

noon

1046/2-RMR

DOA:.....Grinde – Deer management, wildlife damage, and master hunter education program

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

DO NOT GEN

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

NATURAL RESOURCES

FISH, GAME, AND WILDLIFE

Under current law, two programs administered by DNR provide financial assistance to landowners and certain other individuals for damage caused by deer and certain other wild animals to their commercial agricultural crops, livestock, nursery stock, or apiaries. The wildlife damage abatement program provides reimbursement for certain wildlife damage abatement measures, such as erecting wire deer fences. The wildlife damage claim program provides damage payments of up to \$15,000 for claims over \$250 if the person seeking payment implements any recommended abatement measures and otherwise complies with the program. The percentage of a damage claim that is paid varies depending on the amount of the claim, with 100% being paid for the first \$5,000 and 80% being paid for the balance over \$5,000. Current law requires persons who receive assistance under these programs to open the lands where the damage occurred, and any contiguous land under their control, for hunting of the type of animal causing the damage. A person required to open land for hunting may deny hunting on the land only if there are already at least two hunters per 40 acres of the person's land.

This bill allows a person to use a ratio of at least one hunter per 60 acres if the person is willing to receive less in damage claim payments. Under the bill, a person

choosing this option receives 33% of the amount of the claim over \$250 up to a maximum payment of \$5,250. The bill also allows a person required to open land for deer hunting to restrict the hunting by limiting it to antlerless deer or by requiring that hunters on the land have the person's written approval to hunt antlered deer.

Another program administered by DNR allows DNR or persons authorized by DNR to hunt or otherwise remove wild animals that are causing damage to commercial agricultural crops or the other items listed above, as well as to roads, streams, dams, or buildings. Current law requires that the person who owns, leases, or occupies the land open the land where the damage occurred to others for hunting and trapping for one year. This bill exempts the person from having to comply with this requirement if, during the one-year period, the person does not apply for assistance under the wildlife damage abatement and claim programs. The bill also specifies for all three of the programs that a person who must open the land for hunting or trapping may not charge a fee.

The bill authorizes DNR to issue a new deer hunting permit called the agricultural damage hunting permit. This permit allows the holder to take one additional antlerless deer during a deer hunting season from a site or sites authorized by DNR. The sites authorized by DNR must be within one-half mile of the outer boundary of a parcel of land upon which deer damage has occurred and for which assistance has been provided under one of the three programs described above.

The bill requires that DNR establish a program to provide payments to landowners who open their land for public hunting. The program is funded by certain moneys received by the state pursuant to Indian gaming compacts. A certain amount of these moneys is also appropriated under the bill to DNR for the management of the state's deer population.

~~The bill authorizes holders of resident and nonresident deer hunting licenses to use bows and arrows to hunt deer during the main deer hunting season that includes the Thanksgiving holiday. Under current law, only firearms may be used.~~

Under current law, DNR administers a program under which counties receive reimbursement for accepting deer carcasses, having them processed into venison, and then donating the venison to charitable organizations. To participate, a county must participate in the administration of the wildlife damage abatement and claim programs. ~~This venison processing program is currently limited to deer killed in special seasons established by DNR when DNR determines that the number of deer present in an area is causing an increase in damage to agricultural or forest lands.~~ The program is funded from the wildlife damage surcharge that DNR collects with each hunting license fee, except the conservation patron license. Current law requires that, from the wildlife surcharge moneys, ~~the~~ DNR make the payments under the venison processing program after it has made the payments required under the wildlife damage abatement and claim programs.

This bill expands the venison processing program ~~to apply to any deer hunting season and provides additional funding for the program~~ by establishing a voluntary contribution of at least \$1 that a person may pay when being issued a hunting license. The bill requires DNR to make the payments under the venison processing program

from these contributed moneys before making payments from the wildlife damage surcharge moneys.

The bill also authorizes DNR to establish a master hunter education program under which instruction will be provided on topics such as wildlife damage issues and the responsibilities of hunters to landowners. The bill requires DNR to establish a fee for this program. Completion of this program is not a requirement for the issuance of any hunting license or permit.

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 (1) (ik) of the statutes is created to read:~~

~~2 20.370 (1) (ik) *Deer management*. From the general fund, the amounts in the
3 schedule for the costs associated with the management of the deer population in the
4 state. All moneys transferred from the appropriation account under s. 20.505 (8)
5 (hm) 8h. shall be credited to this appropriation account.~~

~~****NOTE: This SECTION involves a change in an appropriation that must be
reflected in the revised schedule in s. 20.005, stats.~~

6 SECTION 2. 20.370 (1) (Lv) of the statutes is created to read:

7 20.370 (1) (Lv) *Master hunter education program*. As a continuing
8 appropriation, all moneys remitted to the department under s. 29.592 (3) (b) and all
9 moneys received from fees collected under s. 29.563 (12) (c) 2m. for the master hunter
10 education program under s. 29.592.

****NOTE: This SECTION involves a change in an appropriation that must be
reflected in the revised schedule in s. 20.005, stats.

~~11 SECTION 3. 20.370 (5) (fk) of the statutes is created to read:~~

~~12 20.370 (5) (fk) *Hunting access payments*. From the general fund, the amounts
13 in the schedule for the purpose of making payments to landowners under s. 29.339.
14 All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 8n.
15 shall be credited to this appropriation account.~~

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1 **SECTION 4.** 20.370 (5) (fq) of the statutes is amended to read:

2 20.370 (5) (fq) *Wildlife damage claims and abatement.* All moneys received
3 under ss. 29.181 (3) (a), 29.559 (1r) (b) 1, and 29.563 (13) and not appropriated under
4 par. (fr) and sub. (1) (Ls) to provide state aid for the wildlife damage abatement
5 program under s. 29.889 (5) (c) and the wildlife damage claim program under s.
6 29.889 (7) (d), for county administration costs under s. 29.889 (2) (d) and for
7 payments under s. 29.89.

8 **SECTION 5.** 20.370 (5) (fs) of the statutes is created to read:

9 20.370 (5) (fs) *Wildlife damage claims and abatement; technical assistance.* All
10 moneys received under ss. 29.181 (3) (b) and 29.559 (1r) (b) 2, for technical assistance,
11 research, education, and demonstration services provided for the wildlife damage
12 abatement program and the wildlife damage claim program under s. 29.889 (2) (a).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

13 **SECTION 6.** 20.370 (5) (ft) of the statutes is created to read:

14 20.370 (5) (ft) *Venison processing; voluntary contributions.* As a continuing
15 appropriation, all moneys received from voluntary contributions under s. 29.565 to
16 be used for payments under the venison processing and donation program under s.
17 29.89 and for promotional and educational activities and materials to encourage
18 voluntary contributions under s. 29.565.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

19 **SECTION 7.** 20.505 (8) (hm) 8h, of the statutes is created to read:

20 20.505 (8) (hm) 8h. The amount transferred to s. 20.370 (1) (ik) shall be the
21 amount in the schedule under s. 20.370 (1) (ik).

1 **SECTION 8.** 20.505 (8) (hm) 8n. of the statutes is created to read:
2 20.505 (8) (hm) 8n. The amount transferred to s. 20.370 (5) (fk) shall be the
3 amount in the schedule under s. 20.370 (5) (fk).

4 **SECTION 9.** 29.001 (10) of the statutes is created to read:
5 29.001 (10) "Antlerless deer" means a deer that does not have an antler that
6 is 3 or more inches in length.

7 **SECTION 10.** 29.173 (2) (a) of the statutes is amended to read:
8 29.173 (2) (a) A resident deer hunting license authorizes the hunting of deer
9 with ~~firearms only~~ a firearm during any season open to the hunting of deer with
10 firearms and with a bow and arrow during the season open to the hunting of deer
11 with firearms that includes the Thanksgiving holiday.

12 **SECTION 11.** 29.179 of the statutes is created to read:
13 **29.179 Agricultural damage deer hunting permits.** (1) **ISSUANCE.** The
14 department may issue agricultural damage deer hunting permits to persons who
15 hold hunting licenses that authorize the hunting of deer and who apply for
16 agricultural damage deer hunting permits.

17 (2) **AUTHORIZATION.** (a) An agricultural damage deer hunting permit authorizes
18 the taking of one additional antlerless deer during a season open to the hunting of
19 deer from a site that is within one-half mile of the outer boundary of either of the
20 following:

21 1. Land upon which wildlife damage by deer has occurred for which abatement
22 assistance or damage claim payments have been provided under s. 29.889 in the
23 calendar year that includes the season open to the hunting of deer for which the
24 permit is valid.

1 2. A property upon which deer causing damage have been removed under s.
2 29.885 (3) during the calendar year that includes the season open to the hunting of
3 deer for which the permit is valid.

4 (b) The department shall determine the sites under par. (a) and shall specify
5 on each permit each site where the hunter issued the permit may hunt.

