

2001 Jr2 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB1)

Received: 03/12/2002

Received By: gibsom

Wanted: Soon

Identical to LRB:

For: Legislative Fiscal Bureau 68742

By/Representing: Hotynski

This file may be shown to any legislator: NO

Drafter: rkite

May Contact:

Addl. Drafters:

Subject: Nat. Res. - fish and game

Extra Copies: MGG

Submit via email: NO

Pre Topic:

LFB:.....Hotynski -

Topic:

Sturgeon fishing

Instructions:

See Attached

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>
/1	gibsom 03/12/2002 rkite 03/13/2002	gilfokm 03/13/2002	rschluet 03/13/2002	_____	lrb_docadmin 03/13/2002		
/2	rkite 03/13/2002	gilfokm 03/13/2002	rschluet 03/13/2002	_____	lrb_docadmin 03/13/2002		

FE Sent For:

<END>

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Assembly Amendment (AA-ASA1-AB1)

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/1	gibson	1-3/13 MGG					

FE Sent For:

3-13-2
<END>

Please fix
the request
sheet electronically

Thanks
RNK

WORKING GROUP

Sturgeon Spearing

Include the provisions of SB317, as amended by Senate Amendment 1, and AB 251, as amended by Senate Amendment 1. AB 251, as amended by SA1, would specify that the non-issuance period for a sturgeon spearing license begin on the November 1 preceding the open season and end on the last day of the season. In addition, it would exempt residents who turn 14 years old during the non-issuance period or who are in the armed forces outside the state and are on furlough or leave from the non-issuance period. Further, the bill would specify that the change in the non-issuance period become effective on the September 1 after the publication of the bill.

SB 317, as amended by SA1, would increase the fee for a sturgeon spearing license from \$10 to \$20 for residents and \$50 for nonresidents. The bill would eliminate the requirement that a person must hold a resident or nonresident fishing license to be issued a sturgeon spearing license. Further, it would remove the privileges of the sturgeon spearing license from any holder of a resident or nonresident conservation patron license. The bill would create a continuing appropriation and require DNR to use all revenues from the sale of sturgeon spearing licenses for the cost of administering license issuance; for assessing and managing the lake sturgeon stock and fishery in an area that consists of Lake Winnebago and its adjoining lakes, portions of the Fox River and its tributaries, and portions of the Wolf River and its tributaries; and for improving and maintaining the lake sturgeon habitat in that area. Specify that these changes would become effective March 10, 2003.

Under current law, a sturgeon spearing license may not be issued during the open season for spearing rock or lake sturgeon (the non-issuance period), which under DNR administrative rule begins on the second Saturday in February and continues for up to 16 consecutive days. The fee for a sturgeon spearing license is currently \$10 for residents or non-residents; however, license holders are required to purchase a resident or nonresident fishing license in addition to the sturgeon spearing license. In addition, 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.

The fiscal estimate submitted by DNR for AB 251 and SB 317 indicate that increased costs would be incurred for providing public information regarding the changes and for programming changes to the Automated License Issuance System (ALIS) as a result of this motion. However, as no additional funding is provided, DNR would be required to absorb these costs. Additional revenue as a result of the increased fees and the elimination of the sturgeon spearing privilege as part of the conservation patron license is estimated to be approximately \$175,000 SEG annually beginning with the 2003 license year (April 2003 through March 2004).

2001

Date (time) needed Today

LRB b 2521 / 1

**ARC CAUCUS BUDGET AMENDMENT
[ONLY FOR CAUCUS]**

RNK: King

See form **AMENDMENTS — COMPONENTS & ITEMS.**

**January 2002 SPECIAL SESSION CAUCUS AMENDMENT
TO ASSEMBLY SUBSTITUTE AMENDMENT 1
TO 2001 ASSEMBLY BILL 1**

>>FOR CAUCUS SUPERAMENDMENT — NOT FOR INTRODUCTION<<

At the locations indicated, amend the substitute amendment as follows:

~~#. Page , line :~~

~~#. Page , line :~~

~~#. Page , line :~~

~~#. Page , line :~~

~~#. Page , line :~~

~~#. Page , line :~~

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:

Page 15, line 24: after that line insert: X

1 "SECTION ~~20.370~~ 20.370 (4) (kw) of the statutes is created to read:

2 20.370 (4) (kw) ^{36b.} *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.

