



State of Wisconsin  
2005 - 2006 LEGISLATURE

LRB-1258/PT

MGG:jd:jf

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D-N

Tues  
A.M.

DOA:.....Statz, BB0314 - Increase in hunting and fishing fees and approval changes

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

Don't gen

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

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*Analysis by the Legislative Reference Bureau*

**NATURAL RESOURCES**

**FISH, GAME, AND WILDLIFE**

This is a preliminary draft; an analysis will be included in a later version.

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

2 SECTION 1. 20.370 (1) (ht) of the statutes is amended to read:

3 20.370 (1) (ht) *Wild turkey restoration.* All moneys received from the sale of  
4 wild turkey hunting stamps and tags under s. 29.164 for developing, managing,  
5 preserving, restoring and maintaining the wild turkey population in the state.

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

1           20.370 (1) (hv) *Grouse and woodcock restoration*. All moneys received under  
2 s. 29.191 (3) (c) for developing, managing, preserving, restoring, and maintaining the  
3 wild ruffed grouse and woodcock population in the state.

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

4           **SECTION 3.** 20.370 (4) (ku) of the statutes is amended to read:

5           20.370 (4) (ku) *Great Lakes trout and salmon*. All moneys received under ss.  
6 ~~29.191 (5)~~, 29.219 (3) (c) ~~and~~, 29.228 (7) (c), and 29.2285 (2) to provide additional  
7 funding for the trout and salmon rearing and stocking program for outlying waters  
8 and to administer s. 29.191 (5).

9           **SECTION 4.** 20.370 (4) (kv) of the statutes is amended to read:

10           20.370 (4) (kv) *Trout habitat improvement*. All moneys received under s. ~~29.191~~  
11 ~~(4)~~ 29.2285 (1) for improving and maintaining trout habitat in inland trout waters,  
12 for conducting trout surveys in inland trout waters and for administering that  
13 section.

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

15           20.370 (4) (kw) *Sturgeon stock and habitat*. All moneys received under s. ~~ss.~~  
16 29.2285 (3) and 29.237 (5) for assessing and managing the lake sturgeon stock and  
17 fishery in the Lake Winnebago system, for improving and maintaining lake sturgeon  
18 habitat in the Lake Winnebago and upper Fox and Wolf rivers system, and for  
19 administering s. ~~ss.~~ 29.2285 (3) and 29.237.

20           **SECTION 6.** 29.024 (10) of the statutes is amended to read:

21           29.024 (10) STAMPS; ARTWORK. The department may design and produce  
22 waterfowl hunting stamps, pheasant hunting stamps, grouse and woodcock hunting  
23 stamps, wild turkey hunting stamps, inland waters trout stamps and Great Lakes

1 trout and salmon stamps. The department may select artwork for stamps through  
2 a contest or otherwise may acquire original artwork for stamps.

3 **SECTION 7.** 29.164 (title) of the statutes is amended to read:

4 **29.164 (title) Wild turkey hunting license approvals.**

5 **SECTION 8.** 29.164 (2) (c) 2. of the statutes is amended to read:

6 29.164 (2) (c) 2. If the department establishes a wild turkey hunting zone where  
7 or a season time period during which wild turkey hunting is permitted, no person  
8 may hunt wild turkeys in that wild turkey hunting zone or during that season time  
9 period unless the person has a wild turkey hunting license that is valid for that zone  
10 and time period and that has a valid wild turkey hunting stamp attached or  
11 imprinted in the manner required by the rule promulgated under s. 29.024 (5) (a) 3.

12 **SECTION 9.** 29.164 (2) (d) of the statutes is amended to read:

13 29.164 (2) (d) *Exception.* Any person holding a senior citizen recreation card  
14 or a conservation patron license is exempt from the requirements under par. (c) if the  
15 person has received a notice of approval under sub. ~~(3)(e)~~ (4m) (a) 1. and the person  
16 is exempt from paying the fee for the wild turkey hunting license.

17 **SECTION 10.** 29.164 (3) (title) of the statutes is amended to read:

18 29.164 (3) (title) WILD ISSUANCE OF WILD TURKEY HUNTING LICENSES; CUMULATIVE  
19 PREFERENCE SYSTEM.

20 **SECTION 11.** 29.164 (3) (a) of the statutes is amended to read:

21 29.164 (3) (a) *Cumulative Use of preference system.* If the department requires  
22 wild turkey hunting licenses under sub. (2) (a) and the number of applications for  
23 wild turkey hunting licenses for a given wild turkey hunting zone or a given wild  
24 turkey hunting season time period exceeds the number of available wild turkey  
25 hunting licenses tags allocated by the department for that zone or that season time

1 period, the department shall issue wild turkey hunting licenses for that zone or that  
2 season time period according to the cumulative preference system under this  
3 subsection.

4 **SECTION 12.** 29.164 (3) (d) of the statutes is repealed.

5 **SECTION 13.** 29.164 (3) (e) (title) of the statutes is repealed.

6 **SECTION 14.** 29.164 (3) (e) of the statutes is renumbered 29.164 (4m) (a) 1. and  
7 amended to read:

8 29.164 (4m) (a) 1. The department shall issue a wild turkey tag that serves as  
9 notice of approval to those qualified applicants selected to receive a wild turkey  
10 hunting license under sub. (3) or (3m). A person who receives a notice of approval  
11 tag and who pays the license fee in the manner required by the department shall be  
12 issued a wild turkey hunting license. The department may not charge a fee for a tag  
13 that was issued as notice of approval under this subdivision.

14 **SECTION 15.** 29.164 (3m) of the statutes is created to read:

15 29.164 (3m) ISSUANCE OF WILD TURKEY HUNTING LICENSES; OTHER. If the  
16 department requires wild turkey hunting licenses under sub. (2) (a) and the number  
17 of applications for wild turkey hunting licenses for a given wild turkey hunting zone  
18 or a given wild turkey hunting season time period does not exceed the number of  
19 available wild turkey hunting tags allocated by the department for that zone or that  
20 season time period, the department shall issue a wild turkey hunting license to each  
21 applicant in the manner provided in sub. (4m) (a). The issuance of a license under  
22 this subsection does not affect any priority that the holder of the license may have  
23 under the cumulative preference system.

24 **SECTION 16.** 29.164 (4) <sup>(title) and (4)</sup> (a) (title) of the statutes <sup>are</sup> ~~is~~ repealed.

25 **SECTION 17.** 29.164 (4) (a) of the statutes is renumbered 29.164 (4m) (b).

1           **SECTION 18.** 29.164 (4) (b) of the statutes is repealed.

2           **SECTION 19.** 29.164 (4m) (title) of the statutes is created to read:

3           29.164 (4m) (title) NOTIFICATION OF ISSUANCE; STAMPS; TAGS.

4           **SECTION 20.** 29.164 (4m) (a) (title) of the statutes is created to read:

5           29.164 (4m) (a) (title) *Notice of approval.*

6           **SECTION 21.** 29.164 (4m) (a) 2. of the statutes is created to read:

7           29.164 (4m) (a) 2. The department may issue to an applicant who is issued a  
8 wild turkey hunting license under sub. (3) or (3m) one or more wild turkey hunting  
9 tags that were allocated under sub. (3m) but not issued as notices of approval under  
10 this subdivision. The department shall charge the fee specified in s. 29.563 (14) (c)  
11 6. for each of these additional tags.

12           **SECTION 22.** 29.164 (4m) (b) (title) of the statutes is created to read:

13           29.164 (4m) (b) (title) *Stamps.*

14           **SECTION 23.** 29.164 (5) of the statutes is amended to read:

15           29.164 (5) USE OF MONEYS FROM FEES. The fees collected from the sale of wild  
16 turkey hunting stamps and tags shall be credited to the appropriation account under  
17 s. 20.370 (1) (ht).

18           **SECTION 24.** 29.191 (title) of the statutes is repealed and recreated to read:

19           **29.191 (title) Hunting stamps.**

20           **SECTION 25.** 29.191 (3) of the statutes is created to read:

21           29.191 (3) GROUSE AND WOODCOCK HUNTING STAMP. (a) *Requirement.* 1. Except  
22 as provided in subd. 2., no person may hunt ruffed grouse or woodcock unless he or  
23 she has a valid conservation patron license, or has a valid grouse and woodcock  
24 hunting stamp that, in the manner required by the rule promulgated under s. 29.024

1 (5) (a) 3., is attached to or imprinted on the person's hunting license that authorizes  
2 the hunting of small game or to the person's sports license.

3 2. Any person who is exempt from the requirement to have a license  
4 authorizing the hunting of small game or who is not required to pay a fee for a license  
5 authorizing the hunting of small game is exempt from the requirements under subd.  
6 1.

7 (b) *Issuance.* The grouse and woodcock hunting stamp shall be issued by the  
8 department subject to s. 29.024.

9 (c) *Use of moneys from fees.* The fees collected under this subsection shall be  
10 credited to the appropriation under s. 20.370 (1) (hv).

11 **SECTION 26.** 29.191 (4) of the statutes is renumbered 29.2285 (1).

12 **SECTION 27.** 29.191 (5) of the statutes is renumbered 29.2285 (2).

13 **SECTION 28.** 29.192 (4) of the statutes is amended to read:

14 29.192 (4) If the department decides to limit the number of ~~hunters or trappers~~  
15 persons taking Canada geese, sharp-tailed grouse, fishers, otters, bobcats or  
16 sturgeon by issuing permits and if the number of persons seeking the permits  
17 exceeds the number of available permits, the department shall issue the permits  
18 according to a cumulative preference system established by the department. The  
19 department shall give a preference point to each applicant for each previous season  
20 for which the applicant applied but was not issued a permit. The system shall  
21 establish preference categories for these applicants, with higher priority given to  
22 those categories with more points than those with fewer points. Applicants who fail  
23 to apply at least once during any 3 consecutive years shall lose all previously  
24 accumulated preference points. If the number of applicants within a preference  
25 category or a subcategory exceeds the number of permits available in the category

1 or subcategory, the department shall select at random within the category or  
2 subcategory the applicants to be issued the permits.