 ***NOTE: Different terms have to be used to describe the land and the damage
 under s. 29.179 (2) (a) 1. and 2. above because ss. 29.885 and 29.8889 use different terms.

6 **SECTION 12.** 29.181 (3) of the statutes is renumbered 29.181 (3) (a) amended
7 to read:

8 29.181 (3) (a) The Ninety-eight percent of the fees received by the department
9 from issuing permits under this section shall be credited to the appropriation under
10 s. 20.370 (5) (fq).

11 **SECTION 13.** 29.181 (3) (b) of the statutes is created to read:

12 29.181 (3) (b) Two percent of the fees received by the department from issuing
13 permits under this section shall be credited to the appropriation under s. 20.370 (5)
14 (fs).

15 **SECTION 14.** 29.211 (2) of the statutes is amended to read:

16 29.211 (2) AUTHORIZATION. A nonresident deer hunting license authorizes the
17 hunting of deer with ~~firearms only~~ a firearm during any season open to the hunting
18 of deer with firearms and with a bow and arrow during the season open to the
19 hunting of deer with firearms that includes the Thanksgiving holiday.

20 **SECTION 15.** 29.339 of the statutes is created to read:

21 **29.339 Hunting access on private lands. (1) PROGRAM.** The department
22 shall establish a program to provide payments to landowners who open their land
23 for hunting by members of the public.

1 (2) RULES. The department shall promulgate rules to establish requirements
2 and procedures for the program. The rules shall include all of the following:

3 (a) Eligibility requirements for landowners participating in the program.

4 (b) Requirements for persons hunting on the opened land.

5 (3) FUNDING. The department shall make the payments under the program
6 established under this section from the appropriation under s. 20.370 (5) (fk).

7 **SECTION 16.** 29.553 (1) (ag) of the statutes is created to read:

8 29.553 (1) (ag) Agricultural damage deer hunting permit.

9 **SECTION 17.** 29.559 (1r) (b) of the statutes is renumbered 29.559 (1r) (b) 1. and
10 amended to read:

11 29.559 (1r) (b) 1. ~~The Ninety-eight percent of the issuing fees received by the~~
12 department for bonus deer hunting permits under this section shall be credited to
13 the appropriation account under s. 20.370 (5) (fq).

14 **SECTION 18.** 29.559 (1r) (b) 2. of the statutes is created to read:

15 29.559 (1r) (b) 2. Two percent of the issuing fees received by the department
16 for bonus deer hunting permits under this section shall be credited to the
17 appropriation account under s. 20.370 (5) (fs).

18 **SECTION 19.** 29.563 (11) (b) 1m. of the statutes is created to read:

19 29.563 (11) (b) 1m. Master hunter education instruction fee: the fee as
20 established by rule.

21 **SECTION 20.** 29.563 (12) (c) 2m. of the statutes is created to read:

22 29.563 (12) (c) 2m. Master hunter education course certificate of
23 accomplishment: \$2.

24 **SECTION 21.** 29.563 (14) (a) 1 of the statutes is amended to read:

~~29.563 (14) (a) 1. The processing fee for applications for approvals under the cumulative preference systems for the hunter's choice deer hunting permit, bonus deer hunting permit, wild turkey hunting license, Class A bear license, Canada goose hunting permit, sharp-tailed grouse hunting permit, bobcat hunting and trapping permit, otter trapping permit, fisher trapping permit or sturgeon fishing permit s. 29.553: \$2.75.~~

SECTION 22. 29.563 (14) (c) 3. of the statutes is amended to read:

~~29.563 (14) (c) 3. Each application for a hunter's choice permit, bonus deer hunting permit, agricultural damage deer hunting permit, wild turkey hunting license, Canada goose hunting permit, sharp-tailed grouse hunting permit, bobcat hunting and trapping permit, otter trapping permit, fisher trapping permit, or sturgeon fishing permit: 25 cents.~~

SECTION 23. 29.565 of the statutes is created to read:

29.565 Voluntary contributions; venison processing and grant program. (1) Any applicant for a hunting license listed under s. 29.563 (3) (a) or (b) may, in addition to paying any fee charged for the license, elect to make a voluntary contribution of at least \$1 to be used for the venison processing and donation program under s. 29.89.

(2) All moneys collected under sub. (1) shall be credited to the appropriation account under s. 20.370 (5) (ft).

SECTION 24. 29.592 of the statutes is created to read:

29.592 Master hunter program. (1) ESTABLISHMENT, PROGRAM REQUIREMENTS. (a) The department may establish and supervise the administration of a master hunter education program funded from the appropriation under s. 20.370 (1) (Lv).

1 (b) The master hunter education program shall provide instruction on topics
2 that include all of the following:

- 3 1. Principles of wildlife management.
- 4 2. Responsibilities of hunters to landowners.
- 5 3. The wildlife damage abatement program and the wildlife damage claim
6 program under s. 29.889.
- 7 4. The provisions concerning the removal of wild animals under s. 29.885.
- 8 5. Hunting ethics and firearms safety.

9 (c) The master hunter education course of instruction shall consist of all of the
10 following components:

- 11 1. Classroom instruction.
- 12 2. Home-study instruction.
- 13 3 Volunteer work for landowners.
- 14 4. Firearm proficiency testing.

15 (2) ADMINISTRATION. The department may appoint county, regional, and
16 statewide directors and categories of master hunter education instructors necessary
17 for the program. These appointees are responsible to the department and shall serve
18 on a voluntary basis without compensation, subject to sub. (3) (b).

19 (3) INSTRUCTION FEE. (a) The department shall establish by rule the fee for the
20 course of instruction under the master hunter education program.

21 (b) An instructor conducting the course of instruction under the master
22 education program shall collect the fee established under par. (a) from each person
23 receiving instruction. The department may authorize an instructor to retain up to
24 50% of the fee as compensation to defray expenses incurred by the instructor

1 conducting the course. The instructor shall remit the remaining portion of the fee
2 or, if nothing is retained, the entire fee to the department.

3 (4) CERTIFICATE OF ACCOMPLISHMENT. (a) The department shall issue a
4 certificate of accomplishment to a person who successfully completes the course of
5 instruction under the master hunter education program and who pays the
6 instruction fee.

7 (b) The department shall issue a duplicate certificate of accomplishment to a
8 person who is entitled to a duplicate certificate of accomplishment and who pays the
9 fee specified under s. 29.563 (12) (c) 2m.

10 ~~SECTION 25. 29.885 (4m) of the statutes is renumbered 29.885 (4m) (a) and~~
11 ~~amended to read:~~

12 ~~29.885 (4m) (a) If the department removes or authorizes the removal of a wild~~
13 ~~animal or the structure of a wild animal under sub. (3) (b), the person who owns,~~
14 ~~leases, or occupies the property on which the damage occurred shall open the~~
15 ~~property to others for hunting and trapping for one year beginning on the date on~~
16 ~~which the removal activity started unless the hunting or trapping is prohibited~~
17 ~~under this chapter or under any municipal ordinance. The person opening the~~
18 ~~property may not charge a fee for hunting or trapping.~~

19 ~~SECTION 26. 29.885 (4m) (b) of the statutes is created to read:~~

20 ~~29.885 (4m) (b) Notwithstanding par. (a), a person is exempt from opening the~~
21 ~~person's land to hunting and trapping if, during the one-year period specified in par.~~
22 ~~(a), the person does not file an application or receive wildlife damage abatement~~
23 ~~assistance under s. 29.889 and does not file a statement of claim for or receive wildlife~~
24 ~~damage claim payments under s. 29.889.~~

25 ~~SECTION 27. 29.889 (1) (intro.) of the statutes is amended to read:~~

1 29.889 (1) ~~DEFINITION~~ DEFINITIONS. (intro.) In this section, ~~“wildlife:~~
2 **(b) “Wildlife damage”** means damage caused by any of the following noncaptive
3 wild animals:

4 **SECTION 28.** 29.889 (1) (a) of the statutes is created to read:

5 29.889 (1) (a) “Buck deer” means a deer that has one or more antlers that is 3
6 or more inches in length.

7 **SECTION 29.** 29.889 (2) (a) of the statutes is amended to read:

8 29.889 (2) (a) *Assistance.* The department shall assist counties in developing
9 and administering the wildlife damage abatement and wildlife damage claim
10 programs. The department shall provide this assistance through technical aid
11 assistance, program guidance, research, education, demonstration, funding, plan
12 review, audit, and evaluation services.

13 **SECTION 30.** 29.889 (7) (a) of the statutes is amended to read:

14 29.889 (7) (a) *Investigation.* A participating county shall investigate each
15 statement of claim and determine the total amount of the wildlife damage that
16 occurred, regardless of the amount that may be eligible for payment under par. (b)
17 or (bg).

