

2001 Jr2 DRAFTING REQUEST

Senate Amendment (SA-SSA1-AB1)

Received: 06/19/2002

Received By: rkite

Wanted: As time permits

Identical to LRB:

For: Legislative Fiscal Bureau

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:

Sturgcon spcaring modification

Instructions:

Reconcile LRBb2521 with Act 77

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	rkite 06/19/2002	gilfokm 06/19/2002	rschluet 06/19/2002	_____	lrb_docadmin 06/19/2002		

FE Sent For:

<END>

2001 Jr2 DRAFTING REQUEST

Senate Amendment (SA-SSA1-AB1)

Received: 06/19/2002

Received By: rkite

Wanted: As time permits

Identical to LRB:

For: Legislative Fiscal Bureau

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 spearing modification

Instructions:

Reconcile LRBb2521 with Act 77

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?	rkite	11-6/19 kmg		pb			
----	-------	----------------	-------------------------------------------------------------------------------------	----	--	--	--

6-19-2
<END>

FE Sent For:

~~SON~~ Thurs.

LR36 304-7/1

2001 - 2002 LEGISLATURE
January 2002 Special Session

LRB6252172
RNK/kmg/rs
5/57

D-Note

LFB:.....Hotynski - Sturgeon ~~fishery~~ *spearing modification*

FOR 2001-03 BUDGET -- NOT READY FOR INTRODUCTION

SENATE ~~ASSEMBLY~~ AMENDMENT .

TO ~~ASSEMBLY~~ SUBSTITUTE AMENDMENT 1,

SENATE

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 (3) "SECTION 36. 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.*

Handwritten notes on the left margin: "Prop w/ Folio" and "let verb lost" with arrows pointing to lines 3 and 7 respectively.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

SECTION 84pd. 29.569 (3) (b) of the statutes, as affected by 2001 Wisconsin Act
77 ✓
..(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 or lake sturgeon that follows that November 1.

SECTION 84pe. 29.569 (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 November 1 and ending on the last day of the open season for the spearing of rock or lake sturgeon that follows that 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 84pf. 29.569 (3) (bm) (intro.) of the statutes, as created by 2001 Wisconsin Act *77* ✓
..(this act), is amended to read:

29.569 (3) (bm) *Exceptions.* (intro.) 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 or lake sturgeon that follows that November 1 to any of the following:".

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

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

Handwritten notes on the left margin: "Prop w/ Folio" with an arrow pointing to line 19.

1 29.977 (1) (i) Any muskellunge or ~~rock~~ 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~~ lake 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 ~~1a~~ 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 ~~1b~~ 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 84pc~~ and (bm) (intro.) ~~by SECTION 84pc~~, 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)

LRBb3047/1
RNK: *kmq*

D-Note

This draft modifies LRBb2521/2 ✓
to reconcile LRBb2521/2 with 2001 Act 77.
Wisconsin

RNK

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb3047/1dn
RNK:kmg:rs

June 19, 2002

This draft modifies LRBb2521/2 to reconcile LRBb2521/2 with 2001 Wisconsin Act 77.

Robin N. Kite
Legislative Attorney
Phone: (608) 266-7291
E-mail: robin.kite@legis.state.wi.us



State of Wisconsin
2001 - 2002 LEGISLATURE

January 2002 Special Session

LRBb3047/1
RNK:kmg:rs

LFB:.....Hotynski – Sturgeon spearing modification

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

**SENATE AMENDMENT ,
TO SENATE 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 36gb.** 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-ør~~ 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-ør~~ 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~~ LAKE STURGEON. A wholesale fish dealer license does
11 not authorize a person to sell, buy, barter, trade, possess, control or transport ~~rock~~
12 ~~ør~~ 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 84pd.** 29.569 (3) (b) of the statutes, as affected by 2001 Wisconsin Act
21 77, is amended to read:

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

