

2005 DRAFTING REQUEST

Bill

Received: 02/24/2005

Received By: rnelson2

Wanted: As time permits

Identical to LRB:

For: Terry Musser (608) 266-7461

By/Representing: Kathie

This file may be shown to any legislator: NO

Drafter: rnelson2

May Contact:

Addl. Drafters:

Subject: Nat. Res. - fish and game

Extra Copies:

Submit via email: YES

Requester's email: Rep.Musser@legis.state.wi.us

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Antlerless deer hunting penalties

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>
/?	rnelson2 02/24/2005	kfollett 03/17/2005		_____			
/1			rschluet 03/17/2005	_____	sbasford 03/17/2005	sbasford 04/08/2005	

FE Sent For:

<END>

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By/Representing: **Kathie**

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/?	rnelson2	1/15/05 3/17					
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FE Sent For:

<END>

Nelson, Robert P.

From: Musser, Terry
Sent: Thursday, February 24, 2005 10:53 AM
To: Nelson, Robert P.
Subject: Draft Request (re-draft from last session)

Hi, Bob !

Last session, you drafted LRB 1880 which became 2003 AB 153, for Terry.
RE: deer hunting penalties.

Terry would like you to re-draft, but using Assembly Sub Am 2 (2003 LRBs0280/1),
and Assembly Am 1 to Sub 2 (2003 LRBa1880/1) as passed by the Assembly.

One change: In AA1 to Sub 2, line 1, page 2 ... change from \$500 to \$200.(antlerless penalty)

Thanks,

Kathie @ Rep Musser's Office
266-7461

History of Assembly Bill 153

ASSEMBLY BILL 153

An Act to renumber and amend 29.971 (11); and to create 29.971 (11) (a) and 29.971 (11) (c) of the statutes; relating to: penalties for hunting deer, including a trophy deer, without a license, requiring the exercise of rule-making authority, and providing penalties. (FE)

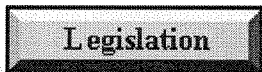
2003

- 03-13. A. Introduced by Representatives Musser, Bies, Jeskewitz, Hahn, Owens, Hines, Ainsworth and Petrowski.
- 03-13. A. Read first time and referred to committee on Natural Resources 115
- 10-29. A. Fiscal estimate received.
- 10-29. A. Public hearing held.
- 11-11. A. Assembly substitute amendment 1 offered by Representative Musser 521
- 12-17. A. Assembly substitute amendment 2 offered by Representative Musser 577
- 12-17. A. Assembly amendment 1 to Assembly substitute amendment 2 offered by Representative Musser 577

2004

- 03-31. A. Failed to pass pursuant to Senate Joint Resolution 1 912

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-2291/1

3/28

15f

**ASSEMBLY SUBSTITUTE AMENDMENT 2,
TO 2003 ASSEMBLY BILL 153**

2005 Bill

PWF
as indicated

December 17, 2003 - Offered by Representative MUSSER.

repen

1 AN ACT to amend 29.971 (11) of the statutes; relating to: changing penalties for
2 hunting deer without a license and providing a penalty.

ins
ant.

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

change
component

SECTION 1. 29.971 (11) of the statutes is amended to read:

x renumbered 29.971 (11)(a) and

29.971 (11) ^(a) ~~For~~ hunting deer without the required approval, during the closed

season, with the aid of artificial light or with the aid of an aircraft, except as provided
in s. 29.307 (2), for the snaring of or setting snares for deer, or for the possession or
control of a deer carcass in violation of s. 29.055 or 29.347, by a fine forfeiture of not
less than \$1,000 nor more than \$2,000 ~~or by imprisonment for not more than 6~~
~~months or both.~~ In addition, the court shall order the revocation of all approvals
issued to the person under this chapter and shall prohibit the issuance of any new
approval under this chapter to the person for up to 3 years.

PWF

insert
1-11

(END)

2003 ASSEMBLY BILL 153

March 13, 2003 - Introduced by Representatives MUSSER, BIES, JESKEWITZ, HAHN, OWENS, HINES, AINSWORTH and PETROWSKI. Referred to Committee on Natural Resources.

to for forfeitures of \$1,000 to \$2,000, plus revocation of approvals, and the denial of a new license for up to three years, and applies these penalties

1 AN ACT *to renumber and amend* 29.971 (11); and *to create* 29.971 (11) (a) and
2 29.971 (11) (c) of the statutes; **relating to:** penalties for hunting deer, including
3 a trophy deer, without a license, requiring the exercise of rule-making
4 authority, and providing penalties.

Analysis by the Legislative Reference Bureau

Under current law, the penalty for hunting a wild whitetail deer without a license, with the aid of artificial light or with the aid of an aircraft, is a fine of \$1,000 to \$2,000 or imprisonment for not more than six months or both, plus the revocation of any license issued by the Department of Natural Resources (DNR). In addition, DNR must deny the issuance of any new license to the person for three years.

This bill provides that these penalties *only apply* to the hunting of any wild whitetail trophy deer, which is a deer with antlers having a score of 100 or more using the scoring method established by DNR by rule. The bill requires DNR to promulgate rules establishing a method for scoring deer antlers based on the method of scoring deer antlers that is used by the Boone and Crockett Club, which is based on the length, spread, and number of points on the antlers. In addition, the bill provides different penalties for the hunting of deer other than a trophy deer without a license, with the aid of artificial light or with the aid of an aircraft. The penalty is a forfeiture of not more than \$500, plus the possible revocation of any current license issued by DNR and denial of issuance of any new DNR license to the person for one year.

Because this bill creates a new crime or revises a penalty for an existing crime, the Joint Review Committee on Criminal Penalties may be requested to prepare a

whitetail antlerless

\$200 for the first offense and not more than \$1,000 for a subsequent offense, for the first offense and up to three years for a subsequent offense

changes

illegal

illegal

Insert and

**ASSEMBLY AMENDMENT 1,
TO ASSEMBLY SUBSTITUTE AMENDMENT 2,
TO 2003 ASSEMBLY BILL 153**

Insert
1-11

December 17, 2003 - Offered by Representative MUSSER.

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

2 **1.** Page 1, line 3: delete that line and substitute:

3 "SECTION 1m. 29.971 (11) of the statutes is renumbered 29.971 (11) (a) and
4 amended to read:"

5 **2.** Page 1, line 4: delete "For" and substitute "(a) For Except as provided in par.
6 (b), for".

7 **3.** Page 1, line 11: after that line insert:

8 "SECTION 2m. 29.971 (11) (b) of the statutes is created to read:

9 29.971 (11) (b) For hunting antlerless deer without the required approval,
10 during the closed season, with the aid of artificial light or with the aid of an aircraft,
11 except as provided in s. 29.307 (2), for the snaring of or setting snares for antlerless
12 deer, or for the possession or control of an antlerless deer carcass in violation of s.



\$ 200
~~\$ 500~~

1 29.055 or 29.347, by a forfeiture of not more than ~~\$500~~ for the first violation and not
2 more than \$1,000 for each subsequent violation. In addition, the court may order the
3 revocation of all approvals issued to the person under this chapter and may prohibit
4 the issuance of any new approval under this chapter to the person for one year for
5 the first violation and for up to 3 years for each subsequent violation."

6 (END)

Basford, Sarah

From: Colbert, Kathie
Sent: Friday, April 08, 2005 9:09 AM
To: LRB.Legal
Subject: LRB 2271/1 Antlerless deer hunting penalties

It has been requested by <Colbert, Kathie> that the following draft be jacketed for the ASSEMBLY:

LRB 2271/1 Antlerless deer hunting penalties