

1 **SECTION 110.** 59.40 (2) (m) of the statutes is amended to read:

2 59.40 (2) (m) Pay monthly to the treasurer for the use of the state the state's
3 percentage of the fees required to be paid on each civil action, criminal action and
4 special proceeding filed during the preceding month and pay monthly to the
5 treasurer for the use of the state the percentage of court imposed fines and forfeitures
6 required by law to be deposited in the state treasury, the amounts required by s.
7 757.05 for the penalty assessment surcharge, the amounts required by s. 165.755 for
8 the crime laboratories and drug law enforcement assessment, the amounts required
9 by s. 167.31 (5) for the weapons assessment, the amounts required by s. 973.045 for
10 the crime victim and witness assistance surcharge, the amounts required by s.
11 938.34 (8d) for the delinquency victim and witness assistance surcharge, the
12 amounts required by s. 973.046 for the deoxyribonucleic acid analysis surcharge, the
13 amounts required by s. 961.41 (5) for the drug abuse program improvement
14 surcharge, the amounts required by s. 100.261 for the consumer information
15 assessment, the amounts authorized by s. 971.37 (1m) (c) 1. or required by s. 973.055
16 for the domestic abuse assessment surcharge, the amounts required by s. 253.06 (4)
17 (c) for the enforcement assessment under the supplemental food program for women,
18 infants and children, the amounts required by ss. 346.177, 346.495 and 346.65 (4r)
19 for the railroad crossing improvement assessment, the amounts required by s.
20 346.655 for the driver improvement surcharge, the amounts required by s. 102.85 (4)
21 for the uninsured employer assessment, the amounts required by s. 299.93 for the
22 environmental assessment, the amounts required under s. 29.983 for the wild
23 animal protection assessment, the amounts required under ~~s.~~ ss. 22.46 (1) (d) and
24 29.987 (1) (d) for the natural resources assessment surcharge, the amounts required
25 by s. 29.985 for the fishing shelter removal assessment, the amounts required by s.

1 350.115 for the snowmobile registration restitution payment and the amounts
2 required under ~~s.~~ ss. 22.46 (2) (d) and 29.989 (1) (d) for the natural resources
3 restitution payments. The payments shall be made by the 15th day of the month
4 following receipt thereof.

5 **SECTION 111.** 73.0301 (1) (d) 1. of the statutes is amended to read:

6 73.0301 (1) (d) 1. An approval specified in s. 29.024 (2r) or a license specified
7 in s. 22.35.

8 **SECTION 112.** 90.20 (title) of the statutes is amended to read:

9 **90.20 (title) Fencing of farm-raised deer that are not white-tailed deer.**

10 ~~**SECTION 113.** 90.20 (1) (a) of the statutes is repealed.~~ INSERT 81-10

11 **SECTION 114.** 90.20 (2) (intro.) of the statutes is amended to read:

12 90.20 (2) SPECIFICATIONS. (intro.) Any Unless s. 90.21 applies, any person who
13 keeps farm-raised deer shall keep the farm-raised deer enclosed by a fence that
14 meets all of the following requirements:

15 **SECTION 115.** 90.21 of the statutes is created to read:

16 **90.21 Fencing of farm-raised deer; white-tailed deer. (1) DEFINITIONS.**

17 In this section:

18 (a) "Department" means the department of natural resources.

19 (b) "Farm-raised deer" has the meaning given in s. 95.001 (1) (ag).

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

that are white-tailed deer

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

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

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

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

14 (c) A fence inspection certificate issued under par. (a) or (b) shall be valid from
15 the date of issuance until the 5th December 31 following the date of issuance. *that are white-tailed deer*

16 (4) NEW OPERATIONS; DRIVING OUT OF WILD DEER. A person who is starting an
17 operation to keep farm-raised deer and who is applying for a fence inspection
18 certificate under this section shall make a reasonable effort to drive any wild
19 white-tailed deer from the area to be fenced before the area is completely closed. No
20 person may place any baiting material in attempt to attract white-tailed deer to
21 remain in the fenced area. If the department issues a certificate under this section,
22 the department shall determine whether any white-tailed deer remaining in the
23 area after the area is completely closed will be killed or will be sold to the holder of
24 the certificate. If the white-tailed deer are to be killed, the department shall

1 determine how the deer will be killed. If the white-tailed deer are to be sold, the
2 holder of the certificate shall pay the department the fair market value for each deer.

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

9 (6) RULES. The department shall promulgate rules to establish requirements
10 for fences for which fence inspection certificates are issued under this section. If the
11 rules include provisions authorizing the placement of fences in navigable bodies of
12 water, s. 30.12 does not apply to fences placed in compliance with these rules.

13 (7) ENFORCEMENT AUTHORITY. If a fence fails to comply with the requirements
14 established by rule under sub. (6), the department may issue an order directing the
15 person who is required to maintain the fence to bring the fence into compliance
16 within 10 days after the issuance of the order. If the person fails to comply with the
17 order within 10 days of its issuance, the department may revoke the applicable fence
18 inspection certificate.

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

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

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

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

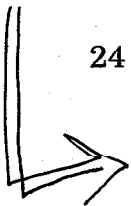
6 SECTION 116. 93.06 (1g) of the statutes is amended to read:

7 93.06 (1g) ~~INTERSTATE HEALTH CERTIFICATES~~ CERTIFICATES OF VETERINARY
8 INSPECTION. Furnish, to veterinarians in this state, forms to be used by them in
9 issuing ~~interstate health certificates or~~ certificates of veterinary inspection. The
10 department may charge a \$2 fee for each form unless the department specifies a
11 different fee by rule.

12 SECTION 117. 93.07 (10) (a) of the statutes is repealed.

13 SECTION 118. 93.07 (10) (b) of the statutes is renumbered 93.07 (10) and
14 amended to read:

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



← Material from p. 13 ✓

1 **SECTION 119.** 95.001 (1) (a) of the statutes is renumbered 95.001 (1) (ag) and
2 amended to read:

3 95.001 (1) (ag) “Farm-raised deer” means ~~an animal that is a member of the~~
4 ~~family cervidae and of the genus dama, the genus rangifer or the genus cervus, except~~
5 ~~for an elk a cervid that is kept in captivity or a cervid~~ that is present in the wild and
6 that ~~does not have~~ has an ear tag or other mark identifying it as being raised on a
7 farm.

8 **SECTION 120.** 95.001 (1) (ad) of the statutes is created to read:

9 95.001 (1) (ad) “Domestic animal” means any of the following:

- 10 1. An animal that is a member of a species that has been domesticated by
11 humans.
- 12 2. A farm-raised deer, farm-raised game bird, or farm-raised fish.
- 13 3. An animal that is listed as a domestic animal by rule by the department.