3 **SECTION 29.** 29.219 (3) (b) of the statutes is amended to read:

4 29.219 (3) (b) *Authorization.* Unless otherwise specifically prohibited, a  
5 resident 2-day sports fishing license only authorizes fishing in outlying trout and  
6 salmon waters, as defined in s. ~~29.191 (5)~~ 29.2285 (2) (a).

7 **SECTION 30.** 29.228 (7) (b) of the statutes is amended to read:

8 29.228 (7) (b) *Authorization.* Unless otherwise specifically prohibited, a  
9 nonresident 2-day sports fishing license only authorizes fishing in outlying trout  
10 and salmon waters, as defined in s. ~~29.191 (5)~~ 29.2285 (2) (a).

11 **SECTION 31.** 29.2285 (title) of the statutes is created to read:

12 **29.2285 (title) Fishing stamps and tags.**

13 **SECTION 32.** 29.2285 (3) of the statutes is created to read:

14 29.2285 (3) STURGEON HOOK AND LINE TAGS. (a) *Requirement.* No person may  
15 take by hook and line lake sturgeon from the waters of the state unless he or she is  
16 issued a fishing license or sports license and one or more sturgeon hook and line tags  
17 or unless he or she is issued a conservation patron license.

18 (b) *Issuance.* The department shall issue sturgeon hook and line tags subject  
19 to s. 29.024 to each person holding or applying for a fishing license or a sports license  
20 if the person intends to use the license for fishing for lake sturgeon by hook and line  
21 in the waters of the state.

22 (c) *Tagging requirements.* Any person having taken a lake sturgeon by means  
23 of a hook and line shall immediately attach a current, validated sturgeon hook and  
24 line tag issued to that person to the tail of the sturgeon. No person may possess,

1 control, store, or transport a lake sturgeon carcass unless it is tagged as required  
2 under this subsection.

3 (d) *Exemption.* Any person who is exempt from the requirement to have a  
4 fishing license is exempt from the requirements under pars. (a) and (c).

5 (e) *Use of moneys from fees.* The department shall deposit the receipts from the  
6 sale of sturgeon hook and line tags issued under this subsection into the conservation  
7 fund and shall credit these receipts to the appropriation account under s. 20.370 (4)  
8 (kw).

9 **SECTION 33.** 29.229 (5) of the statutes is amended to read:

10 29.229 (5) RESTRICTIONS ON APPROVALS. A person who is fishing under the  
11 authority of an approval issued under this section shall be subject to the same  
12 conditions, limitations and restrictions as are imposed on the equivalent approval  
13 issued under ~~s. ss. 29.191 (4)~~ 29.2285 (1), 29.219, 29.228 and 29.231, including bag  
14 limits, size limits, rest days and closed seasons.

15 **SECTION 34.** 29.235 (2) of the statutes is amended to read:

16 29.235 (2) AUTHORIZATION; RESIDENT HUNTING, FISHING, AND TRAPPING PRIVILEGES.  
17 A resident conservation patron license confers upon the licensee all the combined  
18 privileges conferred by a resident small game hunting license, a resident deer  
19 hunting license, a resident wild turkey hunting license, a resident archer hunting  
20 license, a waterfowl hunting stamp, a pheasant hunting stamp, a grouse and  
21 woodcock hunting stamp, a wild turkey hunting stamp, a resident annual fishing  
22 license, an inland waters trout stamp, a Great Lakes trout and salmon stamp, a  
23 sturgeon hook and line tag, and a trapping license.

24 **SECTION 35.** 29.235 (2m) of the statutes is amended to read:

1           29.235 (2m) AUTHORIZATION; NONRESIDENT HUNTING AND FISHING PRIVILEGES. A  
2 nonresident conservation patron license confers upon the licensee all the combined  
3 privileges conferred by a nonresident small game hunting license, a nonresident deer  
4 hunting license, a nonresident wild turkey hunting license, a nonresident archer  
5 hunting license, a waterfowl hunting stamp, a pheasant hunting stamp, a grouse and  
6 woodcock hunting stamp, a wild turkey hunting stamp, a nonresident annual fishing  
7 license, an inland waters trout stamp, and a Great Lakes trout and salmon stamp,  
8 and a sturgeon hook and line tag.

9           **SECTION 36.** 29.401 (2m) of the statutes is amended to read:

10           29.401 (2m) The department may not promulgate or enforce a rule that  
11 prohibits persons from possessing barbed hooks while fishing for trout in inland  
12 trout waters, as defined in s. ~~29.191 (4)~~ 29.2285 (1) (a), during the period beginning  
13 on January 1 and ending on the Friday immediately preceding the first Saturday in  
14 the following May.

15           **SECTION 37.** 29.559 (1) (c) of the statutes is created to read:

16           29.559 (1) (c) Any person, including the department, who issues a wild turkey  
17 hunting tag under s. 29.164 (4m) (a) 2. or a sturgeon hook and line tag under s.  
18 29.2285 (3) (b) shall collect, in addition to the statutory tag, an issuing fee for each  
19 tag that the person is issued. A person appointed under s. 29.024 (6) (a) 2., 3., or 4.  
20 may retain 15 cents for each issuing fee of each tag to compensate for services in  
21 issuing the tag.

22           **SECTION 38.** 29.563 (2) (a) 1. of the statutes is amended to read:

23           29.563 (2) (a) 1. Small game: ~~\$14.25~~ \$16.25.

24           **SECTION 39.** 29.563 (2) (a) 2. of the statutes is amended to read:

25           29.563 (2) (a) 2. Small game issued to a resident senior citizen: ~~\$6.25~~ \$6.75.

1           **SECTION 40.** 29.563 (2) (a) 4. of the statutes is amended to read:

2           29.563 (2) (a) 4. Small game issued to 12-year-olds to 17-year-olds: ~~\$7.25~~  
3           \$5.75.

4           **SECTION 41.** 29.563 (2) (a) 5. of the statutes is amended to read:

5           29.563 (2) (a) 5. Deer: ~~\$18.25~~ \$28.75.

6           **SECTION 42.** 29.563 (2) (a) 5m. of the statutes is amended to read:

7           29.563 (2) (a) 5m. Elk: ~~\$43.25~~ \$41.75.

8           **SECTION 43.** 29.563 (2) (a) 6. of the statutes is amended to read:

9           29.563 (2) (a) 6. Class A bear: ~~\$43.25~~ \$45.75.

10          **SECTION 44.** 29.563 (2) (a) 7. of the statutes is amended to read:

11          29.563 (2) (a) 7. Class B bear: ~~\$12.25~~ \$10.75.

12          **SECTION 45.** 29.563 (2) (a) 8. of the statutes is amended to read:

13          29.563 (2) (a) 8. Archer: ~~\$18.25~~ \$28.75.

14          **SECTION 46.** 29.563 (2) (a) 9. of the statutes is amended to read:

15          29.563 (2) (a) 9. Wild turkey: ~~\$11.25~~ \$11.75.

16          **SECTION 47.** 29.563 (2) (b) 1. of the statutes is amended to read:

17          29.563 (2) (b) 1. Annual small game: ~~\$78.25~~ \$76.75.

18          **SECTION 48.** 29.563 (2) (b) 2. of the statutes is amended to read:

19          29.563 (2) (b) 2. Five-day small game: ~~\$48.25~~ \$46.75.

20          **SECTION 49.** 29.563 (2) (b) 3. of the statutes is amended to read:

21          29.563 (2) (b) 3. Deer: ~~\$158.25~~ \$156.76.

22          **SECTION 50.** 29.563 (2) (b) 3m. of the statutes is amended to read:

23          29.563 (2) (b) 3m. Elk: ~~\$249.25~~ \$247.75.

24          **SECTION 51.** 29.563 (2) (b) 4. of the statutes is amended to read:

25          29.563 (2) (b) 4. Class A bear: ~~\$249.25~~ \$247.75.

1           **SECTION 52.** 29.563 (2) (b) 5. of the statutes is amended to read:

2           29.563 (2) (b) 5. Class B bear: ~~\$108.25~~ \$106.75.

3           **SECTION 53.** 29.563 (2) (b) 6. of the statutes is amended to read:

4           29.563 (2) (b) 6. Archer: ~~\$158.25~~ \$156.75.

5           **SECTION 54.** 29.563 (2) (b) 7. of the statutes is amended to read:

6           29.563 (2) (b) 7. Fur-bearing animal: ~~\$158.25~~ \$175.75.

7           **SECTION 55.** 29.563 (2) (b) 8. of the statutes is amended to read:

8           29.563 (2) (b) 8. Wild turkey: ~~\$58.25~~ \$56.75.

9           **SECTION 56.** 29.563 (2) (e) 2. of the statutes is amended to read:

10          29.563 (2) (e) 2. Pheasant: ~~\$7~~ \$9.75.

11          **SECTION 57.** 29.563 (2) (e) 3. of the statutes is amended to read:

12          29.563 (2) (e) 3. Waterfowl: ~~\$6.75~~ \$9.75.

13          **SECTION 58.** 29.563 (2) (e) 4. of the statutes is created to read:

14          29.563 (2) (e) 4. Grouse and woodcock. \$9.75.

15          **SECTION 59.** 29.563 (2) (f) of the statutes is created to read:

16          29.563 (2) (f) *Tags*. Additional wild turkey hunting issued under s. 29.164 (4m)

17          (a) 2; \$14.75.

18          **SECTION 60.** 29.563 (3) (a) 1. of the statutes is amended to read:

19          29.563 (3) (a) 1. Annual: ~~\$16.25~~ \$19.25.

20          **SECTION 61.** 29.563 (3) (a) 2. of the statutes is amended to read:

21          29.563 (3) (a) 2. Annual fishing issued to a resident senior citizen: ~~\$6.25~~ \$9.25.

22          **SECTION 62.** 29.563 (3) (a) 3. of the statutes is amended to read:

23          29.563 (3) (a) 3. Husband and wife: ~~\$28.25~~ \$34.25.

