d) The clerk of the court shall collect and transmit to the county treasurer the  
13 natural resources restitution payment and other amounts required under s. 59.40  
14 (2) (m). The county treasurer shall then make payment to the state treasurer as  
15 provided in s. 59.25 (3) (f) 2. The state treasurer shall deposit the amount of the  
16 natural resources restitution payment in the conservation fund.

17 (e) All moneys collected from natural resources restitution payments shall be  
18 deposited in the conservation fund and credited to the appropriation account under  
19 s. 20.370 (3) (mu).

20 **SECTION 4.** 23.09 (2) (f) of the statutes is amended to read:

21 23.09 (2) (f) *Propagation, ~~game and~~ of fish.* Subject to s. 95.60, capture,  
22 propagate, transport, sell or exchange any species of ~~game or~~ fish needed for stocking  
23 or restocking any ~~lands or~~ waters of the state.

24 **SECTION 5.** 23.50 (1) of the statutes is amended to read:

1           23.50 (1) The procedure in ss. 23.50 to 23.85 applies to all actions in circuit  
2 court to recover forfeitures, penalty assessments, jail assessments, applicable  
3 weapons assessments, applicable environmental assessments, applicable wild  
4 animal protection assessments, applicable natural resources assessments,  
5 applicable fishing shelter removal assessments, applicable snowmobile registration  
6 restitution payments and applicable natural resources restitution payments for  
7 violations of ss. 77.09, 90.21, 134.60, 167.10 (3), 167.31 (2), 281.48 (2) to (5), 283.33,  
8 285.57 (2), 285.59 (2), (3) (c) and (4), 287.07, 287.08, 287.81 and 299.64 (2), subch. VI  
9 of ch. 77, this chapter and chs. 22 and 26 to 31 and of ch. 350, and any administrative  
10 rules promulgated thereunder, violations specified under s. 285.86, violations of ch.  
11 951 if the animal involved is a captive wild animal, violations of rules of the Kickapoo  
12 reserve management board under s. 41.41 (7) (k) or violations of local ordinances  
13 enacted by any local authority in accordance with s. 23.33 (11) (am) or 30.77.

14           **SECTION 6.** <sup>✓</sup>23.50 (3) of the statutes is amended to read:

15           23.50 (3) All actions in municipal court to recover forfeitures, penalty  
16 assessments and jail assessments for violations of local ordinances enacted by any  
17 local authority in accordance with s. 23.33 (11) (am) or 30.77 shall utilize the  
18 procedure in ch. 800. The actions shall be brought before the municipal court having  
19 jurisdiction. Provisions relating to citations, arrests, questioning, releases,  
20 searches, deposits and stipulations of no contest in ss. 23.51 (~~1~~) (1m), (3) and (8),  
21 23.53, 23.54, 23.56 to 23.64, 23.66 and 23.67 shall apply to violations of such  
22 ordinances.

23           **SECTION 7.** <sup>✓</sup>23.51 (1) of the statutes is renumbered 23.51 (1m).

24           **SECTION 8.** <sup>✓</sup>23.51 (1d) of the statutes is created to read:

25           23.51 (1d) "Captive" has the meaning given in s. 22.01 (2).

1           **SECTION 9.** 23.51 (5) of the statutes is amended to read:

2           23.51 (5) “Natural resources restitution payment” means the payment imposed  
3 under s. 22.46 (2) or 29.989.

4           **SECTION 10.** 23.51 (9m) of the statutes is created to read:

5           23.51 (9m) “Wild animal” has the meaning given in s. 22.01 (37).

6           **SECTION 11.** 23.65 (1) of the statutes is amended to read:

7           23.65 (1) When it appears to the district attorney that a violation of s. 90.21,  
8 134.60, 281.48 (2) to (5), 283.33, 285.57 (2), 285.59 (2), (3) (c) and (4), 287.07, 287.08,  
9 287.81 or 299.64 (2), this chapter or ch. 22, 26, 27, 28, 29, 30, 31 or 350, or any  
10 administrative rule promulgated pursuant thereto, ~~or~~ a violation specified under s.  
11 285.86, or a violation of ch. 951, if the animal involved is a captive wild animal, has  
12 been committed the district attorney may proceed by complaint and summons.

13           **SECTION 12.** 23.795 (3) of the statutes is created to read:

14           23.795 (3) In lieu of an order of imprisonment under sub. (1) (a) for a violation  
15 of ch. 22, the court may revoke or suspend any privilege or license granted under ch.  
16 22 as provided in s. 22.45 (6).

17           **SECTION 13.** 23.795 (4) of the statutes is created to read:

18           23.795 (4) In lieu of an order of imprisonment under sub. (1) (a) for a violation  
19 of s. 90.21, the court may suspend any fence inspection certificate issued under s.  
20 90.21, as provided in s. 90.21 (8) (b).

21           **SECTION 14.** 25.29 (1) (a) of the statutes is amended to read:

22           25.29 (1) (a) Except as provided in ss. 25.293 and 25.295, all moneys accruing  
23 to the state for or in behalf of the department under chs. 22, 26, 27, 28, 29 and 350,  
24 subchs. I and VI of ch. 77 and ss. 23.09 to 23.31, 23.325 to 23.42, 23.50 to 23.99, 30.50

1 to 30.55, 70.58, 71.10 (5) and, 71.30 (10), and 90.21, including grants received from  
2 the federal government or any of its agencies except as otherwise provided by law.

3 SECTION 15. 25.29 (4m) of the statutes is amended to read:

4 25.29 (4m) Notwithstanding sub. (3), no moneys that accrue to the state for or  
5 in behalf of the department under ch. 22 or 29 or s. 90.21 may be expended or paid  
6 for the enforcement of the treaty-based, off-reservation rights to fish held by  
7 members of federally recognized American Indian tribes or bands domiciled in  
8 Wisconsin.

9 SECTION 16. 29.001 (24) of the statutes is amended to read:

10 29.001 (24) "Farm-raised deer" has the meaning given in s. 95.001 (1) (a) (ag).

11 SECTION 17. 29.001 (25m) of the statutes is created to read:

12 29.001 (25m) "Farm-raised game bird" <sup>has the meaning given in</sup> means a bird ~~that is held in captivity~~  
13 ~~and that is of a species that is hunted or a bird that is subject to a license under~~  
~~s. 22.01(12m)~~

14 ~~22.09, 22.20, or 22.21.~~

15 SECTION 18. 29.001 (26) of the statutes is amended to read:

16 29.001 (26) "Fish farm" has the meaning given in s. 95.60 (1) (a) 95.001 (1) (aj),  
17 except that "fish farm" does not include a state or municipal fish hatchery or a private  
18 fishing preserve.

