

State of Wisconsin



2003 Senate Bill 63

Date of enactment:
Date of publication*:

2003 WISCONSIN ACT

AN ACT to renumber 29.501 (1) (a); to renumber and amend 29.501 (1) (f) and 29.501 (1) (g); to amend 29.501 (2), 29.501 (3), 29.501 (5), 29.501 (6), 29.501 (6m) (a), 29.506 (4), 29.563 (6) (a) 2., 29.563 (6) (a) 3. and 169.01 (8); to repeal and recreate 29.501 (title); and to create 29.501 (1) (af) 2., 29.501 (1) (ag) 2., 29.501 (1) (dm), 29.501 (1) (h), 29.501 (2m) and 29.501 (9g) of the statutes; relating to: the buying, selling, bartering, and trading of nonedible parts from upland game birds.

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

SECTION 1. 29.501 (title) of the statutes is repealed and recreated to read:

29.501 (title) Regulation of dealers in furs and nonedible bird parts.

SECTION 2. 29.501 (1) (a) of the statutes is renumbered 29.501 (1) (am).

SECTION 3. 29.501 (1) (af) 2. of the statutes is created to read:

29.501 (1) (af) 2. Buying, selling, bartering, or trading nonedible parts of upland game birds.

SECTION 4. 29.501 (1) (ag) 2. of the statutes is created to read:

29.501 (1) (ag) 2. Buying, selling, bartering, or trading nonedible parts of upland game birds.

SECTION 5. 29.501 (1) (dm) of the statutes is created to read:

29.501 (1) (dm) "Nonedible part" means a part of an animal that is not bought, sold, bartered, or traded for the purpose of being eaten.

SECTION 6. 29.501 (1) (f) of the statutes is renumbered 29.501 (1) (af) (intro.) and amended to read:

29.501 (1) (af) (intro.) "Resident fur dealer, Class A" "Class A resident fur and feather dealer" means persons a person having an established post or place of business in the state where they carry the person carries on the a business of buying, to the amount of \$2,000 or more each year, doing any combination of the following:

1. Buying, bartering, trading and, or otherwise obtaining raw or dressed furs, to the amount of \$2,000 or more each year.

SECTION 7. 29.501 (1) (g) of the statutes is renumbered 29.501 (1) (ag) (intro.) and amended to read:

29.501 (1) (ag) (intro.) "Resident fur dealer, Class B" "Class B resident fur and feather dealer" means persons a person having an established post or place of business in the state where they carry the person carries on the a business of buying, to the amount of less than \$2,000, doing any combination of the following:

1. Buying, bartering, bargaining, trading and, or otherwise obtaining raw or dressed furs, to the amount of less than \$2,000 each year.

SECTION 8. 29.501 (1) (h) of the statutes is created to read:

29.501 (1) (h) "Upland game bird" means a grouse, partridge, pheasant, quail, or wild turkey that is present

* Section 991.11, WISCONSIN STATUTES 2001-02 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

in the wild and that does not have a leg band or other mark identifying it as being held in captivity.

SECTION 9. 29.501 (2) of the statutes is amended to read:

29.501 (2) No person may engage in the business of buying, bartering, ~~bargaining,~~ trading, or otherwise obtaining raw furs ~~until~~ unless he or she has a license issued under this section.

SECTION 10. 29.501 (2m) of the statutes is created to read:

29.501 (2m) No person may engage in the business of buying, selling, bartering, or trading nonedible parts of upland game birds unless he or she is a Class A resident fur and feather dealer or a Class B resident fur and feather dealer and he or she holds a license issued under this section. A resident fur dealer, Class A, as defined in s. 29.501 (1) (f), 2001 stats., or a resident fur dealer, Class B, as defined in s. 29.501 (1) (g), 2001 stats., may engage in the business of buying, selling, bartering, and trading nonedible parts of upland game birds under the authority of a license issued before the effective date of the subsection [revisor inserts date], and may continue to do so until the expiration date of the license. The exemption under sub. (9g) applies to a transaction under which a nonedible part of an upland game bird is bought or otherwise acquired by a holder of such a fur dealer license or a taxidermist permit issued under s. 29.506. A holder of such a fur dealer license shall be subject all of the other applicable provisions under this section until the expiration date of the license.

SECTION 11. 29.501 (3) of the statutes is amended to read:

29.501 (3) ~~Licenses shall be issued, subject to s. 29.024 (2g) and (2r), by the department upon application. Upon application, the department shall issue, subject to s. 29.024 (2g) and (2r), licenses to fur auctioneers, fur dressers or dyers, itinerant fur buyers, and Class A resident fur and feather dealers and Class B resident fur and feather dealers.~~ The form of application and license shall be prescribed by the department.

SECTION 12. 29.501 (5) of the statutes is amended to read:

29.501 (5) Persons who apply for a license under this section in order to buy, barter, trade, or otherwise obtain furs and who have not had a place of business in the state for at least one year immediately preceding the date of application for ~~such~~ the license, shall be issued itinerant fur buyers' licenses only.

SECTION 13. 29.501 (6) of the statutes is amended to read:

29.501 (6) Each ~~resident fur dealer, Class A; resident fur dealer, Class B; fur dresser or dyer; itinerant fur dealer or fur auctioneer~~ license issued under this section

shall bear upon its face the date of issuance. The license shall be shown to the department upon request.

SECTION 14. 29.501 (6m) (a) of the statutes is amended to read:

29.501 (6m) (a) Every person licensed under this section shall keep records of all transactions in the buying, selling, dressing, dyeing, or tanning of raw furs by the person. ~~This record and of all transactions in the buying, selling, bartering, or trading of nonedible parts of upland game birds by the person.~~ These records shall show the name and address of each person from whom the furs or nonedible parts were ~~purchased~~ bought and to whom sold, together with the date of receipt and shipment, and a detailed account as to the number and kinds of raw furs or nonedible parts in each shipment received or sold. ~~This record~~ The records shall be open to the inspection of the department at all reasonable hours. The records shall be kept intact for a period of 2 years after the expiration of any license issued under this section, as to all transactions carried on while the license was effective.

SECTION 15. 29.501 (9g) of the statutes is created to read:

29.501 (9g) This section does not apply to a transaction under which a person sells, barter, or trades a nonedible part of upland game bird that he or she has lawfully killed under this chapter.

SECTION 16. 29.506 (4) of the statutes is amended to read:

29.506 (4) AUTHORIZATION. Subject to this section, a taxidermist permit authorizes the permit holder to possess and transport carcasses of wild animals in connection with his or her business. This authority supersedes, to the extent permitted under this section, restrictions on the possession and transportation of carcasses of wild animals established under this chapter and ch. 169. A taxidermist permit entitles the permit holder to the same privileges as a Class A or Class B resident fur and feather dealer's license.

SECTION 17. 29.563 (6) (a) 2. of the statutes is amended to read:

29.563 (6) (a) 2. Class A resident fur and feather dealer: \$25.

SECTION 18. 29.563 (6) (a) 3. of the statutes is amended to read:

29.563 (6) (a) 3. Class B resident fur and feather dealer: \$10.

SECTION 19. 169.01 (8) of the statutes is amended to read:

169.01 (8) "Dressed fur" has the meaning given in s. 29.501 (1) ~~(a)~~ (am).

SECTION 20. Initial applicability.

(1) This act first applies to nonedible parts of upland game birds that are killed on the effective date of this subsection.

SENATE BILL 63 (LRB -1069)

An Act to create 29.539 (2m) of the statutes; relating to: removing feathers and nonedible parts from upland game birds. (FE)
2003

03-11.	S.	Introduced by Senators Zien, Brown, Schultz and Stepp ; cosponsored by Representatives Gunderson, Gronemus, Van Roy, Pettis, Hines, Hahn, Musser, Krawczyk, Suder, Albers, Bies, Seratti and Stone .	
03-11.	S.	Read first time and referred to committee on Environment and Natural Resources	113
03-27.	S.	Public hearing held.	
04-16.	S.	Fiscal estimate received.	
05-21.	S.	Senate substitute amendment 1 offered by Senator Zien (LRB s0084)	195
05-22.	S.	Executive action taken.	
05-23.	S.	Report adoption of Senate Substitute Amendment 1 recommended by committee on Environment and Natural Resources, Ayes 5, Noes 0	197
05-23.	S.	Report passage as amended recommended by committee on Environment and Natural Resources, Ayes 3, Noes 2	197
05-23.	S.	Available for scheduling.	
09-30.	S.	Placed on calendar 10-1-2003 by committee on Senate Organization.	
10-01.	S.	Senator Welch added as a coauthor	395
10-01.	S.	Read a second time	395
10-01.	S.	Senate substitute amendment 1 adopted	395
10-01.	S.	Ordered to a third reading	395
10-01.	S.	Rules suspended	395
10-01.	S.	Read a third time and passed	395
10-01.	S.	Ordered immediately messaged	398
10-09.	A.	Received from Senate	425
10-09.	A.	Read first time and referred to committee on Natural Resources	425
2004			
02-12.	A.	Public hearing held.	
03-02.	A.	Executive action taken.	
03-09.	A.	Report concurrence recommended by committee on Natural Resources, Ayes 8, Noes 3	810
03-09.	A.	Referred to committee on Rules	810
03-10.	A.	Made a special order of business at 9:09 A.M. on 3-11-2004 pursuant to Assembly Resolution 39	860
03-11.	A.	Read a second time.	
03-11.	A.	Ordered to a third reading.	
03-11.	A.	Rules suspended.	
03-11.	A.	Read a third time and concurred in .	
03-11.	A.	Ordered immediately messaged.	
03-11.	S.	Received from Assembly concurred in.	

**2003
ENROLLED BILL**

03en SB-63

ADOPTED DOCUMENTS:

Orig Engr

5 SubAmdt /

03 50084/2

Amendments to above (if none, write "NONE"): none

Corrections - show date (if none, write "NONE"): none

Topic

relates

3/12/04

Date

[Signature]

Enrolling Drafter

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- Reference section 1 copy
- Bill index librarian 1 copy

**SENATE SUBSTITUTE AMENDMENT 1,
TO 2003 SENATE BILL 63**

May 21, 2003 - Offered by Senator ZIEN.

1 **AN ACT** *to renumber* 29.501 (1) (a); *to renumber and amend* 29.501 (1) (f) and
2 29.501 (1) (g); *to amend* 29.501 (2), 29.501 (3), 29.501 (5), 29.501 (6), 29.501
3 (6m) (a), 29.506 (4), 29.563 (6) (a) 2., 29.563 (6) (a) 3. and 169.01 (8); *to repeal*
4 *and recreate* 29.501 (title); and *to create* 29.501 (1) (af) 2., 29.501 (1) (ag) 2.,
5 29.501 (1) (dm), 29.501 (1) (h), 29.501 (2m) and 29.501 (9g) of the statutes;
6 **relating to:** the buying, selling, bartering, and trading of nonedible parts from
7 upland game birds.

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

8 **SECTION 1.** 29.501 (title) of the statutes is repealed and recreated to read:
9 **29.501 (title) Regulation of dealers in furs and nonedible bird parts.**
10 **SECTION 2.** 29.501 (1) (a) of the statutes is renumbered 29.501 (1) (am).
11 **SECTION 3.** 29.501 (1) (af) 2. of the statutes is created to read:

1 29.501 (1) (af) 2. Buying, selling, bartering, or trading nonedible parts of
2 upland game birds.

3 **SECTION 4.** 29.501 (1) (ag) 2. of the statutes is created to read:

4 29.501 (1) (ag) 2. Buying, selling, bartering, or trading nonedible parts of
5 upland game birds.

6 **SECTION 5.** 29.501 (1) (dm) of the statutes is created to read:

7 29.501 (1) (dm) “Nonedible part” means a part of an animal that is not bought,
8 sold, bartered, or traded for the purpose of being eaten.

9 **SECTION 6.** 29.501 (1) (f) of the statutes is renumbered 29.501 (1) (af) (intro.)
10 and amended to read:

11 29.501 (1) (af) (intro.) ~~“Resident fur dealer, Class A”~~ “Class A resident fur and
12 feather dealer” means ~~persons~~ a person having an established post or place of
13 business in the state where ~~they carry~~ the person carries on the a business of buying,
14 to the amount of \$2,000 or more each year, doing any combination of the following:

15 1. Buying, bartering, trading ~~and,~~ or otherwise obtaining raw or dressed furs,
16 ~~to the amount of \$2,000 or more each year.~~

17 **SECTION 7.** 29.501 (1) (g) of the statutes is renumbered 29.501 (1) (ag) (intro.)
18 and amended to read:

19 29.501 (1) (ag) (intro.) ~~“Resident fur dealer, Class B”~~ “Class B resident fur and
20 feather dealer” means ~~persons~~ a person having an established post or place of
21 business in the state where ~~they carry~~ the person carries on the a business of buying,
22 to the amount of less than \$2,000, doing any combination of the following:

23 1. Buying, bartering, bargaining, trading ~~and,~~ or otherwise obtaining raw or
24 dressed furs, ~~to the amount of less than \$2,000 each year.~~

25 **SECTION 8.** 29.501 (1) (h) of the statutes is created to read:

1 29.501 (1) (h) “Upland game bird” means a grouse, partridge, pheasant, quail,
2 or wild turkey that is present in the wild and that does not have a leg band or other
3 mark identifying it as being held in captivity.

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9 29.501 (2m) No person may engage in the business of buying, selling,
10 bartering, or trading nonedible parts of upland game birds unless he or she is a Class
11 A resident fur and feather dealer or a Class B resident fur and feather dealer and he
12 or she holds a license issued under this section. A resident fur dealer, Class A, as
13 defined in s. 29.501 (1) (f), 2001 stats., or a resident fur dealer, Class B, as defined
14 in s. 29.501 (1) (g), 2001 stats., may engage in the business of buying, selling,
15 bartering, and trading nonedible parts of upland game birds under the authority of
16 a license issued before the effective date of the subsection [revisor inserts date],
17 and may continue to do so until the expiration date of the license. The exemption
18 under sub. (9g) applies to a transaction under which a nonedible part of an upland
19 game bird is bought or otherwise acquired by a holder of such a fur dealer license or
20 a taxidermist permit issued under s. 29.506. A holder of such a fur dealer license shall
21 be subject all of the other applicable provisions under this section until the expiration
22 date of the license.

23 **SECTION 11.** 29.501 (3) of the statutes is amended to read:

24 29.501 (3) ~~Licenses shall be issued, subject to s. 29.024 (2g) and (2r), by the~~
25 ~~department upon application. Upon application, the department shall issue, subject~~

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2 fur buyers, and Class A resident fur and feather dealers and Class B resident fur and
3 feather dealers. The form of application and license shall be prescribed by the
4 department.

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8 the state for at least one year immediately preceding the date of application for ~~such~~
9 the license, shall be issued itinerant fur buyers' licenses only.

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11 29.501 (6) Each ~~resident fur dealer, Class A; resident fur dealer, Class B; fur~~
12 ~~dresser or dyer; itinerant fur dealer or fur auctioneer~~ license issued under this
13 section shall bear upon its face the date of issuance. The license shall be shown to
14 the department upon request.

15 **SECTION 14.** 29.501 (6m) (a) of the statutes is amended to read:

16 29.501 (6m) (a) Every person licensed under this section shall keep records of
17 all transactions in the buying, selling, dressing, dyeing, or tanning of raw furs by the
18 person. ~~This record~~ and of all transactions in the buying, selling, bartering, or
19 trading of nonedible parts of upland game birds by the person. These records shall
20 show the name and address of each person from whom the furs or nonedible parts
21 were ~~purchased~~ bought and to whom sold, together with the date of receipt and
22 shipment, and a detailed account as to the number and kinds of raw furs or nonedible
23 parts in each shipment received or sold. ~~This record~~ The records shall be open to the
24 inspection of the department at all reasonable hours. The records shall be kept intact

1 for a period of 2 years after the expiration of any license issued under this section,
2 as to all transactions carried on while the license was effective.

3 **SECTION 15.** 29.501 (9g) of the statutes is created to read:

4 29.501 (9g) This section does not apply to a transaction under which a person
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6 lawfully killed under this chapter.

7 **SECTION 16.** 29.506 (4) of the statutes is amended to read:

8 29.506 (4) AUTHORIZATION. Subject to this section, a taxidermist permit
9 authorizes the permit holder to possess and transport carcasses of wild animals in
10 connection with his or her business. This authority supersedes, to the extent
11 permitted under this section, restrictions on the possession and transportation of
12 carcasses of wild animals established under this chapter and ch. 169. A taxidermist
13 permit entitles the permit holder to the same privileges as a Class A or Class B
14 resident fur and feather dealer's license.

15 **SECTION 17.** 29.563 (6) (a) 2. of the statutes is amended to read:

16 29.563 (6) (a) 2. Class A resident fur and feather dealer: \$25.

17 **SECTION 18.** 29.563 (6) (a) 3. of the statutes is amended to read:

18 29.563 (6) (a) 3. Class B resident fur and feather dealer: \$10.

19 **SECTION 19.** 169.01 (8) of the statutes is amended to read:

20 169.01 (8) "Dressed fur" has the meaning given in s. 29.501 (1) ~~(a)~~ (am).

21 **SECTION 20. Initial applicability.**

22 (1) This act first applies to nonedible parts of upland game birds that are killed
23 on the effective date of this subsection.

24 (END)