14 **SECTION 121.** 95.001 (1) (ah) of the statutes is created to read:

15 95.001 (1) (ah) “Farm-raised fish” means any fish egg that is present on a fish
16 farm or any fish that is reared on a fish farm.

17 **SECTION 122.** 95.001 (1) (ai) of the statutes is created to read:

18 95.001 (1) (ai) “Farm-raised game bird” has the meaning given in s. 22.01
19 (12m).

20 **SECTION 123.** 95.10 (5) of the statutes is amended to read:

21 95.10 (5) No person shall remove or permit the removal of any swine from any
22 premises where public or commercial garbage is received, except to federally
23 inspected slaughtering establishments and other slaughtering establishments
24 approved by the state to receive diseased animals, and only if such swine are
25 accompanied by a ~~health certificate issued by a veterinarian~~ of veterinary inspection.

1 **SECTION 124.** 95.12 of the statutes is amended to read:

2 **95.12 False pedigree.** No person with intent to defraud shall obtain from any
3 corporation, association, society or company organized for the purpose of improving
4 breeds of domestic animals, a false certificate of registration of any such domestic
5 animal in the herd or other register of any such corporation, association, society or
6 company, or the transfer of any such certificate, or shall, with intent to defraud, give
7 a false pedigree of any such domestic animal.

8 **SECTION 125.** 95.13 of the statutes is amended to read:

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

21 **SECTION 126.** 95.17 of the statutes is amended to read:

22 **95.17 Animal diseases; cooperation with United States.** Whenever it is
23 determined by the department and the state constitutional officers that it is
24 necessary to combat dangerous diseases among domestic animals in this state in
25 cooperation with the U.S. department of agriculture and to destroy animals affected

1 with or which have been exposed to any such disease or to destroy property in the
 2 disinfection of the premises or to do any other act or incur any other expense
 3 reasonably necessary in suppressing or combating such disease, the department
 4 may accept, on behalf of the state, the rules and regulations prepared by the U.S.
 5 department of agriculture under authority of an act of congress relating to the
 6 suppression of any such disease and cooperate with the authorities of the U.S. in the
 7 enforcement of their provisions; or it may follow such procedure as to inspection,
 8 vaccination, condemnation, appraisal, disinfection and other acts reasonably
 9 necessary in the suppression of such diseases as may be agreed upon and adopted
 10 by the department and the state constitutional officers with the representatives of
 11 the U.S. department of agriculture. Within the amount which may, subsequent to
 12 March 23, 1915, be appropriated for this purpose, the state shall pay such proportion
 13 of the expense incurred in suppressing or combating any such disease and in
 14 compensating owners of animals slaughtered under this section as shall be
 15 determined by and mutually agreed upon with the U.S. department of agriculture.

16 SECTION 127. 95.20 of the statutes is repealed and recreated to read:

17 **95.20 Import and movement of animals.** The department may prohibit or
 18 regulate the importing of animals into this state or the movement of animals within
 19 this state if the department has reasonable grounds to believe that regulation or
 20 prohibition is necessary to prevent the introduction or spread of a disease in this
 21 state that threatens the health of animals or of humans.

22 SECTION 128. 95.22 of the statutes is repealed and recreated to read:

23 **95.22 Reporting animal diseases.** (1) A veterinarian shall report to the
 24 department any disease specified in the rules promulgated under sub. (2) (a) each
 of agriculture, trade and consumer protection

and the department of natural resources

or the department of natural resources

1 time a veterinarian discovers that such a disease is present in any animal in this
2 state.

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

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

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

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

or the department of natural resources

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

9 (3) The department of agriculture, trade and consumer protection shall notify
10 the department of natural resources of the contents of any report submitted under

11 sub. (1) *by a veterinarian* if the department of agriculture, trade and consumer protection determines
12 that the disease that is the subject of the report may present a threat to any wild
13 animals present in this state.

14 SECTION 129. 95.24 (3) (a) (intro.) of the statutes is amended to read:

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

22 SECTION 130. 95.24 (3) (a) 1. of the statutes is amended to read:

23 95.24 (3) (a) 1. The domestic animals to be so treated are infected.

24 SECTION 131. 95.24 (3) (a) 2. of the statutes is amended to read:

1 95.24 (3) (a) 2. The domestic animals to be so treated are on premises known
2 to be contaminated.

3 **SECTION 132.** 95.24 (3) (a) 3. of the statutes is amended to read:

4 95.24 (3) (a) 3. The domestic animals to be so treated have been exposed within
5 40 days to infection with the disease for which the living vaccine is prescribed as a
6 proper immunizing agent.

7 **SECTION 133.** 95.31 (1) of the statutes is amended to read:

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

16 **SECTION 134.** 95.31 (2) of the statutes is amended to read:

17 95.31 (2) ~~Whenever~~ If the department determines that it is necessary to
18 ~~condemn diseased animals~~ an animal under sub. (1), the department shall, in all
19 cases where the payment of indemnities is authorized under this chapter, appraise
20 ~~the condemned animals~~ animal as provided in s. 95.32 and shall notify the owner in
21 writing of the appraised value. The notice shall include the number and description
22 of the animals and ~~the~~ name of the owner.

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

24 95.31 (3) In addition to the indemnities for specific animal diseases provided
25 under ss. 95.25, 95.26 and 95.27 or under special emergency programs and subject

1 to s. 95.36, the department shall pay indemnities on livestock condemned and
2 slaughtered or destroyed because of other diseases if the department determines
3 that the condemnation and slaughter or destruction is necessary to protect public
4 health or the livestock industry. The indemnity under this subsection shall be
5 two-thirds of the difference between net salvage value and appraised value, but may
6 not exceed \$1,500 for an animal. As used in this subsection, “livestock” means
7 animals of species raised primarily to produce food for human consumption,
8 including farm-raised deer.

9 **SECTION 136.** 95.31 (4) of the statutes is amended to read:

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

22 **SECTION 137.** 95.38 (1) of the statutes is amended to read:

23 95.38 (1) It shall be unlawful for any person to in any manner change any test
24 record, falsely record any test, misrepresent the identification of any animal or any
25 other material fact on any test record, ~~interstate health certificate,~~ certificatc of

1 veterinary inspection, vaccination record, claim for indemnity, or any disease control
2 report or application to the department. It shall be unlawful for any person to induce
3 or to conspire with another, either directly or indirectly, to do any of the said
4 prohibited acts.

5 **SECTION 138.** 95.45 (title) of the statutes is repealed and recreated to read:

6 **95.45 (title) Certificates of veterinary inspection; tests for interstate**
7 **shipment.**

8 **SECTION 139.** 95.45 (2) of the statutes is repealed.