19 SECTION 19. 29.001 (39) of the statutes is amended to read:

20 29.001 (39) "Game birds" means birds that are in the wild in this state and  
21 includes wild geese, brant, wild ducks, wild swan, rails, coots, gallinules, snipe,  
22 woodcock, plovers, sandpipers, ruffed grouse, prairie chicken, sharp-tailed grouse,  
23 pheasants, Hungarian gray partridge, Chukar chukar partridge, bobwhite, quail,  
24 crows and wild turkey. ~~"Game birds" does not include birds that are subject to a~~

25 ~~license issued under s. 22.09, 22.20, or 22.21.~~

1           **SECTION 20.** 29.001 (60) of the statutes is amended to read:

2           29.001 (60) “Nongame species” means any species of wild animal that is living  
3 in the wild and that is not classified as a game fish, game animal, game bird or  
4 fur-bearing animal.

5           **SECTION 21.** 29.011 (3) of the statutes is created to read:

6           29.011 (3) This section does not apply to farm-raised deer, farm-raised game  
7 birds, farm-raised fish, or wild animals that are subject to regulation under ch. 22.

8           **SECTION 22.** 29.024 (1) of the statutes is amended to read:

9           29.024 (1) APPROVALS REQUIRED. Except as specifically provided in ch. 22 or this  
10 chapter or s.95.55 (5), no person may hunt or trap in this state, fish in the waters of  
11 this state or engage in any of the activities regulated under this chapter unless the  
12 appropriate approval is issued to the person. A person shall carry the required  
13 approval with him or her at all times while hunting, trapping or fishing or engaged  
14 in regulated activities unless otherwise required by this chapter or unless otherwise  
15 authorized or required by the department. A person shall exhibit the approval to the  
16 department or its wardens on demand.

17           **SECTION 23.** 29.024 (2g) (a) 2. of the statutes is amended to read:

18           29.024 (2g) (a) 2. Any permit issued under s. 29.537, 29.733, 29.735, or 29.736  
19 or 29.871.

20           **SECTION 24.** 29.024 (2r) (a) 17. of the statutes is repealed.

21           **SECTION 25.** 29.024 (2r) (a) 18. of the statutes is repealed.

22           **SECTION 26.** 29.024 (2r) (a) 19. of the statutes is repealed.

23           **SECTION 27.** 29.024 (2r) (a) 20. of the statutes is repealed.

24           **SECTION 28.** 29.024 (2r) (a) 21. of the statutes is repealed.

25           **SECTION 29.** 29.024 (2r) (am) of the statutes is amended to read:

1           29.024 (2r) (am) *Social security and identification numbers exceptions.* If an  
2 applicant who is an individual does not have a social security number, the applicant,  
3 as a condition of applying for, or applying to renew, any of the approvals specified in  
4 par. (a) 1. to ~~21.~~ 16., shall submit a statement made or subscribed under oath or  
5 affirmation to the department that the applicant does not have a social security  
6 number. The form of the statement shall be prescribed by the department of  
7 workforce development. An approval issued by the department of natural resources  
8 in reliance on a false statement submitted by an applicant under this paragraph is  
9 invalid.

10           <sup>✓</sup>  
SECTION 30. 29.042 (1) of the statutes is amended to read:

11           29.042 (1) Beginning on January 1, 1998, the department may not enter into  
12 any agreement to make payments to persons holding approvals issued under s.  
13 29.501, 29.503, 29.506, 29.509, 29.512, 29.514, 29.519, 29.523, 29.526, 29.529,  
14 29.531, 29.533, 29.537, 29.607, 29.611, or 29.614, 29.865, 29.867, 29.869, 29.871 or  
15 ~~29.877~~ in exchange for the retirement of the approval or for the temporary or  
16 permanent cessation of any activity authorized under the approval.

17           SECTION 31. 29.047 (2) (b) of the statutes is amended to read:

18           29.047 (2) (b) The possession, transportation, delivery or receipt of farm-raised  
19 deer or farm-raised game birds, farm-raised fish, or wild animals that are subject  
20 to regulation under ch. 22.

21           <sup>✓</sup>  
SECTION 32. 29.055 of the statutes is amended to read:

22           **29.055 Wild animals; possession in closed season or in excess of bag**  
23 **limit.** Except as expressly provided in this chapter, no person may have in the  
24 person's possession or under the person's control, or have in storage, any wild animal  
25 or carcass that was taken during the closed season for that wild animal or that is in

1 excess of the bag or possession limit or contrary to the size limits for that wild animal.  
2 The open and closed seasons and the bag, possession and size limits of the state,  
3 province or country in which a wild animal was taken shall apply to the wild animal  
4 or the carcass if it was lawfully killed outside of this state. This section does not apply  
5 to farm-raised deer, farm-raised fish, farm-raised game birds, or wild animals that  
6 are subject to regulation under ch. 22.

7 **SECTION 33.** 29.057<sup>✓</sup> of the statutes is amended to read:

8 **29.057 Wild animals; possession in open season.** It is unlawful to possess  
9 or control at any time a protected wild animal or the carcass of any protected wild  
10 animal showing that it was taken during the closed season for the protected wild  
11 animal. This section does not apply to farm-raised deer, farm-raised fish,  
12 farm-raised game birds, or wild animals that are subject to regulation under ch. 22.

13 **SECTION 34.** 29.071<sup>✓</sup> of the statutes is amended to read:

14 **29.071 Wildlife on Indian reservations protected.** No person may remove  
15 or take from any Indian reservation the carcass of any protected wild animal during  
16 the closed season for the wild animal without a permit from except as authorized by  
17 the department under ch. 22 or this chapter.

18 **SECTION 35.** 29.191<sup>✓</sup> (2) (a) 3. of the statutes is amended to read:

19 29.191 (2) (a) 3. Any person hunting pheasant under s. 29.195 ~~or on premises~~  
20 ~~licensed under s. 29.865~~ is exempt from the requirements under subd. 1.

21 **SECTION 36.** 29.319<sup>✓</sup> (1) (intro.) of the statutes is amended to read:

22 29.319 (1) (intro.) ~~In regulating~~ The department may regulate falconry and the  
23 taking of raptors for use in falconry. In so doing, the department may do any of the  
24 following:

25 **SECTION 37.** 29.321<sup>✓</sup> of the statutes is repealed.

1           **SECTION 38.** 29.334 (title) of the statutes is amended to read:

2           **29.334 (title) Hunting and trapping; treatment of wild animals.**

3           **SECTION 39.** 29.334 of the statutes is renumbered 29.334 (1) and amended to  
4 read:

5           29.334 (1) A person who hunts or traps any game animal or fur-bearing animal  
6 shall kill the animal when it is taken and make it part of the daily bag or shall release  
7 the game animal or fur-bearing animal unless authorized under s. 29.857, 29.863,  
8 29.867, 29.869, 29.871 or 29.877.

