

2001 DRAFTING REQUEST

Bill

Received: 01/24/2002

Received By: gibsom

Wanted: As time permits

Identical to LRB:

For: Dean Kaufert (608) 266-5719

By/Representing: Edward Eberle

This file may be shown to any legislator: NO

Drafter: gibsom

May Contact:

Addl. Drafters:

Subject: Nat. Res. - fish and game

Extra Copies:

Submit via email: NO

Pre Topic:

No specific pre topic given

Topic:

Sturgeon fishing regulation

Instructions:

Same as SB 317 plus 01a1074

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	gibsom 01/24/2002	csicilia 01/25/2002					S&L
/1			jfrantze 01/25/2002		lrb_docadmin 01/25/2002	lrb_docadmin 01/25/2002	

FE Sent For:

<END>

At Intro.

2001 DRAFTING REQUEST

Bill

Received: 01/24/2002

Received By: gibsom

Wanted: As time permits

Identical to LRB:

For: Dean Kaufert (608) 266-5719

By/Representing: Edward Eberle

This file may be shown to any legislator: NO

Drafter: gibsom

May Contact:

Addl. Drafters:

Subject: Nat. Res. - fish and game

Extra Copies:

Submit via email: NO

Pre Topic:

No specific pre topic given

Topic:

Sturgeon fishing regulation

Instructions:

Same as SB 317 plus 01a1074

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	gibsom 01/24/2002	csicilia 01/25/2002		_____			S&L
/1			jfrantze 01/25/2002	_____	lrb_docadmin 01/25/2002		

FE Sent For:

<END>

2001 DRAFTING REQUEST

Bill

Received: 01/24/2002

Received By: gibsom

Wanted: As time permits

Identical to LRB:

For: Dean Kaufert (608) 266-5719

By/Representing: Edward Eberle

This file may be shown to any legislator: NO

Drafter: gibsom

May Contact:

Addl. Drafters:

Subject: Nat. Res. - fish and game

Extra Copies:

Submit via email: NO

Pre Topic:

No specific pre topic given

Topic:

Sturgeon fishing regulation

Instructions:

Same as SB 317 plus 01a1074

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
17	gibsom	1/9/02	1/25/02	Self 1/25			

FE Sent For:

<END>

SENATE BILL 317

Under current law, a resident or nonresident conservation patron license confers on the holder of the license the privileges of most of the state's hunting, fishing, and trapping licenses, including the sturgeon spearing license. This bill removes the privileges of the sturgeon spearing license from those included under the conservation patron license. The bill also eliminates the requirement under current law that a person must hold a resident or nonresident fishing license to be issued a sturgeon spearing license.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 20.370 (4) (kw) of the statutes is created to read:

2 20.370 (4) (kw) *Sturgeon stock and habitat.* All moneys received under s.
3 29.237 (5) for assessing and managing the lake sturgeon stock and fishery in the
4 Lake Winnebago system, for improving and maintaining lake sturgeon habitat in the
5 Lake Winnebago and upper Fox and Wolf rivers system, and for administering s.
6 29.237.

7 **SECTION 2.** 29.235 (2) of the statutes is amended to read:

8 29.235 (2) AUTHORIZATION; RESIDENT HUNTING, FISHING, AND TRAPPING PRIVILEGES.
9 A resident conservation patron license confers upon the licensee all the combined
10 privileges conferred by a resident small game hunting license, resident deer hunting
11 license, resident wild turkey hunting license, resident archer hunting license,
12 waterfowl hunting stamp, pheasant hunting stamp, a wild turkey hunting stamp,
13 resident annual fishing license, ~~sturgeon spearing license~~, an inland waters trout
14 stamp, a Great Lakes trout and salmon stamp, and trapping license.

15 **SECTION 3.** 29.235 (2m) of the statutes is amended to read:

16 29.235 (2m) AUTHORIZATION; NONRESIDENT HUNTING AND FISHING PRIVILEGES. A
17 nonresident conservation patron license confers upon the licensee all the combined

SENATE BILL 317

1 privileges conferred by a nonresident small game hunting license, nonresident deer
2 hunting license, nonresident wild turkey hunting license, nonresident archer
3 hunting license, waterfowl hunting stamp, pheasant hunting stamp, a wild turkey
4 hunting stamp, nonresident annual fishing license, ~~sturgeon spearing license~~, an
5 inland waters trout stamp, and a Great Lakes trout and salmon stamp.

6 **SECTION 4.** 29.237 (1) of the statutes is renumbered 29.237 (1) (intro.) and
7 amended to read:

8 29.237 (1) (intro.) In this section, ~~“validated”~~:

9 (b) “Validated” means marked with specified information in the manner
10 required by the department.

11 **SECTION 5.** 29.237 (1) (a) of the statutes is created to read:

12 29.237 (1) (a) “Lake Winnebago and upper Fox and Wolf rivers system” means
13 Buttes des Morts Lake, Winneconne Lake, Poygan Lake, Winnebago Lake, and all
14 of the following:

15 1. Each stream that flows into any of these lakes, from the mouth of the stream
16 upstream to the first dam on the stream.