9 **SECTION 140.** 95.45 (3) of the statutes is repealed.

10 **SECTION 141.** 95.45 (4) of the statutes is created to read:

11 95.45 (4) (a) If the department requires that a certificate of veterinary
12 inspection accompany an animal imported into this state, the veterinarian who
13 issues the certificate shall file a copy of the certificate with the department.

14 (b) If a certificate of veterinary inspection is required for a wild animal under
15 s. 22.04 (2) (d) and (3) (a) or 22.06 (1) (d) 1., the veterinarian who issues the certificate
16 shall file a copy of the certificate with the department of agriculture, trade and
17 consumer protection. The department of agriculture, trade and consumer protection
18 shall provide a copy of the certificate to the department of natural resources.

19 (c) The department may promulgate rules to impose requirements on the form,
20 issuance, and filing of certificates of veterinary inspection.

21 **SECTION 142.** 95.45 (5) of the statutes is created to read:

22 95.45 (5) Any certificate of veterinary inspection prepared under this chapter
23 shall comply with any rules that are promulgated by the department.

24 **SECTION 143.** 95.49 (1) (e) of the statutes is amended to read:

1 95.49 (1) (e) Animals not known to be reactors moved to the premises of –a
2 livestock an animal market operator licensed under s. 95.68 or –a livestock an animal
3 dealer licensed under s. 95.69, for sale and removal as provided in sub. (2).

4 **SECTION 144.** 95.49 (1m) (e) of the statutes is amended to read:

5 95.49 (1m) (e) Animals not known to be reactors moved to the premises of a
6 livestock an animal market operator licensed under s. 95.68 or –a livestock an animal
7 dealer licensed under s. 95.69, for sale and removal as provided in sub. (2).

8 **SECTION 145.** 95.49 (2) of the statutes is amended to read:

9 95.49 (2) Animals moved to the premises of –a livestock an animal market or
10 animal dealer pursuant to the exemption from brucellosis test in sub. (1) (e) or (1m)
11 (e) may be removed only in compliance with the brucellosis test requirements in sub.
12 (1) or (1m).

13 **SECTION 146.** 95.55 (title) of the statutes is amended to read:

14 **95.55 Farm-raised deer; registration.**

15 **SECTION 147.** 95.55 (1) (b) of the statutes is renumbered 95.55 (1) (b) 1.

16 **SECTION 148.** 95.55 (1) (b) 2. of the statutes is created to read:

17 95.55 (1) (b) 2. The department may promulgate rules to exempt groups of
18 persons or species of farm-raised deer from the registration requirement under this
19 section.

20 **SECTION 149.** 95.55 (3m) of the statutes is created to read:

21 95.55 (3m) AUTHORIZATION. A person who is registered under this section may
22 do any of the following:

23 (a) Possess, propagate, purchase, sell, hunt, kill, and exhibit farm-raised deer.

24 (b) Hunt or sell or offer to sell the opportunity to hunt farm-raised deer that
25 the person owns.

1 **SECTION 150.** 95.55 (5) of the statutes is created to read:

2 95.55 (5) HUNTING. (a) A person hunting farm-raised deer is exempt from
3 having any hunting approval issued under ch. 29 and is exempt from any closed
4 season restrictions or bag limits established by the department of natural resources.

5 In order to regulate the hunting of farm-raised deer, the department of agriculture,
6 trade and consumer protection may promulgate rules to establish tagging
7 requirements or other methods for identifying dead farm-raised deer that have been
8 legally hunted or killed and to impose other conditions or requirements regulating

9 the hunting of farm-raised deer. *Section 29.314 applies to the hunting
10 of farm-raised deer.*

11 (b) No owner of farm-raised deer may sell, or offer to sell, the opportunity to
12 hunt farm-raised deer unless the farm-raised deer to be hunted are confined in an
13 area of 80 contiguous acres or more.

14 (c) The department of natural resources and the department of agriculture,
15 trade and consumer protection shall cooperate with each other with respect to the
16 hunting of farm-raised deer.

17 **SECTION 151.** 95.55 (6) of the statutes is created to read:

18 95.55 (6) RULES. (a) The department shall promulgate rules to regulate
19 persons who keep farm-raised deer. The rules shall establish disease testing
20 requirements for bovine tuberculosis and chronic wasting disease and may establish
21 testing requirements for other diseases.

22 (b) The rules promulgated under this subsection may include any of the
23 following:

24 1. Standards to be followed by persons keeping farm-raised deer to prevent the
 spread of disease.

1 2. Provisions requiring that registration under this section be on an annual
2 basis.

3 3. Exemptions from any annual registration requirements established under
4 subd. 2.

5 **SECTION 152.** 95.57 of the statutes is created to read:

6 **95.57 Poultry and farm-raised game birds; national poultry**
7 **improvement program.** (1) PARTICIPATION IN PROGRAM. The department may
8 promulgate rules to require that any of the following originate from a flock of a person
9 participating in the national poultry improvement plan under 9 CFR part 145:

10 (a) Poultry, including their eggs, that are used for breeding purposes.

11 (b) Farm-raised game birds, including their eggs, that are used for breeding
12 purposes.

13 (2) FEES. The department shall promulgate a rule to set any fee that it imposes
14 on a person for participation in the national poultry improvement plan.

15 **SECTION 153.** 95.60 (1) (intro.) and (b) of the statutes are consolidated,
16 renumbered 95.60 (1) and amended to read:

17 95.60 (1) In this section: (b) ~~“Waters,~~ “waters of the state” has the meaning
18 given in s. 281.01 (18).

19 **SECTION 154.** 95.60 (1) (a) of the statutes is renumbered 95.001 (1) (aj).

20 **SECTION 155.** 95.68 (title) of the statutes is amended to read:

21 **95.68 (title) Livestock Animal markets.**

22 **SECTION 156.** 95.68 (1) (a) of the statutes is renumbered 95.68 (1) (am).

23 **SECTION 157.** 95.68 (1) (b) of the statutes is amended to read:

24 95.68 (1) (b) “Equine market” means ~~a livestock~~ an animal market that is open
25 to the public solely for the purpose of trading in equine animals.

1 **SECTION 158.** 95.68 (1) (e) of the statutes is renumbered 95.68 (1) (ag) and
2 amended to read:

3 95.68 (1) (ag) “~~Livestock~~ Animal market” means any premises which are open
4 to the public for the purpose of trading in livestock or wild animals and on which
5 facilities are maintained for their yarding, feeding and watering prior to sale.