9           **SECTION 40.** 29.334 (3) of the statutes is created to read:

10           29.334 (3) This section does not apply to farm-raised deer, farm-raised game  
11 birds, or wild animals that are subject to regulation under ch. 22.

12           **SECTION 41.** 29.337 (1) (intro.) of the statutes is amended to read:

13           29.337 (1) (intro.) The owner or occupant of any land, and any member of his  
14 or her family, may hunt or trap beaver, coyotes, foxes, raccoons, woodchucks, rabbits,  
15 and squirrels on the land without a license issued under ch. 22 or this chapter at any  
16 time, except as follows:

17           **SECTION 42.** 29.347 (2) of the statutes is amended to read:

18           29.347 (2) **DEER TAGS.** Except as provided under sub. (5) and s. 29.324 (3), any  
19 person who kills a deer shall immediately attach to the ear or antler of the deer a  
20 current validated deer carcass tag which is authorized for use on the type of deer  
21 killed. Except as provided under sub. (2m) ~~or s. 29.871 (7), (8) or (14)~~ or s. 29.89 (6),  
22 no person may possess, control, store or transport a deer carcass unless it is tagged  
23 as required under this subsection. The carcass tag may not be removed before  
24 registration. The removal of a carcass tag from a deer before registration renders the  
25 deer untagged.

1           **SECTION 43.** 29.351 of the statutes is renumbered 29.351 (1), and 29.351 (1) (c),  
2 as renumbered, is amended to read:

3           29.351 (1) (c) Possess the raw skin of any muskrat, mink, otter, fisher or pine  
4 marten at any time unless the person is the holder of a valid scientific collector  
5 permit, fur dealer license, trapping license or resident conservation patron license.  
6 No license is required for a person breeding, raising and producing domestic  
7 fur-bearing animals in captivity, as defined in s. ~~29.873~~ 29.627, or for a person  
8 authorized to take muskrats on a cranberry marsh under a permit issued to the  
9 person by the department.

10           **SECTION 44.** 29.351 (2m) of the statutes is created to read:

11           29.351 (2m) Subsection (1) does not apply to the skins of fur bearing animals  
12 that are subject to regulation under ch. 22.

13           **SECTION 45.** 29.354 (1) of the statutes is amended to read:

14           29.354 (1) APPROVAL NECESSARY. No person, ~~except a person who has a valid~~  
15 ~~hunting license, sports license, conservation patron license, taxidermist permit or~~  
16 ~~scientific collector permit and who is carrying this approval on his or her person, may~~  
17 possess or have under his or her control any game bird, or game animal or the carcass  
18 of any game bird or game animal unless the person has a valid hunting license, sports  
19 license, conservation patron license, taxidermist permit, or scientific collector  
20 permit.

21           **SECTION 46.** 29.354 (2) of the statutes is renumbered 29.354 (2) (a) and  
22 amended to read:

23           29.354 (2) (a) ~~No person, except a~~ Except as provided in par. (b), no person who  
24 ~~has a valid scientific collector permit, may take, needlessly destroy or possess or have~~

1 under his or her control the nest or eggs of any wild bird for which a closed season  
2 is prescribed under this chapter.

3 **SECTION 47.** 29.354 (2) (b) of the statutes is created to read:

4 29.354 (2) (b) A person who has a valid scientific collector permit may take or  
5 possess or have under his or her control the nest of a wild bird and may destroy the  
6 nest if necessary for a scientific purpose. *(farm-raised game birds;*

7 **SECTION 48.** 29.354 (4) of the statutes is repealed.

8 **SECTION 49.** 29.354 (5) of the statutes is created to read:

9 29.354 (5) CAPTIVE WILD ANIMALS. This section does not apply to farm-raised  
10 deer, farm-raised fish, or wild animals that are subject to regulation under ch. 22.

11 **SECTION 50.** 29.357 (5) (b) of the statutes is amended to read:

12 29.357 (5) (b) Subsections (1) to (4) do not apply to the possession,  
13 transportation, delivery or receipt of farm-raised deer ~~or~~, farm-raised fish,  
14 farm-raised game birds, or wild animals that are subject to regulation under ch. 22.

15 **SECTION 51.** 29.501 (9m) of the statutes is created to read:

16 29.501 (9m) This section applies to the raw furs and dressed furs of fur-bearing  
17 animals that are subject to regulation under ch. 22.

18 **SECTION 52.** 29.506 (4) of the statutes is amended to read:

19 29.506 (4) AUTHORIZATION. Subject to this section, a taxidermist permit  
20 authorizes the permit holder to possess and transport ~~wild animals or carcasses of~~  
21 wild animals in connection with his or her business. This authority supersedes, to  
22 the extent permitted under this section, restrictions on the possession and  
23 transportation of ~~wild animals and carcasses of wild animals~~ established under ch.  
24 22 and this chapter. A taxidermist permit entitles the permit holder to the same  
25 privileges as a Class A fur dealer's license.

1           **SECTION 53.** 29.539 (1m) of the statutes is amended to read:

2           29.539 (1m) Subsection (1) does not apply to farm-raised deer or, farm-raised  
3 fish, farm-raised game birds, or wild animals that are subject to regulation under  
4 ch. 22 or the carcasses of these animals.

5           **SECTION 54.** 29.541 (3) of the statutes is amended to read:

6           29.541 (3) EXEMPTION. This section does not apply to the meat from  
7 farm-raised deer or from, farm-raised fish, or farm-raised game birds or to meat  
8 that is subject to regulation under s. 22.14.

9           **SECTION 55.** 29.563 (9) (intro.) and (a) (title) of the statutes are repealed.

10          **SECTION 56.** 29.563 (9) (a) 1. of the statutes is renumbered 29.563 (7) (c) 5m.

11          **SECTION 57.** 29.563 (9) (a) 2. to 10. and (b) of the statutes are repealed.

12          **SECTION 58.** 29.563 (9) (c) of the statutes is repealed.

13          **SECTION 59.** 29.614 (3) of the statutes is amended to read:

14          29.614 (3) A scientific collector permit authorizes the permittee to collect or  
15 salvage from the wild, for scientific purposes only, the eggs, nest and live fish and the  
16 nests and carcasses of any wild animals specified in the permit subject to the  
17 conditions and limitations specified in the permit and the rules of the department.  
18 The permittee may use the specimens for the scientific purposes for which collected  
19 or salvaged and may transport them or cause them to be transported by common  
20 carrier. Possession of these specimens may not be transferred to any other person,  
21 except that these specimens may be exchanged for other specimens for scientific  
22 purposes. A scientific collector permit may authorize the use of net guns and  
23 tranquilizer guns for activities related to the purposes for which the permit is issued.  
24 Any person who is convicted of violating this chapter shall forfeit the person's permit  
25 and the permit is thereby revoked, in addition to all other penalties. Any person so

1 convicted is not eligible for a permit under this section for one year following the  
2 conviction.

