

2001 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-SB55)

Received: 06/23/2001

Received By: gibsom

Wanted: As time permits

Identical to LRB:

For: Assembly Republican Caucus

By/Representing: Tessmer

This file may be shown to any legislator: NO

Drafter: gibsom

May Contact:

Addl. Drafters:

Subject: Nat. Res. - fish and game

Extra Copies:

Submit via email: NO

Requester's email:

Pre Topic:

ARC:.....Tessmer - AM94,

Topic:

Commercial fishing licenses and limits

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	gibsom 06/25/2001	wjackson 06/25/2001	kfollet 06/26/2001	_____	lrb_docadmin 06/26/2001		

FE Sent For:

<END>

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1/?	gibsom	1 WJ 6/25	KJ 6/26	KS/lf 6/26			

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<END>

E. State Parks

Agency affected: DNR

Require that any state park that receives funds from the Fish and Wildlife Account in the last ten years must be open to hunting and fishing to the maximum extent possible, including as necessary closure to non-hunting purposes for the 9-day gun season

Fiscal impact: \$0

Location/Status: New motion

F. Commercial Fishing Licenses and Limits

Move to create a suspended license for commercial fisherman on the Bay of Green Bay to allow license holder to retain their licenses for seven years without fishing.

Additionally, wave the minimum catch requirement for seven years. *↳ must catch certain amt of quota*

Affected agency: DNR

Location/Status: New motion (Lasee, F.)

Fiscal impact: Fees generated from the sale of commercial fishing licenses could be reduced slightly.

G. Free Hunter Safety Education Courses

Move to provide that the DNR shall fund hunter safety education courses from the fish and wildlife account of the conservation fund and that the courses shall be free to students.

Location/Status: New motion (Johnsrud)

Fiscal impact: \$171,200/year SEG; loss of \$102,600 SEG Revenue

H. Hunting Easements in a Village

Require the DNR to partially nullify hunting easements in Crawford County in the village of Wauzeka on portions of those eased lands adjacent to school owned properties.

Affected agency: DNR

Fiscal Impact: None

Location/Status: Adopt ARC Amendment #305 (Johnsrud)

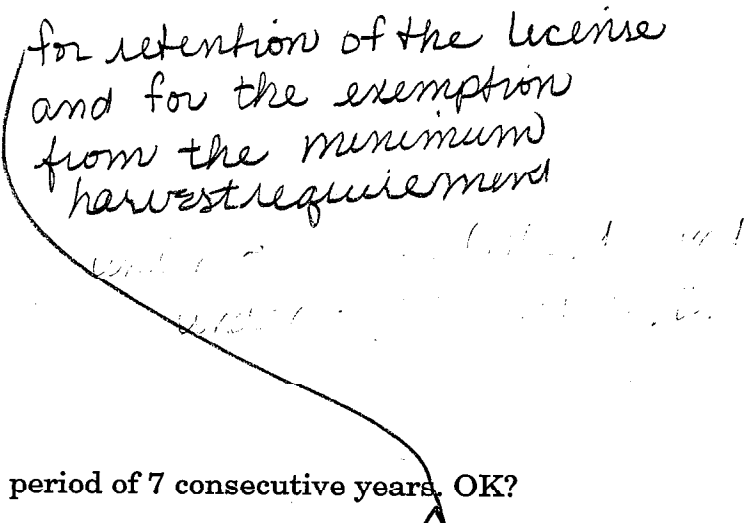
I. Kickapoo Valley Reserve Visitor Center

Motion to provide \$2,370,000 in general obligation bonds to be repaid from the forestry account for the construction of a visitor center and administration building at the Kickapoo Valley Reserve.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb1659/?dn
MGG:.....

*for retention of the license
and for the exemption
from the minimum
harvest requirement*



1. Note that as drafted, there is one period of 7 consecutive years. OK?
2. It is possible that a Wisconsin court would find this legislation to be a "private or local bill" which, under Article IV, section 18, of the Wisconsin constitution, must be enacted as single-subject legislation. If this legislation is a "private or local bill", it cannot validly be enacted as part of the budget bill, which clearly encompasses more than one subject. In light of this, you may wish to consider introduction of this legislation as a separate bill.

Mary Gibson-Glass
Senior Legislative Attorney
267-3215



State of Wisconsin
2001 - 2002 LEGISLATURE

LRBb1659/A
MGG:.....
WLJ
RMR

D-Note
seen

ARC:.....Tessmer - AM94, Commercial fishing licenses and limits

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS ASSEMBLY AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

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

2 1. Page 488, line 17: after that line insert:

3 SECTION 1184m. 29.519 (1) ^{(2)(c)} of the statutes is created to read:

4 29.519 (1) ^{(2)(c)} *Retention of licenses.* A commercial fishing licensee who ^{is}

5 authorized under the license to conduct commercial fishing operations in the waters

6 of Green Bay may retain the ~~right to hold~~ the license without conducting any

7 commercial fishing operations as authorized under the license for one period of up

8 to 7 consecutive years. During this period, the commercial fishing licensee may not

9 be required to transfer the license, may not be required to invest in any fishing gear

10 or equipment, and is exempt from paying the applicable fees for the license under s.

④ ~~proposed~~ 2.

as authorized under the license

1 29.563 A commercial fishing licensee who is ~~authorized under the license to conduct~~ ↓
2 commercial fishing operations in the waters of Green Bay may choose for one period
3 of up to 7 consecutive years to be exempt, ^Δ from any minimum requirement on the
4 amount of fish harvested that is established by the department and that applies to
5 the licensee[^].”

(END)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb1659/1dn
MCG:wlj:kjf

June 26, 2001

1. Note that as drafted, there is one period of 7 consecutive years for retention of the license and for the exemption from the minimum harvest requirement. OK?
2. It is possible that a Wisconsin court would find this legislation to be a "private or local bill" which, under Article IV, section 18, of the Wisconsin constitution, must be enacted as single-subject legislation. If this legislation is a "private or local bill", it cannot validly be enacted as part of the budget bill, which clearly encompasses more than one subject. In light of this, you may wish to consider introduction of this legislation as a separate bill.

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



ARC:.....Tessmer – AM94, Commercial fishing licenses and limits

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

2 **1.** Page 488, line 17: after that line insert:

3 “**SECTION 1184m.** 29.519 (2) (e) of the statutes is created to read:

4 29.519 (2) (e) *Retention of licenses.* 1. A commercial fishing licensee who is
5 authorized under the license to conduct commercial fishing operations in the waters
6 of Green Bay may retain the license without conducting any commercial fishing
7 operations as authorized under the license for one period of up to 7 consecutive years.
8 During this period, the commercial fishing licensee may not be required to transfer
9 the license, may not be required to invest in any fishing gear or equipment, and is
10 exempt from paying the applicable fees for the license under s. 29.563.

1 2. A commercial fishing licensee who conducts commercial fishing operations
2 as authorized under the license in the waters of Green Bay may choose for one period
3 of up to 7 consecutive years to be exempt from any minimum requirement on the
4 amount of fish harvested that is established by the department and that applies to
5 the licensee.”

6

(END)