

**ASSEMBLY BILL 345 (LRB -2591)**

An Act to amend 95.55 (2) and 95.55 (5) (b); and to create 95.55 (3c), 95.55 (5) (bg) and 95.55 (5) (br) of the statutes; relating to: acreage requirements for areas in which farm-raised deer that may be hunted are kept and transfers of registration certificates for keeping farm-raised deer. (FE)

**2005**

04-22.	A.	Introduced by Representatives <b>M. Williams, Petrowski, Turner, Hahn and Albers</b> ; cosponsored by Senators <b>Decker, Breske, Cowles</b> and <b>A. Lasee</b> .	
04-22.	A.	Read first time and referred to committee on Natural Resources .....	199
05-06.	A.	Fiscal estimate received.	
05-11.	A.	Fiscal estimate received.	
05-11.	A.	Public hearing held.	
06-28.	A.	Assembly amendment 1 offered by Representatives M. Williams and Gunderson ( <b>LRB a0707</b> ) .....	340
06-29.	A.	Executive action taken.	
07-07.	A.	Report Assembly Amendment 1 adoption recommended by committee on Natural Resources, Ayes 14, Noes 0 .....	359
07-07.	A.	Report passage as amended recommended by committee on Natural Resources, Ayes 14, Noes 0 .....	359
07-07.	A.	Referred to committee on Rules .....	359
09-15.	A.	Placed on calendar 9-20-2005 by committee on Rules.	
09-22.	A.	Read a second time .....	477
09-22.	A.	Assembly amendment 1 <b>adopted</b> .....	477
09-22.	A.	Ordered to a third reading .....	477
09-22.	A.	Made a special order of business at 11:40 A.M. on 9-27-2005 pursuant to Assembly Resolution 38 .....	479
09-27.	A.	Read a third time and <b>passed</b> .....	504
09-27.	A.	Ordered immediately messaged .....	505
09-30.	S.	Received from Assembly .....	382
09-30.	S.	Read first time and referred to committee on Natural Resources and Transportation .....	383
11-03.	S.	Public hearing held.	
12-01.	S.	Executive action taken.	
12-02.	S.	Report concurrence recommended by committee on Natural Resources and Transportation, Ayes 5, Noes 0 .....	472
12-02.	S.	Available for scheduling.	

**2006**

01-19.	S.	Placed on calendar 1-24-2006 by committee on Senate Organization.	
01-24.	S.	Senator Zien added as a cosponsor.	
01-24.	S.	Read a second time.	
01-24.	S.	Ordered to a third reading.	
01-24.	S.	Rules suspended.	
01-24.	S.	Read a third time and <b>concurred in</b> .	
01-24.	S.	Ordered immediately messaged.	
01-24.	A.	Received from Senate concurred in.	

**2005  
ENROLLED BILL**

05en A B- 345

**ADOPTED DOCUMENTS:**

Orig     Engr           SubAmdt       

05-25911

Amendments to above (if none, write "NONE"): AA1 - LRBa 0707/1

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

Topic Relating

1-25-06

SR Miller

Date

Enrolling Drafter

**ELECTRONIC PROCEDURE:**

Follow automatic or manual enrolling procedures in *TEXT2000 Reference Guide*, Document Specific Procedures, Ch. 20, Engrossing and Enrolling

**DISTRIBUTION:**

**HOUSE OF ORIGIN:**

- 11 copies plus bill jacket
- Secretary of State's envelope containing 4 copies plus newspaper notice

**REVISOR OF STATUTES:**

- 5 copies

**DEPARTMENT OF ADMINISTRATION:**

- 2 copies

**LRB:**

- Drafting file ..... original
- Drafting attorney ..... 1 copy
- Legislative editors ..... 1 copy each
- Reference section ..... 1 copy
- Bill index librarian ..... 1 copy

## 2005 ASSEMBLY BILL 345

April 22, 2005 - Introduced by Representatives M. WILLIAMS, PETROWSKI, TURNER, HAHN and ALBERS, cosponsored by Senators DECKER, BRESKE, COWLES and A. LASEE. Referred to Committee on Natural Resources.

1 **AN ACT to amend** 95.55 (2) and 95.55 (5) (b); and **to create** 95.55 (3c), 95.55 (5)  
2 (bg) and 95.55 (5) (br) of the statutes; **relating to:** acreage requirements for  
3 areas in which farm-raised deer that may be hunted are kept and transfers of  
4 registration certificates for keeping farm-raised deer.

---

### *Analysis by the Legislative Reference Bureau*

Under current law, the Department of Agriculture, Trade and Consumer Protection (DATCP) administers the laws that regulate farm-raised deer of any species and that require the registration of owners of farmed-raised deer. Under current rules promulgated by DATCP, a registration certificate authorizing a person to keep farm-raised deer is not transferable to another party. This bill specifically authorizes an individual to transfer his or her registration certificate or his or her ownership interest in a deer farm to a member of his or her immediate family.

Under current law, an owner of a deer farm may not charge a fee for hunting deer on the farm unless the deer to be hunted are confined in a contiguous area of 80 acres or more. This bill creates an exemption to this minimum acreage requirement. Under the bill, if the deer farm was licensed by the Department of Natural Resources (DNR) under previous law and if other requirements are met, the contiguous area may be less than 80 acres but may not be less than the area authorized under the DNR license. Also, if an individual who owns a deer farm previously licensed by DNR transfers his or her registration certificate or his or her ownership interest to a member of his or her immediate family, the reduced acreage exemption continues to apply.

**ASSEMBLY BILL 345**

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.** 95.55 (2) of the statutes is amended to read:

2           **95.55 (2) APPLICATION.** A person shall register under this section using a form  
3 provided by the department. The form shall be accompanied by the fee specified  
4 under sub. (3). Upon registration, the department shall issue the person a  
5 registration certificate.

6           **SECTION 2.** 95.55 (3c) of the statutes is created to read:

7           **95.55 (3c) TRANSFERS.** (a) No person may transfer a registration certificate  
8 issued under this section or an ownership interest in a farm registered under this  
9 section except as provided in par. (b).

10           (b) An individual may transfer his or her registration certificate or his or her  
11 ownership interest in a farm registered under this section to a member of his or her  
12 immediate family.

13           **SECTION 3.** 95.55 (5) (b) of the statutes is amended to read:

14           **95.55 (5) (b)** No owner of farm-raised deer may sell, or offer to sell, the  
15 opportunity to hunt farm-raised deer unless the farm-raised deer to be hunted are  
16 confined in an area of 80 contiguous acres or more, except as provided in pars. (bg)  
17 and (br).

18           **SECTION 4.** 95.55 (5) (bg) of the statutes is created to read:

19           **95.55 (5) (bg)** The area required under par. (b) may be less than 80 contiguous  
20 acres if all of the following applies:

ASSEMBLY BILL 345

1 1. The owner subject to par. (b) had a license for a deer farm issued under s.  
2 29.871, 1999 stats., that authorized the hunting of deer and the owner has been  
3 registered with the department under this section continuously beginning on  
4 January 1, 2003.

5 2. The area is not less than the minimum acreage required under the deer farm  
6 license.

7 3. The deer farm license was in effect on January 1, 2003, and a sale of the  
8 opportunity to hunt as authorized under the license had occurred before January 1,  
9 2003.

10 4. The proceeds from the sale of the opportunity to hunt as described in subd.  
11 3. were reported to the department of revenue as income generated from the deer  
12 farm for taxable years beginning no later than December 31, 2002.

13 SECTION 5. 95.55 (5) (br) of the statutes is created to read:

14 95.55 (5) (br) If an individual under this section to whom par. (bg) applies  
15 transfers his or her registration certificate or his or her ownership interest to a  
16 member of his or her immediate family under sub. (3c) (b), the area required under  
17 par. (b) may be less than 80 contiguous acres but may not be less than the ~~minimum~~

18 ~~acreage required under par. (bg) 2.~~

19 (END)

AA1-1

AA1-1

AA1-2

INSERT  
AA 1-2

**ASSEMBLY AMENDMENT 1,  
TO 2005 ASSEMBLY BILL 345**

June 28, 2005 - Offered by Representatives M. WILLIAMS and GUNDERSON.

1 At the locations indicated, amend the bill as follows:

AA 1-1


2 **1.** Page 3, line 1: delete lines 1 to 12 and substitute:

3 "1. The owner subject to par. (b) had a license for a deer farm issued under s.  
4 29.871, 1999 stats., that was in effect on December 31, 2002, and that authorized  
5 persons other than the licensee or the licensee's employees to hunt deer.

6 2. The owner was in compliance with the requirement to register with the  
7 department under this section beginning on January 1, 2003, and has been  
8 registered continuously since that date.

9 3. The deer are confined in an area that is not less than the acreage subject to  
10 the deer farm license on December 31, 2002.

11 4. Before to January 1, 2003, the owner offered for sale the opportunity to hunt  
12 as authorized under the license.





AA1-1

1           5. The owner submits to the department evidence that demonstrates that the  
2 owner meets the requirements of this paragraph, and the department verifies the  
3 evidence.

4           **SECTION 4g.** 95.55 (5) (bk) of the statutes is created to read:

5           95.55 (5) (bk) The evidence required under par. (bg) 5. that relates to par. (bg)  
6 4. may include any of the following:

7           1. A copy of the notice given by the owner to the department of natural  
8 resources before the taking of deer, as required under s. 29.871 (7), 1999 stats.

9           2. The acknowledgement by the department of natural resources of the notice  
10 submitted by the owner before the taking of deer, as required under s. 29.871 (7),  
11 1999 stats.

12           3. An annual report submitted by the owner to the department of natural  
13 resources under s. 29.871 (12), 1999 stats.

14           4. State or federal income tax records or sales tax records.

15           5. A conditional use permit or other regulation imposed by a political  
16 subdivision.

17           6. Receipts or other business records.

18           7. Brochures, advertisements, Internet sites, or other promotional  
19 information.

20           **SECTION 4m.** 95.55 (5) (bm) of the statutes is created to read:

21           95.55 (5) (bm) An owner who wishes to demonstrate compliance with par. (bg)  
22 shall make application to the department no later than the first day of the 6th month  
23 after the effective date of this paragraph .... [revisor inserts date]."