3 SECTION 60. 29.741 (1) of the statutes is repealed.

4 SECTION 61. 29.741 (2) of the statutes is renumbered 29.741 and amended to  
5 read:

6 **29.741 ~~State propagation of wild animals~~ Food in the wild for game**  
7 **birds**. No person shall ~~may, from the public waters of this state,~~ take, remove, sell,  
8 or transport ~~from the public waters of this state to any place beyond the borders of~~  
9 ~~the state,~~ any duck potato, wild celery, or any other plant or plant product except wild  
10 rice, ~~that is native in said to these waters and that is~~ commonly known to furnish food  
11 for game birds.

12 SECTION 62. 29.745 of the statutes is repealed.

13 SECTION 63. 29.853 (title) of the statutes is repealed.

14 SECTION 64. 29.853 (1) of the statutes is repealed.

15 SECTION 65. 29.853 (2) of the statutes is repealed.

16 SECTION 66. 29.853 (3) of the statutes is repealed.

17 SECTION 67. 29.853 (4m) of the statutes is repealed.

18 SECTION 68. 29.853 (5) (title) of the statutes is repealed.

19 SECTION 69. 29.853 (5) of the statutes is renumbered 29.334 (2) and amended  
20 to read:

21 29.334 (2) A person who violates ~~this section~~ sub. (1) shall forfeit not less than  
22 \$100 nor more than \$1,000.

23 SECTION 70. 29.855 (title) of the statutes is repealed.

24 SECTION 71. 29.855 (1) of the statutes is repealed.

25 SECTION 72. 29.855 (2) of the statutes is repealed.

1 SECTION 73. 29.855 (3) of the statutes is repealed.

2 SECTION 74. 29.855 (4) (title) of the statutes is repealed.

3 SECTION 75. 29.855 (4) of the statutes is renumbered 22.04 (2) (e) and amended  
4 to read:

5 22.04 (2) (e) No person may operate on a live wild skunk to remove its scent  
6 glands unless the person ~~who possesses~~ holds a Class A or Class B captive wild  
7 animal farm license or unless the person is a veterinarian and the person bringing  
8 the skunk is authorized under s. 29.857 or 29.869 to the veterinarian holds such a  
9 license. A veterinarian to whom a person brings a live wild skunk for removal of its  
10 scent glands ~~or for other treatment~~ shall verify whether the person holds a Class A  
11 or Class B captive wild animal farm license. If the person does not hold such a license,  
12 the veterinarian shall notify that person that possession of a live skunk is illegal and  
13 shall notify the department.

14 SECTION 76. 29.855 (5) of the statutes is repealed.

15 SECTION 77. 29.855 (6) of the statutes is repealed.

16 SECTION 78. 29.855 (7) of the statutes is repealed.

17 SECTION 79. 29.857 of the statutes is repealed.

18 SECTION 80. 29.861 of the statutes is repealed.

19 SECTION 81. 29.863 of the statutes is repealed.

20 SECTION 82. 29.865 of the statutes is repealed.

21 SECTION 83. 29.867 of the statutes is repealed.

22 SECTION 84. 29.869 of the statutes is repealed.

23 SECTION 85. 29.871 of the statutes is repealed.

24 SECTION 86. 29.873 of the statutes is renumbered 29.627.

25 SECTION 87. 29.875 (1) of the statutes is amended to read:

1           29.875 (1) The department may seize and dispose of or may authorize the  
2 disposal of any deer that has escaped from land ~~licensed under s. 29.867 or 29.871~~  
3 ~~or~~ owned by a person registered under s. 95.55 if the escaped deer has traveled more  
4 than 3 miles from the land or if the licensee or person has not had the deer returned  
5 to the land within ~~72~~ 24 hours of the discovery of the escape.

6           **SECTION 88.** ~~29.877~~ of the statutes is repealed.

7           **SECTION 89.** ~~29.879~~ of the statutes is repealed.

8           **SECTION 90.** ~~29.881~~ of the statutes is repealed.

9           **SECTION 91.** ~~29.885~~ (1) (f) of the statutes is amended to read:

10           29.885 (1) (f) Notwithstanding s. 29.001 (90), "wild animal" means any  
11 undomesticated mammal or bird, but does not include farm-raised deer ~~fish,~~  
12 farm-raised game birds, or wild animals that are subject to regulation under ch. 22.

13           **SECTION 92.** ~~29.889~~ (1) (intro.) of the statutes is amended to read:

14           29.889 (1) DEFINITION. (intro.) In this section, "wildlife damage" means damage  
15 caused by any of the following ~~noncaptive~~ wild animals that are not subject to  
16 regulation under ch. 22:

17           **SECTION 93.** ~~29.889~~ (1) (a) of the statutes is amended to read:

18           29.889 (1) (a) Deer that are not farm-raised deer.

19           **SECTION 94.** ~~29.924~~ (4) of the statutes is amended to read:

20           29.924 (4) ACCESS TO STORAGE PLACES. The owner or occupant of any  
21 cold-storage warehouse or building used for the storage or retention of wild animals,  
22 or their carcasses, that are subject to regulation under this chapter shall permit the  
23 department and its wardens to enter and examine the premises subject to s. 66.0119.  
24 The owner or occupant, or the agent or employee of the owner or occupant, shall

1 deliver to the officer any such wild animal or carcass, in his or her possession during  
2 the closed season, whether taken within or without the state.

3 **SECTION 95.** 29.927<sup>✓</sup> (5) of the statutes is amended to read:

4 29.927 (5) Any ~~unlicensed~~ trap, snare, spring gun, set gun, net or other device  
5 used in violation of this chapter which might entrap, ensnare, or kill game.

6 **SECTION 96.** 29.931<sup>✓</sup> (1) of the statutes is amended to read:

7 29.931 (1) SEIZURE AND CONFISCATION OF WILD ANIMALS OR PLANTS. The  
8 department and its wardens shall seize and confiscate any wild animal, carcass or  
9 plant caught, killed, taken, had in possession or under control, sold or transported  
10 in violation of ch. 22 or this chapter ~~and the~~. The officer may, with or without  
11 warrant, open, enter and examine all buildings, camps, boats on inland or outlying  
12 waters, vehicles, valises, packages and other places where the officer has probable  
13 cause to believe that wild animals, carcasses or plants, taken or held in violation of  
14 ch. 22 or this chapter, are to be found.