Page 29, line 17: after that line insert: ✓

7 "SECTION ~~29.235~~ 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 ~~29.235~~ ^{84nc.} 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 ^{84kf.} 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 ^{84kg.} 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 ^{84ki.} 29.237 (1m) (c) of the statutes is repealed.

25 SECTION ^{84nk.} 29.237 (2) of the statutes is amended to read:

SENATE BILL 317

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 ~~29.237~~ ^{84PL} (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 ~~29.237~~ ^{84PM} (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 ~~29.237~~ ^{84PO} (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 ~~29.503~~ ^{84PR} (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~~^{84AV} 29.563 (3) (a) 10. of the statutes is created to read:

2 29.563 (3) (a) 10. Sturgeon spearing: ~~\$19.25~~ \$19.25

3 SECTION ~~13~~^{84AV} 29.563 (3) (b) 7. of the statutes is created to read:

4 29.563 (3) (b) 7. Sturgeon spearing: ~~\$19.25~~ \$49.25

5 SECTION ~~14~~^{84AV} 29.563 (3) (d) (title) and 2. of the statutes are consolidated and
6 renumbered 29.563 (3) (d).

7 SECTION ~~15~~^{84AV} 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.~~

Inserts
5-11(a) ✓
5-11(b) ✓
5-11(c) ✓
5-11(d)

12 ✓ #. Page 30, line 17: after that line insert:

13 SECTION ~~17~~^{88g} 29.977 (1) (i) of the statutes is amended to read:
14 29.977 (1) (i) Any muskellunge or ~~rock or lake~~ sturgeon, \$43.75.

15 SECTION ~~18~~^{88r} 29.983 (1) (b) 9. of the statutes is amended to read:

16 29.983 (1) (b) 9. For any muskellunge, ~~rock sturgeon~~ or lake sturgeon, \$43.75.))

(5) Sturgeon Spearing

17 ✓ #. Page 4/36, line 18: after that line insert:

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

20 SECTION 20. Effective date
21 (1) This act takes effect on first day of the 1st month beginning after
22 ~~publication~~ March 10, 2003

Insert 5-21

(END)

~~Inserts~~
Inserts

Insert 5-11(a) ✓

X

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SECTION ~~29.569~~ ^{84pc} (3) (b) of the statutes is amended to read:

29.569 (3) (b) *Restrictions on issuance of sturgeon spearing licenses during the open season.* ~~No~~ Except as provided in par. (bm), no sturgeon spearing license may be issued during a period beginning on ~~October~~ ^{November} 1 and ending on the last day of the open season for the spearing of rock or lake sturgeon that follows that ~~October~~ ^{November} 1.

Insert 5-11(c) ✓

SECTION ~~29.569~~ ^{84pe} (3) (bm) of the statutes is created to read:

29.569 (3) (bm) *Exceptions.* A sturgeon spearing license may be issued during a period beginning on ~~October~~ ^{November} 1 and ending on the last day of the open season for the spearing of rock or lake sturgeon that follows that ~~October~~ ^{November} 1 to any of the following:

1. A person who is a member of the U.S. armed forces and who exhibits proof that he or she is a resident, is in active service with the armed forces outside this state, and is on furlough or leave.
2. A person who is a resident and who has attained the age of 14 during that period.

SECTION 3. Effective date.

(1) This act takes effect on ~~the~~ September 1 ^{(1) 2002} after publication.

(END)

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb2521/lins.
RNK:.....

INSERT 5-11 (B) ✓

SECTION 29.569 (3) (b) of the statutes, as affected by 2001 Wisconsin Act
(this act), is amended to read:

29.569 (3) (b) *Restrictions on issuance of sturgeon spearing licenses during the open season.* Except as provided in par. (bm), no sturgeon spearing license may be issued during a period beginning on November 1 and ending on the last day of the open season for the spearing of ~~rock~~ lake sturgeon that follows that November 1.