18 **SECTION 31.** 29.889 (7) (b) (intro.) of the statutes is amended to read:

19 29.889 (7) (b) *Calculating Method for calculating amount of payment.* (intro.)
20 In calculating Except as provided in par. (bg), the participating county shall calculate
21 the amount of the wildlife damage claim payment to be paid for a claim under par.
22 (a), the participating county shall determine the amount as follows:

23 **SECTION 32.** 29.889 (7) (b) 2. of the statutes is amended to read:

1 29.889 (7) (b) 2. If the amount of claim is more than \$250 but not more than
2 \$5,250, the claimant will be paid 100% of the amount of the claim that exceeds \$250,
3 subject to subd. 4.

4 **SECTION 33.** 29.889 (7) (b) 3. of the statutes is repealed.

5 **SECTION 34.** 29.889 (7) (bg) of the statutes is created to read:

6 29.889 (7) (bg) *Method for calculating amount of payment; alternative.* For a
7 claimant who desires to be able to deny a hunter access to the claimant's land for
8 reasonable cause under sub. (7m) (ae) 4. am., the participating county shall calculate
9 the amount of the wildlife damage claim payment to be paid under par. (a) as follows:

10 1. If the amount of the claim is \$250 or less, the claimant will receive no
11 payment.

12 2. If the amount is more than \$250, the claimant will be paid 33% of the amount
13 of the claim that exceeds \$250, subject to subd. 3.

14 3. The total amount paid to a claimant under this paragraph may not exceed
15 \$5,250 for each claim.

16 **SECTION 35.** 29.889 (7) (d) 1. of the statutes is amended to read:

17 29.889 (7) (d) 1. Except as provided under subd. 2., the department shall pay
18 claimants the full amount of wildlife damage claim payments calculated in
19 accordance with par. (b) or (bg) and funding requirements adopted under sub. (2) (b)
20 no later than June 1 of the calendar year after the calendar year in which the
21 statement of claims were filed.

22 **SECTION 36.** 29.889 (7m) (a) of the statutes is amended to read:

23 29.889 (7m) (a) *Requirements.* A person who receives wildlife damage
24 abatement assistance or wildlife damage claim payments and any other person who
25 owns, leases or controls the land where the wildlife damage occurred shall permit

1 hunting of the type of wild animals causing the wildlife damage on that land and on
2 contiguous land under the same ownership, lease or control, subject to par. (ae). In
3 order to satisfy the requirement to permit hunting under this subsection, the land
4 shall be open to hunting during the appropriate open season, and no fee may be
5 charged for such hunting. The county, with the assistance of the department, shall
6 determine the acreage of land suitable for hunting.

7 **SECTION 37.** 29.889 (7m) (ae) 1. of the statutes is amended to read:

8 29.889 (7m) (ae) 1. A hunter may hunt on land covered by par. (a) only if the
9 hunter notifies the landowner person required to open the land of his or her intent
10 to hunt on the land.

11 **SECTION 38.** 29.889 (7m) (ae) 2. of the statutes is amended to read:

12 29.889 (7m) (ae) 2. A hunter may not bring a motor vehicle onto land covered
13 by par. (a) without the permission of the landowner person required to open the land.

14 **SECTION 39.** 29.889 (7m) (ae) 3. of the statutes is amended to read:

15 29.889 (7m) (ae) 3. A hunter may not use a stand located on land covered by
16 par. (a) without the permission of the landowner person required to open the land.

17 **SECTION 40.** 29.889 (7m) (ae) 4. (intro.) of the statutes is amended to read:

18 29.889 (7m) (ae) 4. (intro.) A landowner person required to open land under
19 par. (a) may deny a hunter access to the land covered by par. (a) for reasonable cause,
20 including which includes any of the following:

21 **SECTION 41.** 29.889 (7m) (ae) 4. a. of the statutes is amended to read:

22 29.889 (7m) (ae) 4. a. The presence of at least 2 hunters per 40 acres of eligible
23 land when at the time that the hunter notifies the landowner person that he or she
24 intends to hunt on the land.

25 **SECTION 42.** 29.889 (7m) (ae) 4. am. of the statutes is created to read:

1 29.889 (7m) (ae) 4. am. The presence of at least 1 hunter per 60 acres of eligible
2 land at the time that the hunter notifies the person that he or she intends to hunt
3 on the land, if the person receives a wildlife damage claim payment that is calculated
4 in the manner provided under sub. (7) (bg).

5 SECTION 43. 29.889 (7m) (ae) 4. d. of the statutes is amended to read:

6 29.889 (7m) (ae) 4. d. The hunter fails to notify the landowner person of his or
7 her intent to hunt on the land or brings a motor vehicle onto the land without the
8 permission of the landowner person.

9 SECTION 44. 29.889 (7m) (ae) 5. of the statutes is created to read:

10 29.889 (7m) (ae) 5. A person required to open land under par. (a) for deer
11 hunting may limit the hunting by restricting it to antlerless deer or by requiring that
12 hunters on the land have the person's written approval to hunt buck deer.

13 SECTION 45. 29.89 (title) of the statutes is amended to read:

14 29.89 (title) **Venison processing grants and donation program.**

15 SECTION 46. 29.89 (1) (b) of the statutes is amended to read:

16 29.89 (1) (b) "~~Deer damage management hunting season~~" means a any season
17 for open to the hunting of deer that is established or extended by the department in
18 order to reduce the deer population because the department determines that an
19 excess population of deer will result in the increase of damage to agricultural or
20 forest lands.

21 SECTION 47. 29.89 (2) of the statutes is amended to read:

22 29.89 (2) ESTABLISHMENT OF PROGRAM. The department shall establish a
23 program to reimburse counties for the costs that they incur in processing and
24 donating venison from certain deer carcasses.

25 SECTION 48. 29.89 (3) (b) of the statutes is amended to read:

1 29.89 (3) (b) The county accepts deer carcasses for processing and pays for the
2 costs of processing.

3 ~~SECTION 49. 29.89 (3) (c) of the statutes is amended to read:~~

4 ~~29.89 (3) (c) The venison that is processed comes from deer that were killed in~~
5 ~~the county during a deer damage management hunting season.~~

6 SECTION 50. 29.89 (3) (e) of the statutes is amended to read:

7 29.89 (3) (e) ~~The processed venison is donated~~ county shall make reasonable
8 efforts to donate the venison as provided under sub. (4).

9 SECTION 51. 29.89 (5) (title) of the statutes is amended to read:

10 29.89 (5) (title) ~~GRANTS, AMOUNTS~~ REIMBURSEMENT, FUNDING.

11 SECTION 52. 29.89 (5) (a) of the statutes is amended to read:

12 29.89 (5) (a) ~~Reimbursement~~ Subject to par. (c), reimbursement under this
13 section shall equal the ~~amount that it costs~~ costs, including administrative costs,
14 that a county to process incurs in processing the venison and in donating the
15 processed venison under sub. (4).

16 SECTION 53. 29.89 (5) (b) of the statutes is amended to read:

17 29.89 (5) (b) The department shall reimburse counties under this section from
18 the appropriation under s. 20.370 (5) (ft). If the total amount of reimbursable costs
19 exceeds the amount available under s. 20.370 (5) (ft), the department shall pay the
20 balance of the reimbursement payments from the appropriation under s. 20.370 (5)
21 (fq), if moneys are available under that appropriation after first deducting from s.
22 20.370 (5) (fq) payments made for county administrative costs under s. 29.889 (2) (d),
23 payments made for wildlife damage abatement assistance under s. 29.889 (5) (c), and
24 wildlife damage claim payments under s. 29.889 (7) (d).

25 SECTION 54. 29.89 (5) (c) of the statutes is amended to read:

Kite, Robin

From: Grinde, Kirsten
Sent: Wednesday, January 10, 2001 9:46 PM
To: Gibson-Glass, Mary; Kite, Robin
Subject: LRB-1046/2 -- Deer Management

Mary and Robin,

For LRB-1046/2:

1. On page 3, line 3, I believe you mean to refer to a hunting license listed under s. 29.563 (2) (a) or (b), rather than a fishing approval under s. 29.563 (3) (a) or (b).
2. For DNR's comments on the venison program, can we get to where they want to go if we:
 - renumber s. 29.89 (3) (c) to s. 29.89 (5) (b) 2. b. (see below);
 - split s. 29.89 (5) (b) into
 - s. 29.89 (5) (b) 1. The department shall reimburse counties under this section from the appropriation under s. 20.370 (5) (ft).
 - s. 29.89 (5) (b) 2. The department shall reimburse counties under this section from the appropriation under s. 20.370 (5) (fq) if all of the following apply:
 - a. the total amount of reimbursable costs exceeds the amount available under s. 20.370 (5) (ft);
 - b. (see above -- renumber s. 29.89 (3) (c))
 - c. moneys are available under s. 20.370 (5) (fq) after first deducting payments made for county administrative costs under s. 29.889 (2) (d), payments made for wildlife damage abatement assistance under s. 29.889 (5) (c), and wildlife damage claim payments under s. 29.889 (7) (d).