24          **SECTION 63.** 29.563 (3) (a) 7. of the statutes is amended to read:

1           29.563 (3) (a) 7. Annual or temporary fishing issued to a disabled person under  
2 s. 29.193 (3) (a) or (b) or (3m): ~~\$6.25~~ \$9.25.

3           **SECTION 64.** 29.563 (3) (c) 1. of the statutes is amended to read:

4           29.563 (3) (c) 1. Inland waters trout: \$7 \$9.75.

5           **SECTION 65.** 29.563 (3) (cm) of the statutes is created to read:

6           29.563 (3) (cm) *Tags*. 1. Sturgeon hook and line issued to a resident. \$19.75.

7           2. Sturgeon hook and line issued to nonresident. \$49.75.

8           **SECTION 66.** 29.563 (4) (a) 1. of the statutes is amended to read:

9           29.563 (4) (a) 1. Sports: ~~\$43.25~~ \$60.75 or a greater amount at the applicant's  
10 option.

11          **SECTION 67.** 29.563 (4) (a) 2. of the statutes is amended to read:

12          29.563 (4) (a) 2. Conservation patron: ~~\$137.25~~ \$134.25 or a greater amount at  
13 the applicant's option.

14          **SECTION 68.** 29.563 (4) (b) 1. of the statutes is amended to read:

15          29.563 (4) (b) 1. Sports: ~~\$273.25~~ \$271.75 or a greater amount at the applicant's  
16 option.

17          **SECTION 69.** 29.563 (4) (b) 2. of the statutes is amended to read:

18          29.563 (4) (b) 2. Conservation patron: ~~\$597.25~~ \$594.25 or a greater amount at  
19 the applicant's option.

20          **SECTION 70.** 29.563 (12) (a) 1. of the statutes is amended to read:

21          29.563 (12) (a) 1. Deer: ~~\$12.25~~ \$14.25.

22          **SECTION 71.** 29.563 (12) (a) 2. of the statutes is amended to read:

23          29.563 (12) (a) 2. Archer, sports or conservation patron: ~~\$12.25~~ \$14.25 if deer  
24 tags are included; ~~\$9.25~~ \$11.25 after open season and deer tags are not included.

25          **SECTION 72.** 29.563 (12) (a) 3. of the statutes is amended to read:

1           29.563 (12) (a) 3. Other hunting: ~~\$7.25~~ \$9.25.

2           **SECTION 73.** 29.563 (13) (a) of the statutes is amended to read:

3           29.563 (13) (a) *Surcharge generally.* The surcharge for approvals listed under  
4 subs. (2) (a) 1., 2. and 4. to 9. and (b) 1. to 8. and (4) (a) 1. and 1m. and (b) 1. and 1m.  
5 is ~~\$1~~ \$2.50 and shall be added to the fee specified for these approvals under subs. (2)  
6 and (4).

7           **SECTION 74.** 29.563 (13) (b) of the statutes is amended to read:

8           29.563 (13) (b) *Surcharge for conservation patron license.* The surcharge for  
9 licenses listed under sub. (4) (a) 2. and 2m. and (b) 2. and 2m. is ~~\$2~~ \$5 and shall be  
10 added to the fee specified for these approvals under sub. (4).

11           **SECTION 75.** 29.563 (14) (c) 6. of the statutes is created to read:

12           29.563 (14) (c) 6. Each wild turkey hunting tag issued under s. 29.164 (4m) (a)  
13 2. or sturgeon hook or line tag issued under s. 29.2285 (3) (b): 25 cents.

14           **SECTION 76.** 70.111 (3m) of the statutes is amended to read:

15           70.111 (3m) CHARTER SPORT FISHING BOATS. Motorboats, and the equipment  
16 used on them, which are regularly employed in carrying persons for hire for sport  
17 fishing in and upon the outlying waters, as defined in s. 29.001 (63), and the rivers  
18 and tributaries specified in s. ~~29.191 (5)~~ 29.2285 (2) (a) 1. and 2. if the owner and all  
19 operators are licensed under s. 29.512 or under s. 29.514 or both and by the U.S. coast  
20 guard to operate the boat for that purpose.

21           **SECTION 9435. Effective dates; natural resources.**

22           (1) INCREASE IN FISH AND GAME APPROVAL FEES. The treatment of section 29.563  
23 (2) (a) 1., 2., 4., 5., 5m., 6., 7., 8., and 9., (b) 1., 2., 3., 3m., 4., 5., 6., 7., and 8., and (e)  
24 2. and 3., (3) (a) 1., 2., 3., and 7. and (c) 1., (4) (a) 1. and 2. and (b) 1. and 2., (12) (a)

1 1., 2., and 3., and (13) (a) and (b) of the statutes takes effect on the effective date of  
2 this subsection.

*CS*  
\*\*\* NOTE: If the above effective date for increase in fish

3 (2) TURKEY HUNTING APPROVALS. The treatment of sections 20.370 (1) (ht), 29.164  
4 (title), (2) (c) 2. and (d), (3) (title), (a), (d), and (e) (title), (3m), (4) (a) (title), and (b),  
5 (4m) (title), (a) (title) and 2., and (b) (title), and (5), 29.559 (1) (c), ~~hit twice~~ 29.563  
6 (2) (f) and (14) (c) 6. ~~hit twice~~ of the statutes, the renumbering of section 29.164 (4)  
7 (a) of the statutes, and the renumbering and amendment of section 29.164 (3) (e) of  
8 the statutes take effect on April 1, 2006.

9 (3) GROUSE AND WOODCOCK HUNTING STAMP. The treatment of sections 20.370 (1)  
10 (hv), 29.024 (10), 29.191 (3), 29.235 (2) ~~hit twice~~ and (2m) ~~hit twice~~, and 29.563 (2)  
11 (e) 4. of the statutes takes effect on April 1, 2006. *↑ comma*

12 (4) STURGEON HOOK AND LINE TAGS. The treatment of sections 20.370 (4) (ku),  
13 (kv), and (kw), 29.191 (title), (4), and (5), 29.219 (3) (b), 29.228 (7) (b), 29.2285 (title)  
14 and (3), 29.235 (2) ~~hit twice~~ and (2m) ~~hit twice~~, 29.401 (2m), 29.559 (1) (c), ~~hit~~  
15 ~~twice~~ 29.563 (3) (cm) and (14) (c) 6., ~~hit twice~~ and 70.111 (3m) of the statutes takes  
16 effect on April 1, 2006.

17 (END)

*effective date provision*  
*and game approvals mean stays the same, this needs to be deleted, since this is the same as the general provision of the budget.*

DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-1258/P2dn

MGG: ↑:....

Jld

Attention: Andrew Statz

The changes in the turkey hunting provisions in this draft are very technical in nature, and I would appreciate their being reviewed by DNR. *check Δ* \*

Section 29.229 allows the Lac du Flambeau to issue certain fishing approvals. Do you want the sturgeon tag added to the list under s. 29.229 (2) and to s. 29.229 (5)?

Similarly, s. 29.229 <sup>2</sup>(5) allows the Lac du Flambeau to issue certain DNR fishing approvals. Do you want the sturgeon tag added to the list under s. 29. 2295 <sup>2</sup>(2)? \*

I have repealed s. 29.164 (3) (d) <sup>✓</sup> as requested by DNR.

I have included delayed effective dates <sup>that</sup> which DNR has initially suggested. Please let me know if you or DNR want any changes. \*

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

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

LRB-1258/P2dn  
MGG:jld:pg

January 10, 2005

Attention: Andrew Statz

The changes in the turkey hunting provisions in this draft are very technical in nature, and I would appreciate their being reviewed by DNR.

Section 29.229 allows the Lac du Flambeau to issue certain fishing approvals. Do you want the sturgeon tag added to the list under s. 29.229 (2) and to s. 29.229 (5)?

Similarly, s. 29.2295 allows the Lac du Flambeau to issue certain DNR fishing approvals. Do you want the sturgeon tag added to the list under s. 29. 2295 (2)?

I have repealed s. 29.164 (3) (d) as requested by DNR.

I have included delayed effective dates that DNR has initially suggested. Please let me know if you or DNR want any changes.

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

**Gibson-Glass, Mary**

**From:** Thompson, Eric R  
**Sent:** Wednesday, January 19, 2005 3:23 PM  
**To:** Statz, Andrew; Gibson-Glass, Mary  
**Cc:** Felker-Donsing, Susan; Polasek jr., Joseph P  
**Subject:** FW: LRB Draft: 05-1258/P2 Increase in hunting and fishing fees and approval

Andrew,

This draft has been reviewed by DNR staff, and following are comments from the Wildlife perspective. More comments will be coming concerning the Fisheries aspects of the draft.

In response to the Drafter's questions:

First question: Wildlife and Customer Service & Licensing staff have reviewed the changes, and we have numerous comments on the proposed turkey hunting provisions. The general comment is that the existing system is backward, in the sense that we select applicants to receive tags, and the successful applicants then buy a license, rather than vice-versa, and that we are trying to make technical changes to the existing system. Some recommended a total re-write of the turkey hunting section, but that's probably not possible at this point. Later on in this e-mail response, I'll provide section by section comments on the draft.

2nd and 3rd questions: Fisheries will respond.

4th question: We asked for repeal of s. 29.164(3)(d) to allow one person to get 2 turkey tags, consistent with what we're trying to do by selling the 2nd tags. If the comments we make on the specific sections are accepted, we now feel that s. 29.164(3)(d) does not need to be repealed, and we would prefer that it be kept.

5th question: We'll comment on the delayed effective dates in the specific sections, but in general, where we have suggested April 1, 2006 as an effective date, we would like to change to March 1, 2006. The reason for that is that licenses and approvals for the license year beginning April 1 are available for sale by CS&L as of March 10th of that year. CS&L would like to have the authority to sell licenses with the changes included as of March 10. Also, Wildlife Mgmt. believes they need emergency rule making authority for both the turkey hunting tag changes and the pheasant hunting permit changes (pheasants not covered in this draft).

