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

2 **95.57 Poultry and farm-raised game birds; national poultry**
3 **improvement program.** (1) PARTICIPATION IN PROGRAM. The department may
4 promulgate rules to require that any of the following originate from a flock of a person
5 participating in the national poultry improvement plan under 9 CFR part 145:

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

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

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

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

13 95.60 (1) In this section: ~~(b) "Waters,~~ "waters of the state" has the meaning
14 given in s. 281.01 (18).

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

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

17 **95.68 (title) Livestock Animal markets.**

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

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

20 95.68 (1) (b) "Equine market" means ~~a livestock~~ an animal market that is open
21 to the public solely for the purpose of trading in equine animals.

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

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

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

6 95.68 (1) (ai) “Livestock Animal transport vehicle” has the meaning given in
7 s. 95.71 (1) (~~g~~) (dm).

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

9 95.68 (1) (g) “Wild animal” means a wild animal that is subject to regulation
10 under ch. 169.

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

12 95.68 (2) LICENSE. Except as provided in sub. (2m), no person may operate ~~a~~
13 ~~livestock an animal~~ market without an annual license from the department. ~~A~~
14 ~~livestock An animal~~ market license expires on June 30 annually. A separate license
15 is required for every ~~livestock animal~~ market. A license is not transferable between
16 persons or locations.

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

18 95.68 (2m) (title) EXEMPTIONS.

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

21 95.68 (2m) (a) A person is not required to obtain a license under sub. (2) to
22 operate an occasional auction sale sponsored by a livestock breeder association or a
23 youth agricultural organization if records of the transactions at the sale are
24 maintained by an auctioneer registered under ch. 480 or by ~~a livestock an animal~~
25 dealer licensed under s. 95.69.

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

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

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

6 95.68 (4) FEES. (intro.) Unless the department specifies a different fee by rule,
7 the fee for a ~~livestock market~~ license issued under this section is the following
8 amount:

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

10 95.68 (4) (a) For ~~a livestock~~ an animal market that is not an equine market
11 and that conducted sales at the market on at least 5 days during the year
12 immediately preceding the year for which the license is issued, \$150.

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

14 95.68 (4) (b) For ~~a livestock~~ an animal market that is not an equine market
15 and that conducted sales on fewer than 5 days during the year immediately
16 preceding the year for which the license is issued, \$75.

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

18 95.68 (4) (c) For ~~a livestock~~ an animal market other than one described in par.
19 (a) or (b), \$100.

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

21 95.68 (5) (a) 1. Operated ~~a livestock~~ an animal market without a license in
22 violation of sub. (2).

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

24 95.68 (5) (a) 1m. Operated a livestock market, as defined in s. 95.68 (1) (e), 1999
25 stats., without a license in violation of s. 95.68 (2), 1999 stats.

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

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

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

5 95.68 (5) (a) 2m. Operated an unregistered livestock vehicle, as defined in s.
6 95.71 (1) (g), 1999 stats., in violation of s. 95.68 (7), 1999 stats.

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

8 95.68 (5) (b) In addition to the surcharge under par. (a), an applicant for a
9 license under sub. (2) shall pay the fees due for the year in which the applicant was
10 in violation of ~~sub. (2) or (7)~~.

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

12 95.68 (5) (c) The payment of the surcharge and fees under this subsection does
13 not relieve the applicant of other civil or criminal liability that may result from the
14 failure to obtain a license or from the operation of an unregistered ~~livestock~~ vehicle,
15 but does not constitute evidence of a violation of a law.

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

17 95.68 (7) LIVESTOCK ANIMAL TRANSPORT VEHICLE REGISTRATION. No ~~livestock~~
18 animal market operator may operate ~~a livestock~~ an animal transport vehicle unless
19 the ~~livestock~~ animal transport vehicle is registered with the department in the name
20 of the ~~livestock~~ animal market operator. The ~~livestock~~ animal transport vehicle shall
21 be registered on a form provided by the department. The registration shall include
22 a description and the serial number of the ~~livestock~~ animal transport vehicle.