History: 1997 a. 248 ss. 170, 171, 173, 176, 177, 178, 180, 182, 187.

INSERT 5-11 (D) ✓

SECTION 29.569 (3) (bm) (intro.) of the statutes, as affected by 2001 Wisconsin Act (this act), is amended to read:

29.569 (3) (bm) *Exceptions.* A sturgeon spearing license may be issued during a period beginning on November 1 and ending on the last day of the open season for the spearing of ~~rock~~ lake sturgeon that follows that November 1 to any of the following:)) ✓

INSERT 5-21 ✓

1. Page 447, line 19: after that line insert:

“(1) STURGEON SPEARING LICENSES.

(a) The ~~amendment~~ of section 29.569 (3) (b) of the statutes (by SECTION 29.569 (3) (b))

and the creation of section 29.569 (3) (bm) of the statutes take effect on September 1, 2002.

84 pd

84 pd

created

(intro.)

84 pc

(CS)

~~(b) The repeal of sections 29.237 (1m) (c) and 29.563 (3) (d) 1. of the statutes,~~
~~the renumbering of section 29.237 (1), of the statutes~~ *and amendment* ~~(by SECTION 84A), the~~
~~consolidation and renumbering of section 29.563 (d) (title) and 2. of the statutes, the~~
~~amendment of sections 29.235 (2) and (2m), 29.237 (2), (3), and (4), 29.503 (3), 29.569~~
~~(3) (b) (by SECTION 84A), 29.563 (3) (bm) (intro.), 29.977 (1) (i) and 29.983 (1) (b) 9.~~
~~of the statutes and the creation of sections 20.370 (4) (kw), 29.237 (1) (a) (by~~
~~SECTION 84L, 29.237 (5), and 29.563 (3) (a) 10. and (b) 7. of the statutes, take effect~~
~~on March 10, 2003.”.~~

Ins. KA-1

INS. "KA"

¶ (b) The treatment of sections
20.370 (4) (kw), 29.235 (2) and (2m),
29.237 (1) (a), (1m) (c), (2), (3), (4), and (5),
29.503 (3), 29.563 (3) (a) 10., (b) 7., (d) (title),
1., and 2., 29.569 (3) (b) (by SECTION 84pd)
and (bm) (intro.) (by SECTION 84p2), 29.977
(1) (i), and 29.983 (1) (b) 9. of the
the renumbering and amendment of section 29.237 (1) of the statutes,
statutes, AND SECTION 9337 (120)
of this act take effect on
March 10, 2003.



State of Wisconsin
2001 - 2002 LEGISLATURE
January 2002 Special Session

RMR
12
LRBb2521/E
RNK:kmg:rs

LFB:.....Hotynski – Sturgeon fishing

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO ASSEMBLY BILL 1

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 15, line 24: after that line insert:

3 “SECTION 36r. 20.370 (4) (kw) of the statutes is created to read:

4 20.370 (4) (kw) *Sturgeon stock and habitat.* All moneys received under s.

5 29.237 (5) for assessing and managing the lake sturgeon stock and fishery in the

6 Lake Winnebago system, for improving and maintaining lake sturgeon habitat in the

7 Lake Winnebago and upper Fox and Wolf rivers system, and for administering s.

8 29.237.”.

9 **2.** Page 29, line 17: after that line insert:

10 “SECTION 84nb. 29.235 (2) of the statutes is amended to read:

1 **29.235 (2) AUTHORIZATION; RESIDENT HUNTING, FISHING, AND TRAPPING PRIVILEGES.**

2 A resident conservation patron license confers upon the licensee all the combined
3 privileges conferred by a resident small game hunting license, resident deer hunting
4 license, resident wild turkey hunting license, resident archer hunting license,
5 waterfowl hunting stamp, pheasant hunting stamp, a wild turkey hunting stamp,
6 resident annual fishing license, ~~sturgeon spearing license~~, an inland waters trout
7 stamp, a Great Lakes trout and salmon stamp, and trapping license.