You may come up with something simpler, but I took a shot. I'm not sure how DNR plans to differentiate between requests related to deer killed in a special season v. the regular season, but they seem to want to try.

Let me know if you have any questions.

Thanks,

Kirsten

State Budget Office
Department of Administration
101 E. Wilson St., 10th floor
Madison, WI 53707-7864

voicoo: (608) 266-7073
fax: (608) 267-0372
e-mail: kirsten.grinde@doa.state.wi.us

Kite, Robin

From: Gibson-Glass, Mary
Sent: Wednesday, January 10, 2001 3:38 PM
To: Kite, Robin
Subject: FW: LRB-1046/P1 - Deer 2000 Management

-----Original Message-----

From: Thompson, Eric R
Sent: Wednesday, January 10, 2001 3:29 PM
To: Gibson-Glass, Mary
Cc: Grinde, Kirsten
Subject: LRB-1046/P1 - Deer 2000 Management

Mary,

I don't know where you are on another draft of the Deer 2000 Management, but we have a few more comments on the original draft.

1. We're still having some difficulty with funding the venison donation processing program. What we want to do is be able to use the donation money for processing venison statewide (not dependent on damage control areas or "over goal" deer management units), and be able to use the donation money as the primary source of funding venison processing costs, but be able to supplement the donation money with wildlife damage program funds, if necessary. But we need to live with the restriction of using wildlife damage program funds for venison processing only in "over goal" units, or damage control areas.

Consequently, we think we need to reference both appropriations (fq) and (ft) specifically for the way we want to use them. To do this, we would recommend leaving 29.89 (3) (c) of the statues the way it is, referring to "deer damage management season" for payments under (fq). (The current draft amends that provision in Section 49, p. 13.

Then on p. 14, Section 53, we need to have the flexibility to make payments from both appropriations (fq) and (ft), but we need to tie the payments from (fq) to the damage control hunts in 29.89 (3) (c), and the payments made from (ft) to payments anywhere in the state. We also think we need to retain the language in 29.89 (5) (b) currently "struck" in Section 53, p.14 of the draft, which limits payments for venison processing until after the other purposes have been funded. I think you already agreed to retain that language when we decided to provide the Department with the flexibility to make payments from either (fq) or (ft).

2. We're also still struggling a bit with the agricultural damage deer hunting permit authorization created in 29.179 (2), Section 10, p. 4 of the draft. We have come around to the conclusion that you had suggested of specifying most of that section by rule. We would suggest language that would say the permit is valid within a deer damage area, as specified by the Department by rule. That would take out the reference to "one-half mile of the outer boundary", and the reference to the two deer damage property situations in 29.885 and 29.889.

Hopefully, you can still work these changes into the next draft for us to be able to react to, but as I said before, the first draft for the most part was OK, and does what we wanted it to do. If you have any questions on these last comments, please give me a call. Thanks for your patience.

Kirsten still deciding whether to proceed w/ these changes



noon

DOA:.....Grinde – Deer management, wildlife damage, and master hunter education program

FOR 2001-03 BUDGET – NOT READY FOR INTRODUCTION

by DNR to control the deer population if those ^{Not} are not ~~enough~~ enough the contributed moneys are not adequate, ~~the~~ DNR makes will also use wildlife damage surcharge moneys for payments for processing venison from deer killed in special seasons established ~~by DNR~~ to control the deer population.

1 AN ACT DO NOT GEN relating to: the budget.

Analysis by the Legislative Reference Bureau

NATURAL RESOURCES

FISH, GAME, AND WILDLIFE

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Under
This bill expands the venison processing program by establishing a voluntary contribution of at least \$1 that a person may pay when being issued a hunting license. The bill requires DNR to *make* the payments *under* the venison processing program from these contributed moneys, *before* making payments from the wildlife damage surcharge moneys.

The bill also authorizes DNR to establish a master hunter education program under which instruction will be provided on topics such as wildlife damage issues and

the responsibilities of hunters to landowners. The bill requires DNR to establish a fee for this program. Completion of this program is not a requirement for the issuance of any hunting license or permit.

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 (1) (Lv) of the statutes is created to read:

2 20.370 (1) (Lv) *Master hunter education program.* As a continuing
3 appropriation, all moneys remitted to the department under s. 29.592 (3) (b) and all
4 moneys received from fees collected under s. 29.563 (12) (c) 2m. for the master hunter
5 education program under s. 29.592.

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

6 **SECTION 2.** 20.370 (5) (ft) of the statutes is created to read:

7 20.370 (5) (ft) *Venison processing; voluntary contributions.* As a continuing
8 appropriation, all moneys received from voluntary contributions under s. 29.565 to
9 be used for payments under the venison processing and donation program under s.
10 29.89 and for promotional and educational activities and materials to encourage
11 voluntary contributions under s. 29.565.

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

12 **SECTION 3.** 29.563 (11) (b) 1m. of the statutes is created to read:

13 29.563 (11) (b) 1m. Master hunter education instruction fee: the fee as
14 established by rule.

15 **SECTION 4.** 29.563 (12) (c) 2m. of the statutes is created to read:

16 29.563 (12) (c) 2m. Master hunter education course certificate of
17 accomplishment: \$2.

1 **SECTION 5.** 29.565 of the statutes is created to read:

2 **29.565 Voluntary contributions; venison processing and grant**

3 **program.** (1) Any applicant for a hunting license listed under s. 29.563 ^{(2) ✓} (a) or

4 (b) may, in addition to paying any fee charged for the license, elect to make a

5 voluntary contribution of at least \$1 to be used for the venison processing and

6 donation program under s. 29.89.

7 (2) All moneys collected under sub. (1) shall be credited to the appropriation

8 account under s. 20.370 (5) (ft).

9 **SECTION 6.** 29.592 of the statutes is created to read:

10 **29.592 Master hunter program.** (1) ESTABLISHMENT; PROGRAM

11 REQUIREMENTS. (a) The department may establish and supervise the administration

12 of a master hunter education program funded from the appropriation under s. 20.370

13 (1) (Lv).

14 (b) The master hunter education program shall provide instruction on topics
15 that include all of the following:

16 1. Principles of wildlife management.

17 2. Responsibilities of hunters to landowners.

18 3. The wildlife damage abatement program and the wildlife damage claim
19 program under s. 29.889.

20 4. The provisions concerning the removal of wild animals under s. 29.885.

21 5. Hunting ethics and firearms safety.

22 (c) The master hunter education course of instruction shall consist of all of the
23 following components:

24 1. Classroom instruction.

25 2. Home-study instruction.

1 3 Volunteer work for landowners.

2 4. Firearm proficiency testing.

3 **(2) ADMINISTRATION.** The department may appoint county, regional, and
4 statewide directors and categories of master hunter education instructors necessary
5 for the program. These appointees are responsible to the department and shall serve
6 on a voluntary basis without compensation, subject to sub. (3) (b).

7 **(3) INSTRUCTION FEE.** (a) The department shall establish by rule the fee for the
8 course of instruction under the master hunter education program.

9 (b) An instructor conducting the course of instruction under the master
10 education program shall collect the fee established under par. (a) from each person
11 receiving instruction. The department may authorize an instructor to retain up to
12 50% of the fee as compensation to defray expenses incurred by the instructor
13 conducting the course. The instructor shall remit the remaining portion of the fee
14 or, if nothing is retained, the entire fee to the department.

15 **(4) CERTIFICATE OF ACCOMPLISHMENT.** (a) The department shall issue a
16 certificate of accomplishment to a person who successfully completes the course of
17 instruction under the master hunter education program and who pays the
18 instruction fee.

19 (b) The department shall issue a duplicate certificate of accomplishment to a
20 person who is entitled to a duplicate certificate of accomplishment and who pays the
21 fee specified under s. 29.563 (12) (c) 2m.

22 **SECTION 7.** 29.89 (title) of the statutes is amended to read:

23 **29.89 (title) Venison processing grants and donation program.**

24 **SECTION 8.** 29.89 (2) of the statutes is amended to read:

1 29.89 (2) ESTABLISHMENT OF PROGRAM. The department shall establish a
2 program to reimburse counties for the costs that they incur in processing and
3 donating venison from certain deer carcasses.

4 **SECTION 9.** 29.89 (3) (b) of the statutes is amended to read:

5 29.89 (3) (b) The county accepts deer carcasses for processing and pays for the
6 costs of processing.

7 **SECTION 10.** 29.89 (3) (e) of the statutes is amended to read:

8 29.89 (3) (e) ~~The processed venison is donated~~ county shall make reasonable
9 efforts to donate the venison as provided under sub. (4).

