2005 ASSEMBLY BILL 719

1   AN ACT *to amend* 119.04 (1), 120.13 (1) (bm) and 120.13 (1) (c) 2m.; and *to create*

2   29.095, 29.301 (1) (c), 120.13 (38), 948.605 (2) (b) 8. and 948.61 (3) (f) of the

3   statutes; **relating to:** hunting in school forests.

Analysis by the Legislative Reference Bureau

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

4   **SECTION 1.** 29.095 of the statutes is created to read:

5   **29.095 Hunting on land in a school forest.** If a school board decides under

6   s. 120.13 (38) that hunting may be allowed in its school forest, as defined in s. 26.39

7   (1) (a), the department shall establish and maintain open and closed seasons for

8   game located in that school forest that are consistent with the open and closed

9   seasons for game located on the lands adjacent to the school forest.

10   **SECTION 1m.** 29.301 (1) (c) of the statutes is created to read:

1   29.301 **(1)** (c)   Notwithstanding par. (b), this subsection does not prohibit

2   hunting in a school forest if the school board allows hunting under s. 120.13 (38).

3   SECTION 2. 119.04 (1) of the statutes is amended to read:

4   119.04 **(1)** Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c),

5   115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343, 115.345, 115.361, 115.38

6   (2), 115.45, 118.001 to 118.04, 118.045, 118.06, 118.07, 118.10, 118.12, 118.125 to

7   118.14, 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18,

8   118.19, 118.20, 118.24 (1), (2) (c) to (f), (6) and (8), 118.245, 118.255, 118.258, 118.291,

9   118.30 to 118.43, 118.51, 118.52, 118.55, 120.12 (5) and (15) to (26), 120.125, 120.13

10   (1), (2) (b) to (g), (3), (14), (17) to (19), (26), (34), (35) ~~and,~~ (37), _and (38),_ 120.14 and

11   120.25 are applicable to a 1st class city school district and board.

12   SECTION 3. 120.13 (1) (bm) of the statutes is amended to read:

13   120.13 **(1)** (bm) The school district administrator or any principal or teacher

14   designated by the school district administrator shall suspend a pupil under par. (b)

15   if the school district administrator, principal or teacher determines that the pupil,

16   while at school or while under the supervision of a school authority, possessed a

17   firearm, as defined in 18 USC 921 (a) (3). _This paragraph does not apply to the_

18   _possession of a firearm while legally hunting in a school forest if allowed under s._

19   _120.13 (38)._

20   SECTION 4. 120.13 (1) (c) 2m. of the statutes is amended to read:

21   120.13 **(1)** (c) 2m. The school board shall commence proceedings under subd.

22   3. and expel a pupil from school for not less than one year whenever it finds that the

23   pupil, while at school or while under the supervision of a school authority, possessed

24   a firearm, as defined in 18 USC 921 (a) (3). Annually, the school board shall report

25   to the department the information specified under 20 USC 8921 (d) (1) and (2). _This_

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1   subdivision does not apply to the possession of a firearm while legally hunting in a

2   school forest if allowed under s. 120.13 (38).

3   **SECTION 5.** 120.13 (38) of the statutes is created to read:

4   120.13 **(38)** HUNTING IN SCHOOL FORESTS. Allow hunting in its school forest, as

5   defined in s. 26.39 (1) (a), except that the board may not allow hunting for a wild

6   animal when there is not an open season for that animal on land adjacent to the

7   school forest. This subsection does not affect the authority of the department of

8   natural resources to remove a wild animal under s. 29.885 (2) (a).

9   **SECTION 6.** 948.605 (2) (b) 8. of the statutes is created to read:

10   948.605 **(2)** (b) 8. By a person who is legally hunting in a school forest if the

11   school board has decided that hunting may be allowed in the school forest under s.

12   120.13 (38).

13   **SECTION 7.** 948.61 (3) (f) of the statutes is created to read:

14   948.61 **(3)** (f) Possesses or uses a bow and arrow or knife while legally hunting

15   in a school forest if the school board has decided that hunting may be allowed in the

16   school forest under s. 120.13 (38).

17   **(END)**