15 **SECTION 97.** 29.931<sup>✓</sup> (2) (a) of the statutes is amended to read:

16 29.931 (2) (a) The department and its wardens shall seize and hold, subject to  
17 the order of the court for the county in which the alleged offense was committed, any  
18 vehicle, boat or object declared by this chapter to be a public nuisance, or which they  
19 have probable cause to believe is being used in violation of ch. 22 or this chapter or  
20 s. 167.31, 287.81, 940.24, 941.20, 948.60, 948.605 or 948.61, is being used in the  
21 commission of a crime involving an animal normally found in the wild in violation  
22 of s. 951.09, or is being used in the commission of a crime relating to a submerged  
23 cultural resource in violation of s. 44.47. If it is proven that the vehicle, boat or object  
24 is a public nuisance or that within 6 months previous to the seizure the vehicle, boat  
25 or object was used in violation of ch. 22 or this chapter or s. 167.31, 287.81, 940.24,

1 941.20, 948.60, 948.605 or 948.61, was used in the commission of a crime involving  
2 an animal normally found in the wild in violation of s. 951.09, or was used in the  
3 commission of a crime relating to a submerged cultural resource in violation of s.  
4 44.47, it shall be confiscated if the court directs in its order for judgment.

5 **SECTION 98.** 29.931 (4) of the statutes is created to read:

6 29.931 (4) ORDINANCE VIOLATIONS. For purposes of this section, a violation of ch.  
7 22 includes a violation of an ordinance enacted under s. 22.43.

8 **SECTION 99.** 29.934 (1) (a) of the statutes is amended to read:

9 29.934 (1) (a) All wild animals, carcasses or plants that are confiscated by the  
10 department for a violation of ch. 22 or this chapter and all ~~confiscated~~ vehicles, boats  
11 or objects confiscated by the department for a violation of ch. 22 or this chapter shall,  
12 if not destroyed as authorized by law, be sold at the highest price obtainable, by the  
13 department, or by an agent on commission under supervision of the department. The  
14 net proceeds of sales under this subsection, after deducting the expense of seizure  
15 and sale and any commissions and any amounts owing to holders of security interests  
16 under par. (c) or (d), shall be remitted to the department. The remittance shall be  
17 accompanied by a report of the sales, supported by vouchers for expenses and  
18 commissions, and shall be filed with the department.

19 **SECTION 100.** 29.957 of the statutes is amended to read:

20 **29.957 Breaking seals of department.** Any person who breaks, removes or  
21 interferes with any seal or tag attached to any animal, carcass or object by the  
22 department, or who interferes with any animal, carcass or object with a seal or tag  
23 attached, or who counterfeits a seal or tag, attached or unattached, shall be fined not  
24 more than \$500 or imprisoned for not more than 90 days or both. This section applies  
25 to seals and tags required by the department under ch. 22 or this chapter.

1 SECTION 101. 29.969 of the statutes is amended to read:

2 **29.969 Larceny of game wild animals.** A person who, without permission  
3 of the owner, disturbs or appropriates any wild animal or its carcass that has been  
4 lawfully reduced to possession by another shall forfeit not less than \$1,000 nor more  
5 than \$2,000. This section does not apply to farm-raised deer or, ~~farm-raised game~~  
6 ~~birds,~~ farm-raised fish, ~~or wild animals that are subject to regulation under ch. 22.~~  
*farm-raised game birds, #111*

7 SECTION 102. 29.971 (14) of the statutes amended is to read:

8 29.971 (14) In any prosecution under this section it is not necessary for the  
9 state to allege or prove that the animals were not farm-raised deer, farm-raised fish,  
10 farm-raised game birds, wild animals subject to regulation under ch. 22, or  
11 domesticated domestic animals, that they were not taken for scientific purposes, or  
12 that they were taken or in possession or under control without a required approval.  
13 The person claiming that these animals were farm-raised deer, farm-raised fish,  
14 farm-raised game birds, wild animals subject to ch. 22, or domesticated domestic  
15 animals, that they were taken for scientific purposes or that they were taken or in  
16 possession or under control under the required approval, has the burden of proving  
17 these facts.

18 SECTION 103. 29.974 (2) of the statutes is renumbered 29.974 (2) (b).

19 SECTION 104. 29.974 (2) (a) of the statutes is created to read:

20 29.974 (2) (a) In this subsection, "wild animal" does not include a farm-raised  
21 deer, a farm-raised fish, a farm-raised game bird, or a wild animal subject to  
22 regulation under ch. 22.

23 SECTION 105. 29.977 (1) (g) of the statutes is amended to read:

24 29.977 (1) (g) Any pheasant, Hungarian gray partridge, quail, rail, Wilson's  
25 snipe, woodcock or shore bird, or protected song bird or harmless bird, \$17.50.

1           **SECTION 106.** 29.983 (1) (b) 7. of the statutes is amended to read:

2           29.983 (1) (b) 7. For any pheasant, ~~Hungarian~~ gray partridge, quail, rail,  
3           Wilson's snipe, woodcock or shore bird, or protected song bird or harmless bird,  
4           \$17.50.

5           **SECTION 107.** 49.857 (1) (d) 2. of the statutes is amended to read:

6           49.857 (1) (d) 2. An approval specified in s.29.024 (2g) or a license issued under  
7           ch. 22.

8           **SECTION 108.** 59.25 (3) (f) 2. of the statutes is amended to read:

9           59.25 (3) (f) 2. For all court imposed fines and forfeitures required by law to be  
10          deposited in the state treasury, the amounts required by s. 757.05 for the penalty  
11          assessment surcharge, the amounts required by s. 165.755 for the crime laboratories  
12          and drug law enforcement assessment, the amounts required by s. 167.31 (5) for the  
13          weapons assessment, the amounts required by s. 973.045 for the crime victim and  
14          witness assistance surcharge, the amounts required by s. 938.34 (8d) for the  
15          delinquency victim and witness assistance surcharge, the amounts required by s.  
16          973.046 for the deoxyribonucleic acid analysis surcharge, the amounts required by  
17          s. 961.41 (5) for the drug abuse program improvement surcharge, the amounts  
18          required by s. 100.261 for the consumer information assessment, the amounts  
19          authorized by s. 971.37 (1m) (c) 1. or required by s. 973.055 (1) for the domestic abuse  
20          assessment, the amounts required by s. 253.06 (4) (c) for the enforcement assessment  
21          under the supplemental food program for women, infants and children, the amounts  
22          required by ss. 346.177, 346.495 and 346.65 (4r) for the railroad crossing  
23          improvement assessment, the amounts required by s. 346.655 (2) (a) and (b) for the  
24          driver improvement surcharge, the amounts required by s. 102.85 (4) for the  
25          uninsured employer assessment, the amounts required by s. 299.93 for the

1 environmental assessment, the amounts required by s. 29.983 for the wild animal  
2 protection assessment, the amounts required by ~~s.~~ ss. 22.46 (1) and 29.987 for the  
3 natural resources assessment surcharge, the amounts required by s. 29.985 for the  
4 fishing shelter removal assessment, the amounts required by s. 350.115 for the  
5 snowmobile registration restitution payment and the amounts required by ~~s.~~ ss.  
6 22.46 (2) and 29.989 for natural resources restitution payments, transmit to the state  
7 treasurer a statement of all moneys required by law to be paid on the actions entered  
8 during the preceding month on or before the first day of the next succeeding month,  
9 certified by the county treasurer's personal signature affixed or attached thereto,  
10 and at the same time pay to the state treasurer the amount thereof.