17 2. The Fox River from the point that it flows into Lake Winnebago upstream
18 to the dam above the city of Princeton.

19 3. Each tributary of the Fox River from the point that it flows into the Fox River
20 upstream to the first dam on the tributary.

21 4. The Wolf River from its mouth upstream to the dam in the city of Shawano.

22 5. Each tributary of the Wolf River from the point that it flows into the Wolf
23 River to the first dam on the tributary.

24 **SECTION 6.** 29.237 (1m) (c) of the statutes is repealed.

25 **SECTION 7.** 29.237 (2) of the statutes is amended to read:

SENATE BILL 317**SECTION 7**

1 29.237 (2) The sturgeon spearing license shall be accompanied by sturgeon
2 carcass tags in the quantity to correspond with the season bag limit for spearing ~~rock~~
3 ~~or~~ lake sturgeon established by the department. The serial numbers of these tags
4 shall be entered on the license by the person issuing the license or by the department.

5 **SECTION 8.** 29.237 (3) of the statutes is amended to read:

6 29.237 (3) A sturgeon spearing license authorizes the spearing of ~~rock or~~ lake
7 sturgeon subject to any limit imposed under s. 29.192 (3) and only during the open
8 season for spearing these sturgeon established by the department. No person may
9 fish for sturgeon by means of a spear ~~unless the person is issued a conservation~~
10 ~~patron license or~~ unless the person is issued a sturgeon spearing license. The
11 ~~conservation patron license or the~~ sturgeon spearing license shall be carried on the
12 person of the licensee at all times while fishing for sturgeon by means of a spear.

13 **SECTION 9.** 29.237 (4) of the statutes is amended to read:

14 29.237 (4) Any person having taken a ~~rock or~~ lake sturgeon by means of a spear
15 shall immediately attach a current, validated sturgeon carcass tag issued to that
16 person to the tail of the sturgeon. No person may possess, control, store or transport
17 a ~~rock or~~ lake sturgeon carcass unless it is tagged as required under this section.

18 **SECTION 10.** 29.237 (5) of the statutes is created to read:

19 29.237 (5) The department shall deposit receipts from the sale of sturgeon
20 spearing licenses under this subsection into the conservation fund and shall credit
21 these receipts to the appropriation account under s. 20.370 (4) (kw).

22 **SECTION 11.** 29.503 (3) of the statutes is amended to read:

23 29.503 (3) ~~ROCK AND LAKE~~ LAKE STURGEON. A wholesale fish dealer license does
24 not authorize a person to sell, buy, barter, trade, possess, control or transport ~~rock~~
25 ~~or~~ lake sturgeon.

SENATE BILL 317

1 SECTION 12. 29.563 (3) (a) 10. of the statutes is created to read:

2 29.563 (3) (a) 10. Sturgeon spearing: ^{\$19.25} ~~\$39.25~~. ✓

3 SECTION 13. 29.563 (3) (b) 7. of the statutes is created to read:

4 29.563 (3) (b) 7. Sturgeon spearing: ^{\$49.25} ~~\$199.25~~. ✓

5 SECTION 14. 29.563 (3) (d) (title) and 2. of the statutes are consolidated and
6 renumbered 29.563 (3) (d).

7 SECTION 15. 29.563 (3) (d) 1. of the statutes is repealed.

8 SECTION 16. 29.569 (3) (b) of the statutes is amended to read:

9 29.569 (3) (b) *Restrictions on issuance of sturgeon spearing licenses during the*
10 *open season.* No sturgeon spearing license may be issued during the open season for
11 the spearing of ~~rock~~ or lake sturgeon.

12 SECTION 17. 29.977 (1) (i) of the statutes is amended to read:

13 29.977 (1) (i) Any muskellunge or ~~rock~~ or lake sturgeon, \$43.75.

14 SECTION 18. 29.983 (1) (b) 9. of the statutes is amended to read:

15 29.983 (1) (b) 9. For any muskellunge, ~~rock~~ sturgeon or lake sturgeon, \$43.75.

16 SECTION 19. **Initial applicability.**

17 (1) The treatment of sections 29.235 (2) and (2m) and 29.237 (3) of the statutes
18 first applies to conservation licenses issued on the effective date of this subsection.

19 SECTION 20. **Effective date.**

20 (1) This act takes effect on ^{March 10, 2003.} ~~first day of the 7th month beginning after~~
21 ~~publication.~~ ✓

22 (END)



STEPHEN R. MILLER
CHIEF

State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
5TH FLOOR
MADISON, WI 53701-2037

LEGAL SECTION: (608) 266-3561
LEGAL FAX: (608) 264-6948

January 25, 2002

MEMORANDUM

To: Representative Kaufert

From: Mary Gibson-Glass, Senior Legislative Attorney

Re: LRB-4784/1 Sturgeon fishing regulation

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

JACKET FOR ASSEMBLY JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 267-3215 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.