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

24 95.68 (8) RULES. The department may promulgate rules to specify license fees
25 under sub. (4) or to regulate the operation of ~~livestock~~ animal markets, including

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

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

8 **95.69 (title) Livestock Animal dealers.**

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

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

11 95.69 (1) (c) (intro.) “Livestock Animal dealer” means a person who, as
12 principal or agent, engages in the business of buying for resale or for slaughter,
13 selling or exchanging livestock or wild animals. “Livestock Animal dealer” does not
14 include any of the following:

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

16 95.69 (1) (c) 1. ~~A livestock~~ An animal dealer employee.

17 **SECTION 181.** 95.69 (1) (c) 2m. of the statutes is created to read:

18 95.69 (1) (c) 2m. A person holding a license issued under s. 169.15, 169.18,
19 169.19, or 169.26 who sells wild animals if the person keeps them solely for breeding
20 or feeding purposes and the person is not otherwise engaged in the business of buying
21 them for resale, slaughter, sale or exchange.

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

23 95.69 (1) (d) “Livestock Animal dealer employee” means an employee of a
24 licensed ~~livestock animal~~ dealer, who does business in the name of the licensed
25 ~~livestock animal~~ dealer.

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

2 95.69 (1) (e) "~~Livestock~~ Animal market" has the meaning given in s. 95.68 (1)
3 (e) (ag).

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

5 95.69 (1) (f) "~~Livestock~~ Animal transport vehicle" has the meaning given in s.
6 95.71 (1) (~~g~~) (dm).

7 **SECTION 185.** 95.69 (1) (h) of the statutes is created to read:

8 95.69 (1) (h) "Wild animal" has the meaning given in s. 95.68 (1) (g).

9 **SECTION 186.** 95.69 (2) of the statutes is amended to read:

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

15 **SECTION 187.** 95.69 (2m) of the statutes is created to read:

16 95.69 (2m) EXEMPTION. The department may promulgate rules to exempt
17 groups of persons from the licensing requirement under sub. (2) or the registration
18 requirement under sub. (7) or both.

19 **SECTION 188.** 95.69 (4) of the statutes is amended to read:

20 95.69 (4) FEES. Unless the department specifies a different fee by rule, the fee
21 for ~~a livestock~~ an animal dealer license is \$75.

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

23 95.69 (5) (a) 1. Operated as ~~a livestock~~ an animal dealer without a license in
24 violation of sub. (2).

25 **SECTION 190.** 95.69 (5) (a) 1m. of the statutes is created to read:

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

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

4 95.69 (5) (a) 2. Operated an unregistered livestock animal transport vehicle in
5 violation of sub. (7).

6 **SECTION 192.** 95.69 (5) (a) 2m. of the statutes is created to read:

7 95.69 (5) (a) 2m. Operated an unregistered livestock vehicle, as defined in s.
8 95.71 (1) (g), 1999 stats., in violation of s. 95.69 (7), 1999 stats.

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

10 95.69 (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 194.** 95.69 (5) (c) of the statutes is amended to read:

14 95.69 (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 195.** 95.69 (7) of the statutes is amended to read:

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

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

2 95.69 (8) RULES. The department may promulgate rules to specify license fees
3 under sub. (4) or to regulate livestock animal dealers, including rules related to
4 livestock animal dealer qualifications, construction and maintenance of livestock
5 animal transport vehicles, identification of livestock animal transport vehicles,
6 disease sanitation, humane treatment of animals, identification of animals, record
7 keeping, reports to the department and compliance with applicable financial
8 security requirements under state or federal law.

9 **SECTION 197.** 95.69 (8m) of the statutes is amended to read:

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

14 **SECTION 198.** 95.71 (title) of the statutes is amended to read:

15 **95.71 (title) Livestock Animal truckers.**

16 **SECTION 199.** 95.71 (1) (b) of the statutes is renumbered 95.71 (1) (h).

17 **SECTION 200.** 95.71 (1) (c) of the statutes is repealed.

18 **SECTION 201.** 95.71 (1) (d) of the statutes is repealed.

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

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

24 **SECTION 203.** 95.71 (1) (f) of the statutes is amended to read:

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1 95.71 (1) (f) “~~Livestock~~ Animal trucker employee” means the employee of a
2 person who holds ~~a livestock~~ an animal trucker license if the employee, in the name
3 of the licensed ~~livestock~~ animal trucker, operates ~~a livestock~~ an animal transport
4 vehicle which is registered by the ~~livestock~~ animal trucker and on which the name
5 and the business address of the licensed ~~animal~~ livestock trucker are prominently
6 displayed.