11 **SECTION 109.** 59.40<sup>✓</sup> (2) (m) of the statutes is amended to read:

12 59.40 (2) (m) Pay monthly to the treasurer for the use of the state the state's  
13 percentage of the fees required to be paid on each civil action, criminal action and  
14 special proceeding filed during the preceding month and pay monthly to the  
15 treasurer for the use of the state the percentage of court imposed fines and forfeitures  
16 required by law to be deposited in the state treasury, the amounts required by s.  
17 757.05 for the penalty assessment surcharge, the amounts required by s. 165.755 for  
18 the crime laboratories and drug law enforcement assessment, the amounts required  
19 by s. 167.31 (5) for the weapons assessment, the amounts required by s. 973.045 for  
20 the crime victim and witness assistance surcharge, the amounts required by s.  
21 938.34 (8d) for the delinquency victim and witness assistance surcharge, the  
22 amounts required by s. 973.046 for the deoxyribonucleic acid analysis surcharge, the  
23 amounts required by s. 961.41 (5) for the drug abuse program improvement  
24 surcharge, the amounts required by s. 100.261 for the consumer information  
25 assessment, the amounts authorized by s. 971.37 (1m) (c) 1. or required by s. 973.055

1 for the domestic abuse assessment surcharge, the amounts required by s. 253.06 (4)  
2 (c) for the enforcement assessment under the supplemental food program for women,  
3 infants and children, the amounts required by ss. 346.177, 346.495 and 346.65 (4r)  
4 for the railroad crossing improvement assessment, the amounts required by s.  
5 346.655 for the driver improvement surcharge, the amounts required by s. 102.85 (4)  
6 for the uninsured employer assessment, the amounts required by s. 299.93 for the  
7 environmental assessment, the amounts required under s. 29.983 for the wild  
8 animal protection assessment, the amounts required under ~~s.~~ ss. 22.46 (1) (d) and  
9 29.987 (1) (d) for the natural resources assessment surcharge, the amounts required  
10 by s. 29.985 for the fishing shelter removal assessment, the amounts required by s.  
11 350.115 for the snowmobile registration restitution payment and the amounts  
12 required under ~~s.~~ ss. 22.46 (2) (d) and 29.989 (1) (d) for the natural resources  
13 restitution payments. The payments shall be made by the 15th day of the month  
14 following receipt thereof.

15 SECTION 110. 73.0301 (1) (d) 1. of the statutes is amended to read:

16 73.0301 (1) (d) 1. An approval specified in s. 29.024 (2r) or a license specified  
17 in s. 22.35.

18 SECTION 111. 90.20 (title) of the statutes is amended to read:

19 **90.20 (title) Fencing of farm-raised deer that are not white-tailed deer.**

20 SECTION 112. 90.20 (1) (a) of the statutes is repealed.

21 SECTION 113. 90.20 (2) (intro.) of the statutes is amended to read:

22 90.20 (2) SPECIFICATIONS (intro.) Any Unless s. 90.21 applies, any person who  
23 keeps farm-raised deer shall keep the farm-raised deer enclosed by a fence that  
24 meets all of the following requirements:

25 SECTION 114. 90.21 of the statutes is created to read:

1           **90.21 Fencing of farm-raised deer; white-tailed deer. (1) DEFINITIONS.**

2           In this section:

3           (a) “Department” means the department of natural resources.

4           (b) “Farm-raised deer” has the meaning given in s. 95.001 (1) (ag).

5           **(2) REQUIREMENTS.** (a) No person may keep farm-raised deer if any of the  
6 farm-raised deer are white-tailed deer unless all of the farm-raised deer are  
7 contained in an fenced area for which the person holds a valid fence inspection  
8 certificate issued by the department under this section.

9           (b) The department may not issue a fence inspection certificate under this  
10 section for a fence that is used to contain farm-raised deer unless the fence meets  
11 the requirements established by the department by rule under sub. (6).

12           (c) No person may apply for registration under s. 95.55 in order to keep  
13 farm-raised deer that are white-tailed deer without being first issued a fence  
14 inspection certificate under this section.

15           **(3) FEES.** (a) The annual fee for a fence inspection certificate is \$50 for a fenced  
16 area that is less than 80 acres in size and \$100 for a fenced area that is 80 acres or  
17 more in size.

18           (b) If a person expands a fenced area that is less than 80 acres in size during  
19 the period that the fence inspection certificate issued under this section is valid so  
20 that the fenced area is 80 acres or more in size, the person shall apply for a new fence  
21 inspection certificate and pay an additional fee of \$50.

22           (c) A fence inspection certificate issued under par. (a) or (b) shall be valid from  
23 the date of issuance until the 5th December 31 following the date of issuance.

24           **(4) NEW OPERATIONS; DRIVING OUT OF WILD DEER.** A person who is starting an  
25 operation to keep farm-raised deer and who is applying for a fence inspection

1 certificate under this section shall make a reasonable effort to drive any wild  
 2 white-tailed deer from the area to be fenced before the area is completely closed. No  
 3 person may place any baiting material in attempt to attract white-tailed deer to  
 4 remain in the fenced area. If the department issues a certificate under this section,  
 5 the department shall determine whether any white-tailed deer remaining in the  
 6 area after the area is completely closed will be killed or will be sold to the holder of  
 7 the certificate. If the white-tailed deer are to be killed, the department shall  
 8 determine how the deer will be killed. If the white-tailed deer are to be sold, the  
 9 holder of the certificate shall pay the department the fair market value for each deer.

10 (5) EXISTING OPERATIONS. A person who holds a license under s. 29.871, 1999  
 11 stats., on the effective date of this subsection .... [revisor inserts date], may continue  
 12 to keep white-tailed deer, and the department shall automatically issue the person  
 13 a fence inspection certificate that will be valid during the period beginning on the  
 14 effective date of this subsection .... [revisor inserts date], and ending on the 30th day  
 15 after the effective date of the rules promulgated under sub. (6).

16 (6) RULES. The department shall promulgate rules to establish requirements  
 17 for fences for which fence inspection certificates are issued under this section. If the  
 18 rules include provisions authorizing the placement of fences in navigable bodies of  
 19 water, s. 30.12 <sup>CS</sup> does not apply to fences placed in compliance with these rules.

20 (7) ~~INSPECTION~~ <sup>ENFORCEMENT</sup> AUTHORITY. ~~(X) The department may inspect at any time any~~  
 21 fence that is used to contain farm-raised deer that are white-tailed deer to  
 22 determine whether the fence complies with the requirements established by rule  
 23 under sub. (6). If ~~the~~ fence fails to comply with these requirements, the department  
 24 may issue an order directing the person who is required to maintain the fence to bring  
 25 the fence into compliance within 10 days after the issuance of the order. If the person

a *the requirements established by rule under sub. (6)*

SECTION 114

*114.15 - no words -*

1 fails to comply with the order within 10 days of its issuance, the department may  
2 revoke the applicable fence inspection certificate.