6 **SECTION 159.** 95.68 (1) (f) of the statutes is renumbered 95.68 (1) (ai) and
7 amended to read:

8 95.68 (1) (ai) “~~Livestock~~ Animal transport vehicle” has the meaning given in
9 s. 95.71 (1) (g) (dm).

10 **SECTION 160.** 95.68 (1) (g) of the statutes is created to read:

11 95.68 (1) (g) “Wild animal” means a wild animal that is subject to regulation
12 under ch. 22.

13 **SECTION 161.** 95.68 (2) of the statutes is amended to read:

14 95.68 (2) LICENSE. Except as provided in sub. (2m), no person may operate a
15 ~~livestock~~ an animal market without an annual license from the department. ~~A~~
16 ~~livestock~~ An animal market license expires on June 30 annually. A separate license
17 is required for every ~~livestock~~ animal market. A license is not transferable between
18 persons or locations.

19 **SECTION 162.** 95.68 (2m) (title) of the statutes is repealed and recreated to read:

20 95.68 (2m) (title) EXEMPTIONS.

21 **SECTION 163.** 95.68 (2m) of the statutes is renumbered 95.68 (2m) (a) and
22 amended to read:

23 95.68 (2m) (a) A person is not required to obtain a license under sub. (2) to
24 operate an occasional auction sale sponsored by a livestock breeder association or a
25 youth agricultural organization if records of the transactions at the sale are

1 maintained by an auctioneer registered under ch. 480 or by ~~a livestock~~ an animal
2 dealer licensed under s. 95.69.

3 **SECTION 164.** 95.68 (2m) (b) of the statutes is created to read:

4 95.68 (2m) (b) The department may promulgate rules to exempt groups of
5 persons from the licensing requirement under sub. (2) or the registration
6 requirement under sub. (7) or both.

7 **SECTION 165.** 95.68 (4) (intro.) of the statutes is amended to read:

8 95.68 (4) FEES. (intro.) Unless the department specifies a different fee by rule,
9 the fee for a ~~livestock market~~ license issued under this section is the following
10 amount:

11 **SECTION 166.** 95.68 (4) (a) of the statutes is amended to read:

12 95.68 (4) (a) For ~~a livestock~~ an animal market that is not an equine market
13 and that conducted sales at the market on at least 5 days during the year
14 immediately preceding the year for which the license is issued, \$150.

15 **SECTION 167.** 95.68 (4) (b) of the statutes is amended to read:

16 95.68 (4) (b) For ~~a livestock~~ an animal market that is not an equine market
17 and that conducted sales on fewer than 5 days during the year immediately
18 preceding the year for which the license is issued, \$75.

19 **SECTION 168.** 95.68 (4) (c) of the statutes is amended to read:

20 95.68 (4) (c) For ~~a livestock~~ an animal market other than one described in par.
21 (a) or (b), \$100.

22 **SECTION 169.** 95.68 (5) (a) 1. of the statutes is amended to read:

23 95.68 (5) (a) 1. Operated ~~a livestock~~ an animal market without a license in
24 violation of sub. (2).

25 **SECTION 170.** 95.68 (5) (a) 1m. of the statutes is created to read:

1 95.68 (5) (a) 1m. Operated a livestock market, as defined in s. 95.68 (1) (e), 1999
2 stats., without a license in violation of s. 95.68 (2), 1999 stats.

3 **SECTION 171.** 95.68 (5) (a) 2. of the statutes is amended to read:

4 95.68 (5) (a) 2. Operated an unregistered ~~livestock~~ animal transport vehicle in
5 violation of sub. (7).

6 **SECTION 172.** 95.68 (5) (a) 2m. of the statutes is created to read:

7 95.68 (5) (a) 2m. Operated an unregistered livestock vehicle, as defined in s.
8 95.71 (1) (g), 1999 stats., in violation of s. 95.68 (7), 1999 stats.

9 **SECTION 173.** 95.68 (5) (b) of the statutes is amended to read:

10 95.68 (5) (b) In addition to the surcharge under par. (a), an applicant for a
11 license under sub. (2) shall pay the fees due for the year in which the applicant was
12 in violation of sub. (2) or (7).

13 **SECTION 174.** 95.68 (5) (c) of the statutes is amended to read:

14 95.68 (5) (c) The payment of the surcharge and fees under this subsection does
15 not relieve the applicant of other civil or criminal liability that may result from the
16 failure to obtain a license or from the operation of an unregistered ~~livestock~~ vehicle,
17 but does not constitute evidence of a violation of a law.

18 **SECTION 175.** 95.68 (7) of the statutes is amended to read:

19 95.68 (7) LIVESTOCK ANIMAL TRANSPORT VEHICLE REGISTRATION. No ~~livestock~~
20 animal market operator may operate ~~a livestock~~ an animal transport vehicle unless
21 the ~~livestock~~ animal transport vehicle is registered with the department in the name
22 of the ~~livestock~~ animal market operator. The ~~livestock~~ animal transport vehicle shall
23 be registered on a form provided by the department. The registration shall include
24 a description and the serial number of the ~~livestock~~ animal transport vehicle.

25 **SECTION 176.** 95.68 (8) of the statutes is amended to read:

1 95.68 (8) RULES. The department may promulgate rules to specify license fees
2 under sub. (4) or to regulate the operation of livestock animal markets, including
3 rules related to market operator qualifications, market construction and
4 maintenance, construction and maintenance of livestock animal transport vehicles,
5 identification of livestock animal transport vehicles, disease sanitation, humane
6 treatment of animals, identification of animals, record keeping, reports to the
7 department and compliance with applicable financial security requirements under
8 state or federal law.

9 **SECTION 177.** 95.69 (title) of the statutes is amended to read:

10 **95.69 (title) Livestock Animal dealers.**

11 **SECTION 178.** 95.69 (1) (b) of the statutes is renumbered 95.69 (1) (g).

12 **SECTION 179.** 95.69 (1) (c) (intro.) of the statutes is amended to read:

13 95.69 (1) (c) (intro.) "Livestock Animal dealer" means a person who, as
14 principal or agent, engages in the business of buying for resale or for slaughter,
15 selling or exchanging livestock or wild animals. "Livestock Animal dealer" does not
16 include any of the following:

17 **SECTION 180.** 95.69 (1) (c) 1. of the statutes is amended to read: ✓

18 95.69 (1) (c) 1. ~~A livestock An animal dealer employee.~~

INSERT 98-18

19 **SECTION 181.** 95.69 (1) (d) of the statutes is amended to read:

20 95.69 (1) (d) "Livestock Animal dealer employee" means an employee of a
21 licensed livestock animal dealer, who does business in the name of the licensed
22 livestock animal dealer.

23 **SECTION 182.** 95.69 (1) (e) of the statutes is amended to read:

24 95.69 (1) (e) "Livestock Animal market" has the meaning given in s. 95.68 (1)
25 (e) (ag).

1 **SECTION 183.** 95.69 (1) (f) of the statutes is amended to read:

2 95.69 (1) (f) "~~Livestock~~ Animal transport vehicle" has the meaning given in s.
3 95.71 (1) (g) (dm).

4 **SECTION 184.** 95.69 (1) (h) of the statutes is created to read:

5 95.69 (1) (h) "Wild animal" has the meaning given in s. 95.68 (1) (g).

6 **SECTION 185.** 95.69 (2) of the statutes is amended to read:

7 95.69 (2) LICENSE. No person may operate as a ~~livestock~~ an animal dealer
8 without an annual license from the department, except that no license is required
9 of a person licensed as a ~~livestock~~ an animal market operator under s. 95.68. ~~A~~
10 ~~livestock~~ An animal dealer license expires on June 30 annually. ~~A livestock~~ An
11 animal dealer license is not transferable.

12 **SECTION 186.** 95.69 (2m) of the statutes is created to read:

13 95.69 (2m) EXEMPTION. The department may promulgate rules to exempt
14 groups of persons from the licensing requirement under sub. (2) or the registration
15 requirement under sub. (7) or both.

16 **SECTION 187.** 95.69 (4) of the statutes is amended to read:

17 95.69 (4) FEES. Unless the department specifies a different fee by rule, the fee
18 for ~~a livestock~~ an animal dealer license is \$75.

19 **SECTION 188.** 95.69 (5) (a) 1. of the statutes is amended to read:

20 95.69 (5) (a) 1. Operated as a ~~livestock~~ an animal dealer without a license in
21 violation of sub. (2).

22 **SECTION 189.** 95.69 (5) (a) 1m. of the statutes is created to read:

23 95.69 (5) (a) 1m. Operated as a livestock dealer, as defined in s. 95.69 (1) (c),
24 1999 stats., without a license in violation of s. 95.69 (2), 1999 stats.

25 **SECTION 190.** 95.69 (5) (a) 2. of the statutes is amended to read:

1 95.69 (5) (a) 2. Operated an unregistered ~~livestock~~ animal transport vehicle in
2 violation of sub. (7).

3 **SECTION 191.** 95.69 (5) (a) 2m. of the statutes is created to read:

4 95.69 (5) (a) 2m. Operated an unregistered livestock vehicle, as defined in s.
5 95.71 (1) (g), 1999 stats., in violation of s. 95.69 (7), 1999 stats.

6 **SECTION 192.** 95.69 (5) (b) of the statutes is amended to read:

7 95.69 (5) (b) In addition to the surcharge under par. (a), an applicant for a
8 license under sub. (2) shall pay the fees due for the year in which the applicant was
9 in violation of ~~sub. (2) or (7)~~.

10 **SECTION 193.** 95.69 (5) (c) of the statutes is amended to read:

11 95.69 (5) (c) The payment of the surcharge and fees under this subsection does
12 not relieve the applicant of other civil or criminal liability that may result from the
13 failure to obtain a license or from the operation of an unregistered ~~livestock~~ vehicle
14 but does not constitute evidence of a violation of a law.

15 **SECTION 194.** 95.69 (7) of the statutes is amended to read:

16 95.69 (7) LIVESTOCK ANIMAL TRANSPORT VEHICLE REGISTRATION. No ~~livestock~~
17 animal dealer may operate ~~a livestock~~ an animal transport vehicle unless the
18 ~~livestock~~ animal transport vehicle is registered with the department in the name of
19 the ~~livestock~~ animal dealer. The ~~livestock~~ animal transport vehicle shall be
20 registered in the name of the ~~livestock~~ animal dealer on a form provided by the
21 department. The registration shall include a description and the serial number of
22 the ~~livestock~~ animal transport vehicle.

23 **SECTION 195.** 95.69 (8) of the statutes is amended to read:

24 95.69 (8) RULES. The department may promulgate rules to specify license fees
25 under sub. (4) or to regulate ~~livestock~~ animal dealers, including rules related to

1 ~~livestock animal~~ dealer qualifications, construction and maintenance of ~~livestock~~
2 ~~animal transport~~ vehicles, identification of ~~livestock animal transport~~ vehicles,
3 disease sanitation, humane treatment of animals, identification of animals, record
4 keeping, reports to the department and compliance with applicable financial
5 security requirements under state or federal law.

6 **SECTION 196.** 95.69 (8m) of the statutes is amended to read:

7 95.69 (8m) TRANSACTION RECORDS. An auctioneer registered under ch. 480 who
8 sells livestock or wild animals and who is not required to obtain a license under this
9 section shall make records of the sales available to the department upon request for
10 disease investigation purposes.

11 **SECTION 197.** 95.71 (title) of the statutes is amended to read:

12 **95.71 (title) Livestock Animal truckers.**

13 **SECTION 198.** 95.71 (1) (b) of the statutes is renumbered 95.71 (1) (h).

14 **SECTION 199.** 95.71 (1) (c) of the statutes is repealed.

15 **SECTION 200.** 95.71 (1) (d) of the statutes is repealed.

16 **SECTION 201.** 95.71 (1) (e) of the statutes is amended to read:

17 95.71 (1) (e) "Livestock Animal trucker" means a person engaged in the
18 business of transporting for hire, by means of ~~a livestock an animal transport~~ vehicle,
19 livestock and wild animals, except that it "animal trucker" does not include ~~a~~
20 ~~livestock an animal~~ trucker employee.

21 **SECTION 202.** 95.71 (1) (f) of the statutes is amended to read:

22 95.71 (1) (f) "Livestock Animal trucker employee" means the employee of a
23 person who holds ~~a livestock an animal~~ trucker license if the employee, in the name
24 of the licensed ~~livestock animal~~ trucker, operates ~~a livestock an animal transport~~
25 vehicle which is registered by the ~~livestock animal~~ trucker and on which the name

1 and the business address of the ~~licensed~~ animal livestock trucker are prominently
2 displayed.

3 **SECTION 203.** 95.71 (1) (g) of the statutes is renumbered 95.71 (1) (dm) and
4 amended to read:

5 95.71 (1) (dm) “~~Livestock~~ Animal transport vehicle” means any vehicle used to
6 transport livestock or wild animals.

7 **SECTION 204.** 95.71 (1) (i) of the statutes is created to read:

8 95.71 (1) (i) “Wild animal” has the meaning given in s. 95.68 (1) (g).

9 **SECTION 205.** 95.71 (2) of the statutes is amended to read:

10 95.71 (2) LICENSE. No person may operate as ~~a livestock~~ an animal trucker
11 without an annual license issued by the department. ~~A livestock~~ An animal trucker
12 license authorizes ~~a livestock~~ an animal trucker to operate only those livestock
13 animal transport vehicles that are registered by the ~~livestock~~ animal trucker under
14 sub. (4). A license expires on June 30 annually. ~~A livestock~~ An animal trucker license
15 is not transferable.

16 **SECTION 206.** 95.71 (3) of the statutes is amended to read:

17 95.71 (3) APPLICATION. An application for ~~a livestock~~ an animal trucker license
18 under sub. (2) shall be made on a form provided by the department. The application
19 shall include information reasonably required by the department for licensing
20 purposes. As part of the application, the applicant shall register every livestock
21 animal transport vehicle operated by the applicant as provided under sub. (4). An
22 application shall be accompanied by the applicable fees and surcharges required
23 under subs. (5) and (6).

24 **SECTION 207.** 95.71 (4) of the statutes is amended to read:

1 95.71 (4) ~~LIVESTOCK~~ ANIMAL TRANSPORT VEHICLE REGISTRATION. No livestock
2 animal trucker may operate a ~~livestock~~ an animal transport vehicle unless the
3 ~~livestock~~ animal transport vehicle is registered with the department in the name of
4 the ~~livestock~~ animal trucker. The ~~livestock~~ animal transport vehicle shall be
5 registered on a form provided by the department. The registration shall include a
6 description and the serial number of the ~~livestock~~ animal transport vehicle.

7 **SECTION 208.** 95.71 (5) (a) of the statutes is amended to read:

8 95.71 (5) (a) Unless the department specifies different fees by rule, an
9 applicant for ~~a livestock~~ an animal trucker license shall pay a fee in an amount equal
10 to \$20 plus \$5 for each ~~livestock~~ animal transport vehicle registered with the
11 applicant's license application under sub. (3).

12 **SECTION 209.** 95.71 (5) (b) of the statutes is amended to read:

13 95.71 (5) (b) If during any license year ~~a livestock~~ an animal trucker registers
14 ~~a livestock~~ an animal transport vehicle that was not registered with the ~~livestock~~
15 animal trucker's annual license application under sub. (3), the ~~livestock~~ animal
16 trucker shall, at the time of the additional registration, pay a registration fee of \$5
17 for each ~~livestock~~ animal transport vehicle registered.

18 **SECTION 210.** 95.71 (6) (a) (intro.) of the statutes is amended to read:

19 95.71 (6) (a) (intro.) An applicant for ~~a livestock~~ an animal trucker license shall
20 pay a license fee surcharge of \$100 if the department determines that within 365
21 days prior to submitting the license application the applicant did any of the
22 following:

23 **SECTION 211.** 95.71 (6) (a) 1. of the statutes is amended to read:

24 95.71 (6) (a) 1. Operated as ~~a livestock~~ an animal trucker without a license in
25 violation of sub. (2).

1 **SECTION 212.** 95.71 (6) (a) 1m. of the statutes is created to read:

2 95.71 (6) (a) 1m. Operated as a livestock trucker, as defined in s. 95.71 (1) (e),
3 1999 stats., without a license in violation of s. 95.71 (2), 1999 stats.

4 **SECTION 213.** 95.71 (6) (a) 2. of the statutes is amended to read:

5 95.71 (6) (a) 2. Operated an unregistered ~~livestock~~ animal transport vehicle in
6 violation of sub. (4).

7 **SECTION 214.** 95.71 (6) (a) 2m. of the statutes is created to read:

8 95.71 (6) (a) 2m. Operated an unregistered livestock vehicle, as defined in s.
9 95.71 (1) (g), 1999 stats., in violation of s. 95.71 (4), 1999 stats.

10 **SECTION 215.** 95.71 (6) (b) of the statutes is amended to read:

11 95.71 (6) (b) In addition to the surcharge under par. (a), an applicant for a
12 license under sub. (2) shall pay the fees due for the year in which the applicant was
13 in violation of ~~sub. (2) or (4)~~.

14 **SECTION 216.** 95.71 (6) (c) of the statutes is amended to read:

15 95.71 (6) (c) The payment of the surcharge and fees under this subsection does
16 not relieve the applicant of other civil or criminal liability that may result from the
17 failure to obtain a license or to register a ~~livestock~~ vehicle but does not constitute
18 evidence of a violation of a law.

19 **SECTION 217.** 95.71 (8) of the statutes is amended to read:

20 95.71 (8) RULES. The department may promulgate rules to specify license fees
21 under sub. (5) or to regulate livestock animal truckers, including rules related to
22 ~~livestock~~ animal trucker qualifications, construction and maintenance of ~~livestock~~
23 animal transport vehicles, identification of ~~livestock~~ animal transport vehicles,
24 disease sanitation, humane treatment of animals, identification of animals, record

1 keeping, reports to the department and compliance with applicable financial
2 security requirements under state or federal law.

3 **SECTION 218.** 95.72 (7) (a) of the statutes is amended to read:

4 95.72 (7) (a) *License requirement.* No person may transport dead animals on
5 public highways in this state without a license issued under this section. A licensee
6 may not transport dead animals under conditions not authorized by the license. This
7 paragraph does not apply to persons exempt from obtaining a license under this
8 section, a farmer transporting dead animals raised on his or her farm, the
9 transportation of hides or fully rendered or processed dead animal products, the
10 transportation of dead animals by government agencies or private agencies engaged
11 in scientific research, persons transporting dead animals for destruction or burial,
12 or ~~livestock~~ animal truckers transporting animals which have died in transit if the
13 dead animals are transported directly to a licensed renderer, animal food processor
14 or collector.

15 **SECTION 219.** 97.42 (1) (dm) of the statutes is amended to read:

16 97.42 (1) (dm) “Farm-raised deer” has the meaning given in s. 95.001 (1) ~~(a)~~
17 (ag).

18 **SECTION 220.** 97.44 (3) of the statutes is amended to read:

19 97.44 (3) As used in this section, “animals” means cattle, sheep, goats, swine,
20 equines, farm-raised deer, as defined in s. 95.001 (1) ~~(a)~~ (ag), and poultry, except in
21 the phrase “animal feed manufacturers”.

22 **SECTION 221.** 100.04 (1) of the statutes is amended to read:

23 100.04 (1) DEFINITION. In this section, “livestock” means swine, cattle, poultry,
24 sheep, goats or farm-raised deer, as defined in s. 95.001 (1) ~~(a)~~ (ag).

25 **SECTION 222.** 167.31 (4) (b) of the statutes is amended to read:

1 167.31 (4) (b) Subsections (2) (a), (b) and (c) and (3) (a) and (b) do not apply to
2 the holder of a scientific research license under s. 22.25 or a scientific collector permit
3 under s. 29.614 who is using a net gun or tranquilizer gun in an activity related to
4 the purpose for which the license or permit was issued.

5 **SECTION 223.** 173.23 (1m) (b) of the statutes is amended to read:

6 173.23 (1m) (b) If the animal is not a dog or cat, sell the animal at public
7 auction, including sale at a licensed livestock animal market.

8 **SECTION 224.** 174.001 (3) of the statutes is amended to read:

9 174.001 (3) “Livestock” means any horse, bovine, sheep, goat, pig, ~~elk or other~~
10 ~~deer raised in captivity~~, llama, alpaca, domestic rabbit, farm-raised deer, as defined
11 in s. 95.001 (1) (a) (ag), or domestic fowl, including ~~game fowl raised in captivity~~ any
12 farm-raised game bird, as defined in s. 22.01 (12m).

13 **SECTION 225.** 350.01 (5) of the statutes is repealed.

14 **SECTION 226.** 814.60 (2) (e) of the statutes is amended to read:

15 814.60 (2) (e) Natural resources restitution payment imposed by s. 22.46 (2) or
16 29.989.

17 **SECTION 227.** 895.57 (3) of the statutes is amended to read:

18 895.57 (3) Subsection (2) does not apply to any humane officer, local health
19 officer, peace officer, employee of the department of natural resources while on any
20 land licensed under s. ~~29.865, 29.867, 29.869 or 29.871~~ 22.15, 22.18, or 22.19, subject
21 to certification under s. 90.21, or designated as a wildlife refuge under s. 29.621 (1)
22 or employee of the department of agriculture, trade and consumer protection if the
23 officer’s or employee’s acts are in good faith and in an apparently authorized and
24 reasonable fulfillment of his or her duties.

25 **SECTION 228.** 943.75 (3) of the statutes is amended to read:

1 943.75 (3) Subsections (2) and (2m) do not apply to any humane officer, local
2 health officer, peace officer, employee of the department of natural resources while
3 on any land licensed under s. ~~29.865, 29.867, 29.869 or 29.871~~ 22.15, 22.18, or 22.19,
4 subject to certification under s. 90.21, or designated as a wildlife refuge under s.
5 29.621 (1) or employee of the department of agriculture, trade and consumer
6 protection if the officer's or employee's acts are in good faith and in an apparently
7 authorized and reasonable fulfillment of his or her duties. This subsection does not
8 limit any other person from claiming the defense of privilege under s. 939.45 (3).

9 **SECTION 229.** 951.01 (1m) of the statutes is created to read:

10 951.01 (1m) "Conservation warden" means a warden appointed under s. 23.10.

11 **SECTION 230.** 951.015 of the statutes is renumbered 951.015 (1) and amended
12 to read:

13 951.015 (1) This chapter may not be interpreted as controverting any law
14 regulating wild animals that are subject to regulation under ch. 22, the taking of a
15 ~~wild animal~~ wild animals, as defined in s. 29.001 (90), ~~the trapping of animals, the~~
16 ~~use of live animals in dog trials or in the training of hunting dogs or the slaughter~~
17 of animals by persons acting under state or federal law.

18 **SECTION 231.** 951.015 (2) of the statutes is created to read:

19 951.015 (2) For purposes of enforcing this chapter as to wild animals subject
20 to regulation under ch. 22, a conservation warden has the same powers and duties
21 that a law enforcement officer has under this chapter.

22 **SECTION 232.** 951.09 of the statutes is renumbered 951.09 (1) and amended to
23 read:

24 951.09 (1) No person may ~~instigate, promote, aid or abet as a principal, agent,~~
25 ~~employee, participant or spectator, or participate in the earnings from, or~~

1 ~~intentionally maintain or allow any place to be used for the shooting, killing or~~
2 ~~wounding shoot, kill, or wound with a firearm, or with any deadly weapon, any~~
3 ~~animal that is tied, staked out, caged or otherwise intentionally confined in a~~
4 ~~man-made an artificial enclosure, regardless of size. Nothing in this section~~
5 ~~prohibits the shooting of any wild game in its wild state or the shooting of game birds~~
6 ~~and waterfowl at licensed game farms or licensed shooting preserves.~~

7 **SECTION 233.** 951.09 (2) of the statutes is created to read:

8 951.09 (2) (a) Whoever is concerned in the commission of a violation of this
9 section is a principal and may be charged with and convicted of the violation although
10 he or she did not directly commit it and although the person who directly committed
11 it has not been convicted of the violation.

12 (b) A person is concerned in the commission of a violation of this section under
13 par. (a) if the person does any of the following:

14 1. Instigates, promotes, aids, or abets the violation as a principal, agent,
15 employee, participant, or spectator.

16 2. Participates in any earnings from the commission of the violation.

17 3. Intentionally maintains or allows any place to be used for the commission
18 of the violation.

19 **SECTION 234.** 951.09 (3) of the statutes is created to read:

20 951.09 (3) This section does not apply to any of the following animals:

21 (b) A captive wild bird that is shot, killed, or wounded on a bird hunting
22 preserve licensed under s. 22.19.

23 (c) Farm-raised deer, as defined in s. 95.001 (1) (ag).

24 (d) Animals that are treated in accordance with normally acceptable
25 husbandry practices.

1 **SECTION 235.** 951.18 (4) (a) 2. of the statutes is amended to read:

2 951.18 (4) (a) 2. A sentencing court shall require a criminal violator to pay
3 restitution to a person, including any local humane officer or society or county or
4 municipal pound or a law enforcement officer or conservation warden, for any
5 pecuniary loss suffered by the person as a result of the crime, including expenses in
6 keeping any animal that is involved in the crime. This requirement applies
7 regardless of whether the criminal violator is placed on probation under s. 973.09.
8 If restitution is ordered, the court shall consider the financial resources and future
9 ability of the criminal violator to pay and shall determine the method of payment.
10 Upon the application of any interested party, the court shall schedule and hold an
11 evidentiary hearing to determine the value of any pecuniary loss under this
12 paragraph.

13 **SECTION 236.** 951.18 (4) (b) 1. of the statutes is amended to read:

14 951.18 (4) (b) 1. A sentencing court may order that an animal be delivered to
15 the local humane officer or society or the county or municipal pound or to a law
16 enforcement officer if a person commits a crime under this chapter, the person is the
17 owner of the animal that is involved in the crime and the court considers the order
18 to be reasonable and appropriate. A sentencing court may order that an animal be
19 delivered to the department of natural resources, if the animal is a wild animal that
20 is subject to regulation under ch. 22 and the court considers the order to be
21 reasonable and appropriate. The society, pound ~~or~~ officer or department of natural
22 resources shall release the animal to a person other than the owner or dispose of the
23 animal in a proper and humane manner. If the animal is a dog, the release or disposal
24 shall be in accordance with s. 173.23 (1m), except that the fees under s. 173.23 (1m)

1 (a) 4. do not apply if the expenses are covered under s. 173.24. If the animal is not
2 a dog, the society, pound or officer may charge a fee for the release of the animal.

3 **SECTION 237.** 973.05 (1) of the statutes is amended to read:

4 973.05 (1) When a defendant is sentenced to pay a fine, the court may grant
5 permission for the payment of the fine, of the penalty assessment imposed by s.
6 757.07, the jail assessment imposed by s. 302.46 (1), the crime victim and witness
7 assistance surcharge under s. 973.045, the crime laboratories and drug law
8 enforcement assessment imposed by s. 165.755, any applicable deoxyribonucleic acid
9 analysis surcharge under s. 973.046, any applicable drug abuse program
10 improvement surcharge imposed by s. 961.41 (5), any applicable consumer
11 information assessment imposed by s. 100.261, any applicable domestic abuse
12 assessment imposed by s. 971.37 (1m) (c) 1. or 973.055, any applicable driver
13 improvement surcharge imposed by s. 346.655, any applicable enforcement
14 assessment imposed by s. 253.06 (4) (c), any applicable weapons assessment imposed
15 by s. 167.31, any applicable uninsured employer assessment imposed by s. 102.85 (4),
16 any applicable environmental assessment imposed by s. 299.93, any applicable wild
17 animal protection assessment imposed by s. 29.983, any applicable natural resources
18 assessment imposed by s. 22.46 (1) or 29.987 and any applicable natural resources
19 restitution payment imposed by s. 22.46 (2) or 29.989 to be made within a period not
20 to exceed 60 days. If no such permission is embodied in the sentence, the fine, the
21 penalty assessment, the jail assessment, the crime victim and witness assistance
22 surcharge, the crime laboratories and drug law enforcement assessment, any
23 applicable deoxyribonucleic acid analysis surcharge, any applicable drug abuse
24 program improvement surcharge, any applicable consumer information assessment,
25 any applicable domestic abuse assessment, any applicable driver improvement

1 surcharge, any applicable enforcement assessment, any applicable weapons
2 assessment, any applicable uninsured employer assessment, any applicable
3 environmental assessment, any applicable wild animal protection assessment, any
4 applicable natural resources assessment and any applicable natural resources
5 restitution payment shall be payable immediately.

6 **SECTION 238. Nonstatutory provisions.**

7 (1) In this SECTION:

8 (a) "Livestock" means bovine animals, sheep, goats, swine, farm-raised deer,
9 and equine animals.

10 (b) "Wild animal" means a wild animal that is subject to regulation under
11 chapter 22 of the statutes, as created by this act.

12 (2) Any livestock market license and any livestock vehicle registration issued
13 under section 95.68, 1999 stats., shall remain valid until its expiration date and shall
14 allow the trading and transport of wild animals as well as livestock in the manner
15 authorized under the license until that date.

16 (3) Any livestock dealer license and any livestock vehicle registration issued
17 under section 95.69, 1999 stats., shall remain valid until its expiration date and
18 shall allow the dealing in, and transport of, wild animals as well as livestock in the
19 manner authorized under the license until that date.

20 (4) Any livestock trucker license and any livestock vehicle registration issued
21 under section 95.71, 1999 stats., shall remain valid until its expiration date and shall
22 allow the transporting for hire of wild animals as well as livestock in the manner
23 authorized under the license until that date.

24 **SECTION 239. Effective dates.** This act takes effect on January 1, 2003, except
25 as follows:

SECTION 1. 20.115 (2) (ha) of the statutes is amended to read:

20.115 (2) (ha) *Inspection, testing and enforcement.* All moneys received under ss. 93.06 (1f) and (1g), 95.55, 95.57, 95.60 (5), 95.68, 95.69, 95.71 and 95.715, to be used for animal health inspection and testing and for enforcement of animal health laws.

SECTION 2. 20.370 (1) (mu) of the statutes is amended to read:

20.370 (1) (mu) *General program operations — state funds.* The amounts in the schedule for general program operations that do not relate to the management and protection of the state's fishery resources under ss. 23.09 to 23.11, 27.01, 30.203 and 30.277, and 90.21, subch. VI of ch. 77 and chs. 22, 26, 28, and 29 and for transfers to the appropriation account under s. 20.285 (1) (kf).

SECTION 3. 20.370 (3) (mu) of the statutes is amended to read:

20.370 (3) (mu) *General program operations — state funds.* The amounts in the schedule for law enforcement operations under ss. 23.09 to 23.11, 90.21, and 166.04 and chs. 22, 29 and 30 and for review of environmental impact requirements under ss. 1.11 and 23.40.

SECTION 4. Chapter 22 of the statutes is created to read:

CHAPTER 22

CAPTIVE WILDLIFE

22.01 Definitions. In this chapter:

(1) "Animal" means any mammal, bird, reptile, amphibian, mollusk, or arthropod or any egg of any bird, reptile, amphibian, mollusk, or arthropod except that "animal" does not include any mollusk or arthropod, or any egg of any mollusk or arthropod, if the mollusk or arthropod is ^{regulated} ~~subject to regulation as a pest~~ under ~~ch.~~

~~93.07~~ s. 93.07 (12) or (13), 94.01, 94.02, 94.03, or 94.76

INS
9-25

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✓ ✓ ✓ ✓ ✓ ✓

INSERT
8-10

Section #. 90.20 (1) (a) of the statutes is amended to read:

90.20 (1) (a) "Farm-raised deer" has the meaning given in s. 95.001 (1) (a).

strike
↓
(a)
↑
score

History: 1995 a. 79.

wild animals

created

Section #. 95.69 (1) (c) 2. of the statutes is amended to read:

A person holding a license issued under s. 22.15, 22.18, 22.19, or 22.26 person

95.69 (1) (c) 2. ~~The operator of a farm~~ who sells ~~live stock~~ if the ~~operator~~ keeps them ~~on the farm~~ solely for ~~breeding~~ breeding or feeding purposes and the ~~operator~~ is not otherwise engaged in the business of buying them for resale, slaughter, sale, or exchange. person

History: 1993 a. 16; 1995 a. 95.

Captuz wild

169

p. 31, line 13 "huntable"
out

p. 82, line 16 ^{delete}
annual?

line 24 - 10th
december
31

p. 88, line 16: or the
dept of nr

p. 92, line 12: or ch.
22 after
"this chapter",

July 26 until 8/2
Mikelutz