

ASSEMBLY BILL 178 (LRB -0961)

An Act to create 29.183 of the statutes; relating to: deferral of the use of certain hunting and trapping approvals by certain members of the armed forces. (FE)

2005

03-10.	A.	Introduced by Representatives Gunderson, Kestell, Ainsworth, Albers, Friske, Gronemus, Hahn, Hines, Hundertmark, Kreibich, F. Lasee, Lehman, McCormick, Meyer, Molepske, Mursau, Musser, Nass, Nerison, Ott, Petrowski, Pettis, Pridemore, Strachota, Suder, Townsend, Van Roy, Vruwink, Seidel and Gundrum ; cosponsored by Senators S. Fitzgerald, Lazich, Breske, Cowles, A. Lasee, Lassa, Reynolds, Brown and Hansen.	
03-10.	A.	Read first time and referred to committee on Natural Resources	119
03-22.	A.	Fiscal estimate received.	
03-30.	A.	Public hearing held.	
04-05.	A.	Executive action taken.	
04-07.	A.	Report passage recommended by committee on Natural Resources, Ayes 15, Noes 0	168
04-07.	A.	Referred to committee on Rules	168
06-09.	A.	Placed on calendar 6-14-2005 by committee on Rules.	
06-14.	A.	Read a second time	277
06-14.	A.	Ordered to a third reading	277
06-14.	A.	Rules suspended	277
06-14.	A.	Read a third time and passed	277
06-14.	A.	Ordered immediately messaged	277
06-15.	S.	Received from Assembly	257
06-15.	S.	Read first time and referred to committee on Natural Resources and Transportation	258
10-06.	S.	Public hearing held.	
10-20.	S.	Executive action taken.	
10-20.	S.	Report introduction and adoption of Senate Amendment 1 recommended by committee on Natural Resources and Transportation, Ayes 5, Noes 0 (LRB a1177)	400
10-20.	S.	Report concurrence as amended recommended by committee on Natural Resources and Transportation, Ayes 5, Noes 0	400
10-20.	S.	Available for scheduling.	
11-08.	S.	Placed on calendar 11-9-2005 by committee on Senate Organization.	
11-09.	S.	Read a second time.	
11-09.	S.	Senate amendment 1 adopted.	
11-09.	S.	Ordered to a third reading.	
11-09.	S.	Rules suspended.	
11-09.	S.	Read a third time and concurred in as amended.	
11-09.	S.	Ordered immediately messaged.	
11-09.	A.	Received from Senate amended and concurred in as amended (Senate amendment 1 adopted).	
11-09.	A.	Senate amendment 1 concurred in.	
11-09.	A.	Action ordered immediately messaged.	

**2005
ENROLLED BILL**

05en A-B-178

ADOPTED DOCUMENTS:

Orig **Engr** **SubAmdt**

05-096/1-3

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

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

Topic relax

11/10/05 [Signature]
Date Enrolling Drafter

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2005 ASSEMBLY BILL 178

March 10, 2005 - Introduced by Representatives GUNDERSON, KESTELL, AINSWORTH, ALBERS, FRISKE, GRONEMUS, HAHN, HINES, HUNDERTMARK, KREIBICH, F. LASEE, LEHMAN, MCCORMICK, MEYER, MOLEPSKE, MURSAU, MUSSEY, NASS, NERISON, OTT, PETROWSKI, PETTIS, PRIDEMORE, STRACHOTA, SUDER, TOWNSEND, VAN ROY, VRUWINK, SEIDEL and GUNDRUM, cosponsored by Senators S. FITZGERALD, LAZICH, BRESKE, COWLES, A. LASEE, LASSA, REYNOLDS, BROWN and HANSEN. Referred to Committee on Natural Resources.

- 1 **AN ACT to create** 29.183 of the statutes; **relating to:** deferral of the use of certain
 2 hunting and trapping approvals by certain members of the armed forces.

Analysis by the Legislative Reference Bureau

Under current law, certain licenses and permits are issued by the Department of Natural Resources (DNR) based on a random or preference selection system, including otter and fisher trapping permits, bonus deer hunting permits, Canada goose hunting permits, Class A bear licenses, wild turkey hunting licenses, and elk hunting licenses. The preference selective system for a wild turkey hunting license, for example, provides that resident landowners are in the first preference category, residents who applied in a previous season are in the second preference category, all other residents are in the third preference category, qualified nonresident landowners are in the fourth preference category, and all other nonresidents are in the fifth preference category.

This bill allows a person who is selected under one of these random or preference selective systems and who is unable to exercise the privilege to hunt or trap granted by the permit or license because the person is serving on active duty in the U.S. armed forces to ask that the permit or license be deferred. If the person asks for a deferral at least the day prior to the beginning of that hunting or trapping season, DNR shall defer the permit or license. Under the bill, a person whose permit or license is deferred has until the calendar year after the calendar year he or she ceased serving in the armed forces to apply for the permit or license that was deferred. The person may apply earlier if he or she is able to exercise the privilege to fish, hunt, or trap.

ASSEMBLY BILL 178

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

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

1 **SECTION 1.** 29.183 of the statutes is created to read:

2 **29.183 Deferral of certain approvals.** (1) The department shall defer as
3 provided in sub. (4), upon request from a person who meets the requirements under
4 sub. (2) and who submits a request under sub. (3), any of the following approvals that
5 the department issues to the person under a random or preference selection system:

6 (a) Hunter's choice deer hunting permit.

7 (b) Bonus deer hunting permit.

8 (c) Bobcat hunting or trapping permit.

9 (d) Otter trapping permit.

10 (e) Fisher trapping permit.

11 (f) Canada goose hunting permit.

12 (g) Wild turkey hunting license.

13 (h) Sharp-tailed grouse hunting permit.

14 (i) Class A bear license.

15 (j) Elk hunting license.

16 (k) Sturgeon spearing license.

17 **(2)** A person shall meet all of the following requirements to be eligible for the
18 deferral of an approval under sub. (1):

19 (a) Be selected under a random or preference selection system for the issuance
20 of any of the approvals listed in sub. (1).

21 (b) Be serving on active duty in the U.S. armed forces.

7-21
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ASSEMBLY BILL 178

1 (c) Be unable to exercise his or her privilege to fish, hunt, or trap as permitted
2 by that approval due to his or her service on active duty in the U. S. armed forces.

3 (3) A person who meets the requirements under sub. (2) may request, or have
4 a request made on his or her behalf, that the department defer the person's approval.

5 (4) If the department receives a request for a deferral of an approval under sub.
6 (3) and any approval and tags that have already been issued before the day prior to
7 the beginning of that hunting or trapping season, the department shall defer the
8 person's approval.

9 (5) The department shall notify the person whose approval was deferred under
10 sub. (4) that he or she may receive that deferred approval after his or her active duty
11 ends without applying under the random or preference selection system. A person
12 whose approval was deferred under sub. (4) may apply for that approval during the
13 calendar year that the person ceased serving on active duty in the U.S. armed forces,
14 during the calendar year following the calendar year that the person ceased serving
15 on active duty in the U.S. armed forces, or earlier if he or she is able to exercise his
16 or her privilege to fish, hunt, or trap. Upon receipt of the appropriate fees and the
17 application form prescribed by the department, the department shall issue the
18 person his or her approval that was deferred.

SECTION 2. Effective date.

19 (1) This act takes effect on the first day of the 4th month beginning after
20 publication.
21

22 (END)

3-2 SAI

**SENATE AMENDMENT 1,
TO 2005 ASSEMBLY BILL 178**

October 20, 2005 - Offered by COMMITTEE ON NATURAL RESOURCES AND
TRANSPORTATION.

- 1 At the locations indicated, amend the bill as follows:
- 2 **1.** Page 1, line 2: after "forces" insert "and national guard".
- 3 **2.** Page 2, line 21: after "forces" insert "or national guard".
- 4 **3.** Page 3, line 2: on lines 2, 13 and 15, after "forces" insert "or national guard".

5 (END)

1-2
2-21
3-2
used 3X