3 *In order to*  
(b) ~~A~~ conservation warden or representative of the department, upon  
4 presenting his or her credentials, may gain access to and inspect at any time any  
5 records *that are* required to be kept under s. 95.55 or any rules under that section by a holder  
6 of a fence inspection certificate issued under this section.

*93.021*

7 (b) ~~a~~ No person who has been requested to submit to an inspection under this  
8 section or an operator of a vehicle for such a person, or employee or person acting on  
9 behalf of such a person, may prohibit entry as authorized under this section unless  
10 a court restrains or enjoins the entry or inspection.

11 (8) PENALTIES. (a) Any person who violates this section, or a rule promulgated  
12 under this section, shall be subject to a forfeiture of not more than \$200.

13 (b) In addition to or in lieu of the forfeiture specified in par. (a), a court may  
14 suspend a fence inspection certificate issued under this section, a registration issued  
15 under s. 95.55 that authorizes the defendant to keep farm-raised deer, or both, for  
16 a period of up to 3 years.

17 (c) The department may revoke any fence inspection certificate issued under  
18 this section to which any of the following applies:

- 19 1. The holder fails to comply with an order issued under sub. (7).
- 20 2. The department determines that the certificate was fraudulently procured,  
21 or erroneously issued.

22 3. The department determines that the person holding the certificate is not in  
23 compliance with any rule promulgated under s. 95.55 (5) or (6).

24 SECTION 115. 93.06 (1g) of the statutes is amended to read:

1           93.06 (1g) ~~INTERSTATE HEALTH CERTIFICATES~~ CERTIFICATES OF VETERINARY  
2 INSPECTION. Furnish, to veterinarians in this state, forms to be used by them in  
3 issuing ~~interstate health certificates or~~ certificates of veterinary inspection. The  
4 department may charge a \$2 fee for each form unless the department specifies a  
5 different fee by rule.

6           **SECTION 116.** 93.07 (10) (a) of the statutes is repealed.

7           **SECTION 117.** 93.07 (10) (b) of the statutes is renumbered 93.07 (10) and  
8 amended to read:

9           93.07 (10) ANIMAL HEALTH; QUARANTINE. To protect the health of domestic  
10 animals ~~of the~~ located in this state; and of humans residing in this state and to  
11 determine and employ the most efficient and practical means for the prevention,  
12 suppression, control, and eradication of communicable diseases among domestic  
13 animals, ~~and for~~. For these purposes it the department may establish, maintain,  
14 enforce, and regulate such quarantine and such other measures relating to the  
15 importation, movement, and care of animals and their products, the disinfection of  
16 suspected localities and articles, and the disposition of animals, as the department  
17 may deem necessary. The definition of “communicable disease” in s. 990.01 (5g) does  
18 not apply to this paragraph.

19           **SECTION 118.** 95.001<sup>✓</sup> (1) (a) of the statutes is renumbered 95.001 (1) (ag) and  
20 amended to read:

21           95.001 (1) (ag) “Farm-raised deer” means ~~an animal that is a member of the~~  
22 ~~family cervidae and of the genus dama, the genus rangifer or the genus cervus, except~~  
23 ~~for an elk~~ a cervid that is kept in captivity or a cervid that is present in the wild and  
24 ~~that does not have~~ has an ear tag or other mark identifying it as being raised on a  
25 farm.

1 SECTION 119. 95.001 (1) (ad) of the statutes is created to read:

2 95.001 (1) (ad) "Domestic animal" means any of the following:

3 1. An animal that is a member of a species that has been domesticated by  
4 humans.

5 2. A farm-raised deer, farm-raised game bird, or farm-raised fish.

6 3. An animal that is listed as a domestic animal by rule by the department.

7 SECTION 120. 95.001 (1) (ah) of the statutes is created to read:

8 95.001 (1) (ah) "Farm-raised fish" means any fish egg that is present on a fish  
9 farm or any fish that is reared on a fish farm.

*has the meaning given  
in S. 22.01 (12m)*

10 SECTION 121. 95.001 (1) (ai) of the statutes is created to read:

11 95.001 (1) (ai) "Farm-raised game bird" means a bird that is held in captivity

12 and that is of a species that is hunted. "Farm-raised game bird" does not include  
13 poultry, a ratite, or a bird that is subject to a license issued under s. 22.19, 22.20, or

14 ~~22.21~~

15 SECTION 122. 95.10 (5) of the statutes is amended to read:

16 95.10 (5) No person shall remove or permit the removal of any swine from any  
17 premises where public or commercial garbage is received, except to federally  
18 inspected slaughtering establishments and other slaughtering establishments  
19 approved by the state to receive diseased animals, and only if such swine are  
20 accompanied by a health certificate issued by a veterinarian of veterinary inspection.

21 SECTION 123. 95.12 of the statutes is amended to read:

22 95.12 False pedigree. No person with intent to defraud shall obtain from any  
23 corporation, association, society or company organized for the purpose of improving  
24 breeds of domestic animals, a false certificate of registration of any such domestic  
25 animal in the herd or other register of any such corporation, association, society or

1 company, or the transfer of any such certificate, or shall, with intent to defraud, give  
2 a false pedigree of any such domestic animal.

3 SECTION 124. 95.13 of the statutes is amended to read:

4 **95.13 Misrepresenting breed of domestic animal.** No person shall sell or  
5 barter or cause to be sold or bartered any domestic animal and represent, or cause  
6 to be represented that such domestic animal is a pure bred domestic animal, when  
7 in fact such domestic animal is not registered, or entitled to registry, in any pure  
8 breed registry maintained for such domestic animals; nor shall any person  
9 knowingly utter, pass or deliver to any person as true, any false, or altered pedigree;  
10 nor shall any person refuse to deliver proper certificate of registry for any domestic  
11 animal sold or transferred by the person, having represented at the time of sale or  
12 transfer, and as an inducement thereto, that such domestic animal was registered  
13 and that the person possessed and would deliver a certificate of registry as evidence  
14 thereof, or that such domestic animal was entitled to registry and that the person  
15 would secure such certificate and deliver the same.