Specific comments by section:

Section 1: We recommend deleting Section 1. We would like the revenue from the 2nd turkey tags to go to the general Fish & Wildlife account. The reason for this is that we believe we are at the limit of what we can fund for habitat projects for wild turkey restoration. Deleting Section 1 would leave only the stamp money going to the wild turkey appropriation (1)(ht) and would direct the tag revenue to the F&W account.

Section 8: The changes to this section are predicated on the deletion of Section 14, later. Not all formatting tools are available in this response (e.g. strikethrough), so I can't show the changes, but with our recommended changes s. 29.164 (2) (c) 2., as amended would read "If the department establishes a wild turkey hunting zone and season time period during which wild turkey hunting is permitted, no person may hunt wild turkeys in that wild turkey hunting zone or during that season time period unless the person has a wild turkey hunting tag that is valid for that zone and time period and that has a valid wild turkey hunting license and stamp attached or imprinted in the manner required by the rule promulgated under s. 29.024 (5) (a) 3."

Section 11: In the amendments to s. 29.164 (3) (a), we recommend substituting the word "tags" for the word "licenses" on p.3, line 23 and p. 4, line 1.

Section 12: We recommend deleting this section, and keeping s. 29.164 (3) (d) as is.

Section 13: We recommend deleting this section, and keeping s. 29.164 (3) (e) (title) as is.

*no*  
*there is no language*

01/20/2005

NU

Section 14: We recommend deleting this section as renumbered and amended, and keeping s. 29.164 (3) (e) as is.

Section 15: We recommend substituting the word "tag(s)" for the word "license(s)" in lines 17, 20, and 21. Also, we recommend putting a period after the word "applicant" in line 21, and deleting the rest of that sentence, "...in the manner provided in sub. (4m) (a)", since we previously recommended deleting section 14.

✓ Section 23: We recommend deleting this section since, again, we would like the revenue from the tags to go to the general Fish & Wildlife account, and not the turkey stamp appropriation (1) (ht).

□

Section 25: We recommend including language in this section that indicates that a small game license is required in addition to the stamp to hunt ruffed grouse or woodcock. *pl Eric OK as is*

Section 59: I'm not sure if we're reading this right, but it looks like there is just one fee of \$14.75 established for the turkey tag. It was the intent of the NR Board to have a \$9.75 fee for residents and a \$14.75 fee for non-residents ( \$10 and \$15 total, respectively, with the 25 cent issuance fee).

Andrew - if it's OK with you, I'll work directly with Mary G-G on these comments. They probably will take some working through with further explanation.

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

From: Statz, Andrew [<mailto:andrew.statz@doa.state.wi.us>]  
Sent: Monday, January 10, 2005 5:24 PM  
To: Felker-Donsing, Susan; Thompson, Eric R  
Subject: FW: LRB Draft: 05-1258/P2 Increase in hunting and fishing fees and approval changes

Please comment on the drafter's note regarding LdF in particular.

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

From: Greenslet, Patty [<mailto:Patty.Greenslet@legis.state.wi.us>]  
Sent: Monday, January 10, 2005 4:42 PM  
To: Statz, Andrew  
Cc: Grinde, Kirsten; Hanaman, Cathlene; Haugen, Caroline; Merry-Mason, Monica  
Subject: LRB Draft: 05-1258/P2 Increase in hunting and fishing fees and approval changes

Following is the PDF version of draft 05-1258/P2.

Section 14: We recommend deleting this section as renumbered and amended, and keeping s. 29.164 (3) (e) as is.

Section 15: We recommend substituting the word "tag(s)" for the word "license(s)" in lines 17, 20, and 21. Also, we recommend putting a period after the word "applicant" in line 21, and deleting the rest of that sentence, "...in the manner provided in sub. (4m) (a)", since we previously recommended deleting section 14.

Section 23: We recommend deleting this section since, again, we would like the revenue from the tags to go to the general Fish & Wildlife account, and not the turkey stamp appropriation (1) (ht).

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To: Felker-Donsing, Susan; Thompson, Eric R  
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To: Statz, Andrew  
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Subject: LRB Draft: 05-1258/P2 Increase in hunting and fishing fees and approval changes

Following is the PDF version of draft 05-1258/P2.

## Sturgeon Hook and Line Tag Issues in LRB 1258/P2

### 1. Appropriation language – Section 5

S.20.370(4)(kw) is modified in the draft to accept revenues from the sale of hook and line sturgeon tags. The result is that revenue from the tags can only be used in the Lake Winnebago and upper Fox and Wolf River systems. DNR would like to be able to use the revenue from hook and line sturgeon tags in all inland lakes with lake sturgeon, rather than be limited to using the funds only in Lake Winnebago/Fox/Wolf Rivers. Therefore, DNR would like to add the following language to s.20.370(4)(kw) after the existing language:

All monies received under s.29.2285(3) for assessing and managing the lake sturgeon stock and fishery and improving and maintaining lake sturgeon habitat in inland waters, and for administering s.29.2285(3).

The intent is to use the appropriation to continue to accept sturgeon *spearing* revenue, and use it only for sturgeon in the Lake Winnebago/Fox/Wolf systems, but to also accept *hook and line* sturgeon revenue and use it for sturgeon in inland lakes. The funds would be tracked separately. An alternative would be to create a separate appropriation for hook and line sturgeon revenues, but both DOA and DNR are reluctant to create more new appropriations. The bottom line is that DNR does not want to be limited to using the hook and line sturgeon revenue in the Winnebago/Fox/Wolf systems, since the hook and line fishing for sturgeon takes place in a much wider number of inland lakes, and the funds should be authorized for use in those lakes.

### 2. Exemption for Anglers Under Age 16- Section 32

Current draft does not require those under 16 to have a license or tag to take sturgeon by hook and line. DNR would like draft to require those under 16 to be required to purchase a tag, but they would not need to purchase a fishing license.

### 3. Sturgeon Tag Purchase Period - Section 32

DNR would like to add language prohibiting sale of sturgeon tags during the sturgeon hook and line season.

### 4. Sturgeon Tag Requirement – Section 32

Current draft requires issuance of a license and tag for *taking* sturgeon. DNR would like the draft to require issuance of a license and tag for *fishing for* sturgeon.

### 5. Lac du Flambeau sale of sturgeon tags

A drafter's note asked whether the draft should allow the Lac du Flambeau tribe to issue sturgeon tags under s.29.229(2) and (5) and s.29.2295(2). DNR's response is yes. One side note is that we have not decided yet how to administer the tags. If, as is most likely, the tags are available through ALIS vendors, then the tribe could be a vendor too. If the tags are only available through DNR offices, the tribes would not be a vendor.

don't  
do

✓  
don't  
do

✓



State of Wisconsin  
2005 - 2006 LEGISLATURE

LRB-1258/PB

MGG:jd

Wlj

D-N

DOA:.....Statz, BB0314 - Increase in hunting and fishing fees and approval changes

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

TODAY please

LPS: Inserts are out of order.

DO NOT GEN

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

Analysis by the Legislative Reference Bureau

NATURAL RESOURCES ✓

FISH, GAME, AND WILDLIFE ✓

INS ✓  
ANL

~~This is a preliminary draft; an analysis will be included in a later version.~~

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

2 SECTION 1. 20.370 (1) (ht) of the statutes is amended to read:

3 20.370 (1) (ht) *Wild turkey restoration.* All moneys received from the sale of  
4 wild turkey hunting stamps and tags under s. 29.164 for developing, managing,  
5 preserving, restoring and maintaining the wild turkey population in the state.

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

1           20.370 (1) (hv) *Grouse and woodcock restoration*. All moneys received under  
2 s. 29.191 (3) (c) for developing, managing, preserving, restoring, and maintaining the  
3 wild ruffed grouse and woodcock population in the state.

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

4           **SECTION 3.** 20.370 (4) (ku) of the statutes is amended to read:

5           20.370 (4) (ku) *Great Lakes trout and salmon*. All moneys received under ss.  
6 ~~29.191 (5), 29.219 (3) (c) and, 29.228 (7) (c), and 29.2285 (2)~~ to provide additional  
7 funding for the trout and salmon rearing and stocking program for outlying waters  
8 and to administer s. 29.191 (5).

9           **SECTION 4.** 20.370 (4) (kv) of the statutes is amended to read:

10          20.370 (4) (kv) *Trout habitat improvement*. All moneys received under s. ~~29.191~~  
11 ~~(4) 29.2285 (1)~~ for improving and maintaining trout habitat in inland trout waters,  
12 for conducting trout surveys in inland trout waters and for administering that  
13 section.

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

15          20.370 (4) (kw) *Sturgeon stock and habitat*. All moneys received under s. ~~ss.~~  
16 ~~29.2285 (3) and 29.237 (5)~~ for assessing and managing the lake sturgeon stock and  
17 fishery in the Lake Winnebago system, for improving and maintaining lake sturgeon  
18 habitat in the Lake Winnebago and upper Fox and Wolf rivers system, and for  
19 administering s. ~~ss.~~ 29.2285 (3) and 29.237.

20          **SECTION 6.** 29.024 (10) of the statutes is amended to read:

21          29.024 (10) STAMPS; ARTWORK. The department may design and produce  
22 waterfowl hunting stamps, pheasant hunting stamps, grouse and woodcock hunting  
23 stamps, wild turkey hunting stamps, inland waters trout stamps and Great Lakes

INSERT  
2-19

1 trout and salmon stamps. The department may select artwork for stamps through  
2 a contest or otherwise may acquire original artwork for stamps.