10 **SECTION 11.** 29.89 (5) (title) of the statutes is amended to read:

11 29.89 (5) (title) ~~GRANTS; AMOUNTS REIMBURSEMENT; FUNDING.~~

12 **SECTION 12.** 29.89 (5) (a) of the statutes is amended to read:

13 29.89 (5) (a) ~~Reimbursement~~ Subject to par. (c), reimbursement under this
14 section shall equal the ~~amount that it costs~~ costs, including administrative costs,
15 that a county to process incurs in processing the venison and in donating the
16 processed venison under sub. (4).

17 **SECTION 13.** 29.89 (5) (b) of the statutes is amended to read:

18 29.89 (5) (b) The department shall reimburse counties under this section from
19 the appropriation under s. 20.370 (5) (ft). ~~If the total amount of reimbursable costs~~
20 ~~exceeds the amount available under s. 20.370 (5) (ft), the department shall pay the~~
21 ~~balance of the reimbursement payments from the appropriation under s. 20.370 (5)~~
22 ~~(fq), if moneys are available under that appropriation after first deducting from s.~~
23 ~~20.370 (5) (fq) payments made for county administrative costs under s. 29.889 (2) (d),~~
24 ~~payments made for wildlife damage abatement assistance under s. 29.889 (5) (c), and~~
25 ~~wildlife damage claim payments under s. 29.889 (7) (d).~~

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1046/3ins
MGG:lmh&wlj:km

INSERT 5-6 ↓

INSERT 5-25

1 SECTION 1. 29.89 (3) (c) of the statutes is renumbered 29.89 (5) (b) 2. b.

2 SECTION 2. 29.89 (5) (b) of the statutes is amended to read:

3 29.89 (5) (b) 1. The department shall reimburse counties under this section
4 from the appropriation under s. 20.370 (5) (fq) (ft).

5 2. The department shall reimburse counties under this section from the
6 appropriation under s. 20.370 (5) (fq) if all of the following apply:

7 c. Moneys are available under s. 20.370 (5) (fq) after first deducting from s.
8 20.370 (5) (fq) payments made for county administrative costs, payments made for
9 wildlife damage abatement assistance and wildlife damage claim payments under
10 s. 29.889.

History: 1999 a. 9.

11 SECTION 3. 29.89 (5) (b) 2. a. of the statutes is created to read:

12 29.89 (5) (b) 2. a. The total amount of reimbursable costs exceeds the amount
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State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-1046/3⁴
MGG:hmh&wlj:rs

King

DOA:.....Grinde – Deer management, wildlife damage, and master hunter education program

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

D-NOTE

1 *DO NOT GEN. CAT.*
AN ACT ..., relating to: the budget.

Analysis by the Legislative Reference Bureau

NATURAL RESOURCES

FISH, GAME, AND WILDLIFE

Under current law, DNR administers a program under which counties receive reimbursement for accepting deer carcasses, having them processed into venison, and then donating the venison to charitable organizations. To participate, a county must participate in the administration of the wildlife damage abatement and claim programs. The program is funded from the wildlife damage surcharge that DNR collects with each hunting license fee, except the conservation patron license. Current law requires that, from the wildlife surcharge moneys, DNR make the payments under the venison processing program after it has made the payments required under the wildlife damage abatement and claim programs.

This bill expands the venison processing program by establishing a voluntary contribution of at least \$1 that a person may pay when being issued a hunting license. Under the bill, DNR makes payments under the venison processing program from these contributed moneys. If the contributed moneys are not adequate, DNR will also use wildlife damage surcharge moneys for payments for processing venison from deer killed in special seasons established to control the deer population.

The bill also authorizes DNR to establish a master hunter education program under which instruction will be provided on topics such as wildlife damage issues and

the responsibilities of hunters to landowners. The bill requires DNR to establish a fee for this program. Completion of this program is not a requirement for the issuance of any hunting license or permit.

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8 SECTION 11. 29.89 (3) (c) of the statutes is amended to read:

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10 efforts to donate the venison as provided under sub. (4).

11 SECTION 12. 29.89 (5) (title) of the statutes is amended to read:

12 29.89 (5) (title) ~~GRANTS, AMOUNTS~~ REIMBURSEMENT FUNDING.

13 SECTION 13. 29.89 (5) (a) of the statutes is amended to read:

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*renumbered
29.89 (5) (b) 1. and*

18 SECTION 14. 29.89 (5) (b) of the statutes is amended to read:

19 29.89 (5) (b) 1. ^{explain} The department shall reimburse counties under this section
20 from the appropriation under s. 20.370 (5) (fq) (ft).

INS. 6.-2

21 2. ^(intro.) The department shall reimburse counties under this section from the
22 appropriation under s. 20.370 (5) (fq) if all of the following apply:

23 ~~2. c.~~ 1. c. Moneys are available under s. 20.370 (5) (fq) after first deducting from s.
24 20.370 (5) (fq) payments made for county administrative costs, payments made for

*Fix
Component*

*move to
p. 6-*

SEL. #. CR; 29.89 (5) (b) 2. (intro.) and a.

1 wildlife damage abatement assistance, and wildlife damage claim payments under
2 s. 29.889.

→ Ins. 6-2

3 ~~SECTION 15. 29.89 (5) (b) 2. a. of the statutes is created to read:~~

4 ~~29.89 (5) (b) 2. a.~~ a. The total amount of reimbursable costs exceeds the amount
5 available under s. 20.370 (5) (ft).

6 SECTION 16. 29.89 (5) (c) of the statutes is amended to read:

7 29.89 (5) (c) If the total amount of reimbursable costs under par. (a) exceeds the
8 amount available ~~after making the deductions~~ under par. (b), the department shall
9 establish a system to prorate the reimbursement payments among the eligible
10 counties.

11 (END)

D-NOTE:

*This draft is redrafted
to correct technical errors.*

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1046/4dn
MGG:lmh&wlj&king:rs

January 14, 2001

This draft is redrafted to correct technical errors.

Mary Gibson-Glass
Senior Legislative Attorney
Phone: (608) 267-3215



State of Wisconsin
2001 - 2002 LEGISLATURE

5 RMR
LRB-1046

MGG:hmh&wlj&kmg:rs

soon D-Note

DOA:.....Grinde – Deer management, wildlife damage, and master hunter education program

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

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10 education program shall collect the fee established under par. (a) from each person
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20 29.89 (5) (b) 1. The department shall reimburse counties under this section
21 from the appropriation under s. 20.370 (5) ~~(fq)~~ (ft).

22 2. c. Moncys are available under s. 20.370 (5) (fq) after first deducting from s.
23 20.370 (5) (fq) payments made for county administrative costs, payments made for
24 wildlife damage abatement assistance, and wildlife damage claim payments under
25 s. 29.889.

D-Note

This redraft makes a technical change in the language used in s. 20.370(5)(f).

MOB

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

LRB-1046/5dn
MGG.kmg:kjf

January 23, 2001

This redraft makes a technical change in the language used in s. 20.370 (5) (ft).

Mary Gibson-Glass
Senior Legislative Attorney
Phone: (608) 267-3215

Gibson-Glass, Mary

From: Grinde, Kirsten
Sent: Thursday, January 25, 2001 5:06 PM
To: Gibson-Glass, Mary
Subject: LRB-1046/5 Deer management

Mary,

Please make the following change to LRB-1046/5:

1. Reinstate Sections 1 and 7 from LRB-1046/1. These sections create an appropriation in DNR to receive funds from the tribal gaming appropriation in DOA for deer management costs.

Thanks,

Kirsten

State Budget Office
Department of Administration
101 E. Wilson St., 10th floor
Madison, WI 53707-7864

voice: (608) 266-7973
fax: (608) 267-0372
e-mail: kirsten.grinde@doa.state.wi.us



State of Wisconsin
2001 - 2002 LEGISLATURE

RMR

LRB-1046/6

MGG:hmh&wlj&kmg:kjf

soon

DOA:.....Grinde – Deer management, wildlife damage, and master hunter education program

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

DO NOT GEN

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

NATURAL RESOURCES

FISH, GAME, AND WILDLIFE

Under current law, DNR administers a program under which counties receive reimbursement for accepting deer carcasses, having them processed into venison, and then donating the venison to charitable organizations. To participate, a county must participate in the administration of the wildlife damage abatement and claim programs. The program is funded from the wildlife damage surcharge that DNR collects with each hunting license fee, except the conservation patron license. Current law requires that, from the wildlife surcharge moneys, DNR make the payments under the venison processing program after it has made the payments required under the wildlife damage abatement and claim programs.