8 **SECTION 84nc.** 29.235 (2m) of the statutes is amended to read:

9 **29.235 (2m) AUTHORIZATION; NONRESIDENT HUNTING AND FISHING PRIVILEGES.** A

10 nonresident conservation patron license confers upon the licensee all the combined
11 privileges conferred by a nonresident small game hunting license, nonresident deer
12 hunting license, nonresident wild turkey hunting license, nonresident archer
13 hunting license, waterfowl hunting stamp, pheasant hunting stamp, a wild turkey
14 hunting stamp, nonresident annual fishing license, ~~sturgeon spearing license~~, an
15 inland waters trout stamp, and a Great Lakes trout and salmon stamp.

16 **SECTION 84nf.** 29.237 (1) of the statutes is renumbered 29.237 (1) (intro.) and
17 amended to read:

18 **29.237 (1) (intro.)** In this section, ~~“validated”~~:

19 **(b) “Validated”** means marked with specified information in the manner
20 required by the department.

21 **SECTION 84ng.** 29.237 (1) (a) of the statutes is created to read:

22 **29.237 (1) (a)** “Lake Winnebago and upper Fox and Wolf rivers system” means
23 Buttes des Morts Lake, Winneconne Lake, Poygan Lake, Winnebago Lake, and all
24 of the following:

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

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

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

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

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

10 **SECTION 84ni.** 29.237 (1m) (c) of the statutes is repealed.

11 **SECTION 84nk.** 29.237 (2) of the statutes is amended to read:

12 29.237 (2) The sturgeon spearing license shall be accompanied by sturgeon
13 carcass tags in the quantity to correspond with the season bag limit for spearing ~~rock~~
14 ~~or~~ lake sturgeon established by the department. The serial numbers of these tags
15 shall be entered on the license by the person issuing the license or by the department.

16 **SECTION 84nL.** 29.237 (3) of the statutes is amended to read:

17 29.237 (3) A sturgeon spearing license authorizes the spearing of ~~rock or~~ lake
18 sturgeon subject to any limit imposed under s. 29.192 (3) and only during the open
19 season for spearing these sturgeon established by the department. No person may
20 fish for sturgeon by means of a spear ~~unless the person is issued a conservation~~
21 ~~patron license or unless the person is issued a sturgeon spearing license. The~~
22 ~~conservation patron license or the sturgeon spearing license shall be carried on the~~
23 person of the licensee at all times while fishing for sturgeon by means of a spear.

24 **SECTION 84nm.** 29.237 (4) of the statutes is amended to read:

1 29.237 (4) Any person having taken a ~~rock~~ or lake sturgeon by means of a spear
2 shall immediately attach a current, validated sturgeon carcass tag issued to that
3 person to the tail of the sturgeon. No person may possess, control, store or transport
4 a ~~rock~~ or lake sturgeon carcass unless it is tagged as required under this section.

5 **SECTION 84no.** 29.237 (5) of the statutes is created to read:

6 29.237 (5) The department shall deposit receipts from the sale of sturgeon
7 spearing licenses under this subsection into the conservation fund and shall credit
8 these receipts to the appropriation account under s. 20.370 (4) (kw).

9 **SECTION 84nr.** 29.503 (3) of the statutes is amended to read:

10 29.503 (3) ~~ROCK AND LAKE~~ LAKE STURGEON. A wholesale fish dealer license does
11 not authorize a person to sell, buy, barter, trade, possess, control or transport ~~rock~~
12 ~~or~~ lake sturgeon.

13 **SECTION 84nv.** 29.563 (3) (a) 10. of the statutes is created to read:

14 29.563 (3) (a) 10. Sturgeon spearing: \$19.25.

15 **SECTION 84nw.** 29.563 (3) (b) 7. of the statutes is created to read:

16 29.563 (3) (b) 7. Sturgeon spearing: \$49.25.

17 **SECTION 84nx.** 29.563 (3) (d) (title) and 2. of the statutes are consolidated and
18 renumbered 29.563 (3) (d).

19 **SECTION 84ny.** 29.563 (3) (d) 1. of the statutes is repealed.

20 **SECTION 84pc.** 29.569 (3) (b) of the statutes is amended to read:

21 29.569 (3) (b) *Restrictions on issuance of sturgeon spearing licenses during the*
22 *open season. No Except as provided in par. (bm), no sturgeon spearing license may*
23 *be issued during a period beginning on November 1 and ending on the last day of the*
24 *open season for the spearing of rock or lake sturgeon that follows that November 1.*

1 **SECTION 84pd.** 29.569 (3) (b) of the statutes, as affected by 2001 Wisconsin Act
2 (this act), is amended to read:

3 29.569 (3) (b) *Restrictions on issuance of sturgeon spearing licenses during the*
4 *open season.* Except as provided in par. (bm), no sturgeon spearing license may be
5 issued during a period beginning on November 1 and ending on the last day of the
6 open season for the spearing of ~~rock or lake~~ sturgeon that follows that November 1.

7 **SECTION 84pe.** 29.569 (3) (bm) of the statutes is created to read:

8 29.569 (3) (bm) *Exceptions.* A sturgeon spearing license may be issued during
9 a period beginning on November 1 and ending on the last day of the open season for
10 the spearing of rock or lake sturgeon that follows that November 1 to any of the
11 following:

12 1. A person who is a member of the U.S. armed forces and who exhibits proof
13 that he or she is a resident, is in active service with the armed forces outside this
14 state, and is on furlough or leave.

15 2. A person who is a resident and who has attained the age of 14 during that
16 period.

17 **SECTION 84pf.** 29.569 (3) (bm) (intro.) of the statutes, as created by 2001
18 Wisconsin Act (this act), is amended to read:

19 29.569 (3) (bm) *Exceptions.* (intro.) A sturgeon spearing license may be issued
20 during a period beginning on November 1 and ending on the last day of the open
21 season for the spearing of ~~rock or lake~~ sturgeon that follows that November 1 to any
22 of the following:".

23 **3.** Page 30, line 17: after that line insert:

24 **SECTION 88g.** 29.977 (1) (i) of the statutes is amended to read:

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

2 **SECTION 88r.** 29.983 (1) (b) 9. of the statutes is amended to read:

3 29.983 (1) (b) 9. For any muskellunge, ~~rock sturgeon~~ or lake sturgeon, \$43.75.”.

4 **4.** Page 436, line 18: after that line insert:

5 *Sturgeon spearing.*
“(1zo) The treatment of sections 29.235 (2) and (2m) and 29.237 (3) of the
6 statutes first applies to conservation patron licenses issued on the effective date of
7 this subsection.”.

8 **5.** Page 447, line 19: after that line insert:

9 “(1zo) STURGEON SPEARING LICENSES.

10 (a) The treatment of section 29.569 (3) (b) (by SECTION 84pc) of the statutes and
11 the creation of section 29.569 (3) (bm) of the statutes take effect on September 1,
12 2002.

13 (b) The treatment of sections 20.370 (4) (kw), 29.235 (2) and (2m), 29.237 (1)
14 (a), (1m) (c), (2), (3), (4), and (5), 29.503 (3), 29.563 (3) (a) 10., (b) 7., (d) (title), 1., and
15 2., 29.569 (3) (b) (by SECTION 84pd) and (bm) (intro.) (by SECTION 84pf), 29.977 (1) (i),
16 and 29.983 (1) (b) 9. of the statutes, the renumbering and amendment of section
17 29.237 (1) of the statutes, and SECTION 9337 (1zo) of this act take effect on March 10,
18 2003.

19 (END)

LRBb 2521/2
RNK

D-Note

This redraft ~~is~~ inserts a title
that was inadvertently omitted in the
previous version of the draft.

RNK

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb2521/2dn
RNK:kmg:rs

March 13, 2002

This redraft inserts a title that was inadvertently omitted in the previous version of the draft.

Robin N. Kite
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State of Wisconsin
2001 - 2002 LEGISLATURE
January 2002 Special Session

LRBb2521/2
RNK:kmg:rs

LFB:.....Hotynski – Sturgeon fishing

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO ASSEMBLY BILL 1

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 15, line 24: after that line insert:

3 "SECTION 36r. 20.370 (4) (kw) of the statutes is created to read:

4 20.370 (4) (kw) *Sturgeon stock and habitat*. All moneys received under s.

5 29.237 (5) for assessing and managing the lake sturgeon stock and fishery in the

6 Lake Winnebago system, for improving and maintaining lake sturgeon habitat in the

7 Lake Winnebago and upper Fox and Wolf rivers system, and for administering s.

8 29.237."

9 2. Page 29, line 17: after that line insert:

10 "SECTION 84nb. 29.235 (2) of the statutes is amended to read:

1 29.235 (2) AUTHORIZATION; RESIDENT HUNTING, FISHING, AND TRAPPING PRIVILEGES.

2 A resident conservation patron license confers upon the licensee all the combined
3 privileges conferred by a resident small game hunting license, resident deer hunting
4 license, resident wild turkey hunting license, resident archer hunting license,
5 waterfowl hunting stamp, pheasant hunting stamp, a wild turkey hunting stamp,
6 resident annual fishing license, ~~sturgeon spearing license~~, an inland waters trout
7 stamp, a Great Lakes trout and salmon stamp, and trapping license.

8 **SECTION 84nc.** 29.235 (2m) of the statutes is amended to read:

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

16 **SECTION 84nf.** 29.237 (1) of the statutes is renumbered 29.237 (1) (intro.) and
17 amended to read:

18 29.237 (1) (intro.) In this section, ~~“validated”~~:

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

21 **SECTION 84ng.** 29.237 (1) (a) of the statutes is created to read:

22 29.237 (1) (a) “Lake Winnebago and upper Fox and Wolf rivers system” means
23 Buttes des Morts Lake, Winneconne Lake, Poygan Lake, Winnebago Lake, and all
24 of the following:

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

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

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

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

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

10 **SECTION 84ni.** 29.237 (1m) (c) of the statutes is repealed.

11 **SECTION 84nk.** 29.237 (2) of the statutes is amended to read:

12 29.237 (2) The sturgeon spearing license shall be accompanied by sturgeon
13 carcass tags in the quantity to correspond with the season bag limit for spearing ~~rock~~
14 ~~or~~ lake sturgeon established by the department. The serial numbers of these tags
15 shall be entered on the license by the person issuing the license or by the department.

16 **SECTION 84nL.** 29.237 (3) of the statutes is amended to read:

17 29.237 (3) A sturgeon spearing license authorizes the spearing of ~~rock or~~ lake
18 sturgeon subject to any limit imposed under s. 29.192 (3) and only during the open
19 season for spearing these sturgeon established by the department. No person may
20 fish for sturgeon by means of a spear ~~unless the person is issued a conservation~~
21 ~~patron license or~~ unless the person is issued a sturgeon spearing license. The
22 ~~conservation patron license or the~~ sturgeon spearing license shall be carried on the
23 person of the licensee at all times while fishing for sturgeon by means of a spear.

24 **SECTION 84nm.** 29.237 (4) of the statutes is amended to read:

1 29.237 (4) Any person having taken a ~~rock or~~ lake sturgeon by means of a spear
2 shall immediately attach a current, validated sturgeon carcass tag issued to that
3 person to the tail of the sturgeon. No person may possess, control, store or transport
4 a ~~rock or~~ lake sturgeon carcass unless it is tagged as required under this section.

5 **SECTION 84no.** 29.237 (5) of the statutes is created to read:

6 29.237 (5) The department shall deposit receipts from the sale of sturgeon
7 spearing licenses under this subsection into the conservation fund and shall credit
8 these receipts to the appropriation account under s. 20.370 (4) (kw).

9 **SECTION 84nr.** 29.503 (3) of the statutes is amended to read:

10 29.503 (3) ~~ROCK AND LAKE~~ LAKE STURGEON. A wholesale fish dealer license does
11 not authorize a person to sell, buy, barter, trade, possess, control or transport rock
12 or lake sturgeon.

13 **SECTION 84nv.** 29.563 (3) (a) 10. of the statutes is created to read:

14 29.563 (3) (a) 10. Sturgeon spearing: \$19.25.

15 **SECTION 84nw.** 29.563 (3) (b) 7. of the statutes is created to read:

16 29.563 (3) (b) 7. Sturgeon spearing: \$49.25.

17 **SECTION 84nx.** 29.563 (3) (d) (title) and 2. of the statutes are consolidated and
18 renumbered 29.563 (3) (d).

19 **SECTION 84ny.** 29.563 (3) (d) 1. of the statutes is repealed.

20 **SECTION 84pc.** 29.569 (3) (b) of the statutes is amended to read:

21 29.569 (3) (b) *Restrictions on issuance of sturgeon spearing licenses during the*
22 *open season. No Except as provided in par. (bm), no sturgeon spearing license may*
23 *be issued during a period beginning on November 1 and ending on the last day of the*
24 *open season for the spearing of rock or lake sturgeon that follows that November 1.*

1 **SECTION 84pd.** 29.569 (3) (b) of the statutes, as affected by 2001 Wisconsin Act
2 (this act), is amended to read:

3 29.569 (3) (b) *Restrictions on issuance of sturgeon spearing licenses during the*
4 *open season.* Except as provided in par. (bm), no sturgeon spearing license may be
5 issued during a period beginning on November 1 and ending on the last day of the
6 open season for the spearing of ~~rock~~ or lake sturgeon that follows that November 1.

7 **SECTION 84pe.** 29.569 (3) (bm) of the statutes is created to read:

8 29.569 (3) (bm) *Exceptions.* A sturgeon spearing license may be issued during
9 a period beginning on November 1 and ending on the last day of the open season for
10 the spearing of rock or lake sturgeon that follows that November 1 to any of the
11 following:

12 1. A person who is a member of the U.S. armed forces and who exhibits proof
13 that he or she is a resident, is in active service with the armed forces outside this
14 state, and is on furlough or leave.

15 2. A person who is a resident and who has attained the age of 14 during that
16 period.

17 **SECTION 84pf.** 29.569 (3) (bm) (intro.) of the statutes, as created by 2001
18 Wisconsin Act (this act), is amended to read:

19 29.569 (3) (bm) *Exceptions.* (intro.) A sturgeon spearing license may be issued
20 during a period beginning on Novcmber 1 and ending on the last day of the open
21 season for the spearing of ~~rock~~ or lake sturgeon that follows that November 1 to any
22 of the following:"

23 **3.** Page 30, line 17: after that line insert:

24 "SECTION 88g. 29.977 (1) (i) of the statutes is amended to read:

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

2 **SECTION 88r.** 29.983 (1) (b) 9. of the statutes is amended to read:

3 29.983 (1) (b) 9. For any muskellunge, ~~rock sturgeon~~ or lake sturgeon, \$43.75.”.

4 **4.** Page 436, line 18: after that line insert:

5 “(1zo) STURGEON SPEARING. The treatment of sections 29.235 (2) and (2m) and
6 29.237 (3) of the statutes first applies to conservation patron licenses issued on the
7 effective date of this subsection.”.

8 **5.** Page 447, line 19: after that line insert:

9 “(1zo) STURGEON SPEARING LICENSES.

10 (a) The treatment of section 29.569 (3) (b) (by SECTION 84pc) of the statutes and
11 the creation of section 29.569 (3) (bm) of the statutes take effect on September 1,
12 2002.

13 (b) The treatment of sections 20.370 (4) (kw), 29.235 (2) and (2m), 29.237 (1)
14 (a), (1m) (c), (2), (3), (4), and (5), 29.503 (3), 29.563 (3) (a) 10., (b) 7., and (d) (title), 1.,
15 and 2., 29.569 (3) (b) (by SECTION 84pd) and (bm) (intro.) (by SECTION 84pf), 29.977
16 (1) (i), and 29.983 (1) (b) 9. of the statutes, the renumbering and amendment of
17 section 29.237 (1) of the statutes, and SECTION 9337 (1zo) of this act take effect on
18 March 10, 2003.”.

19

(END)