3 SECTION 7. 29.164 (title) of the statutes is amended to read:

4 29.164 (title) **Wild turkey hunting license approvals.**

5 SECTION 8. 29.164 (2) (c) 2. of the statutes is amended to read:

6 29.164 (2) (c) 2. If the department establishes a wild turkey hunting zone where  
7 or a ~~season~~ <sup>season</sup> ~~time period~~ <sup>time period</sup> during which wild turkey hunting is permitted, no person  
8 may hunt wild turkeys in that wild turkey hunting zone or during that ~~season~~ <sup>season</sup> ~~time~~ <sup>time</sup>  
9 period unless the person has a wild turkey hunting license that is valid for that zone  
10 and time period and that has a valid wild turkey hunting stamp attached or  
11 imprinted in the manner required by the rule promulgated under s. 29.024 (5) (a) 3p

12 SECTION 9. 29.164 (2) (d) of the statutes is amended to read:

13 29.164 (2) (d) ~~Exception.~~ Any person holding a senior citizen recreation card  
14 or a conservation patron license is exempt from the requirements under par. (c) if the  
15 person has received a notice of approval under sub. (3) (e) (4m) (a) 1. and the person  
16 is exempt from paying the fee for the wild turkey hunting license.

17 SECTION 10. 29.164 (3) (title) of the statutes is amended to read:

18 29.164 (3) (title) ~~WILD ISSUANCE OF WILD TURKEY HUNTING LICENSES; CUMULATIVE~~  
19 ~~PREFERENCE SYSTEM.~~

20 SECTION 11. 29.164 (3) (a) of the statutes is ~~amended~~ <sup>renumbered 29.164 (3) (a) 1</sup> to read:

21 29.164 (3) (a) ~~Cumulative Use of preference system.~~ <sup>tags</sup> If the department requires  
22 wild turkey hunting licenses under sub. (2) (a) and the number of applications for  
23 wild turkey hunting licenses for a given wild turkey hunting zone or a given wild  
24 turkey hunting season time period exceeds the number of available wild turkey  
25 hunting licenses tags allocated by the department for that zone or that season time

INS  
3-11

1 ~~period, the department shall issue wild turkey hunting licenses for that zone or that~~  
2 ~~season time period according to the cumulative preference system under this~~  
3 ~~subsection.~~

DIN/S  
AF3

4 ~~SECTION 12. 29.164 (3) (d) of the statutes is repealed.~~

5 ~~SECTION 13. 29.164 (3) (e) (title) of the statutes is repealed.~~

6 ~~SECTION 14. 29.164 (3) (e) of the statutes is renumbered 29.164 (4m) (a) 1 and~~  
7 ~~amended to read:~~

8 29.164 (4m) (a) 1. <sup>Not</sup> ~~The department shall issue a wild turkey tag that serves as~~  
9 ~~notice of approval to those qualified applicants selected to receive a wild turkey~~  
10 ~~hunting license under sub. (3) or (3m).~~ <sup>and tag</sup> A person who receives a notice of approval  
11 ~~tag~~ and who pays the license fee in the manner required by the department shall be PLAIN  
12 issued a wild turkey hunting license. <sup>and tag</sup> The department may not charge a fee for a tag  
13 that was issued as notice of approval under this subdivision. <sup>is issued</sup>

14 ~~SECTION 15. 29.164 (3m) of the statutes is created to read:~~

15 29.164 (3m) ISSUANCE OF WILD TURKEY HUNTING LICENSES; OTHER. If the  
16 department requires wild turkey hunting licenses under sub. (2) (a) and the number  
17 of applications for wild turkey hunting licenses <sup>tags</sup> for a given wild turkey hunting zone  
18 or a given wild turkey hunting season time period does not exceed the number of  
19 available wild turkey hunting tags allocated by the department for that zone or that  
20 season time period, the department shall issue a wild turkey hunting <sup>tag and</sup> license to each  
21 applicant, in the manner provided in sub. (4m) (a). <sup>the person</sup> The issuance of a license under  
22 this subsection does not affect any priority that the holder of the license may have  
23 under the cumulative preference system.

24 ~~SECTION 16. 29.164 (4) (title) and (a) (title) of the statutes are repealed.~~

25 ~~SECTION 17. 29.164 (4) (a) of the statutes is renumbered 29.164 (4m) (b).~~

1 ~~SECTION 18. 29.164 (4) (b) of the statutes is repealed.~~

2 ~~SECTION 19. 29.164 (4m) (title) of the statutes is created to read:~~

3 ~~29.164 (4m) (title) NOTIFICATION OF ISSUANCE, STAMPS, TAGS~~ TAGS; STAMPS

4 ~~SECTION 20. 29.164 (4m) (a) (title) of the statutes is created to read:~~

5 ~~29.164 (4m) (a) (title) Notice of approval.~~

6 SECTION 21. 29.164 (4m) (a) 2. of the statutes is created to read:

*These  
Upon  
application  
upon payment*

7 29.164 (4m) (a) 2. The department may issue to an applicant <sup>my</sup> who is issued a

8 wild turkey hunting license under <sup>previous</sup> sub. (3) or (3m) one or more <sup>the</sup> wild turkey hunting

9 tags that were allocated under sub. (3m) but <sup>but not issued</sup> not issued as notices of approval under

10 subd. 1 <sup>to any person who is</sup> this subdivision. The department shall charge the fee specified in s. 29.563 ~~(14)(c)~~

11 <sup>(2)(f) or (g)</sup> for each of these additional tags.

*upon  
The fee  
upon payment  
of the fee  
spec  
the dept  
ms  
is*

12 SECTION 22. 29.164 (4m) (b) (title) of the statutes is created to read:

13 29.164 (4m) (b) (title) Stamps.

14 SECTION 23. 29.164 (5) of the statutes is amended to read:

15 29.164 (5) USE OF MONEYS FROM FEES. The fees collected from the sale of wild  
16 turkey hunting stamps and tags shall be credited to the appropriation account under  
17 s. 20.370 (1) (ht).

18 SECTION 24. 29.191 (title) of the statutes is repealed and recreated to read:

19 29.191 (title) **Hunting stamps.**

20 SECTION 25. 29.191 (3) of the statutes is created to read:

21 29.191 (3) GROUSE AND WOODCOCK HUNTING STAMP. (a) Requirement. 1. Except  
22 as provided in subd. 2., no person may hunt ruffed grouse or woodcock unless he or  
23 she has a valid conservation patron license, or has a valid grouse and woodcock  
24 hunting stamp that, in the manner required by the rule promulgated under s. 29.024

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5-17

1 (5) (a) 3.,<sup>✓</sup> is attached to or imprinted on the person's hunting license that authorizes  
2 the hunting of small game or to the person's sports license.

3 2. Any person who is exempt from the requirement to have a license  
4 authorizing the hunting of small game or who is not required to pay a fee for a license  
5 authorizing the hunting of small game is exempt from the requirements<sup>g</sup> under subd.

6 1.<sup>↓</sup>

7 (b) *Issuance.* The grouse and woodcock hunting stamp shall be issued by the  
8 department subject to s. 29.024.<sup>↓</sup>

9 (c) *Use of moneys from fees.* The fees collected under this subsection shall be  
10 credited to the appropriation under s. 20.370 (1) (hv).<sup>↓</sup>

11 **SECTION 26.** 29.191 (4) of the statutes is renumbered 29.2285 (1).<sup>✓</sup>

12 **SECTION 27.** 29.191 (5) of the statutes is renumbered 29.2285 (2).<sup>✓</sup>

13 **SECTION 28.** 29.192 (4)<sup>↓</sup> of the statutes is amended to read:

14 29.192 (4) If the department decides to limit the number of ~~hunters or trappers~~  
15 persons taking Canada geese, sharp-tailed grouse, fishers, otters, bobcats or  
16 sturgeon by issuing permits and if the number of persons seeking the permits  
17 exceeds the number of available permits, the department shall issue the permits  
18 according to a cumulative preference system established by the department. The  
19 department shall give a preference point to each applicant for each previous season  
20 for which the applicant applied but was not issued a permit. The system shall  
21 establish preference categories for these applicants, with higher priority given to  
22 those categories with more points than those with fewer points. Applicants who fail  
23 to apply at least once during any 3 consecutive years shall lose all previously  
24 accumulated preference points. If the number of applicants within a preference  
25 category or a subcategory exceeds the number of permits available in the category

1 or subcategory, the department shall select at random within the category or  
2 subcategory the applicants to be issued the permits.

3 SECTION 29. 29.219 (3) (b) of the statutes is amended to read:

4 29.219 (3) (b) *Authorization.* Unless otherwise specifically prohibited, a  
5 resident 2-day sports fishing license only authorizes fishing in outlying trout and  
6 salmon waters, as defined in s. 29.191 (5) 29.2285 (2) (a).

7 SECTION 30. 29.228 (7) (b) of the statutes is amended to read:

8 29.228 (7) (b) *Authorization.* Unless otherwise specifically prohibited, a  
9 nonresident 2-day sports fishing license only authorizes fishing in outlying trout  
10 and salmon waters, as defined in s. 29.191 (5) 29.2285 (2) (a).

11 SECTION 31. 29.2285 (title) of the statutes is created to read:

12 **29.2285 (title) Fishing stamps and tags.**

13 SECTION 32. 29.2285 (3) of the statutes is created to read:

14 29.2285 (3) STURGEON HOOK AND LINE TAGS. (a) *Requirement.* No person may  
15 take by hook and line lake sturgeon from the waters of the state unless he or she is  
16 issued a fishing license or sports license and one or more sturgeon hook and line tags  
17 ~~or unless he or she is issued a conservation patron license~~

18 (b) *Issuance.* The department shall issue sturgeon hook and line tags ~~subject~~  
19 ~~to s. 29.024~~ to each person holding or applying for a fishing license or a sports license  
20 if the person intends to use the license for <sup>taking</sup> ~~fishing for~~ lake sturgeon by hook and line  
21 in the waters of the state.

22 (c) *Tagging requirements.* Any person having taken a lake sturgeon by means  
23 of a hook and line shall immediately attach a current, validated sturgeon hook and  
24 line tag issued to that person to the tail of the sturgeon. No person may possess,

1 control, store, or transport a lake sturgeon carcass unless it is tagged as required  
2 under this <sup>paragraph</sup> ~~subsection~~.