This bill expands the venison processing program by establishing a voluntary contribution of at least \$1 that a person may pay when being issued a hunting license. Under the bill, DNR makes payments under the venison processing program from these contributed moneys. If the contributed moneys are not adequate, DNR will also use wildlife damage surcharge moneys for payments for processing venison from deer killed in special seasons established to control the deer population.

The bill ~~also~~ authorizes DNR to establish a master hunter education program under which instruction will be provided on topics such as wildlife damage issues and

Compacts

The bill appropriates money received by the state pursuant to Indian gaming compact to DNR for the management of the state's deer population.

the responsibilities of hunters to landowners. The bill requires DNR to establish a fee for this program. Completion of this program is not a requirement for the issuance of any hunting license or permit.

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:

INS ✓
2-1

1 SECTION 1. 20.370 (1) (Lv) of the statutes is created to read:

2 20.370 (1) (Lv) *Master hunter education program.* As a continuing
3 appropriation, all moneys remitted to the department under s. 29.592 (3) (b) and all
4 moneys received from fees collected under s. 29.563 (12) (c) 2m. for the master hunter
5 education program under s. 29.592.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

6 SECTION 2. 20.370 (5) (ft) of the statutes is created to read:

7 20.370 (5) (ft) *Venison processing; voluntary contributions.* All moneys received
8 from voluntary contributions under s. 29.565 to be used for payments under the
9 venison processing and donation program under s. 29.89 and for promotional and
10 educational activities and materials to encourage voluntary contributions under s.
11 29.565.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

INS ✓
2-11

12 SECTION 3. 29.563 (11) (b) 1m. of the statutes is created to read:

13 29.563 (11) (b) 1m. *Master hunter education instruction fee: the fee as*
14 *established by rule.*

15 SECTION 4. 29.563 (12) (c) 2m. of the statutes is created to read:

16 29.563 (12) (c) 2m. *Master hunter education course certificate of*
17 *accomplishment: \$2.*

1 **SECTION 5.** 29.565 of the statutes is created to read:

2 **29.565 Voluntary contributions; venison processing and grant**
3 **program.** (1) Any applicant for a hunting license listed under s. 29.563 (2) (a) or
4 (b) may, in addition to paying any fee charged for the license, elect to make a
5 voluntary contribution of at least \$1 to be used for the venison processing and
6 donation program under s. 29.89.

7 (2) All moneys collected under sub. (1) shall be credited to the appropriation
8 account under s. 20.370 (5) (ft).

9 **SECTION 6.** 29.592 of the statutes is created to read:

10 **29.592 Master hunter education program.** (1) **ESTABLISHMENT; PROGRAM**
11 **REQUIREMENTS.** (a) The department may establish and supervise the administration
12 of a master hunter education program funded from the appropriation under s. 20.370
13 (1) (Lv).

14 (b) The master hunter education program shall provide instruction on topics
15 that include all of the following:

- 16 1. Principles of wildlife management.
- 17 2. Responsibilities of hunters to landowners.
- 18 3. The wildlife damage abatement program and the wildlife damage claim
19 program under s. 29.889.
- 20 4. The provisions concerning the removal of wild animals under s. 29.885.
- 21 5. Hunting ethics and firearms safety.

22 (c) The master hunter education course of instruction shall consist of all of the
23 following components:

- 24 1. Classroom instruction.
- 25 2. Home-study instruction.

1 3. Volunteer work for landowners.

2 4. Firearm proficiency testing.

3 (2) ADMINISTRATION. The department may appoint county, regional, and
4 statewide directors and categories of master hunter education instructors necessary
5 for the program. These appointees are responsible to the department and shall serve
6 on a voluntary basis without compensation, subject to sub. (3) (b).

7 (3) INSTRUCTION FEE. (a) The department shall establish by rule the fee for the
8 course of instruction under the master hunter education program.

9 (b) An instructor conducting the course of instruction under the master
10 education program shall collect the fee established under par. (a) from each person
11 receiving instruction. The department may authorize an instructor to retain up to
12 50% of the fee as compensation to defray expenses incurred by the instructor
13 conducting the course. The instructor shall remit the remaining portion of the fee
14 or, if nothing is retained, the entire fee to the department.

15 (4) CERTIFICATE OF ACCOMPLISHMENT. (a) The department shall issue a
16 certificate of accomplishment to a person who successfully completes the course of
17 instruction under the master hunter education program and who pays the
18 instruction fee.

19 (b) The department shall issue a duplicate certificate of accomplishment to a
20 person who is entitled to a duplicate certificate of accomplishment and who pays the
21 fee specified under s. 29.563 (12) (c) 2m.

22 **SECTION 7.** 29.89 (title) of the statutes is amended to read:

23 **29.89 (title) Venison processing grants and donation program.**

24 **SECTION 8.** 29.89 (2) of the statutes is amended to read:

1 29.89 (2) ESTABLISHMENT OF PROGRAM. The department shall establish a
2 program to reimburse counties for the costs that they incur in processing and
3 donating venison from certain deer carcasses.

4 **SECTION 9.** 29.89 (3) (b) of the statutes is amended to read:

5 29.89 (3) (b) The county accepts deer carcasses for processing and ~~pays for the~~
6 ~~costs of processing.~~

7 **SECTION 10.** 29.89 (3) (c) of the statutes is renumbered 29.89 (5) (b) 2. b.

8 **SECTION 11.** 29.89 (3) (e) of the statutes is amended to read:

9 29.89 (3) (e) ~~The processed venison is donated~~ county shall make reasonable
10 efforts to donate the venison as provided under sub. (4).

11 **SECTION 12.** 29.89 (5) (title) of the statutes is amended to read:

12 29.89 (5) (title) ~~GRANTS; AMOUNTS~~ REIMBURSEMENT; FUNDING.

13 **SECTION 13.** 29.89 (5) (a) of the statutes is amended to read:

14 29.89 (5) (a) ~~Reimbursement~~ Subject to par. (c), reimbursement under this
15 section shall equal the ~~amount that it costs~~ costs, including administrative costs,
16 that a county to process incurs in processing the venison and in donating the
17 processed venison under sub. (4).

18 **SECTION 14.** 29.89 (5) (b) of the statutes is renumbered 29.89 (5) (b) 1. and
19 amended to read:

20 29.89 (5) (b) 1. The department shall reimburse counties under this section
21 from the appropriation under s. 20.370 (5) (~~fq~~) (ft).

22 2. c. Moneys are available under s. 20.370 (5) (fq) after first deducting from s.
23 20.370 (5) (fq) payments made for county administrative costs, payments made for
24 wildlife damage abatement assistance, and wildlife damage claim payments under
25 s. 29.889.

from these contributed moneys before making payments from the wildlife damage surcharge moneys.

The bill also authorizes DNR to establish a master hunter education program under which instruction will be provided on topics such as wildlife damage issues and the responsibilities of hunters to landowners. The bill requires DNR to establish a fee for this program. Completion of this program is not a requirement for the issuance of any hunting license or permit.

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 ~~2~~[#] 20.370 (1) (ik) of the statutes is created to read:

2 20.370 (1) (ik) *Deer management*. From the general fund, the amounts in the
3 schedule for the costs associated with the management of the deer population in the
4 state. All moneys transferred from the appropriation account under s. 20.505 (8)
5 (hm) 8h. shall be credited to this appropriation account. INS
2-1

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

6 SECTION 2. 20.370 (1) (Lv) of the statutes is created to read:

7 20.370 (1) (Lv) *Master hunter education program*. As a continuing
8 appropriation, all moneys remitted to the department under s. 29.592 (3) (b) and all
9 moneys received from fees collected under s. 29.563 (12) (c) 2m. for the master hunter
10 education program under s. 29.592.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

11 SECTION 3. 20.370 (5) (fk) of the statutes is created to read:

12 20.370 (5) (fk) *Hunting access payments*. From the general fund, the amounts
13 in the schedule for the purpose of making payments to landowners under s. 29.339.
14 All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 8n.
15 shall be credited to this appropriation account.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1 SECTION 4. 20.370 (5) (fq) of the statutes is amended to read:

2 20.370 (5) (fq) *Wildlife damage claims and abatement.* All moneys received
3 under ss. 29.181 (3) (a), 29.559 (1r) (b) 1., and 29.563 (13) and not appropriated under
4 par. (fr) and sub. (1) (Ls) to provide state aid for the wildlife damage abatement
5 program under s. 29.889 (5) (c) and the wildlife damage claim program under s.
6 29.889 (7) (d), for county administration costs under s. 29.889 (2) (d) and for
7 payments under s. 29.89.