7 **SECTION 204.** 95.71 (1) (g) of the statutes is renumbered 95.71 (1) (dm) and
8 amended to read:

9 95.71 (1) (dm) “~~Livestock~~ Animal transport vehicle” means any vehicle used to
10 transport livestock or wild animals.

11 **SECTION 205.** 95.71 (1) (i) of the statutes is created to read:

12 95.71 (1) (i) “Wild animal” has the meaning given in s. 95.68 (1) (g).

13 **SECTION 206.** 95.71 (2) of the statutes is amended to read:

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

20 **SECTION 207.** 95.71 (3) of the statutes is amended to read:

21 95.71 (3) APPLICATION. An application for ~~a livestock~~ an animal trucker license
22 under sub. (2) shall be made on a form provided by the department. The application
23 shall include information reasonably required by the department for licensing
24 purposes. As part of the application, the applicant shall register every ~~livestock~~
25 animal transport vehicle operated by the applicant as provided under sub. (4). An

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1 application shall be accompanied by the applicable fees and surcharges required
2 under subs. (5) and (6).

3 **SECTION 208.** 95.71¹ (4) of the statutes is amended to read:

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

10 **SECTION 209.** 95.71¹ (5) (a) of the statutes is amended to read:

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

15 **SECTION 210.** 95.71¹ (5) (b) of the statutes is amended to read:

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

21 **SECTION 211.** 95.71¹ (6) (a) (intro.) of the statutes is amended to read:

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

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

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

4 **SECTION 213.** 95.71 (6) (a) 1m. of the statutes is created to read:

5 95.71 (6) (a) 1m. Operated as a livestock trucker, as defined in s. 95.71 (1) (e),
6 1999 stats., without a license in violation of s. 95.71 (2), 1999 stats.

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

8 95.71 (6) (a) 2. Operated an unregistered ~~livestock~~ animal transport vehicle in
9 violation of sub. (4).

10 **SECTION 215.** 95.71 (6) (a) 2m. of the statutes is created to read:

11 95.71 (6) (a) 2m. Operated an unregistered livestock vehicle, as defined in s.
12 95.71 (1) (g), 1999 stats., in violation of s. 95.71 (4), 1999 stats.

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

14 95.71 (6) (b) In addition to the surcharge under par. (a), an applicant for a
15 license under sub. (2) shall pay the fees due for the year in which the applicant was
16 in violation of ~~sub. (2) or (4).~~

17 **SECTION 217.** 95.71 (6) (c) of the statutes is amended to read:

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

22 **SECTION 218.** 95.71 (8) of the statutes is amended to read:

23 95.71 (8) RULES. The department may promulgate rules to specify license fees
24 under sub. (5) or to regulate ~~livestock~~ animal truckers, including rules related to
25 ~~livestock~~ animal trucker qualifications, construction and maintenance of ~~livestock~~

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

5 **SECTION 219.** 95.72 (7) (a) of the statutes is amended to read:

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

17 **SECTION 220.** 97.42 (1) (dm) of the statutes is amended to read:

18 97.42 (1) (dm) “Farm-raised deer” has the meaning given in s. 95.001 (1) ~~(a)~~
19 (ag).

20 **SECTION 221.** 97.44 (3) of the statutes is amended to read:

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

24 **SECTION 222.** 100.04 (1) of the statutes is amended to read:

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

3 **SECTION 223.** 167.31 (4) (b) of the statutes is amended to read:

4 167.31 (4) (b) Subsections (2) (a), (b) and (c) and (3) (a) and (b) do not apply to
5 the holder of a scientific research license under s. 169.25 or a scientific collector
6 permit under s. 29.614 who is using a net gun or tranquilizer gun in an activity
7 related to the purpose for which the license or permit was issued.

8 **SECTION 224.** Chapter 169 of the statutes is created to read:

CHAPTER 169**CAPTIVE WILDLIFE**

11 **169.01 Definitions.** In this chapter:

12 (1) "Animal" means any mammal, bird, reptile, amphibian, mollusk, or
13 arthropod or any egg of any bird, reptile, amphibian, mollusk, or arthropod except
14 that "animal" does not include any mollusk or arthropod, or any egg of any mollusk
15 or arthropod, if the mollusk or arthropod is regulated under s. 93.07 (12) or (13),
16 94.01, 94.02, 94.03, or 94.76.

17 (2) "Captive" means any of the following:

18 (a) Restrained by a cage, pen, fence, or other enclosure.

19 (b) Restrained by physical alterations that limit movement or facilitate
20 capture.

21 (c) Restrained by a leash or a tether or otherwise tied.

22 (d) Held in a controlled environment that is designed to prevent the departure
23 from the controlled environment.

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

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

4 (5) “Conservation warden” means a warden appointed under s. 23.10.

5 (6) “Department” means the department of natural resources.

6 (7) “Domestic animal” means a farm–raised deer, a pet bird, a farm–raised
7 game bird, or an animal that is listed as a domestic animal by rule by the department
8 of agriculture, trade and consumer protection.

9 (8) “Dressed fur” has the meaning given in s. 29.501 (1) (a).

10 (9) “Endangered or threatened species” means those species of wild animals
11 that are indigenous to the United States or Canada and are identified on the federal
12 list of endangered and threatened species or on the Wisconsin list of endangered and
13 threatened species.

14 (11) “Exhibit” means to display for the purpose of public viewing, regardless
15 of whether a fee is charged.

16 (12) “Farm–raised deer” has the meaning given in 95.001 (1) (ag).

17 (12m) “Farm–raised game bird” means a bird of a wild nature that is not native
18 that is held captive, but that is not possessed under the authority of a license issued
19 under s. 169.15, 169.19, 169.20, or 169.21.

20 (13) “Free–roaming” means not captive.

21 (14) “Fur–bearing wild animal” includes badger, beaver, bobcat, coyote, fisher,
22 red fox, gray fox, lynx, marten, mink, muskrat, opossum, otter, raccoon, skunk,
23 weasel, and wolf.

24 (15) “Harm to the environment” includes adversely affecting the natural
25 population dynamics of wild animals or wild plants, adversely affecting the habitat

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1 of wild animals or wild plants, or displacing wild animals or wild plants from any part
2 of their habitat.

3 (15m) "Harmful wild animal" means a wild animal designated under s. 169.11
4 (1) (a).

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

6 (18) "Introduce" means to release for the purpose of allowing the animal to
7 establish a population in an area in the wild where that species of animal is not
8 naturally present at the time the wild animal is released.

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

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

12 (20m) "Migratory bird" means a bird of a species on the list in 50 CFR 10.13
13 that is promulgated under 16 USC 701 to 715s.

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

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

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

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

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

21 (25m) "Pet bird" means a bird that is either a psittacine or a soft bill and that
22 is not native, not identified on the federal list of endangered and threatened species,
23 and not a migratory bird.

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

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1 **(27)** “Propagate” means to breed, encourage, or facilitate for the purpose of
2 generating offspring.

3 **(28)** “Public zoo or aquarium” means a zoo or aquarium that is operated by the
4 state or by a city, village, or county or that is an accredited member of the American
5 Zoo and Aquarium Association.

6 **(29)** “Purchase” means to acquire through a sale or through an exchange for
7 consideration.

8 **(30)** “Raw fur” has the meaning given in s. 29.501 (1) (e).

9 **(30m)** “Rehabilitate” means to provide care or treatment to an orphaned, sick,
10 or injured wild animal for the purpose of releasing it back into the wild.

11 **(31)** “Sell” means to transfer or exchange for consideration.

12 **(32)** “State resident” has the meaning given “resident” in s. 27.01 (10) (a).

13 **(33)** “Stock” means to release for the purpose of increasing or maintaining a
14 population of the animal.

15 **(34)** “Take” means to capture, but does not include killing.

16 **(35)** “Veterinarian” means either of the following:

17 (a) A veterinarian who is licensed in this state to practice veterinary medicine
18 under ch. 453 and who is certified under rules promulgated by the department of
19 agriculture, trade and consumer protection.

20 (b) A veterinarian who is licensed by another state to practice veterinary
21 medicine and who is accredited under 9 CFR ch. I subch. J.

22 **(36)** “Wild amphibian” means a wild animal that is an amphibian.

23 **(37)** “Wild animal” means any animal of a wild nature that is normally found
24 in the wild and that is not a domestic animal.

25 **(38)** “Wild bird” means a wild animal that is a bird.

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1 **(39)** “Wild reptile” means a wild animal that is a reptile.

2 **169.02 Title to wild animals. (1) TITLE VESTED IN OWNER.** Except as provided
3 in sub. (3), legal title to a live captive wild animal or the carcass of a captive wild
4 animal is vested in the person who owns the wild animal if the person is in
5 compliance with this chapter and the rules promulgated under this chapter. A
6 person holding legal title may transfer without consideration the live captive wild
7 animal or the carcass of the captive wild animal to a person who is in compliance with
8 this chapter and the rules promulgated under this chapter. A person holding legal
9 title to a live captive wild animal may kill it, or have it killed, in a humane manner.

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

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

20 **169.03 Interagency cooperation.** The department of natural resources and
21 the department of agriculture, trade and consumer protection shall cooperate with
22 each other with respect to any wild animal that is subject to regulation under this
23 chapter and under ch. 93 or 95.

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1 **169.04 Possession of live wild animals. (1) RESTRICTIONS ON POSSESSION.**

2 (a) No person may possess any live wild animal unless the wild animal is legally
3 obtained.

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

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

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

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

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

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

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

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1 agriculture, trade and consumer protection under s. 95.001 (2), during the time the
2 wild animal is being temporarily possessed, the person possessing the wild animal
3 shall ensure that a veterinarian files with the department of agriculture, trade and
4 consumer protection a copy of a valid certificate of veterinary inspection that certifies
5 that the wild animal is free of any such diseases before releasing it into the wild.

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

10 (a) The nonresident ensures that a veterinarian files a copy of a valid certificate
11 of veterinary inspection for the wild animal with the department of agriculture,
12 trade and consumer protection.

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

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

- 19 1. Arthropods.
- 20 2. Chipmunks.
- 21 3. Pocket gophers.
- 22 4. Mice.
- 23 5. Moles.
- 24 6. Mollusks.
- 25 7. Opossums.

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

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

14 1. Pheasants of the species *Phasianus colchicus* or *Syrmaticus reevesii*, chukar
15 partridge, gray partridge, or red-legged partridge that are possessed for use under
16 a bird hunting preserve license, a dog training license, a hound training license, a
17 dog club training license, a dog trial license, or a hound trial license.

18 2. Nonnative wild birds of the family anatidae that are migratory birds.

19 3. Nonnative wild animals that are harmful wild animals.

20 (5) EXEMPTION FOR CERTAIN PERSONS AND INSTITUTIONS. (a) Each of the following
21 is exempt from holding a license or other approval as required under this chapter to
22 possess any wild animal:

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

25 2. A public zoo or aquarium.

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1 3. A circus or the Circus World Museum located in Baraboo, Wisconsin.

2 4. The department.

3 5. A person who is licensed under s. 95.68 or 95.71 and who is possessing the
4 wild animal under the authority of the license.

5 6. A person who is licensed under s. 95.69 and who possesses wild animals for
6 10 days or less and solely for the purpose of resale or slaughter.

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

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

11 (b) The possession of native wild reptiles and native wild amphibians is subject
12 to s. 169.12 and not to this section.

13 **169.05 Taking of wild animals. (1) REQUIREMENT.** No person may take any
14 wild animal from the wild except as authorized under a bird hunting preserve
15 license, a wild fur farm license, a rehabilitation license, or a scientific research
16 license or under s. 29.319.

17 **(2) EXEMPTION FOR CERTAIN WILD ANIMALS.** A person is exempt from the
18 requirement under sub. (1) if the wild animal that the person takes from the wild is
19 a native wild animal that is exempt under s. 169.04 (4) (a).

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

22 1. A veterinarian, for the purpose of providing medical treatment to wild
23 animals.

24 2. The department.

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

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

5 (b) The taking of native wild reptiles and native wild amphibians is subject to
6 s. 169.12 and not to this section.

7 **169.06 Introduction, stocking, and release of wild animals. (1)**

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

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

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

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

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

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

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

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

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

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

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

24 (3m) INTRODUCTION REQUIREMENTS. (a) The department may promulgate rules
25 to establish the following:

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

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

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

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

9 **169.07 Exhibition of live wild animals.** (1) REQUIREMENT. (a) No person
10 may exhibit any captive live native wild animal or any captive live nonnative wild
11 animal of the family ursidae except as authorized under a captive wild animal farm
12 license, a rehabilitation license, a nonprofit educational exhibiting license, or a
13 nonresident temporary exhibiting license or under s. 29.319.

14 (b) If a person exhibits a wild animal subject to par. (a) under the authority of
15 a captive wild animal farm license or a rehabilitation license, the person may exhibit
16 only those species of wild animals that are specified by the department on the license.

17 (2) EXEMPTION FOR CERTAIN WILD ANIMALS. A person is exempt from the
18 requirements under sub. (1) if the wild animal that the person exhibits is a wild
19 animal that is exempt under s. 169.04 (4) (a) or (b).

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

22 (a) A public zoo or aquarium.

23 (b) A circus or the Circus World Museum located in Baraboo, Wisconsin.

24 (c) The department.

25 (d) A person who is licensed under s. 95.68.

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1 (e) A person who is licensed under s. 95.69 and who possesses wild animals for
2 10 days or less and solely for the purpose of resale or slaughter.

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

5 **169.08 Propagation of wild animals. (1) REQUIREMENT.** No person may
6 propagate any native wild animal or any nonnative wild animal of the family ursidae
7 except as authorized under a captive wild animal farm license, a bird hunting
8 preserve license, a wild fur farm license, a nonprofit educational exhibiting license,
9 or a scientific research license.

10 (2) EXEMPTION FOR CERTAIN WILD ANIMALS. A person is exempt from the
11 requirement under sub. (1) if the wild animal that the person propagates is a wild
12 animal that is exempt under s. 169.04 (4) (a) or (b).

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

15 (a) A public zoo or aquarium.

16 (b) A circus or the Circus World Museum located in Baraboo, Wisconsin.

17 (c) The department.

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

20 **169.085 Rehabilitation of wild animals. (1) REQUIREMENT.** No person may
21 rehabilitate any wild animal except as authorized under a rehabilitation license.

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

24 **169.09 Hunting of captive wild animals. (1) REQUIREMENT; GENERALLY.** No
25 person may hunt a captive wild animal except as authorized under a bird hunting

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

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

6 **169.10 Sale and purchase of live wild animals.** (1) SALE. Except as
7 authorized under a captive wild animal farm license, a bird hunting preserve license,
8 a wild fur farm license, or a nonprofit educational exhibiting license or under s.
9 29.319, no person may sell or offer to sell any of the following:

10 (a) Any live native wild animal that is not exempt under s. 169.04 (4) (a).

11 (b) Any live nonnative wild animal that is not exempt under s. 169.04 (4) (b).

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

18 1. Any live native wild animal that is not exempt under s. 169.04 (4) (a).

19 2. Any live nonnative wild animal that is not exempt under s. 169.04 (4) (b).

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

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

25 (a) A public zoo or aquarium.

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1 (b) A circus or the Circus World Museum located in Baraboo, Wisconsin.

2 (c) The department.

3 (d) A person who is licensed under s. 95.68 or 95.69.

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

6 (b) The selling and purchasing of native wild reptiles and native wild
7 amphibians is subject to s. 169.12 and not to this section.

8 **169.11 Harmful wild animals. (1) DESIGNATION.** (a) The department shall
9 designate by rule cougars and members of the family ursidae as harmful wild
10 animals. After consulting with the department of agriculture, trade and consumer
11 protection and the department of health and family services, the department of
12 natural resources may designate by rule other species of wild animals as harmful
13 wild animals if any of the following apply:

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

16 2. The wild animal is capable of creating a risk to public health or to the health
17 of domestic animals.

18 3. The wild animal is capable of inflicting severe physical harm to humans or
19 to domestic animals.

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

23 (c) No person may introduce, stock, or release, or import into this state to
24 introduce, stock, or release, any harmful wild animal unless specifically authorized
25 to do so by the department under s. 169.06 (1) (c).

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1 **(3) EXEMPTIONS.** (a) Public zoos and aquariums are exempt from the
2 prohibition under sub. (1) (b).

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

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

6 **169.12 Sale and purchase of native wild reptiles and wild amphibians.**

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

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

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

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

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

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

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

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

5 **169.14 Carcasses of captive wild animals.** (1) RESTRICTIONS ON SALES AND
6 PURCHASES. (a) No person may sell the carcass of any captive wild animal unless the
7 seller provides to the purchaser written proof of origin.

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

11 (c) No person may sell or purchase the gallbladder of a bear that was a captive
12 wild animal.

13 (d) No person may preserve and mount a carcass of a captive wild animal for
14 consideration unless that person holds a valid taxidermist permit issued under s.
15 29.506.

16 (2) TAGGING REQUIREMENTS FOR CAPTIVE WILD ANIMAL FARMS. (a) A person killing
17 a wild animal under the authority of a captive wild animal farm license shall tag the
18 carcass in the manner required by the department before removing the carcass from
19 the farm. No person may remove the tag from the carcass except as provided in par.

20 (b).

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

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

4 **(3) INAPPLICABILITY TO CERTAIN CARCASSES.** (a) Subsections (1) and (2) do not
5 apply to the raw fur or dressed fur of fur-bearing wild animals that are possessed
6 as authorized by a license issued under s. 169.18.

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

9 **169.15 Captive wild animal farm licenses. (1) ISSUANCE.** (a) The
10 department shall issue a Class A captive wild animal farm license to operate a
11 captive wild animal farm that grosses \$10,000 or more in annual sales to any person
12 who files a proper application for the license and who pays the applicable fee.

13 (b) The department shall issue a Class B captive wild animal farm license to
14 operate a captive wild animal farm that grosses less than \$10,000 in annual sales to
15 any person who files a proper application for the license and who pays the applicable
16 fee.

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

19 **(2) AUTHORIZATION.** (a) A captive wild animal farm license authorizes the
20 holder of the license to possess, propagate, kill, exhibit, purchase, and sell live
21 captive wild animals of the species specified by the department on the license.

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

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

- 4 1. Native wild animals.
- 5 3. Harmful wild animals.
- 6 4. Endangered or threatened species.

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

- 10 1. The person operated a game bird and animal farm licensed under s. 29.867,
11 1999 stats., on the effective date of this subdivision [revisor inserts date], that
12 grossed \$10,000 or more in annual sales.
- 13 2. The person elects to be issued a Class A captive wild animal farm license.

14 **(4) CONTROL OF WILD ANIMALS.** (a) A person holding a captive wild animal farm
15 license shall control the wild animals at all times in the manner required by the
16 department and shall keep the wild animals at the locations specified on the
17 application for the license.

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

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

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1 **169.18 Wild fur farm license.** (1) **ISSUANCE.** The department shall issue a
2 wild fur farm license to any person who files a proper application and who pays the
3 applicable fee.

4 (2) **AUTHORIZATION; LIMITATIONS.** (a) A wild fur farm license authorizes all of the
5 following:

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

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

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

13 (b) Section 29.501 applies to the possession and selling of the raw furs and
14 dressed furs of the fur-bearing wild animals that are possessed as authorized under
15 a wild fur farm license.

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

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

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

24 (4) **EXEMPTION FROM TRAPPING RESTRICTIONS.** Except as provided in sub. (2) (c),
25 a person trapping fur-bearing wild animals on a wild fur farm is exempt from having

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1 any trapping approval issued under ch. 29 and is exempt from any closed season
2 restrictions, bag limits, or other conditions or restrictions established by the
3 department under s. 29.014 (1) or 29.192.

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

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

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

10 **169.19 Bird hunting preserve licenses. (1) ISSUANCE.** The department
11 shall issue a Class A or a Class B bird hunting preserve license to any person who
12 files a proper application and who pays the applicable fee.

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

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

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

21 (b) The department may authorize any of the following species of live wild birds
22 under a Class A or a Class B bird hunting preserve license:

23 1. Pheasants of the species *Phasianus colchicus* or the species *Syrmaticus*
24 *reevesii*.

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

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- 1 3. Gray partridge.
- 2 4. Chukar partridge.
- 3 5. Red-legged partridge.
- 4 6. Mallard ducks that are bred in captivity.
- 5 7. Wild turkeys, if the wild turkeys are located outside a wild turkey hunting
- 6 zone established under s. 29.164.

7 (c) The department shall specify on the license the species of wild birds that the
8 department authorizes under the license.

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

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

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

23 **(4) REQUIREMENTS FOR MALLARD DUCKS.** A person possessing mallard ducks
24 under the authority of a bird hunting preserve license may possess only mallard
25 ducks that are bred in captivity and shall identify them as required under 50 CFR

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1 21.13 (b). The person shall house the mallard ducks in pens that are covered and
2 maintained to prevent free-roaming wild waterfowl from being attracted to the pens
3 with the mallard ducks that are being bred.

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

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

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

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

19 **(6) RULES.** The department may promulgate rules to establish additional
20 standards, limitations, and requirements for bird hunting preserve licenses and for
21 bird hunting preserves.

22 **169.20 Dog training licenses.** (1) **BIRD DOG TRAINING LICENSE.** (a) The
23 department shall issue a bird dog training license to any individual who is at least
24 12 years of age who files a proper application and who pays the applicable fee.

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1 (b) Except as provided in par. (c), a bird dog training license authorizes the
2 holder of the license to purchase, possess, release into the wild, and hunt any of the
3 live captive wild birds specified in s. 169.19 (2) (b) 1. to 6. solely for the purposes of
4 training a dog to retrieve, point, flush, and track game.

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

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

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

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

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

22 2. Live captive raccoon.

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

24 **(3) DOG CLUB TRAINING LICENSE.** (a) The department may issue a dog club
25 training license to an organization that meets the conditions established by the

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1 department by rule for dog club training licenses, that files a proper application and
2 that pays the applicable fee.

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

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

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

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

16 **169.21 Dog trial licenses.** (1) BIRD DOG TRIAL LICENSE. (a) The department
17 shall issue a bird dog trial license to any person who files a proper application and
18 who pays the applicable fee.

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

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

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

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

10 **169.23 Stocking license. (1) ISSUANCE.** The department may issue stocking
11 licenses. If the department issues stocking licenses, it shall issue a stocking license
12 to any person who files a proper application and who pays the applicable fee.

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

15 (3) RULES. The department may promulgate rules to establish additional
16 standards, limitations, and requirements for stocking licenses. The rules may
17 include the species of wild animals that may be introduced or stocked and the
18 locations at which those species of wild animals may be introduced or stocked.

19 **169.24 Rehabilitation license. (1) ISSUANCE.** The department shall issue
20 a rehabilitation license to rehabilitate wild animals to any individual who is at least
21 18 years of age, who meets the qualifications under rules promulgated under sub. (2),
22 and who files a proper application.

23 (2) QUALIFICATIONS; RULES. The department shall promulgate rules to establish
24 the qualifications required to obtain a rehabilitation license, the types of activities
25 authorized by a rehabilitation license and the standards, limitations, and

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1 requirements for rehabilitation licenses. The department may promulgate rules to
2 establish standards for exempting an individual from any of these rules or from any
3 provisions under this chapter.

4 **169.25 Scientific research license. (1) ISSUANCE.** (a) The department shall
5 issue a scientific research license to any person who is engaged in a study or in
6 research that the department determines will lead to increased, useful scientific
7 knowledge and who files a proper application and who pays the applicable fee.

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

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

12 **(2) AUTHORIZATION.** A scientific research license authorizes the holder of the
13 license to take from the wild, possess, kill, or propagate the species of native wild
14 animals that the department authorizes under the license.

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

- 18 (a) The specific purposes for which it is issued.
- 19 (b) The species of wild animals and the number of each species to be studied.
- 20 (c) The locations from where the wild animals will be taken.
- 21 (d) The locations at which the wild animals will be kept and studied.
- 22 (e) The periods of time in which the wild animals may be studied.
- 23 (f) Any other conditions or limitations that the department considers

24 reasonable.