3 (d) *Exemption.* Any person <sup>who holds a conservation patron</sup> who is exempt from <sup>having a</sup> ~~the requirement to have a~~  
4 fishing license is exempt from <sup>tag</sup> ~~the~~ requirements under pars. (a) and (c).<sup>of state health</sup>

5 (e) *Use of moneys from fees.* The department shall deposit the receipts from the  
6 sale of sturgeon hook and line tags issued under this subsection into the conservation  
7 fund and shall credit these receipts to the appropriation account under s. 20.370 (4)

8 <sup>(key)</sup> SECTION 33. 29.229 (5) <sup>↓</sup> of the statutes is amended to read:

9 29.229 (5) RESTRICTIONS ON APPROVALS. A person who is fishing under the  
10 authority of an approval issued under this section shall be subject to the same  
11 conditions, limitations and restrictions as are imposed on the equivalent approval  
12 issued under s. ss. 29.191 (4) <sup>3</sup> ~~29.2285 (1)~~ <sup>strike</sup>, 29.219, 29.228 and 29.231, including bag  
13 limits, size limits, rest days and closed seasons. <sup>2m2</sup>

14 SECTION 34. 29.235 (2) <sup>3</sup> of the statutes is amended to read:

15 29.235 (2) AUTHORIZATION; RESIDENT HUNTING, FISHING, AND TRAPPING PRIVILEGES.  
16 A resident conservation patron license confers upon the licensee all the combined  
17 privileges conferred by a resident small game hunting license, a resident deer  
18 hunting license, a resident wild turkey hunting license, a resident archer hunting  
19 license, a waterfowl hunting stamp, a pheasant hunting stamp, a grouse and  
20 woodcock hunting stamp, a wild turkey hunting stamp, a resident annual fishing  
21 license, an inland waters trout stamp, a Great Lakes trout and salmon stamp, a  
22 sturgeon hook and line tag, and a trapping license.

23 SECTION 35. 29.235 (2m) <sup>↓</sup> of the statutes is amended to read:  
24

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8-9

INS  
8-14

1           29.235 (2m) AUTHORIZATION; NONRESIDENT HUNTING AND FISHING PRIVILEGES. A  
2 nonresident conservation patron license confers upon the licensee all the combined  
3 privileges conferred by a nonresident small game hunting license, a nonresident deer  
4 hunting license, a nonresident wild turkey hunting license, a nonresident archer  
5 hunting license, a waterfowl hunting stamp, a pheasant hunting stamp, a grouse and  
6 woodcock hunting stamp, a wild turkey hunting stamp, a nonresident annual fishing  
7 license, an inland waters trout stamp, and a Great Lakes trout and salmon stamp,  
8 and a sturgeon hook and line tag.

9           SECTION 36. 29.401 (2m) of the statutes is amended to read:

10           29.401 (2m) The department may not promulgate or enforce a rule that  
11 prohibits persons from possessing barbed hooks while fishing for trout in inland  
12 trout waters, as defined in s. 29.191 (4) 29.2285 (1) (a), during the period beginning  
13 on January 1 and ending on the Friday immediately preceding the first Saturday in  
14 the following May.

15           SECTION 37. 29.559 (1) (c) of the statutes is created to read:

16           29.559 (1) (c) Any person, including the department, who issues a wild turkey  
17 hunting tag under s. 29.164 (4) (b) or a sturgeon hook and line tag under s.  
18 29.2285 (3) (b) shall collect, in addition to the statutory <sup>fee</sup> tag, an issuing fee for each  
19 tag that the person is issued. A person appointed under s. 29.024 (6) (a) 2., 3., or 4.  
20 may retain 15 cents for each issuing fee of each tag to compensate for services in  
21 issuing the tag.

22           SECTION 38. 29.563 (2) (a) 1. of the statutes is amended to read:

23           29.563 (2) (a) 1. Small game: \$14.25 \$16.25.

24           SECTION 39. 29.563 (2) (a) 2. of the statutes is amended to read:

25           29.563 (2) (a) 2. Small game issued to a resident senior citizen: \$6.25 \$6.75.

1           **SECTION 40.** 29.563 (2) (a) 4. of the statutes is amended to read:

2           29.563 (2) (a) 4. Small game issued to 12-year-olds to 17-year-olds: ~~\$7.25~~  
3           \$5.75.

4           **SECTION 41.** 29.563 (2) (a) 5. of the statutes is amended to read:

5           29.563 (2) (a) 5. Deer: ~~\$18.25~~ \$28.75.

6           **SECTION 42.** 29.563 (2) (a) 5m. of the statutes is amended to read:

7           29.563 (2) (a) 5m. Elk: ~~\$43.25~~ \$41.75.

8           **SECTION 43.** 29.563 (2) (a) 6. of the statutes is amended to read:

9           29.563 (2) (a) 6. Class A bear: ~~\$43.25~~ \$45.75.

10          **SECTION 44.** 29.563 (2) (a) 7. of the statutes is amended to read:

11          29.563 (2) (a) 7. Class B bear: ~~\$12.25~~ \$10.75.

12          **SECTION 45.** 29.563 (2) (a) 8. of the statutes is amended to read:

13          29.563 (2) (a) 8. Archer: ~~\$18.25~~ \$28.75.

14          **SECTION 46.** 29.563 (2) (a) 9. of the statutes is amended to read:

15          29.563 (2) (a) 9. Wild turkey: ~~\$11.25~~ \$11.75.

16          **SECTION 47.** 29.563 (2) (b) 1. of the statutes is amended to read:

17          29.563 (2) (b) 1. Annual small game: ~~\$78.25~~ \$76.75.

18          **SECTION 48.** 29.563 (2) (b) 2. of the statutes is amended to read:

19          29.563 (2) (b) 2. Five-day small game: ~~\$48.25~~ \$46.75.

20          **SECTION 49.** 29.563 (2) (b) 3. of the statutes is amended to read:

21          29.563 (2) (b) 3. Deer: ~~\$158.25~~ \$156.76.

22          **SECTION 50.** 29.563 (2) (b) 3m. of the statutes is amended to read:

23          29.563 (2) (b) 3m. Elk: ~~\$249.25~~ \$247.75.

24          **SECTION 51.** 29.563 (2) (b) 4. of the statutes is amended to read:

25          29.563 (2) (b) 4. Class A bear: ~~\$249.25~~ \$247.75.

1 SECTION 52. 29.563 (2) (b) 5. of the statutes is amended to read:

2 29.563 (2) (b) 5. Class B bear: ~~\$108.25~~ \$106.75.

3 SECTION 53. 29.563 (2) (b) 6. of the statutes is amended to read:

4 29.563 (2) (b) 6. Archer: ~~\$158.25~~ \$156.75.

5 SECTION 54. 29.563 (2) (b) 7. of the statutes is amended to read:

6 29.563 (2) (b) 7. Fur-bearing animal: ~~\$158.25~~ \$175.75.

7 SECTION 55. 29.563 (2) (b) 8. of the statutes is amended to read:

8 29.563 (2) (b) 8. Wild turkey: ~~\$58.25~~ \$56.75.

9 SECTION 56. 29.563 (2) (e) 2. of the statutes is amended to read:

10 29.563 (2) (e) 2. Pheasant: ~~\$7~~ \$9.75.

11 SECTION 57. 29.563 (2) (e) 3. of the statutes is amended to read:

12 29.563 (2) (e) 3. Waterfowl: ~~\$6.75~~ \$9.75.

13 SECTION 58. 29.563 (2) (e) 4. of the statutes is created to read:

14 29.563 (2) (e) 4. Grouse and woodcock. \$9.75.

15 SECTION 59. 29.563 (2) (f) of the statutes is created to read:

16 29.563 (2) (f) ~~Tags.~~ <sup>Resident</sup> Additional wild turkey hunting <sup>tag</sup> issued <sup>to a resident</sup> (under s. 29.164 ~~(4)(b)~~) <sup>(4)(b)</sup>

17 ~~Additional wild turkey hunting~~ \$9.75

18 SECTION 60. 29.563 (3) (a) 1. of the statutes is amended to read:

19 29.563 (3) (a) 1. Annual: ~~\$16.25~~ \$19.25.

20 SECTION 61. 29.563 (3) (a) 2. of the statutes is amended to read:

21 29.563 (3) (a) 2. Annual fishing issued to a resident senior citizen: ~~\$6.25~~ \$9.25.

22 SECTION 62. 29.563 (3) (a) 3. of the statutes is amended to read:

23 29.563 (3) (a) 3. Husband and wife: ~~\$28.25~~ \$34.25.

24 SECTION 63. 29.563 (3) (a) 7. of the statutes is amended to read:

SECTION #, CR; 29.563 (2) (g)  
4 29.563 (2) (g) <sup>Resident</sup> Nonresident tag <sup>to a nonresident</sup> issued <sup>under s. 29.164 (4)(b)</sup> <sup>Each additional wild</sup> <sup>turkey hunting</sup> <sup>tag</sup> <sup>issued</sup> <sup>to a nonresident</sup> <sup>under</sup> <sup>s. 29.164 (4)(b)</sup> <sup>(4)(b)</sup> <sup>(4)(b)</sup>

1           29.563 (3) (a) 7. Annual or temporary fishing issued to a disabled person under  
2 s. 29.193 (3) (a) or (b) or (3m): ~~\$6.25~~ \$9.25.

3           **SECTION 64.** 29.563 (3) (c) 1. of the statutes is amended to read:

4           29.563 (3) (c) 1. Inland waters trout: \$7 \$9.75.

5           **SECTION 65.** 29.563 (3) (cm) of the statutes is created to read:

6           29.563 (3) (cm) *Tags*. 1. Sturgeon hook and line issued to a resident ~~\$19.75~~ \$19.75.

7           2. Sturgeon hook and line issued to nonresident ~~\$49.75~~ \$49.75.

8           **SECTION 66.** 29.563 (4) (a) 1. of the statutes is amended to read:

9           29.563 (4) (a) 1. Sports: ~~\$43.25~~ \$60.75 or a greater amount at the applicant's  
10 option.

11           **SECTION 67.** 29.563 (4) (a) 2. of the statutes is amended to read:

12           29.563 (4) (a) 2. Conservation patron: ~~\$137.25~~ \$134.25 or a greater amount at  
13 the applicant's option.

14           **SECTION 68.** 29.563 (4) (b) 1. of the statutes is amended to read:

15           29.563 (4) (b) 1. Sports: ~~\$273.25~~ \$271.75 or a greater amount at the applicant's  
16 option.

17           **SECTION 69.** 29.563 (4) (b) 2. of the statutes is amended to read:

18           29.563 (4) (b) 2. Conservation patron: ~~\$597.25~~ \$594.25 or a greater amount at  
19 the applicant's option.

20           **SECTION 70.** 29.563 (12) (a) 1. of the statutes is amended to read:

21           29.563 (12) (a) 1. Deer: ~~\$12.25~~ \$14.25.

22           **SECTION 71.** 29.563 (12) (a) 2. of the statutes is amended to read:

23           29.563 (12) (a) 2. Archer, sports or conservation patron: ~~\$12.25~~ \$14.25 if deer  
24 tags are included; ~~\$9.25~~ \$11.25 after open season and deer tags are not included.

25           **SECTION 72.** 29.563 (12) (a) 3. of the statutes is amended to read:

1 29.563 (12) (a) 3. Other hunting: ~~\$7.25~~ \$9.25.

2 SECTION 73. 29.563 (13) (a) of the statutes is amended to read:

3 29.563 (13) (a) *Surcharge generally*. The surcharge for approvals listed under  
4 subs. (2) (a) 1., 2. and 4. to 9. and (b) 1. to 8. and (4) (a) 1. and 1m. and (b) 1. and 1m.  
5 is ~~\$1~~ \$2.50 and shall be added to the fee specified for these approvals under subs. (2)  
6 and (4).

7 SECTION 74. 29.563 (13) (b) of the statutes is amended to read:

8 29.563 (13) (b) *Surcharge for conservation patron license*. The surcharge for  
9 licenses listed under sub. (4) (a) 2. and 2m. and (b) 2. and 2m. is ~~\$2~~ \$4 and shall be  
10 added to the fee specified for these approvals under sub. (4).

11 SECTION 75. 29.563 (14) (c) 6. of the statutes is created to read:

12 29.563 (14) (c) 6. Each wild turkey hunting tag issued under s. 29.164 (4m) (a)  
13 ~~or~~ <sup>and</sup> sturgeon hook ~~or~~ line tag issued under s. 29.2285 (3) (b): 25 cents. (4)(b)

14 SECTION 76. 70.111 (3m) of the statutes is amended to read:

15 70.111 (3m) CHARTER SPORT FISHING BOATS. Motorboats, and the equipment  
16 used on them, which are regularly employed in carrying persons for hire for sport  
17 fishing in and upon the outlying waters, as defined in s. 29.001 (63), and the rivers  
18 and tributaries specified in s. ~~29.191 (5)~~ 29.2285 (2) (a) 1. and 2. if the owner and all  
19 operators are licensed under s. 29.512 or under s. 29.514 or both and by the U.S. coast  
20 guard to operate the boat for that purpose. INS 13-13

21 SECTION 9435. Effective dates; natural resources. INS 13-20

22 (1) INCREASE IN FISH AND GAME APPROVAL FEES. The treatment of section 29.563  
23 (2) (a) 1., 2., 4., 5., 5m., 6., 7., 8., and 9., (b) 1., 2., 3., 3m., 4., 5., 6., 7., and 8., and (e)  
24 2. and 3., (3) (a) 1., 2., 3., and 7. and (c) 1., (4) (a) 1. and 2. and (b) 1. and 2., (12) (a)

1 1., 2., and 3., and (13) (a) and (b) of the statutes takes effect on the effective date of  
2 this subsection.

\*\*\*\*NOTE: If the above effective date for increase in fish and game approvals stays the same, this provision needs to be deleted, since this is the same as the general effective date provision of the budget.

3 (2) TURKEY HUNTING APPROVALS. The treatment of sections 20.370(1)(h), 29.164  
4 (title), (2) (c) 2. and (d), (3) (title), (a), (d), and (e) (title), (3m), (4) (title), (a) (title), and  
5 (b), (4m) (title), (a) (title) and 2., and (b) (title), and (5), 29.559 (1) (c), 29.563 (2) (f) and (g)  
6 and (14) (c) 6. of the statutes, the renumbering of section 29.164 (4) (a) of the statutes,  
7 and the renumbering and amendment of section 29.164 (3) of the statutes take  
8 effect on March April 1, 2006. *creation (a) 20*

9 (3) GROUSE AND WOODCOCK HUNTING STAMP. The treatment of sections 20.370 (1)  
10 (hv), 29.024 (10), 29.191 (3), 29.235 (2) and (2m), and 29.563 (2) (e) 4. of the statutes  
11 takes effect on March April 1, 2006.

12 (4) STURGEON HOOK AND LINE TAGS. The treatment of sections 20.370 (4) (ku),  
13 (kv), and (kw), 29.191 (title), (4), and (5), 29.219 (3) (b), 29.228 (7) (b), 29.2285 (title)  
14 and (3), 29.235 (2) and (2m), 29.401 (2m), 29.559 (1) (c), 29.563 (3) (cm) and (14) (c)  
15 6., and 70.111 (3m) of the statutes takes effect on March April 1, 2006.

16 29.569(3)(c) and (5) (END)

the renumbering and amendment of section 29.164(3)(a) of the statutes

¶ The bill decreases the fees for conservation patron licenses issued to adult residents and nonresidents.

**Insert ANL**

This bill increases the following hunting and fishing approval fees:

1. All hunting licenses issued to residents and nonresidents.
2. Annual resident fishing licenses issued to adults and senior citizens.
3. Combination fishing licenses issued to husbands and wives who are state residents.
4. Inland trout stamps.
5. Conservation patron licenses issued to adult residents and nonresidents.
6. Certain licenses issued as duplicates for lost licenses.
7. The wildlife damage surcharge which is added to the base fee for most hunting licenses.

LPS: Please check spacing.

The surcharge for

+

Under current law, no person may hunt waterfowl or pheasant without a license authorizing the hunting of small game (underlying license) that is issued by DNR and a waterfowl or pheasant hunting stamp, also issued by DNR, which is attached to or imprinted on the license. DNR charges a fee for both the hunting license and the stamp. This bill creates a grouse and woodcock hunting stamp which, with certain exceptions, must be attached to, or imprinted on, the underlying license in order for a person to hunt ruffed grouse or woodcock. The bill establishes a fee for this stamp. The money received by DNR from these fees is appropriated for the development and management of the ruffed grouse and woodcock populations within the state.

The bill requires that, with limited exceptions, lake sturgeon that are taken by hook and line, instead of by spearing, be tagged with a sturgeon hook and line tag issued by DNR. The bill establishes a fee for this tag. The moneys received by DNR from these fees is appropriated for managing the lake sturgeon fishery in inland lakes.

Holders of conservation patron licenses are not required to purchase grouse and woodcock hunting stamps or sturgeon hook and line tags.

Under current law, DNR issues wild turkey hunting licenses and tags according to a cumulative preference system. Under the system, priority is given to license applicants based on residency, land ownership, and the receipt of licenses for earlier seasons. One tag is issued for each license. Before using the preference system, DNR allocates a certain number of wild turkey hunting tags for each wild turkey hunting zone that it establishes and also for certain time periods it establishes during the wild turkey hunting seasons. Applicants apply for a specific zone or specific time period and the preference system is used separately in each zone and for each time period. In a zone or for a time period where the number of applicants does not exceed the number of tags available and there are surplus tags, the bill authorizes DNR to issue these surplus tags. The bill establishes a fee for these tags.

check spacing

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

**SECTION 1.** 20.370 (4) (ky) of the statutes is created to read:

20.370 (4) (ky) *Sturgeon stock and habitat.* All moneys received under s. 29.2285 (3) for assessing and managing the lake sturgeon stock and fishery in inland waters, as defined in s. 29.001 (45), for improving and maintaining lake sturgeon habitat in those inland waters, and for administering s. 29.2285 (3).

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

**History:** 1971 c. 40, 95; 1971 c. 125 ss. 101 to 121, 522 (1); 1971 c. 211, 215, 277, 330, 336; 1973 c. 12 s. 37; 1973 c. 90, 100; 1973 c. 243 s. 82; 1973 c. 296, 298, 301, 318, 333, 336; 1975 c. 8, 39, 51, 91, 198; 1975 c. 224 ss. 7d, 7f, 7m, 17 to 19p; 1977 c. 29 ss. 181 to 234, 1657 (34); 1977 c. 274, 370, 374, 376, 377; 1977 c. 418 ss. 95 to 110, 929 (37); 1977 c. 421, 432; 1977 c. 447 ss. 42 to 44, 210; 1979 c. 34 ss. 199 to 322, 2102 (39) (a); 1979 c. 221; 1979 c. 361 s. 113; 1981 c. 1, 20, 86, 95, 131, 294, 330; 1981 c. 374 ss. 6, 7, 148, 150; 1983 a. 27 ss. 216m to 269, 2202 (23); 1983 a. 75, 181, 243, 397; 1983 a. 410 ss. 5m to 11, 2202 (38); 1983 a. 413; 1983 a. 416 ss. 1, 19; 1983 a. 426; 1985 a. 16, 22; 1985 a. 29 ss. 282d to 356, 3202 (26) (a), (39) (a), (c), (dm), (i); 1985 a. 46, 60, 65, 120, 202, 296; 1987 a. 27, 98, 110, 290, 295, 298, 305; 1987 a. 312 s. 17; 1987 a. 384, 397, 399, 403, 418; 1989 a. 31, 128, 284, 288, 326; 1989 a. 335 ss. 22nn to 30g, 89; 1989 a. 336, 350, 359, 366; 1991 a. 32; 1991 a. 39 ss. 326b to 394, 594c; 1991 a. 254, 269, 300, 309, 315; 1993 a. 16, 75, 166, 213, 343, 349, 415, 421, 453, 464; 1993 a. 490 ss. 18, 271; 1995 a. 27, 201, 225, 227, 296, 378, 459; 1997 a. 27, 35; 1997 a. 237 ss. 33 to 38d, 727g; 1997 a. 248; 1999 a. 9, 32, 74, 92; 1999 a. 150 s. 672; 1999 a. 185; 2001 a. 16, 56, 92, 108, 109; 2003 a. 33, 228, 251, 310, 314, 321, 327.

**Insert 3-11**

Not as required under subd. 1. and unless the person has a wild turkey hunting tag that is valid for that zone and that time period

**Insert 5-17**

**SECTION** 29.164 (3) (a) of the statutes is renumbered 29.164 (3) (a) 1. and amended to read:

29.164 (3) (a) 1. If the department requires wild turkey hunting licenses under sub. (2) (a) and the number of applications for wild turkey hunting licenses tags for a given wild turkey hunting zone or a given wild turkey hunting season time period exceeds the number of available wild turkey hunting licenses tags allocated by the department for that zone or that season time period, the department shall issue wild turkey hunting licenses and tags for that zone or that season time period according to the cumulative preference system under this subsection.

**History:** 1981 c. 262; 1983 a. 27, 192; 1985 a. 332 s. 253; 1987 a. 399; 1989 a. 31, 73; 1991 a. 39, 77, 269; 1995 a. 27; 1997 a. 27, 168; 1997 a. 248 ss. 212 to 230; Stats. 1997 s. 29.164; 1997 a. 249 s. 21; 1999 a. 9, 32; 2001 a. 18; 2003 a. 67.

**SECTION** 29.164 (3) (a) 2. of the statutes is created to read:

29.164 (3) (a) 2. If the department requires wild turkey hunting licenses under sub. (2) (a) and the number of applications for wild turkey hunting tags for a given

wild turkey hunting zone or a given wild turkey hunting season time period does not exceed the number of available wild turkey hunting tags allocated by the department for that zone or that season time period, the department shall issue a wild turkey hunting license and tag to each applicant.

**SECTION 4** 29.164 (3) (e) of the statutes is amended to read:

29.164 (3) (e) *Notification; issuance; payment.* The department shall issue a notice of approval to those qualified applicants selected to receive a wild turkey hunting license and tag under par. (a). A person who receives a notice of approval and who pays the license fee in the manner required by the department shall be issued a wild turkey hunting license and tag. The department may not charge a fee for a tag that is issued under this paragraph plain

History: 1981 c. 262; 1983 a. 27, 192; 1985 a. 332 s. 253; 1987 a. 399; 1989 a. 31, 73; 1991 a. 39, 77, 269; 1995 a. 27; 1997 a. 27, 168; 1997 a. 248 ss. 212 to 230; Stats. 1997 s. 29.164; 1997 a. 249 s. 21; 1999 a. 9, 32; 2001 a. 18; 2003 a. 67.

**SECTION 5.** 29.164 (4) (title) of the statutes is amended to read:

29.164 (4) (title) **WILD TURKEY HUNTING STAMPS; ADDITIONAL TAGS.**

History: 1981 c. 262; 1983 a. 27, 192; 1985 a. 332 s. 253; 1987 a. 399; 1989 a. 31, 73; 1991 a. 39, 77, 269; 1995 a. 27; 1997 a. 27, 168; 1997 a. 248 ss. 212 to 230; Stats. 1997 s. 29.164; 1997 a. 249 s. 21; 1999 a. 9, 32; 2001 a. 18; 2003 a. 67.

**SECTION 6.** 29.164 (4) (b) of the statutes is repealed and recreated to read:

29.164 (4) (b) *Additional tags.* The department may issue the wild turkey hunting tags that were allocated for a given wild turkey hunting zone or season time period under sub. (3) (a) 2. but that were not issued. The department shall charge the fee specified in s. 29.563 (2) (f) or (g) for each of these additional tags. The issuance of a tag under this paragraph does not affect the priority that the person receiving the tag may have under the cumulative preference system.

**Insert 13-3**

**SECTION 7** 29.569 (3) (c) of the statutes is created to read:

29.569 (3) (c) <sup>①</sup>Restrictions ~~of~~ issuance of sturgeon hook and line tags during the open season. No sturgeon hook and line tag may be issued during the open season for fishing for lake sturgeon by hook and line.

**Insert 8-9**

SECTION ~~§~~ 29.229 (2) (k) <sup>✓</sup> of the statutes is created to read:

29.229 (2) (k) Sturgeon hook and line tags.

**Insert 8-14**

SECTION ~~§~~ 29.2295 (2) (m) <sup>✓</sup> of the statutes is created to read:

29.2295 (2) (m) Sturgeon hook and line tags.

**Insert 13-20**

**SECTION 9135. Nonstatutory provisions; natural resources.** <sup>✓</sup>

(1) TURKEY HUNTING APPROVALS; RULES. Using the procedure under section 227.24 <sup>✓</sup> of the statutes, the department of natural resources may promulgate rules implementing section 29.164 <sup>✓</sup> of the statutes, as affected by this act, for the period before the date on which permanent rules take effect, but not to exceed the period authorized under section 227.24 (1) (c) <sup>✓</sup> and (2) <sup>✓</sup> of the statutes. Notwithstanding section 227.24 (1) (a) <sup>✓</sup>, (2) (b) <sup>✓</sup>, and (3) <sup>✓</sup> of the statutes, the department of natural resources is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not <sup>✓</sup> required to provide a finding of emergency for a rule promulgated under this subsection.

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

LRB-1258/1dn

MGG:l:....

Wj

Note that I changed "fishing for" to "taking" in s. 29.2285 (3) (b). ✓

If time permits, I suggest having Eric Thompson of DNR's budget office review the turkey hunting changes in this draft.

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

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

LRB-1258/1dn  
MGG:wlj:pg

January 24, 2005

Note that I changed "fishing for" to "taking" in s. 29.2285 (3) (b).

If time permits, I suggest having Eric Thompson of DNR's budget office review the turkey hunting changes in this draft.

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

## Gibson-Glass, Mary

---

**From:** Statz, Andrew  
**Sent:** Monday, January 24, 2005 3:41 PM  
**To:** Kite, Robin; Gibson-Glass, Mary  
**Subject:** FW: Proposed changes to fisheries sections in LRB 1258/P3

To clarify: Mary and I discussed rejecting DNR's previous request to require a tag for persons (kids) not subject to a fishing license.

That decision still stands -- we would not require a tag for anyone (young or old) that does not need a fishing license.

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

**From:** Statz, Andrew  
**Sent:** Monday, January 24, 2005 3:39 PM  
**To:** Kite, Robin; Gibson-Glass, Mary  
**Subject:** FW: Proposed changes to fisheries sections in LRB 1258/P3

Forwarded per my voicemail of Monday at 3:37. Please give me a call to discuss these ONLY if you folks have time to entertain last minute changes.

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

**From:** Felker-Donsing, Susan [mailto: Susan.Felker-Donsing@dnr.state.wi.us]  
**Sent:** Monday, January 24, 2005 3:27 PM  
**To:** Statz, Andrew; Gibson-Glass, Mary  
**Cc:** Polasek jr., Joseph P; Thompson, Eric R  
**Subject:** FW: Proposed changes to fisheries sections in LRB 1258/P3

Andrew and Mary, I know the deadline for budget statutory language changes was Friday, but a couple more changes/clarifications came to me today on the sturgeon hook and line tag sections of the fish and wildlife fee draft (LRB 1258/P3). If you could consider them, we'd very much appreciate it.

*back*

### 1. Sturgeon Tag Purchase Period - Section 32

*no* We no longer think it makes sense to prohibit the sale of sturgeon hook and line tags during the season. The reason is that there are actually two sturgeon hook and line seasons, and the one that impacts Lake Superior is 12 months long. If we prohibited sale of the tags during the season, we couldn't sell them at all. If you agree with us, you would only need to go back to your original draft, and ignore our requested change from last Friday.

*to original*

### 2. Sturgeon Tag Requirement - Section 32

We would like to go back to the original language in your draft that called for issuance of a tag for *taking* sturgeon. We no longer are requesting that you change *taking* to *fishing* for sturgeon. The *taking* language is more consistent with the purpose of a tag, which documents and permits a harvest, not the process of fishing. It also is easier to explain to anglers and would be simpler to enforce. Again, you would only need to revert back to your original draft.

To be consistent in having the tag regulate *taking* rather than *fishing*, we suggest one new change, namely modifying lines 20-21 in Section 32 on page 7 to read "if the person intends to keep a lake sturgeon taken by hook and line in the waters of the state."

### 3. Exemption for Anglers Who Do Not Need a Fishing License - Section 32

We would like to clarify that the draft should require *all* anglers, who are exempt from having a fishing license, to purchase a sturgeon hook and line tag if they wish to take a sturgeon. Section 29.219(1)(b)1 and 2 of the statutes exempts both residents under age 16 and senior citizens born before 1927. In our drafting request of last Friday, we had requested only that "those under 16" should be required to purchase a tag, but would not need to purchase a fishing license. This should apply both to kids under 16 and the seniors born before 1927.

I apologize for the lateness of these requests, but people who are very knowledgeable about these issues were not available to discuss the drafts last Friday. Thank you for reviewing these changes. --Susan

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

**From:** Felker-Donsing, Susan  
**Sent:** Friday, January 21, 2005 3:11 PM  
**To:** Statz, Andrew; Gibson-Glass, Mary

**Cc:** Polasek jr., Joseph P; Thompson, Eric R  
**Subject:** Proposed changes to fisheries sections in LRB 1258/P3  
**Importance:** High

Andrew and Mary, attached is a one-page summary of changes DNR would like to see in the sturgeon hook and line tag fee included in the fish and wildlife fee draft, LRB 1258/P3. Thanks for the chance to review and suggest edits, and please let me know if you have questions about our proposals. --Susan



Sturgeon hook and  
line tag iss...