8 SECTION 5. 20.370 (5) (fs) of the statutes is created to read:

9 20.370 (5) (fs) *Wildlife damage claims and abatement; technical assistance.* All
10 moneys received under ss. 29.181 (3) (b) and 29.559 (1r) (b) 2. for technical assistance,
11 research, education, and demonstration services provided for the wildlife damage
12 abatement program and the wildlife damage claim program under s. 29.889 (2) (a).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

13 SECTION 6. 20.370 (5) (ft) of the statutes is created to read:

14 20.370 (5) (ft) *Venison processing; voluntary contributions.* As a continuing
15 appropriation, all moneys received from voluntary contributions under s. 29.565 to
16 be used for payments under the venison processing and donation program under s.
17 29.89 and for promotional and educational activities and materials to encourage
18 voluntary contributions under s. 29.565.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

19 SECTION 7. 20.505 (8) (hm) 8h. of the statutes is created to read:

20 20.505 (8) (hm) 8h. The amount transferred to s. 20.370 (1) (ik) shall be the
21 amount in the schedule under s. 20.370 (1) (ik).

INS
2-11



State of Wisconsin
2001 - 2002 LEGISLATURE

Today D-N

RMR
LRB-1046/67
MGG:hmh&wlj&kmg:rs
stays

DOA:.....Grinde – Deer management, venison processing, and master hunter education program

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT ^{DON'T GEN. CAT.} relating to: the budget.

Analysis by the Legislative Reference Bureau

NATURAL RESOURCES

FISH, GAME, AND WILDLIFE

Under current law, DNR administers a program under which counties receive reimbursement for accepting deer carcasses, having them processed into venison, and then donating the venison to charitable organizations. To participate, a county must participate in the administration of the wildlife damage abatement and claim programs. The program is funded from the wildlife damage surcharge that DNR collects with each hunting license fee, except the conservation patron license. Current law requires that, from the wildlife surcharge moneys, DNR make the payments under the venison processing program after it has made the payments required under the wildlife damage abatement and claim programs.

This bill expands the venison processing program by establishing a voluntary contribution of at least \$1 that a person may pay when being issued a hunting license. Under the bill, DNR makes payments under the venison processing program from these contributed moneys. If the contributed moneys are not adequate, DNR will also use wildlife damage surcharge moneys for payments for processing venison from deer killed in special seasons established to control the deer population.

The bill authorizes DNR to establish a master hunter education program under which instruction will be provided on topics such as wildlife damage issues and the

responsibilities of hunters to landowners. The bill requires DNR to establish a fee for this program. Completion of this program is not a requirement for the issuance of any hunting license or permit.

The bill appropriates money received by the state pursuant to Indian gaming compacts to DNR for the management of the state's deer population.

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 (1) (ik) of the statutes is created to read:

2 20.370 (1) (ik) *Deer management.* From the general fund, the amounts in the
3 schedule for the costs associated with the management of the deer population in the
4 state. All moneys transferred from the appropriation account under s. 20.505 (8)
5 (hm) 8h. shall be credited to this appropriation account. INSERT 2-5 ✓

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

6 **SECTION 2.** 20.370 (1) (Lv) of the statutes is created to read: INSERT 2-6 ✓

7 20.370 (1) (Lv) *Master hunter education program.* As a continuing
8 appropriation, all moneys remitted to the department under s. 29.592 (3) (b) and all
9 moneys received from fees collected under s. 29.563 (12) (c) 2m. for the master hunter
10 education program under s. 29.592.

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

11 **SECTION 3.** 20.370 (5) (ft) of the statutes is created to read:

12 20.370 (5) (ft) *Venison processing; voluntary contributions.* All moneys received
13 from voluntary contributions under s. 29.565 to be used for payments under the
14 venison processing and donation program under s. 29.89 and for promotional and
15 educational activities and materials to encourage voluntary contributions under s.
16 29.565.

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

1 **SECTION 4.** 20.505 (8) (hm) 8h. of the statutes is created to read:

2 20.505 (8) (hm) 8h. The amount transferred to s. 20.370 (1) (ik) shall be the
3 amount in the schedule under s. 20.370 (1) (ik).

4 **SECTION 5.** 29.563 (11) (b) 1m. of the statutes is created to read:

5 29.563 (11) (b) 1m. Master hunter education instruction fee: the fee as
6 established by rule.

7 **SECTION 6.** 29.563 (12) (c) 2m. of the statutes is created to read:

8 29.563 (12) (c) 2m. Master hunter education course certificate of
9 accomplishment: \$2.

10 **SECTION 7.** 29.565 of the statutes is created to read:

11 **29.565 Voluntary contributions; venison processing and grant**
12 **program.** (1) Any applicant for a hunting license listed under s. 29.563 (2) (a) or
13 (b) may, in addition to paying any fee charged for the license, elect to make a
14 voluntary contribution of at least \$1 to be used for the venison processing and
15 donation program under s. 29.89.

16 (2) All moneys collected under sub. (1) shall be credited to the appropriation
17 account under s. 20.370 (5) (ft).

18 **SECTION 8.** 29.592 of the statutes is created to read:

19 **29.592 Master hunter education program.** (1) **ESTABLISHMENT; PROGRAM**
20 **REQUIREMENTS.** (a) The department may establish and supervise the administration
21 of a master hunter education program funded from the appropriation under s. 20.370
22 (1) (Lv).

1 (b) The master hunter education program shall provide instruction on topics
2 that include all of the following:

- 3 1. Principles of wildlife management.
- 4 2. Responsibilities of hunters to landowners.
- 5 3. The wildlife damage abatement program and the wildlife damage claim
6 program under s. 29.889.
- 7 4. The provisions concerning the removal of wild animals under s. 29.885.
- 8 5. Hunting ethics and firearms safety.

9 (c) The master hunter education course of instruction shall consist of all of the
10 following components:

- 11 1. Classroom instruction.
- 12 2. Home-study instruction.
- 13 3. Volunteer work for landowners.
- 14 4. Firearm proficiency testing.

15 (2) ADMINISTRATION. The department may appoint county, regional, and
16 statewide directors and categories of master hunter education instructors necessary
17 for the program. These appointees are responsible to the department and shall serve
18 on a voluntary basis without compensation, subject to sub. (3) (b).

19 (3) INSTRUCTION FEE. (a) The department shall establish by rule the fee for the
20 course of instruction under the master hunter education program.

21 (b) An instructor conducting the course of instruction under the master
22 education program shall collect the fee established under par. (a) from each person
23 receiving instruction. The department may authorize an instructor to retain up to
24 50% of the fee as compensation to defray expenses incurred by the instructor

1 conducting the course. The instructor shall remit the remaining portion of the fee
2 or, if nothing is retained, the entire fee to the department.

3 (4) CERTIFICATE OF ACCOMPLISHMENT. (a) The department shall issue a
4 certificate of accomplishment to a person who successfully completes the course of
5 instruction under the master hunter education program and who pays the
6 instruction fee.

7 (b) The department shall issue a duplicate certificate of accomplishment to a
8 person who is entitled to a duplicate certificate of accomplishment and who pays the
9 fee specified under s. 29.563 (12) (c) 2m.

10 SECTION 9. 29.89 (title) of the statutes is amended to read:

11 29.89 (title) **Venison processing grants and donation program.**

12 SECTION 10. 29.89 (2) of the statutes is amended to read:

13 29.89 (2) ESTABLISHMENT OF PROGRAM. The department shall establish a
14 program to reimburse counties for the costs that they incur in processing and
15 donating venison from certain deer carcasses.

16 SECTION 11. 29.89 (3) (b) of the statutes is amended to read:

17 29.89 (3) (b) The county accepts deer carcasses for processing ~~and pays for the~~
18 ~~costs of processing.~~

19 SECTION 12. 29.89 (3) (c) of the statutes is renumbered 29.89 (5) (b) 2. b.

20 SECTION 13. 29.89 (3) (e) of the statutes is amended to read:

21 29.89 (3) (e) ~~The processed venison is donated~~ county shall make reasonable
22 efforts to donate the venison as provided under sub. (4).

23 SECTION 14. 29.89 (5) (title) of the statutes is amended to read:

24 29.89 (5) (title) ~~GRANTS; AMOUNTS~~ REIMBURSEMENT; FUNDING.

25 SECTION 15. 29.89 (5) (a) of the statutes is amended to read:

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1046/7ins
MGG.....

Insert 2-5

(NO) Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the appropriation account under s. 20.505 (8) (hm).

Insert 2-6

****NOTE: If LRB-0862 is not included in the budget bill, the last sentence in s. 20.370 (1) (ik) must be deleted.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1046/7dn

MGG: jf....

King

Attention: Kirsten Grinde

1. The change made in s. 20.370 (1) (ik) is in response to drafting instructions received by Kerri Holden of your office. ✓

Mary Gibson-Glass
Senior Legislative Attorney
Phone: (608) 267-3215

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1046/7dn
MGG:kmg:jf

February 5, 2001

Attention: Kirsten Grinde

1. The change made in s. 20.370 (1) (ik) is in response to drafting instructions received by Kerri Holden of your office.

Mary Gibson-Glass
Senior Legislative Attorney
Phone: (608) 267-3215



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-1046/7

MGG:hmh/wlj/kmg:jf

DOA:.....Grinde – Deer management, venison processing, and master hunter education program

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

NATURAL RESOURCES

FISH, GAME, AND WILDLIFE

Under current law, DNR administers a program under which counties receive reimbursement for accepting deer carcasses, having them processed into venison, and then donating the venison to charitable organizations. To participate, a county must participate in the administration of the wildlife damage abatement and claim programs. The program is funded from the wildlife damage surcharge that DNR collects with each hunting license fee, except the conservation patron license. Current law requires that, from the wildlife surcharge moneys, DNR make the payments under the venison processing program after it has made the payments required under the wildlife damage abatement and claim programs.

This bill expands the venison processing program by establishing a voluntary contribution of at least \$1 that a person may pay when being issued a hunting license. Under the bill, DNR makes payments under the venison processing program from these contributed moneys. If the contributed moneys are not adequate, DNR will also use wildlife damage surcharge moneys for payments for processing venison from deer killed in special seasons established to control the deer population.

The bill authorizes DNR to establish a master hunter education program under which instruction will be provided on topics such as wildlife damage issues and the

responsibilities of hunters to landowners. The bill requires DNR to establish a fee for this program. Completion of this program is not a requirement for the issuance of any hunting license or permit.

The bill appropriates money received by the state pursuant to Indian gaming compacts to DNR for the management of the state's deer population.

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 (1) (ik) of the statutes is created to read:

2 20.370 (1) (ik) *Deer management.* From the general fund, the amounts in the
3 schedule for the costs associated with the management of the deer population in the
4 state. All moneys transferred from the appropriation account under s. 20.505 (8)
5 (hm) 8h. shall be credited to this appropriation account. Notwithstanding s. 20.001
6 (3) (a), the unencumbered balance on June 30 of each year shall revert to the
7 appropriation account under s. 20.505 (8) (hm).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

****NOTE: If LRB-0862 is not included in the budget bill, the last sentence in s. 20.370 (1) (ik) must be deleted.

8 **SECTION 2.** 20.370 (1) (Lv) of the statutes is created to read:

9 20.370 (1) (Lv) *Master hunter education program.* As a continuing
10 appropriation, all moneys remitted to the department under s. 29.592 (3) (b) and all
11 moneys received from fees collected under s. 29.563 (12) (c) 2m. for the master hunter
12 education program under s. 29.592.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

13 **SECTION 3.** 20.370 (5) (ft) of the statutes is created to read:

14 20.370 (5) (ft) *Venison processing; voluntary contributions.* All moneys received
15 from voluntary contributions under s. 29.565 to be used for payments under the

1 venison processing and donation program under s. 29.89 and for promotional and
2 educational activities and materials to encourage voluntary contributions under s.
3 29.565.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

4 **SECTION 4.** 20.505 (8) (hm) 8h. of the statutes is created to read:

5 20.505 (8) (hm) 8h. The amount transferred to s. 20.370 (1) (ik) shall be the
6 amount in the schedule under s. 20.370 (1) (ik).

7 **SECTION 5.** 29.563 (11) (b) 1m. of the statutes is created to read:

8 29.563 (11) (b) 1m. Master hunter education instruction fee: the fee as
9 established by rule.

10 **SECTION 6.** 29.563 (12) (c) 2m. of the statutes is created to read:

11 29.563 (12) (c) 2m. Master hunter education course certificate of
12 accomplishment: \$2.

13 **SECTION 7.** 29.565 of the statutes is created to read:

14 **29.565 Voluntary contributions; venison processing and grant**
15 **program.** (1) Any applicant for a hunting license listed under s. 29.563 (2) (a) or
16 (b) may, in addition to paying any fee charged for the license, elect to make a
17 voluntary contribution of at least \$1 to be used for the venison processing and
18 donation program under s. 29.89.

19 (2) All moneys collected under sub. (1) shall be credited to the appropriation
20 account under s. 20.370 (5) (ft).

21 **SECTION 8.** 29.592 of the statutes is created to read:

22 **29.592 Master hunter education program.** (1) **ESTABLISHMENT; PROGRAM**
23 **REQUIREMENTS.** (a) The department may establish and supervise the administration

1 of a master hunter education program funded from the appropriation under s. 20.370
2 (1) (Lv).

3 (b) The master hunter education program shall provide instruction on topics
4 that include all of the following:

5 1. Principles of wildlife management.

6 2. Responsibilities of hunters to landowners.

7 3. The wildlife damage abatement program and the wildlife damage claim
8 program under s. 29.889.

9 4. The provisions concerning the removal of wild animals under s. 29.885.

10 5. Hunting ethics and firearms safety.

11 (c) The master hunter education course of instruction shall consist of all of the
12 following components:

13 1. Classroom instruction.

14 2. Home-study instruction.

15 3. Volunteer work for landowners.

16 4. Firearm proficiency testing.

17 (2) ADMINISTRATION. The department may appoint county, regional, and
18 statewide directors and categories of master hunter education instructors necessary
19 for the program. These appointees are responsible to the department and shall serve
20 on a voluntary basis without compensation, subject to sub. (3) (b).

21 (3) INSTRUCTION FEE. (a) The department shall establish by rule the fee for the
22 course of instruction under the master hunter education program.

23 (b) An instructor conducting the course of instruction under the master
24 education program shall collect the fee established under par. (a) from each person
25 receiving instruction. The department may authorize an instructor to retain up to

1 50% of the fee as compensation to defray expenses incurred by the instructor
2 conducting the course. The instructor shall remit the remaining portion of the fee
3 or, if nothing is retained, the entire fee to the department.

4 (4) CERTIFICATE OF ACCOMPLISHMENT. (a) The department shall issue a
5 certificate of accomplishment to a person who successfully completes the course of
6 instruction under the master hunter education program and who pays the
7 instruction fee.

8 (b) The department shall issue a duplicate certificate of accomplishment to a
9 person who is entitled to a duplicate certificate of accomplishment and who pays the
10 fee specified under s. 29.563 (12) (c) 2m.

11 SECTION 9. 29.89 (title) of the statutes is amended to read:

12 **29.89 (title) Venison processing grants and donation program.**

13 SECTION 10. 29.89 (2) of the statutes is amended to read:

14 29.89 (2) ESTABLISHMENT OF PROGRAM. The department shall establish a
15 program to reimburse counties for the costs that they incur in processing and
16 donating venison from certain deer carcasses.

17 SECTION 11. 29.89 (3) (b) of the statutes is amended to read:

18 29.89 (3) (b) The county accepts deer carcasses for processing and pays for the
19 costs of processing.

20 SECTION 12. 29.89 (3) (c) of the statutes is renumbered 29.89 (5) (b) 2. b.

21 SECTION 13. 29.89 (3) (e) of the statutes is amended to read:

22 29.89 (3) (c) ~~The processed venison is donated~~ county shall make reasonable
23 efforts to donate the venison as provided under sub. (4).

24 SECTION 14. 29.89 (5) (title) of the statutes is amended to read:

25 29.89 (5) (title) ~~GRANTS, AMOUNTS~~ REIMBURSEMENT, FUNDING.

1 **SECTION 15.** 29.89 (5) (a) of the statutes is amended to read:

2 29.89 (5) (a) ~~Reimbursement~~ Subject to par. (c), reimbursement under this
3 section shall equal the amount that it costs costs, including administrative costs,
4 that a county to process incurs in processing the venison and in donating the
5 processed venison under sub. (4).

6 **SECTION 16.** 29.89 (5) (b) of the statutes is renumbered 29.89 (5) (b) 1. and
7 amended to read:

8 29.89 (5) (b) 1. The department shall reimburse counties under this section
9 from the appropriation under s. 20.370 (5) ~~(fq)~~ (ft).

10 2. c. Moneys are available under s. 20.370 (5) (fq) after first deducting from s.
11 20.370 (5) (fq) payments made for county administrative costs, payments made for
12 wildlife damage abatement assistance, and wildlife damage claim payments under
13 s. 29.889.

14 **SECTION 17.** 29.89 (5) (b) 2. (intro.) and a. of the statutes are created to read:

15 29.89 (5) (b) 2. (intro.) The department shall reimburse counties under this
16 section from the appropriation under s. 20.370 (5) (fq) if all of the following apply:

17 a. The total amount of reimbursable costs exceeds the amount available under
18 s. 20.370 (5) (ft).

19 **SECTION 18.** 29.89 (5) (c) of the statutes is amended to read:

20 29.89 (5) (c) If the total amount of reimbursable costs under par. (a) exceeds the
21 amount available ~~after making the deductions~~ under par. (b), the department shall
22 establish a system to prorate the reimbursement payments among the eligible
23 counties.

24

(END)