16 SECTION 125. 95.17 of the statutes is amended to read:

17 **95.17 Animal diseases; cooperation with United States.** Whenever it is  
18 determined by the department and the state constitutional officers that it is  
19 necessary to combat dangerous diseases among ~~domestic~~ in animals in this state in  
20 cooperation with the U.S. department of agriculture and to destroy animals affected  
21 with or which have been exposed to any such disease or to destroy property in the  
22 disinfection of the premises or to do any other act or incur any other expense  
23 reasonably necessary in suppressing or combating such disease, the department  
24 may accept, on behalf of the state, the rules and regulations prepared by the U.S.  
25 department of agriculture under authority of an act of congress relating to the

1 suppression of any such disease and cooperate with the authorities of the U.S. in the  
2 enforcement of their provisions; or it may follow such procedure as to inspection,  
3 vaccination, condemnation, appraisal, disinfection and other acts reasonably  
4 necessary in the suppression of such diseases as may be agreed upon and adopted  
5 by the department and the state constitutional officers with the representatives of  
6 the U.S. department of agriculture. Within the amount which may, subsequent to  
7 March 23, 1915, be appropriated for this purpose, the state shall pay such proportion  
8 of the expense incurred in suppressing or combating any such disease and in  
9 compensating owners of animals slaughtered under this section as shall be  
10 determined by and mutually agreed upon with the U.S. department of agriculture.

11 **SECTION 126.** 95.20 of the statutes is repealed and recreated to read:

12 **95.20 Import and movement of animals.** The department may prohibit or  
13 regulate the importing of animals into this state or the movement of animals within  
14 this state if the department has reasonable grounds to believe that regulation or  
15 prohibition is necessary to prevent the introduction or spread of a disease in this  
16 state that threatens the health of animals or of humans.

17 **SECTION 127.** 95.22 of the statutes is repealed and recreated to read:

18 **95.22 Reporting animal diseases.** (1) A veterinarian shall report to the  
19 department any disease specified in the rules promulgated under sub. (2) (a) each  
20 time a veterinarian discovers that such a disease is present in any animal in this  
21 state.

22 (2) The department shall promulgate rules that specify all of the following:

23 (a) The diseases that a veterinarian must report under this section.

24 (b) For each disease specified in par. (a), the deadline for reporting the disease  
25 after the date of its discovery.

1 (c) The information that a veterinarian must include in his or her report.

2 (d) Procedures to be used in preparing and submitting the report.

3 (3) The department of agriculture, trade and consumer protection shall notify  
4 the department of natural resources of the contents of any report submitted under  
5 sub. (1) if the department of agriculture, trade and consumer protection determines  
6 that the disease that is the subject of the report may present a threat to any wild  
7 animals present in this state.

8 **SECTION 128.** 95.24 (3) (a) (intro.) of the statutes is amended to read:

9 95.24 (3) (a) (intro.) No type of living vaccine for immunizing against anthrax  
10 or swine erysipelas may be administered to any domestic animal, ~~including fowl~~, or  
11 sold or dispensed in this state without first having obtained the written approval of  
12 the chief veterinarian of the department. Approval to administer such vaccine shall  
13 be granted to licensed veterinarians only, and then only to qualify the domestic  
14 animal ~~or fowl~~ for export or in the event that any of the following has been  
15 established:

16 **SECTION 129.** 95.24 (3) (a) 1. of the statutes is amended to read:

17 95.24 (3) (a) 1. The domestic animals to be so treated are infected.

18 **SECTION 130.** 95.24 (3) (a) 2. of the statutes is amended to read:

19 95.24 (3) (a) 2. The domestic animals to be so treated are on premises known  
20 to be contaminated.

21 **SECTION 131.** 95.24 (3) (a) 3. of the statutes is amended to read:

22 95.24 (3) (a) 3. The domestic animals to be so treated have been exposed within  
23 40 days to infection with the disease for which the living vaccine is prescribed as a  
24 proper immunizing agent.

25 **SECTION 132.** 95.31 (1) of the statutes is amended to read:

1           95.31 (1) The department ~~shall have general power and authority to may~~  
2           condemn ~~and order the slaughter or destruction of animals that are~~ affected with or  
3           exposed to a contagious and or infectious diseases as disease if the department  
4           determines that it is necessary to do so to prevent or control the spread of dangerous  
5           diseases ~~among domestic animals of this state. The department shall pay~~  
6           indemnities to the owners of animals ~~condemned and destroyed as provided in this~~  
7           chapter the disease. Condemned animals shall be slaughtered or destroyed as  
8           directed by the department.

9           **SECTION 133.** 95.31 (2) of the statutes is amended to read:

10           95.31 (2) ~~Whenever~~ If the department determines that it is necessary to  
11           condemn diseased animals an animal under sub. (1), the department shall, in all  
12           cases where the payment of indemnities is authorized under this chapter, appraise  
13           the ~~condemned animals~~ animal as provided in s. 95.32 and shall notify the owner in  
14           writing of the appraised value. The notice shall include the number and description  
15           of the animals and the name of the owner.

16           **SECTION 134.** 95.31 (3) of the statutes is amended to read:

17           95.31 (3) In addition to the indemnities for specific animal diseases provided  
18           under ss. 95.25, 95.26 and 95.27 or under special emergency programs and subject  
19           to s. 95.36, the department shall pay indemnities on livestock condemned and  
20           slaughtered or destroyed because of other diseases if the department determines  
21           that the condemnation and slaughter or destruction is necessary to protect public  
22           health or the livestock industry. The indemnity under this subsection shall be  
23           two-thirds of the difference between net salvage value and appraised value, but may  
24           not exceed \$1,500 for an animal. As used in this subsection, “livestock” means

1 animals of species raised primarily to produce food for human consumption,  
2 including farm-raised deer.

3 **SECTION 135.** 95.31 (4) of the statutes is amended to read:

4 95.31 (4) In the event of a major or serious outbreak of ~~dangerous diseases~~  
5 affecting a contagious or infectious disease that may affect public health or the  
6 health of domestic animals requiring and that requires special control measures, the  
7 department may request the joint committee on finance to release funds  
8 appropriated under s. 20.115 (2) (b) as needed to conduct emergency control  
9 programs independently or in cooperation with federal or local units of government  
10 and, subject to s. 95.36, to pay indemnities on animals of species raised primarily to  
11 produce food for human consumption, including farm-raised deer, condemned and  
12 slaughtered or destroyed under the emergency control programs. For all indemnities  
13 paid under this subsection, the state shall pay two-thirds of the difference between  
14 the net salvage value and the appraised value of an animal, except that no payment  
15 may exceed \$1,500 for an animal.

16 **SECTION 136.** 95.38 (1) of the statutes is amended to read:

17 95.38 (1) It shall be unlawful for any person to in any manner change any test  
18 record, falsely record any test, misrepresent the identification of any animal or any  
19 other material fact on any test record, ~~interstate health certificate,~~ certificate of  
20 veterinary inspection, vaccination record, claim for indemnity, or any disease control  
21 report or application to the department. It shall be unlawful for any person to induce  
22 or to conspire with another, either directly or indirectly, to do any of the said  
23 prohibited acts.

24 **SECTION 137.** 95.45 (title) of the statutes is repealed and recreated to read: