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## SECTION 4

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

4 <sup>169.33</sup>~~220.33~~ Licenses; applications; renewals; terminations. (1) APPLICATION.

5 The application for a license under this chapter shall be on a form provided by the  
6 department or in a format approved by the department, and shall request the  
7 information required by the department. The department may not issue a license  
8 unless the applicant provides the information required.

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

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

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

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

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

21 (b) A person may apply for a renewal of a license issued under this chapter not  
22 more than 45 days after the license's expiration date if the application is  
23 accompanied by the late fee specified under s. <sup>169.31</sup>~~220.31~~ (2), in addition to any regular  
24 renewal fee.

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

4 (4m) INCORRECT RECORDS OR REPORTS. No person may fail to keep records or  
5 submit reports as required under this chapter.

6 (5) EXPIRATION OF LICENSE. A person holding a license issued under this section  
7 that expires or is revoked or suspended shall remove or cause to be removed from the  
8 land subject to the license any signs indicating that the land was so licensed within  
9 45 days after the expiration, revocation, or suspension.

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

12 (B) 169.34 } Denial and revocation of licenses based on child support  
13 delinquency. (1) SOCIAL SECURITY NUMBERS REQUIRED. The department shall  
14 require an applicant who is an individual to provide his or her social security number  
15 as a condition of applying for, or applying to renew, any license issued under this  
16 chapter.

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

21 (3) DENIAL OF APPROVALS. (a) As provided in the memorandum of understanding  
22 required under s. 49.857 (2), the department of natural resources shall deny an  
23 application to issue or renew, to suspend if already issued, or to otherwise withhold  
24 or restrict a license issued under this chapter if the applicant for or the holder of the  
25 license is delinquent in making court-ordered payments of child or family support,

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1 maintenance, birth expenses, medical expenses, or other expenses related to the  
2 support of a child or former spouse or if the applicant or holder fails to comply with  
3 a subpoena or warrant issued by the department of workforce development or a  
4 county child support agency under s. 59.53 (5) and relating to paternity or child  
5 support proceedings.

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

10 ~~B 119.35~~  
~~2205~~

**Denial and revocation of licenses based on tax delinquency. (1)**

11 SOCIAL SECURITY AND IDENTIFICATION NUMBERS REQUIRED. The department shall  
12 require an applicant who is an individual to provide his or her social security number  
13 and an applicant who is not an individual to provide the applicant's federal employer  
14 identification number as a condition of applying for, or applying to renew, any of the  
15 following licenses:

16 (a) A captive wild animal farm license.

17 (b) A wild fur farm license.

18 (c) A bird hunting preserve license.

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

23 (3) DENIAL AND REVOCATION. The department of natural resources shall deny  
24 an application to issue or renew, or shall revoke if already issued, a license specified  
25 in sub. (1) if the applicant for or the holder of the license fails to provide the

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1 information required under sub. (1) or if the department of revenue certifies that the  
2 applicant or license holder is liable for delinquent taxes under s. 73.0301.

3 (B) 169.36  
~~22738~~

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

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

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

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

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

17 (b) *Records; additional requirements; exemptions.* 1. A person holding a bird  
18 hunting preserve license is exempt from keeping the records required under par. (a)

19 1. a. for those wild birds that are killed on the land subject to the license.

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

23 (2) WILD FUR FARM LICENSES. Each person holding a wild fur farm license shall  
24 keep a correct and complete record of the complete name and address and the number

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1 of any license issued under this chapter of each person to whom the license holder  
2 sells a live fur-bearing wild animal.

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

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

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

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

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

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

13 (4) DOG TRAINING AND TRIAL LICENSES. Each person holding a bird dog training  
14 license, a hound dog training license, a dog club training license, a bird dog trial  
15 license, or a hound dog trial license shall keep a receipt of the purchase of each wild  
16 animal purchased under the authority of the license and a correct and complete  
17 record of any testing for disease on these wild animals that is required under rules  
18 promulgated under s. <sup>169.06</sup>~~224B~~ (3m).

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

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

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

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

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

9           (9) RECORDS; TIMING. (a) A person holding a license subject to this section shall  
10 record all of the information required under this section within 7 days after the  
11 occurrence of the transaction or activity. A person holding a license subject to this  
12 section shall keep these records for 3 years after the last day of the year in which the  
13 record was entered.

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

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

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

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

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

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

7           4. The number of wild animals that have been killed, or have escaped or died  
8 during the reporting year.

9           (b) The person holding the license shall submit the annual report under par.  
10 (a) within 30 days after the last day of the license year that the report covers.

11           **(10m) PRIOR RECORDS.** A person required to keep records or reports under s.  
12 29.853 (3) (b), 1999 stats., 29.855 (3) (c), 1999 stats., s. 29.865 (4) (b), 1999 stats.,  
13 29.867 (8), 1999 stats., s. 29.869 (9), 1999 stats., s. 29.871, 1999 stats., or s. 29.877  
14 (6), 1999 stats., shall maintain copies of the records and reports that are in existence  
15 on the effective date of this subsection .... [revisor inserts date] for a period of 3 years  
16 beginning on the effective date of this subsection .... [revisor inserts date].

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

20           ~~22~~<sup>169.37</sup> **Inspections.** **(1) DEPARTMENTAL AUTHORITY.** For purposes of enforcing  
21 this chapter and the rules promulgated under this chapter with respect to a person  
22 who is required to have a license or maintain records under this chapter, a  
23 conservation warden or representative of the department, upon presenting his or her  
24 credentials to that person, may do any of the following:

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

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

5 (c) Gain access to and inspect any records required to be kept under s. <sup>169.36</sup>~~204.28~~.

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

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

12 (a) Normal business hours.

13 (b) During the time that the person who possesses wild animals or carcasses  
14 of wild animals is conducting business.

15 (c) At any time, if the inspection is necessary for public health, safety, or  
16 welfare.

17 (3) PROHIBITING INSPECTIONS. No person who has been requested to submit to  
18 an inspection under this section or s. <sup>169.38</sup>~~204.28~~ or an operator of a vehicle for such a

19 person, or employee or person acting on behalf of such a person, may prohibit entry

20 as authorized under this section or s. <sup>169.38</sup>~~204.28~~ unless a court restrains or enjoins the  
21 entry or inspection.

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



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

4 <sup>(B) 169.38</sup>  
~~22.36~~ Inspections of items subject to regulation by the department of  
5 agriculture, trade and consumer protection. (1) DEPARTMENTAL AUTHORITY. For  
6 purposes of enforcing s. 90.21 and rules promulgated under that section and ch. 29  
7 and rules promulgated under that chapter, with respect to a person who keeps  
8 farm-raised deer that are white-tailed deer, and for purposes of enforcing this  
9 chapter and ch. 29 and rules promulgated under this chapter and ch. 29, with respect  
10 to a person who keeps farm-raised game birds or wild animals under a license issued  
11 under s. 95.68, 95.69, or 95.71, a conservation warden or representative of the  
12 department, upon presenting his or her credentials to that person, may do any of the  
13 following:

14 (a) Enter and inspect any land, vehicle, building, or other structure where  
15 white-tailed deer, farm-raised game birds, or wild animals are possessed or where  
16 carcasses of white-tailed deer, farm-raised game birds, or wild animals are  
17 possessed.

18 (b) Inspect any equipment, materials, or other activities related to farm-raised  
19 deer that are white-tailed deer, farm-raised game birds, or wild animals.

20 (c) Gain access to and inspect any records that relate to farm-raised deer that  
21 are white-tailed deer and that are required to be kept under s. <sup>169.38</sup>  
~~22.36~~ (10), <sup>5 or 169.36 (10.M)</sup> 95.55 or any rules promulgated under those sections.

22  
23 (d) Gain access to and inspect any records relating to farm-raised game birds  
24 required to be kept under s. 93.07 (10) or 95.57 or any rules promulgated under those  
25 sections.

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(6/5)  
, or 169,36(10m)

1 (e) Gain access to and inspect any records relating to wild animals required to  
2 be kept under s. ~~22.36 (10m)~~, 93.07 (10), 95.68, 95.69, ~~95.71~~ or any rules  
3 promulgated under those sections.

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

- 6 (a) Normal business hours.
- 7 (b) During the time that the person, who keeps white-tailed deer, farm-raised  
8 game birds, or wild animals is conducting business.
- 9 (c) At any time, if the inspection is necessary for public health, safety, or  
10 welfare.

11 (d) At any time, if the inspection is limited to determining whether a fence that  
12 is used to contain farm-raised deer that are white-tailed deer complies with the  
13 requirements established by rule under s. 90.21 (6).

14 ~~12.39~~ <sup>B 169.39</sup> **Humane care and housing.** (1) COMPLIANCE WITH RULES. No license  
15 may be issued under this chapter unless the department determines that the  
16 applicant will comply with all of the rules promulgated under subs. (2) and (3).

17 (2) RULES; GENERAL. The department shall promulgate and enforce rules for the  
18 housing, care, treatment, enrichment, feeding, and sanitation of wild animals  
19 subject to regulation under this chapter to ensure all of the following:

- 20 (a) That the wild animals receive humane treatment and enrichment.
- 21 (b) That the wild animals are held under sanitary conditions.
- 22 (c) That the wild animals receive adequate housing, care, and food.
- 23 (d) That the public is protected from injury by the wild animals.

24 (3) RULES; HOUSING. The rules for housing under sub. (2) shall include  
25 requirements for the size and location of permanent enclosures and of temporary

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1 enclosures at locations other than those where the wild animals are permanently  
 2 housed. The rules regulating the location of enclosures shall include the distance  
 3 required between 2 enclosures. The rules for housing shall include specifications for  
 4 enclosures for each species of harmful wild animal that the department designates  
 5 under s. ~~202.11~~<sup>169.11</sup> (1).

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

8 ~~224.40~~<sup>169.40</sup> **Trespassing.** A person who hunts, traps, kills, or takes a wild animal  
 9 subject to regulation under this chapter on land subject to a license issued under this  
 10 chapter without the permission of the license holder or of the holder's employee or  
 11 agent is liable to the license holder for any damage that the person causes to any wild  
 12 animal that is subject to regulation under this chapter or to any property or land that  
 13 is subject to the license.

14 ~~224.42~~<sup>169.42</sup> **Taking custody of captive wild animals.** (1) INTAKE OF WILD ANIMALS.  
 15 A conservation warden may take into custody a wild animal that is subject to  
 16 regulation under this chapter on behalf of the department if the conservation warden  
 17 has reasonable grounds to believe that the wild animal is one of the following:

18 (a) An abandoned or stray captive wild animal.  
 19 (b) An unwanted captive wild animal delivered to the conservation warden.  
 20 (c) A wild animal possessed, taken, introduced, stocked, released, exhibited,  
 21 propagated, rehabilitated, hunted, sold, or purchased in violation of this chapter, any  
 22 rule promulgated under this chapter, or any ordinance enacted under s. ~~224.43~~<sup>169.43</sup>

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

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

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

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

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

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

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

12 (k) A wild animal that is being housed or held in violation of s. <sup>169.39</sup>~~22.290~~

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

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

19 <sup>169.43</sup>~~22.43~~ Local ordinances. A municipality or county may enact and enforce an  
20 ordinance that prohibits the possession or selling of live wild animals.

21 <sup>169.45</sup>~~22.45~~ Penalties; revocations. (1) DEFINITION. In this section, "violation of  
22 this chapter" means a violation of this chapter or any rule promulgated under this  
23 chapter.

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

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

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

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

12 (d) *Taking of bear and deer.* For taking bear or deer from the wild in violation  
13 of s. <sup>169.05</sup>~~220.07~~, or a rule promulgated thereunder, a person shall be fined not less than  
14 \$1,000 nor more than \$2,000 or imprisoned for not more than 6 months or both.

15 (e) *Harmful wild animals.* For a violation of s. <sup>169.11</sup>~~220.11~~ (2) (b) or (c), a person shall  
16 be fined not less than \$500 nor more than \$5,000 or imprisoned for not more than  
17 6 months or both.

18 (g) *Obtaining license during period of revocation.* For obtaining any license  
19 under this chapter during the period of time when that license is revoked or  
20 suspended by any court, a person shall be fined not more than \$200 or imprisoned  
21 for not more than 90 days or both.

22 (3) PENALTY, VIOLATION OF ORDER. Any person who fails to comply with an order  
23 issued under s. <sup>169.39</sup>~~220.07~~ (4) within 10 days after its issuance is subject to a forfeiture  
24 of not more than \$200.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

19           1. Directly commits the violation of this chapter.

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

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

23           **(B) 169.46**  
~~222.46~~ } **Natural resources assessments and restitution payments. (1)**

24           **NATURAL RESOURCES ASSESSMENTS.** (a) If a court imposes a fine or forfeiture for a  
25 violation of this chapter or a rule promulgated under this chapter, the court shall

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1 impose a natural resources assessment equal to 75% of the amount of the fine or  
2 forfeiture.

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

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

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

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

18 **(2) NATURAL RESOURCES RESTITUTION PAYMENTS.** (a) If a court imposes a fine or  
19 forfeiture for a violation of this chapter for failure to obtain a license required under  
20 this chapter, the court shall impose a natural resources restitution payment equal  
21 to the amount of the fee for the license that was required and should have been  
22 obtained.

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



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

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

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

15 **SECTION 5.** 23.09 (2) (f) of the statutes is amended to read:

16 23.09 (2) (f) *Propagation, ~~game and of fish~~*. Subject to s. 95.60, capture,  
17 propagate, transport, sell or exchange any species of ~~game or fish~~ needed for stocking  
18 or restocking any ~~lands or waters~~ of the state.

19 **SECTION 6.** 23.50 (1) of the statutes is amended to read:

20 23.50 (1) The procedure in ss. 23.50 to 23.85 applies to all actions in circuit  
21 court to recover forfeitures, penalty assessments, jail assessments, applicable  
22 weapons assessments, applicable environmental assessments, applicable wild  
23 animal protection assessments, applicable natural resources assessments,  
24 applicable fishing shelter removal assessments, applicable snowmobile registration  
25 restitution payments and applicable natural resources restitution payments for

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1 violations of ss. 77.09, 90.21, 134.60, 167.10 (3), 167.31 (2), 281.48 (2) to (5), 283.33,  
 2 285.57 (2), 285.59 (2), (3) (c) and (4), 287.07, 287.08, 287.81 and 299.64 (2), subch. VI  
 3 of ch. 77, this chapter and chs. ~~22.00~~ 26 to 31<sup>ch. 169</sup> and ~~of~~ ch. 350, and any administrative  
 4 rules promulgated thereunder, violations specified under s. 285.86, violations of ch.  
 5 951 if the animal involved is a captive wild animal, violations of rules of the Kickapoo  
 6 reserve management board under s. 41.41 (7) (k) or violations of local ordinances  
 7 enacted by any local authority in accordance with s. 23.33 (11) (am) or 30.77.

8 **SECTION 7.** 23.50 (3) of the statutes is amended to read:

9 23.50 (3) All actions in municipal court to recover forfeitures, penalty  
 10 assessments and jail assessments for violations of local ordinances enacted by any  
 11 local authority in accordance with s. 23.33 (11) (am) or 30.77 shall utilize the  
 12 procedure in ch. 800. The actions shall be brought before the municipal court having  
 13 jurisdiction. Provisions relating to citations, arrests, questioning, releases,  
 14 searches, deposits and stipulations of no contest in ss. 23.51 (1) (1m), (3) and (8),  
 15 23.53, 23.54, 23.56 to 23.64, 23.66 and 23.67 shall apply to violations of such  
 16 ordinances.

17 **SECTION 8.** 23.51 (1) of the statutes is renumbered 23.51 (1m).

18 **SECTION 9.** 23.51 (1d) of the statutes is created to read:

19 23.51 (1d) "Captive" has the meaning given in s. ~~22.01~~<sup>169.01</sup> (2).

20 **SECTION 10.** 23.51 (5) of the statutes is amended to read:

21 23.51 (5) "Natural resources restitution payment" means the payment imposed  
 22 under s. ~~22.40(2) or~~ 29.989<sup>or 169.46(2)</sup>

23 **SECTION 11.** 23.51 (9m) of the statutes is created to read:

24 23.51 (9m) "Wild animal" has the meaning given in s. ~~22.01~~<sup>169.01</sup> (37).

25 **SECTION 12.** 23.65 (1) of the statutes is amended to read:

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1           23.65 (1) When it appears to the district attorney that a violation of s. 90.21,  
 2           134.60, 281.48 (2) to (5), 283.33, 285.57 (2), 285.59 (2), (3) (c) and (4), 287.07, 287.08,  
 3           287.81 or 299.64 (2), this chapter or ch. ~~22~~<sup>1169</sup>, 26, 27, 28, 29, 30, 31<sup>1169</sup> or 350, or any  
 4           administrative rule promulgated pursuant thereto, or a violation specified under s.  
 5           285.86, or a violation of ch. 951, if the animal involved is a captive wild animal, has  
 6           been committed the district attorney may proceed by complaint and summons.

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

8           23.795 (3) In lieu of an order of imprisonment under sub. (1) (a) for a violation  
 9           of ch. ~~22~~<sup>169</sup>, the court may revoke or suspend any privilege or license granted under ch.  
 10          ~~22~~<sup>169</sup> as provided in s. ~~22.145~~<sup>169.45</sup> (6).

**SECTION 14.** 23.795 (4) of the statutes is created to read:

12          23.795 (4) In lieu of an order of imprisonment under sub. (1) (a) for a violation  
 13          of s. 90.21, the court may suspend any fence inspection certificate issued under s.  
 14          90.21, as provided in s. 90.21 (8) (b).

**SECTION 15.** 25.29 (1) (a) of the statutes is amended to read:

16          25.29 (1) (a) Except as provided in ss. 25.293 and 25.295, all moneys accruing  
 17          to the state for or in behalf of the department under chs. ~~22~~<sup>e</sup>, 26, 27, 28, 29<sup>1169</sup> and 350,  
 18          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  
 19          to 30.55, 70.58, 71.10 (5) and, 71.30 (10), and 90.21, including grants received from  
 20          the federal government or any of its agencies except as otherwise provided by law.

**SECTION 16.** 25.29 (4m) of the statutes is amended to read:

22          25.29 (4m) Notwithstanding sub. (3), no moneys that accrue to the state for or  
 23          in behalf of the department under ch. ~~22~~<sup>or 169</sup> or s. 90.21 may be expended or paid  
 24          for the enforcement of the treaty-based, off-reservation rights to fish held by

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1 members of federally recognized American Indian tribes or bands domiciled in  
2 Wisconsin.

3 **SECTION 17.** 29.001 (24) of the statutes is amended to read:

4 29.001 (24) “Farm-raised deer” has the meaning given in s. 95.001 (1) ~~(a)~~ (ag).

5 **SECTION 18.** 29.001 (25m) of the statutes is created to read:

6 29.001 (25m) “Farm-raised game bird” has the meaning given in s. <sup>169.01</sup>~~22.01~~  
7 (12m).

8 **SECTION 19.** 29.001 (26) of the statutes is amended to read:

9 29.001 (26) “Fish farm” has the meaning given in s. ~~95.60 (1) (a)~~ 95.001 (1) (aj),  
10 except that “fish farm” does not include a state or municipal fish hatchery or a private  
11 fishing preserve.

12 **SECTION 20.** 29.001 (39) of the statutes is amended to read:

13 29.001 (39) “Game birds” means birds that are in the wild and includes wild  
14 geese, brant, wild ducks, wild swan, rails, coots, gallinules, snipe, woodcock, plovers,  
15 sandpipers, ruffed grouse, prairie chicken, sharp-tailed grouse, pheasants,  
16 ~~Hungarian gray~~ partridge, ~~Chukar~~ chukar partridge, bobwhite, quail, crows and  
17 wild turkey.

18 **SECTION 21.** 29.001 (60) of the statutes is amended to read:

19 29.001 (60) “Nongame species” means any species of wild animal that is living  
20 in the wild and that is not classified as a game fish, game animal, game bird or  
21 fur-bearing animal.

22 **SECTION 22.** 29.011 (3) of the statutes is created to read:

23 29.011 (3) This section does not apply to farm-raised deer, farm-raised game  
24 birds, farm-raised fish, or wild animals that are subject to regulation under <sup>Ch. 169</sup>~~Ch. 220~~

25 **SECTION 23.** 29.024 (1) of the statutes is amended to read:

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ch. 169,

1  
2

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

**SECTION 24.** 29.024 (2g) (a) 2. of the statutes is amended to read:

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

**SECTION 25.** 29.024 (2r) (a) 17. of the statutes is repealed.

**SECTION 26.** 29.024 (2r) (a) 18. of the statutes is repealed.

**SECTION 27.** 29.024 (2r) (a) 19. of the statutes is repealed.

**SECTION 28.** 29.024 (2r) (a) 20. of the statutes is repealed.

**SECTION 29.** 29.024 (2r) (a) 21. of the statutes is repealed.

**SECTION 30.** 29.024 (2r) (am) of the statutes is amended to read:

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

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1 in reliance on a false statement submitted by an applicant under this paragraph is  
2 invalid.

3 **SECTION 31.** 29.042 (1) of the statutes is amended to read:

4 29.042 (1) Beginning on January 1, 1998, the department may not enter into  
5 any agreement to make payments to persons holding approvals issued under s.  
6 29.501, 29.503, 29.506, 29.509, 29.512, 29.514, 29.519, 29.523, 29.526, 29.529,  
7 29.531, 29.533, 29.537, 29.607, 29.611, or 29.614, 29.865, 29.867, 29.869, 29.871 or  
8 29.877 in exchange for the retirement of the approval or for the temporary or  
9 permanent cessation of any activity authorized under the approval.

10 **SECTION 32.** 29.047 (2) (b) of the statutes is amended to read:

11 29.047 (2) (b) The possession, transportation, delivery or receipt of farm-raised  
12 deer or, farm-raised game birds, farm-raised fish, or wild animals that are subject  
13 to regulation under ch. ~~220~~<sup>169</sup>

14 **SECTION 33.** 29.055 of the statutes is amended to read:

15 **29.055 Wild animals; possession in closed season or in excess of bag**  
16 **limit.** Except as expressly provided in this chapter, no person may have in the  
17 person's possession or under the person's control, or have in storage, any wild animal  
18 or carcass that was taken during the closed season for that wild animal or that is in  
19 excess of the bag or possession limit or contrary to the size limits for that wild animal.  
20 The open and closed seasons and the bag, possession and size limits of the state,  
21 province or country in which a wild animal was taken shall apply to the wild animal  
22 or the carcass if it was lawfully killed outside of this state. This section does not apply  
23 to farm-raised deer, farm-raised fish, farm-raised game birds, or wild animals that  
24 are subject to regulation under ch. ~~220~~<sup>169</sup>

25 **SECTION 34.** 29.057 of the statutes is amended to read:

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1           **29.057 Wild animals; possession in open season.** It is unlawful to possess  
 2 or control at any time a protected wild animal or the carcass of any protected wild  
 3 animal showing that it was taken during the closed season for the protected wild  
 4 animal. This section does not apply to farm-raised deer, farm-raised fish,  
 5 farm-raised game birds, or wild animals that are subject to regulation under ch. ~~120~~ 169

6           **SECTION 35.** 29.071 of the statutes is amended to read:

7           **29.071 Wildlife on Indian reservations protected.** No person may remove  
 8 or take from any Indian reservation the carcass of any protected wild animal during  
 9 the closed season for the wild animal ~~without a permit from~~ except as authorized by  
 10 the department under ~~(b)(2) of~~ this chapter or ch. 169

11           **SECTION 36.** 29.191 (2) (a) 3. of the statutes is amended to read:

12           29.191 (2) (a) 3. Any person hunting pheasant under s. 29.195 ~~or on premises~~  
 13 ~~licensed under s. 29.865~~ is exempt from the requirements under subd. 1.

14           **SECTION 37.** 29.319 (1) (intro.) of the statutes is amended to read:

15           29.319 (1) (intro.) ~~In regulating~~ The department may regulate falconry and the  
 16 taking of raptors for use in falconry. In so doing, the department may do any of the  
 17 following:

18           **SECTION 38.** 29.321 of the statutes is repealed.

19           **SECTION 39.** 29.334 (title) of the statutes is amended to read:

20           **29.334 (title) Hunting and trapping; treatment of wild animals.**

21           **SECTION 40.** 29.334 of the statutes is renumbered 29.334 (1) and amended to  
 22 read:

23           29.334 (1) A person who hunts or traps any game animal or fur-bearing animal  
 24 shall kill the animal when it is taken and make it part of the daily bag or shall release

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1 the game animal or fur-bearing animal unless authorized under s. 29.857, 29.863,  
2 29.867, 29.869, 29.871 or 29.877.

3 **SECTION 41.** 29.334 (3) of the statutes is created to read:

4 29.334 (3) This section does not apply to farm-raised deer, farm-raised game  
5 birds, or wild animals that are subject to regulation under ch. <sup>169</sup>~~220~~

6 **SECTION 42.** 29.337 (1) (intro.) of the statutes is amended to read:

7 29.337 (1) (intro.) The owner or occupant of any land, and any member of his  
8 or her family, may hunt or trap beaver, coyotes, foxes, raccoons, woodchucks, rabbits,  
9 and squirrels on the land without a license issued under ~~ch. 22~~ or this chapter at any <sup>or</sup>  
10 time, except as follows: ch. 169

11 **SECTION 43.** 29.347 (2) of the statutes is amended to read:

12 29.347 (2) DEER TAGS. Except as provided under sub. (5) and s. 29.324 (3), any  
13 person who kills a deer shall immediately attach to the ear or antler of the deer a  
14 current validated deer carcass tag which is authorized for use on the type of deer  
15 killed. Except as provided under sub. (2m) ~~or s. 29.871 (7), (8) or (14)~~ or s. 29.89 (6),  
16 no person may possess, control, store or transport a deer carcass unless it is tagged  
17 as required under this subsection. The carcass tag may not be removed before  
18 registration. The removal of a carcass tag from a deer before registration renders the  
19 deer untagged.

20 **SECTION 44.** 29.351 of the statutes is renumbered 29.351 (1), and 29.351 (1) (c),  
21 as renumbered, is amended to read:

22 29.351 (1) (c) Possess the raw skin of any muskrat, mink, otter, fisher or pine  
23 marten at any time unless the person is the holder of a valid scientific collector  
24 permit, fur dealer license, trapping license or resident conservation patron license.  
25 No license is required for a person breeding, raising and producing domestic



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1 fur-bearing animals in captivity, as defined in s. ~~29.873~~ 29.627, or for a person  
2 authorized to take muskrats on a cranberry marsh under a permit issued to the  
3 person by the department.

4 **SECTION 45.** 29.351 (2m) of the statutes is created to read:

5 29.351 (2m) Subsection (1) does not apply to the skins of fur-bearing animals  
6 that are subject to regulation under ch. <sup>169</sup>~~220~~

7 **SECTION 46.** 29.354 (1) of the statutes is amended to read:

8 29.354 (1) APPROVAL NECESSARY. No person, ~~except a person who has a valid~~  
9 ~~hunting license, sports license, conservation patron license, taxidermist permit or~~  
10 ~~scientific collector permit and who is carrying this approval on his or her person,~~ may  
11 possess or have under his or her control any game bird, or game animal or the carcass  
12 of any game bird or game animal unless the person has a valid hunting license, sports  
13 license, conservation patron license, taxidermist permit, or scientific collector  
14 permit.

15 **SECTION 47.** 29.354 (2) of the statutes is renumbered 29.354 (2) (a) and  
16 amended to read:

17 29.354 (2) (a) ~~No person, except a~~ Except as provided in par. (b), no person who  
18 ~~has a valid scientific collector permit,~~ may take, needlessly destroy or possess or have  
19 under his or her control the nest or eggs of any wild bird for which a closed season  
20 is prescribed under this chapter.

21 **SECTION 48.** 29.354 (2) (b) of the statutes is created to read:

22 29.354 (2) (b) A person who has a valid scientific collector permit may take or  
23 possess or have under his or her control the nest of a wild bird and may destroy the  
24 nest if necessary for a scientific purpose.

25 **SECTION 49.** 29.354 (4) of the statutes is repealed.

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1 SECTION 50. 29.354 (5) of the statutes is created to read:

2 29.354 (5) CAPTIVE WILD ANIMALS. This section does not apply to farm-raised  
3 deer, farm-raised fish, farm-raised game birds, or wild animals that are subject to  
4 regulation under ch. <sup>169</sup>~~220~~

5 SECTION 51. 29.357 (5) (b) of the statutes is amended to read:

6 29.357 (5) (b) Subsections (1) to (4) do not apply to the possession,  
7 transportation, delivery or receipt of farm-raised deer or, farm-raised fish,  
8 farm-raised game birds, or wild animals that are subject to regulation under ch. ~~220~~ <sup>169</sup>

9 SECTION 52. 29.501 (9m) of the statutes is created to read:

10 29.501 (9m) This section applies to the raw furs and dressed furs of fur-bearing  
11 animals that are subject to regulation under ch. <sup>169</sup>~~220~~

12 SECTION 53. 29.506 (4) of the statutes is amended to read:

13 29.506 (4) AUTHORIZATION. Subject to this section, a taxidermist permit  
14 authorizes the permit holder to possess and transport ~~wild animals or carcasses of~~  
15 wild animals in connection with his or her business. This authority supersedes, to  
16 the extent permitted under this section, restrictions on the possession and  
17 transportation of ~~wild animals and carcasses of wild animals~~ established under ~~ch. <sup>169</sup>~~220~~~~  
18 ~~220m~~ <sup>and ch. 169</sup> this chapter. A taxidermist permit entitles the permit holder to the same  
19 privileges as a Class A fur dealer's license.

20 SECTION 54. 29.539 (1m) of the statutes is amended to read:

21 29.539 (1m) Subsection (1) does not apply to farm-raised deer or, farm-raised  
22 fish, farm-raised game birds, or wild animals that are subject to regulation under  
23 ch. <sup>169</sup>~~220~~ or the carcasses of these animals.

24 SECTION 55. 29.541 (3) of the statutes is amended to read:

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1           29.541 (3) EXEMPTION. This section does not apply to the meat from  
2 farm-raised deer ~~or from~~, farm-raised fish, or farm-raised game birds or to meat  
3 that is subject to regulation under s. <sup>169.14</sup>~~221.10~~

4           **SECTION 56.** 29.563 (9) (intro.) and (a) (title) of the statutes are repealed.

5           **SECTION 57.** 29.563 (9) (a) 1. of the statutes is renumbered 29.563 (7) (c) 5m.

6           **SECTION 58.** 29.563 (9) (a) 2. to 10. and (b) of the statutes are repealed.

7           **SECTION 59.** 29.563 (9) (c) of the statutes is repealed.

8           **SECTION 60.** 29.614 (3) of the statutes is amended to read:

9           29.614 (3) A scientific collector permit authorizes the permittee to collect or  
10 salvage from the wild, for scientific purposes only, ~~the eggs, nest and live fish and the~~  
11 nests and carcasses of any wild animals specified in the permit subject to the  
12 conditions and limitations specified in the permit and the rules of the department.  
13 The permittee may use the specimens for the scientific purposes for which collected  
14 or salvaged and may transport them or cause them to be transported by common  
15 carrier. Possession of these specimens may not be transferred to any other person,  
16 except that these specimens may be exchanged for other specimens for scientific  
17 purposes. A scientific collector permit may authorize the use of net guns and  
18 tranquilizer guns for activities related to the purposes for which the permit is issued.  
19 Any person who is convicted of violating this chapter shall forfeit the person's permit  
20 and the permit is thereby revoked, in addition to all other penalties. Any person so  
21 convicted is not eligible for a permit under this section for one year following the  
22 conviction.

23           **SECTION 61.** 29.741 (1) of the statutes is repealed.

24           **SECTION 62.** 29.741 (2) of the statutes is renumbered 29.741 and amended to  
25 read:

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1           **29.741 State propagation of wild animals Food in the wild for game**  
 2           **birds.** No person shall may, from the public waters of this state, take, remove, sell,  
 3           or transport from the public waters of this state to any place beyond the borders of  
 4           the state, any duck potato, wild celery, or any other plant or plant product except wild  
 5           rice, that is native in said to these waters and that is commonly known to furnish food  
 6           for game birds.

7           **SECTION 63.** 29.745 of the statutes is repealed.

8           **SECTION 64.** 29.853 (title) of the statutes is repealed.

9           **SECTION 65.** 29.853 (1) of the statutes is repealed.

10          **SECTION 66.** 29.853 (2) of the statutes is repealed.

11          **SECTION 67.** 29.853 (3) of the statutes is repealed.

12          **SECTION 68.** 29.853 (4m) of the statutes is repealed.

13          **SECTION 69.** 29.853 (5) (title) of the statutes is repealed.

14          **SECTION 70.** 29.853 (5) of the statutes is renumbered 29.334 (2) and amended  
 15          to read:

16                29.334 (2) A person who violates ~~this section~~ sub. (1) shall forfeit not less than  
 17                \$100 nor more than \$1,000.

18          **SECTION 71.** 29.855 (title) of the statutes is repealed.

19          **SECTION 72.** 29.855 (1) of the statutes is repealed.

20          **SECTION 73.** 29.855 (2) of the statutes is repealed.

21          **SECTION 74.** 29.855 (3) of the statutes is repealed.

22          **SECTION 75.** 29.855 (4) (title) of the statutes is repealed.

23          **SECTION 76.** 29.855 (4) of the statutes is renumbered ~~29.855~~ <sup>3169.07</sup> (2) (e) and amended  
 24          to read:

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(1)

169.04  
~~29.855~~(2) (e) No person may operate on a live wild skunk to remove its scent glands unless the person ~~who possesses~~ holds a Class A or Class B captive wild animal farm license or unless the person is a veterinarian and the person bringing the skunk is authorized under s. 29.857 or 29.869 to the veterinarian holds such a license. A veterinarian to whom a person brings a live wild skunk for removal of its scent glands ~~or for other treatment~~ shall verify whether the person holds a Class A or Class B captive wild animal farm license. If the person does not hold such a license, the veterinarian shall notify that person that possession of a live skunk is illegal and shall notify the department.

SECTION 77. 29.855 (5) of the statutes is repealed.

SECTION 78. 29.855 (6) of the statutes is repealed.

SECTION 79. 29.855 (7) of the statutes is repealed.

SECTION 80. 29.857 of the statutes is repealed.

SECTION 81. 29.861 of the statutes is repealed.

SECTION 82. 29.863 of the statutes is repealed.

SECTION 83. 29.865 of the statutes is repealed.

SECTION 84. 29.867 of the statutes is repealed.

SECTION 85. 29.869 of the statutes is repealed.

SECTION 86. 29.871 of the statutes is repealed.

SECTION 87. 29.873 of the statutes is renumbered 29.627.

SECTION 88. 29.875 (1) of the statutes is amended to read:

29.875 (1) The department may seize and dispose of or may authorize the disposal of any deer that has escaped from land licensed ~~under s. 29.867 or 29.871~~ ~~or~~ owned by a person registered under s. 95.55 if the escaped deer has traveled more

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1 than 3 miles from the land or if the licensee or person has not had the deer returned  
2 to the land within ~~72~~ 24 hours of the discovery of the escape.

3 **SECTION 89.** 29.877 of the statutes is repealed.

4 **SECTION 90.** 29.879 of the statutes is repealed.

5 **SECTION 91.** 29.881 of the statutes is repealed.

6 **SECTION 92.** 29.885 (1) (f) of the statutes is amended to read:

7 29.885 (1) (f) Notwithstanding s. 29.001 (90), “wild animal” means any  
8 undomesticated mammal or bird, but does not include farm-raised deer ~~fish,~~  
9 farm-raised game birds, or wild animals that are subject to regulation under ch. <sup>169</sup>~~220~~

10 **SECTION 93.** 29.889 (1) (intro.) of the statutes is amended to read:

11 29.889 (1) DEFINITION. (intro.) In this section, “wildlife damage” means damage  
12 caused by any of the following ~~noncaptive~~ wild animals that are not subject to  
13 regulation under ch. <sup>169</sup>~~220~~

14 **SECTION 94.** 29.889 (1) (a) of the statutes is amended to read:

15 29.889 (1) (a) Deer that are not farm-raised deer.

16 **SECTION 95.** 29.924 (4) of the statutes is amended to read:

17 29.924 (4) ACCESS TO STORAGE PLACES. The owner or occupant of any  
18 cold-storage warehouse or building used for the storage or retention of wild animals,  
19 or their carcasses, that are subject to regulation under this chapter shall permit the  
20 department and its wardens to enter and examine the premises subject to s. 66.0119.  
21 The owner or occupant, or the agent or employee of the owner or occupant, shall  
22 deliver to the officer any such wild animal or carcass, in his or her possession during  
23 the closed season, whether taken within or without the state.

24 **SECTION 96.** 29.927 (5) of the statutes is amended to read:

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## SECTION 96

1 29.927 (5) Any ~~unlicensed~~ trap, snare, spring gun, set gun, net or other device  
2 used in violation of this chapter which might entrap, ensnare, or kill game.

3 SECTION 97. 29.931 (1) of the statutes is amended to read:

4 29.931 (1) SEIZURE AND CONFISCATION OF WILD ANIMALS OR PLANTS. The  
5 department and its wardens shall seize and confiscate any wild animal, carcass or  
6 plant caught, killed, taken, had in possession or under control, sold or transported  
7 in violation of ~~ch. 22~~ <sup>or ch. 169</sup> this chapter and the. The officer may, with or without  
8 warrant, open, enter and examine all buildings, camps, boats on inland or outlying  
9 waters, vehicles, valises, packages and other places where the officer has probable  
10 cause to believe that wild animals, carcasses or plants, taken or held in violation of  
11 ~~ch. 22~~ <sup>or ch. 169</sup> this chapter, are to be found.

12 SECTION 98. 29.931 (2) (a) of the statutes is amended to read:

13 29.931 (2) (a) The department and its wardens shall seize and hold, subject to  
14 the order of the court for the county in which the alleged offense was committed, any  
15 vehicle, boat or object declared by this chapter to be a public nuisance, or which they  
16 have probable cause to believe is being used in violation of ~~ch. 22~~ <sup>or ch. 169</sup> this chapter, or  
17 s. 167.31, 287.81, 940.24, 941.20, 948.60, 948.605 or 948.61, is being used in the  
18 commission of a crime involving an animal normally found in the wild in violation  
19 of s. 951.09, or is being used in the commission of a crime relating to a submerged  
20 cultural resource in violation of s. 44.47. If it is proven that the vehicle, boat or object  
21 is a public nuisance or that within 6 months previous to the seizure, the vehicle, boat  
22 or object was used in violation of ~~ch. 22~~ <sup>or ch. 169</sup> this chapter, or s. 167.31, 287.81, 940.24,  
23 941.20, 948.60, 948.605 or 948.61, was used in the commission of a crime involving  
24 an animal normally found in the wild in violation of s. 951.09, or was used in the

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1 commission of a crime relating to a submerged cultural resource in violation of s.  
2 44.47, it shall be confiscated if the court directs in its order for judgment.

3 **SECTION 99.** 29.931 (4) of the statutes is created to read:

4 29.931 (4) ORDINANCE VIOLATIONS. For purposes of this section, a violation of ch.

5 169

5 includes a violation of an ordinance enacted under s. ~~221.13~~ <sup>169.43</sup>

6 **SECTION 100.** 29.934 (1) (a) of the statutes is amended to read:

7 29.934 (1) (a) All wild animals, carcasses or plants that are confiscated by the

8 department for a violation of ~~ch. 22~~ on this chapter and all confiscated vehicles, boats

9 or objects confiscated by the department for a violation of ~~ch. 22~~ on this chapter shall,

10 if not destroyed as authorized by law, be sold at the highest price obtainable, by the

11 department, or by an agent on commission under supervision of the department. The

12 net proceeds of sales under this subsection, after deducting the expense of seizure

13 and sale and any commissions and any amounts owing to holders of security interests

14 under par. (c) or (d), shall be remitted to the department. The remittance shall be

15 accompanied by a report of the sales, supported by vouchers for expenses and

16 commissions, and shall be filed with the department.

17 **SECTION 101.** 29.957 of the statutes is amended to read:

18 **29.957 Breaking seals of department.** Any person who breaks, removes or

19 interferes with any seal or tag attached to any animal, carcass or object by the

20 department, or who interferes with any animal, carcass or object with a seal or tag

21 attached, or who counterfeits a seal or tag, attached or unattached, shall be fined not

22 more than \$500 or imprisoned for not more than 90 days or both. This section applies

23 to seals and tags required by the department under ~~ch. 22~~ on this chapter or ch. 169

24 **SECTION 102.** 29.969 of the statutes is amended to read: