

2005 DRAFTING REQUEST

Bill

Received: 08/11/2005

Received By: mglass

Wanted: As time permits

Identical to LRB:

For: Karl Van Roy (608) 266-0616

By/Representing: Tanya Hein

This file may be shown to any legislator: NO

Drafter: rkite

May Contact: DNR (Tim Lawhern) 6-1317

Addl. Drafters:

Subject: Nat. Res. - boats snomos ATVs

Extra Copies:

Submit via email: YES

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Recognition of hunter safety certificates from other nations

Instructions:

Allow documentation of completion of course approved by the International Hunter Education Association to be accepted for state hunting licenses,

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>
/?	mglass 08/17/2005	wjackson 08/17/2005		_____			State
/1	rkite 09/01/2005	kfollett 09/20/2005	jfrantze 09/20/2005	_____	lnorthro 09/20/2005		State
/2	rkite 10/11/2005	kfollett 10/11/2005	rschluet 10/12/2005	_____	sbasford 10/12/2005		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/3	rkite 10/14/2005	lkunkel 10/14/2005	rschluet 10/14/2005	_____	lnorthro 10/14/2005	lnorthro 10/17/2005	

FE Sent For:

<END>

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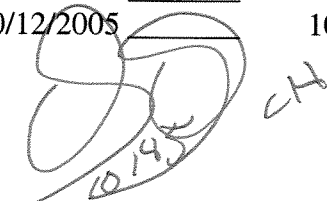
Instructions:

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/3 lmk 10/14


10/19/05 CH

FE Sent For:

<END>

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Received: **08/11/2005**

Received By: **mglass**

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

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Instructions:

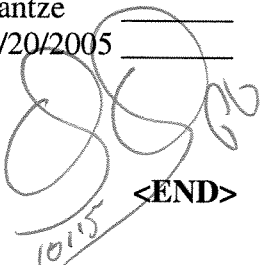
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FE Sent For:

12 kjf
10/14


10/15

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By/Representing: **Tanya Hein**

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Drafter: **mglass**

May Contact: *DNR (Tim Lawhern)
6-1317*

Addl. Drafters:

Subject: **Nat. Res. - boats snomos ATVs**

Extra Copies:

Please change drafter to RNK

Submit via email: **YES**

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

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/?	mglass	<i>1/1 gjf 9/20</i>	<i>[Signature]</i>	<i>Self 9/20</i>			

FE Sent For:

<END>

Per Tanya in Rep. Van Roij's office -

Revised drafting instructions

Provide that DNR will accept a

hunter safety cert. from any other
governmental body -

i.e. - from any other state, country or
province

this change was recommended by Tim
Lawhern at DNR



Needed Friday 9/23

State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-3482/9

RNK: k/f

D-Note

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Gen

1 AN ACT ...; relating to: requirements for issuance of a certificate of
2 accomplishment for successful completion of certain hunter education
3 programs.

Analysis by the Legislative Reference Bureau

X
Current law specifies that, with certain exceptions, no person born on or after January 1, 1973, may obtain a hunting approval authorizing hunting unless that person is issued a certificate of accomplishment that certifies that the person has successfully completed the course of instruction under the hunter education program or the bow hunter education program established by the Department of Natural Resources (DNR). Similarly, under current law, no person may be issued an elk hunting license unless the person has successfully completed the course of instruction under the elk hunter education program established by DNR. Among the exceptions to the certificate of accomplishment requirement under the hunter education and bow hunter education programs is an exception for a person who has evidence that is satisfactory to DNR indicating that he or she has completed a hunter safety course in another state if the course is recognized by DNR under a reciprocity agreement. The certificate of accomplishment requirement for the elk hunter education program includes an exception for a person who has completed an elk hunter education course in another state or province if the course is recognized by DNR under a reciprocity agreement.

X
This bill expands the exceptions to the certificate of accomplishment requirements under the hunter education program, the bow hunter education program, and the elk hunter education programs. Under the bill, a person may

hunter safety

obtain a hunting approval without obtaining a certificate of accomplishment under the relevant hunter education program if the person holds evidence that demonstrates to the satisfaction of the department that he or she has successfully completed a course of instruction in another state, province, or country if the course is recognized by the department under a reciprocity agreement.

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.** 29.304 (3) (a) 2. of the statutes is amended to read:

2 29.304 (3) (a) 2. Is issued a certificate of accomplishment that states that he
3 or she successfully completed the course of instruction under the hunter education
4 program or has a similar certificate issued by another state, country, or province.

5 History: 1983 a. 420; 1997 a. 197; 1997 a. 248 s. 431; Stats. 1997 s. 29.304.

6 **SECTION 2.** 29.304 (3) (b) 3. of the statutes is amended to read:

7 29.304 (3) (b) 3. Is issued a certificate of accomplishment that states that he
8 or she completed the course of instruction under the hunter education program or
9 has a similar certificate issued by another state, country, or province.

10 History: 1983 a. 420; 1997 a. 197; 1997 a. 248 s. 431; Stats. 1997 s. 29.304.

11 **SECTION 3.** 29.593 (2) of the statutes is amended to read:

12 29.593 (2) A person who has evidence that is satisfactory to the department
13 indicating that he or she has completed in another state, country, or province a
14 hunter safety course and if the course is recognized by the department under a
15 reciprocity agreement with that state, country, or province, the person may obtain
16 an approval authorizing hunting.

17 History: 1983 a. 420; 1991 a. 254; 1997 a. 27, 197; 1997 a. 248 ss. 427 to 430; Stats. 1997 s. 29.593; 1999 a. 32.

18 **SECTION 4.** 29.593 (2m) of the statutes is amended to read:

19 29.593 (2m) A person who has a certificate, license or other evidence indicating
20 that he or she has completed in another state, country, or province a bow hunter

1 education course and if the course is recognized by the department under a
2 reciprocity agreement with that state, country, or province, the person may obtain
3 a resident or nonresident archer hunting license regardless of whether the person
4 is issued a certificate of accomplishment for successfully completing the course of
5 instruction under the bow hunter education program in this state.

6 History: 1983 a. 420; 1991 a. 254; 1997 a. 27, 197; 1997 a. 248 ss. 427 to 430; Stats. 1997 s. 29.593; 1999 a. 32.

SECTION 5. 29.595 (3) (c) of the statutes is amended to read:

7 **29.595 (3) (c)** A person may be issued an elk hunting license if the person holds
8 evidence that demonstrates to the satisfaction of the department that he or she has
9 successfully completed in another state, country, or province an elk hunter education
10 course and if the course is recognized by the department under a reciprocity
11 agreement with that state, country, or province.

12 History: 2001 a. 109.

(END)

D-Note

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

LRB-3482/?dn
RNK: kjf

Date

X
Under current law, a person is exempt from the certificate of accomplishment requirements under the hunter education, bow hunter education, and elk hunter education programs if the person has successfully completed a course of instruction under the relevant hunter safety course in another state or province that has a reciprocity agreement with DNR. This draft expands the exemptions so that it also applies to a course in another country that has a reciprocity agreement with DNR. Please note that under s. 29.304 (3), stats., the restrictions on hunting and firearm possession by persons 14 to 16 years of age includes a similar certificate of accomplishment exemption except that there is no mention in that section of a reciprocity agreement. That is, under current law in s. 29.593 the certificate of accomplishment exemption only applies in those cases where DNR has a reciprocity agreement with another state or province. This seems to be inconsistent with the certificate of accomplishment exemption provisions in current law under s. 29.304 (3). Do you want to address this inconsistency in this draft?

If you have any questions concerning this draft, please feel free to contact me.

Robin N. Kite
Legislative Attorney
Phone: (608) 266-7291
E-mail: robin.kite@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3482/1dn
RNK:kjf:jf

September 20, 2005

Under current law, a person is exempt from the certificate of accomplishment requirements under the hunter education, bow hunter education, and elk hunter education programs if the person has successfully completed a course of instruction under the relevant hunter safety course in another state or province that has a reciprocity agreement with DNR. This draft expands the exemption so that it also applies to a course in another country that has a reciprocity agreement with DNR. Please note that under s. 29.304 (3), stats., the restrictions on hunting and firearm possession by persons 14 to 16 years of age includes a similar certificate of accomplishment exemption except that there is no mention in that section of a reciprocity agreement. That is, under current law in s. 29.593 the certificate of accomplishment exemption only applies in those cases where DNR has a reciprocity agreement with another state or province. This seems to be inconsistent with the certificate of accomplishment exemption provisions in current law under s. 29.304 (3). Do you want to address this inconsistency in this draft?

If you have any questions concerning this draft, please feel free to contact me.

Robin N. Kite
Legislative Attorney
Phone: (608) 266-7291
E-mail: robin.kite@legis.state.wi.us

Kite, Robin

From: Hein, Tanya
Sent: Monday, October 10, 2005 10:24 AM
To: Kite, Robin
Subject: LRB 3482/1 -- Hunter safety requirements

Follow Up Flag: Follow up
Flag Status: Flagged

Robin,

We have been working with the DNR on this issue. We agree that the current statutes were originally drafted inconsistently with regards to the requirements for hunter safety education. We would like you to rewrite all 5 sections of the bill to follow one single format for hunter safety requirements.

Below is a suggested format. I have highlighted the important sections in different colors so you know the key phrases that the DNR wants in the bill in case you decide to alter the format that has been suggested.

"A person who has a certificate, license or other evidence that is satisfactory to the department that he or she has successfully completed in another state, country, or province a _____ (bow, elk, hunter, etc.) safety education course and if the course is recognized by the department, the person may obtain a resident or nonresident _____ (bow, elk, hunting, etc.) license. "

Please let me know if you have any questions. We would appreciate a "RUSH" on this. Thank you!

Tanya R. Hein

Legislative Aide
~~~~~

State Representative Karl Van Roy  
123 West, State Capitol  
P.O. Box 8953  
Madison, WI 53708  
Tel: 608-266-0616  
Fax: 608-282-3690



## 2005 BILL

Regen

1 AN ACT *to amend* 29.304 (3) (a) 2., 29.304 (3) (b) 3., 29.593 (2), 29.593 (2m) and  
2 29.595 (3) (c) of the statutes; **relating to:** <sup>exceptions to</sup> requirements for issuance of a  
3 certificate of accomplishment for successful completion of certain hunter  
4 education programs.

---

### *Analysis by the Legislative Reference Bureau*

Current law specifies that, with certain exceptions, no person born on or after January 1, 1973, may obtain a hunting approval authorizing hunting unless that person is issued a certificate of accomplishment that certifies that the person has successfully completed the course of instruction under the hunter education program or the bow hunter education program established by the Department of Natural Resources (DNR). Similarly, under current law, no person may be issued an elk hunting license unless the person has successfully completed the course of instruction under the elk hunter education program established by DNR. Among the exceptions to the certificate of accomplishment requirement under the hunter education and bow hunter education programs is an exception for a person who has evidence that is satisfactory to DNR indicating that he or she has completed a hunter safety course in another state if the course is recognized by DNR under a reciprocity agreement. The certificate of accomplishment requirement for the elk hunter education program includes an exception for a person who has completed an elk hunter education course in another state or province if the course is recognized by DNR under a reciprocity agreement.



**BILL**

*a hunter safety education course*

*indicating*

*a certificate, license, or other evidence satisfactory to DNR*

This bill expands the exceptions to the certificate of accomplishment requirements under the hunter education program, the bow hunter education program, and the elk hunter education program. Under the bill, a person may obtain a hunting approval without obtaining a certificate of accomplishment under the relevant hunter education program if the person holds ~~evidence that demonstrates to the satisfaction of the department~~ that he or she has successfully completed ~~the hunter safety course~~ in another state, province, or country ~~if the course is recognized by the department under a reciprocity agreement.~~ *DNR*

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

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

*a hunter education course recognized by the department*

*use twice*

1 SECTION 1. 29.304 (3) (a) 2. of the statutes is amended to read:

2 29.304 (3) (a) 2. Is issued a certificate of accomplishment that states that he  
3 or she successfully completed the course of instruction under the hunter education  
4 program or has a similar certificate ~~issued by~~ another state, country, or province.

5 SECTION 2. 29.304 (3) (b) 3. of the statutes is amended to read:

6 29.304 (3) (b) 3. Is issued a certificate of accomplishment that states that he  
7 or she *successfully* completed the course of instruction under the hunter education program or  
8 has a similar certificate ~~issued by~~ another state, country, or province.

9 SECTION 3. 29.593 (2) of the statutes is amended to read:

*a certificate, license, or other*

10 29.593 (2) A person who has *successfully* evidence that is satisfactory to the department  
11 indicating that he or she has *successfully* completed in another state, country, or province a  
12 hunter safety *education* course ~~and if the course is recognized by the department under a~~  
13 ~~reciprocity agreement with that state, country, or province,~~ the person may obtain  
14 an approval authorizing hunting.

15 SECTION 4. 29.593 (2m) of the statutes is amended to read:

16 29.593 (2m) A person who has a certificate, license, or other evidence indicating  
17 that he or she has *successfully* completed in another state, country, or province a bow hunter

*license, or other evidence satisfactory to the department indicating that he or she has successfully completed in*

*use twice*

**BILL**

1 <sup>safety</sup> (education course ~~and if the course is~~ recognized by the department ~~under a~~  
 2 ~~reciprocity agreement with that state, country, or province,~~ the person may obtain  
 3 a resident or nonresident archer hunting license regardless of whether the person  
 4 is issued a certificate of accomplishment for successfully completing the course of  
 5 instruction under the bow hunter education program in this state.

6 **SECTION 5.** 29.595 (3) (c) of the statutes is amended to read:

7 29.595 (3) (c) A person may be issued an elk hunting license if the person ~~holds~~  
 8 ~~evidence that demonstrates~~ to the satisfaction of the department <sup>indicating</sup> that he or she has  
 9 successfully completed in another state, country, or province an elk hunter <sup>safety</sup> education  
 10 course ~~and if the course is~~ recognized by the department ~~under a reciprocity~~  
 11 ~~agreement with that state, country, or province.~~

12 (END)

has a certificate, license, or other evidence satisfactory

## Kite, Robin

---

**From:** Hein, Tanya  
**Sent:** Friday, October 14, 2005 11:28 AM  
**To:** Kite, Robin  
**Subject:** RE: LRB 3482/2 -- Hunter safety requirements

**Importance:** High

Robin,

Thank you for the draft. Unfortunately, it did not follow our actual drafting request which was to "rewrite all 5 sections of the bill to follow one single format for hunter safety requirements." Upon further review, I realized that my drafting instruction was slightly incorrect in that, section 1 and 2 will have to follow a slightly different format than sections 3-5 due to the construction of the statutes around it. Therefore, there are actually 2 formats.

Please make the changes exactly as I have written them for you below. We would like the draft right away. Thank you for your prompt attention to this matter.

### **Proposed sections:**

**Page 2, line 6 --- REMOVE the word "safety"**

**Page 2, line 13 -- REMOVE the word "safety"**

**Page 3 lines 16-17, page 4 lines 1-3: Change the text to:** A person who has a certificate, license, or other evidence that is satisfactory to the department indicating that he or she has successfully completed in another state, country, or province a hunter education course recognized by the department may obtain an approval authorizing hunting.

**Page 3 lines 5-11: Change the text to:** A person who has a certificate, license, or other evidence that is satisfactory to the department indicating that he or she has successfully completed in another state, country, or province a bow hunter education course recognized by the department may obtain an archer hunting license.

**Page 3 lines 13-18: Change the text to:** A person who has a certificate, license, or other evidence that is satisfactory to the department indicating that he or she has successfully completed in another state, country, or province an elk hunter education course recognized by the department may obtain an elk hunting license.

**Tanya R. Hein**  
Legislative Aide  
Rep. Karl Van Roy

---

**From:** Hein, Tanya  
**Sent:** Monday, October 10, 2005 10:24 AM  
**To:** Kite, Robin  
**Subject:** LRB 3482/1 -- Hunter safety requirements

Robin,

We have been working with the DNR on this issue. We agree that the current statutes were originally drafted inconsistently with regards to the requirements for hunter safety education. We would like

you to rewrite all 5 sections of the bill to follow one single format for hunter safety requirements.

Below is a suggested format. I have highlighted the important sections in different colors so you know the key phrases that the DNR wants in the bill in case you decide to alter the format that has been suggested.

"A person who has a certificate, license or other evidence that is satisfactory to the department that he or she has successfully completed in another state, country, or province a \_\_\_\_\_ (bow, elk, hunter, etc.) safety education course and if the course is recognized by the department, the person may obtain a resident or nonresident \_\_\_\_\_ (bow, elk, hunting, etc.) license. "

Please let me know if you have any questions. We would appreciate a "RUSH" on this. Thank you!

**Tanya R. Hein**  
Legislative Aide

~~~~~  
State Representative Karl Van Roy
123 West, State Capitol
P.O. Box 8953
Madison, WI 53708
Tel: 608-266-0616
Fax: 608-282-3690



(Today)
State of Wisconsin
2005 - 2006 LEGISLATURE

RM run
3
LRB-3482/2
RNK:kjfrs
Keep

2005 BILL

REGM √+

1 **AN ACT to amend** 29.304 (3) (a) 2., 29.304 (3) (b) 3., 29.593 (2), 29.593 (2m) and
2 29.595 (3) (c) of the statutes; **relating to:** exceptions to requirements for
3 issuance of a certificate of accomplishment for successful completion of certain
4 hunter education programs.

education

Analysis by the Legislative Reference Bureau

Current law specifies that, with certain exceptions, no person born on or after January 1, 1973, may obtain a hunting approval authorizing hunting unless that person is issued a certificate of accomplishment that certifies that the person has successfully completed the course of instruction under the hunter education program or the bow hunter education program established by the Department of Natural Resources (DNR). Similarly, under current law, no person may be issued an elk hunting license unless the person has successfully completed the course of instruction under the elk hunter education program established by DNR. Among the exceptions to the certificate of accomplishment requirement under the hunter education and bow hunter education programs is an exception for a person who has evidence that is satisfactory to DNR indicating that he or she has completed a hunter safety course in another state if the course is recognized by DNR under a reciprocity agreement. The certificate of accomplishment requirement for the elk hunter education program includes an exception for a person who has completed an elk hunter education course in another state or province if the course is recognized by DNR under a reciprocity agreement.

BILL

This bill expands the exceptions to the certificate of accomplishment requirements under the hunter education program, the bow hunter education program, and the elk hunter education program. Under the bill, a person may obtain a hunting approval without obtaining a certificate of accomplishment under the relevant hunter education program if the person holds a certificate, license, or other evidence satisfactory to DNR indicating that he or she has successfully completed in another state, province, or country a hunter safety education course recognized by DNR.

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.** 29.304 (3) (a) 2. of the statutes is amended to read:

2 29.304 (3) (a) 2. Is issued a certificate of accomplishment that states that he
3 or she successfully completed the course of instruction under the hunter education
4 program or has a similar certificate issued by, license, or other evidence satisfactory
5 to the department indicating that he or she has successfully completed in another
6 state, country, or province a hunter safety education course recognized by the
7 department.

8 **SECTION 2.** 29.304 (3) (b) 3. of the statutes is amended to read:

9 29.304 (3) (b) 3. Is issued a certificate of accomplishment that states that he
10 or she successfully completed the course of instruction under the hunter education
11 program or has a similar certificate issued by, license, or other evidence satisfactory
12 to the department indicating that he or she has successfully completed in another
13 state, country, or province a hunter safety education course recognized by the
14 department.

15 **SECTION 3.** 29.593 (2) of the statutes is amended to read:

16 29.593 (2) A person who has a certificate, license, or other evidence that is
17 satisfactory to the department indicating that he or she has successfully completed

BILL

that is satisfactory to the department

SECTION 3

1 in another state, country, or province a hunter ~~safety~~ education course and if the
2 course is recognized by the department under a reciprocity agreement, the person
3 may obtain an approval authorizing hunting.

4 **SECTION 4.** 29.593 (2m) of the statutes is amended to read:

5 29.593 (2m) A person who has a certificate, license, or other evidence
6 indicating that he or she has successfully completed in another state, country, or
7 province a bow hunter safety education course and if the course is recognized by the
8 department under a reciprocity agreement, the person may obtain a ~~resident or~~
9 ~~nonresident~~ ^{an} archer hunting license regardless of whether the person is issued a
10 certificate of accomplishment for successfully completing the course of instruction
11 under the bow hunter education program in this state. ^{keep plain}

12 **SECTION 5.** 29.595 (3) (c) of the statutes is amended to read:

13 29.595 (3) (c) A person ~~may be issued an elk hunting license if the person holds~~
14 evidence that demonstrates ^{who} has a certificate, license, or other evidence ^{that is} satisfactory
15 to the ~~satisfaction~~ of the department indicating that he or she has successfully
16 completed in another state, country, or province an elk hunter safety education
17 course and if the course is recognized by the department under a reciprocity
18 agreement with that state or province. may obtain an elk hunting license

19 (END)

Northrop, Lori

From: Hein, Tanya
Sent: Monday, October 17, 2005 11:09 AM
To: LRB.Legal
Subject: Draft review: LRB 05-3482/3 Topic: Recognition of hunter safety certificates from other nations

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

Draft review: LRB 05-3482/3 Topic: Recognition of hunter safety certificates from other nations