

**2007 DRAFTING REQUEST**

**Bill**

Received: **12/19/2007**

Received By: **rkite**

Wanted: **As time permits**

Identical to LRB:

For: **Scott Gunderson (608) 266-3363**

By/Representing: **Mike Bruhn**

This file may be shown to any legislator: **NO**

Drafter: **rkite**

May Contact:

Addl. Drafters:

Subject: **Nat. Res. - fish and game**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Gunderson@legis.wisconsin.gov**

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Penalties for illegally feeding deer

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**Instructions:**

See Attached

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**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>
/?							
/1	rkite 12/21/2007	kfollett 01/15/2008	nmatzke 01/15/2008	_____	cduerst 01/15/2008	cduerst 01/15/2008	

FE Sent For: *N/A*

<END>

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/?	rkite	1/15 1/15 JF	nwn 1/15	<u>nwn/pg</u> 1/15			

FE Sent For:

<END>

**Kite, Robin**

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**From:** Bruhn, Mike  
**Sent:** Monday, December 17, 2007 2:56 PM  
**To:** Kite, Robin  
**Subject:** drafting request

Robin,

Rep. Gunderson would like to get legislation drafted on the illegal feeding and baiting of deer in s.s. 29.336. The legislation should increase the fine for anyone found to be illegally placing feed or bait in violation of 29.336 to \$2,500, and give a judge the authority to suspend the hunting privileges for anyone convicted of this violation this statute for one year. The legislation should also give judges the discretion and authority to suspend the hunting privileges of anyone convicted of violating this statute a second time for up to three years. Finally, the legislation should give judges the discretion and authority to suspend the licenses and privileges for any "outfitter" or hunting guide for up to three years for their first violation.

If you should have any questions, please feel free to contact me.

Sincerely,

Michael Bruhn  
Rep. Gunderson's office

*if required to have  
guide license -  
29.512*



State of Wisconsin  
2007 - 2008 LEGISLATURE

Rm run  
1  
LRB-3679/8  
RNK: kjf

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Gen

- 1 AN ACT ...; relating to: prohibitions on feeding deer for hunting or viewing
- 2 purposes and providing a penalty.

*Analysis by the Legislative Reference Bureau*

Current law requires the Department of Natural Resources (DNR) to promulgate rules that prohibit feeding deer for hunting or viewing purposes in counties that include all or part of a chronic wasting disease (CWD) control zone, in counties in which a positive test for CWD or bovine tuberculosis was confirmed in any captive or free-roaming animal after December 31, 1997, and in counties within a 10-mile radius of an animal that has confirmed to be positive for CWD or bovine tuberculosis after December 31, 1997. In other counties, deer feeding is limited depending on whether the feeding is for hunting or viewing purposes. Generally, depending on the purpose of the feeding, feeding is allowed only within a specified distance from a business or residence, another feeding site, or a roadway. Additionally, not more than 2 gallons of material are allowed at the feeding site and the material may not contain any animal part or animal byproduct.

This bill creates specific penalties for the illegal feeding of deer. Under the bill, a person who violates the prohibitions against feeding deer is subject to a forfeiture of not more than \$2,500. In addition, a court may revoke the person's hunting approvals and prohibit the issuance of new hunting approvals for a specified period of time. If the person has been issued a guide license by DNR, the bill also authorizes

ten  
two

tested

the court to revoke that license and prohibit the issuance of a new guide license for a period of up to <sup>three</sup> 3 years.

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

1 SECTION 1. 29.336 (5) of the statutes is created to read:

2 29.336 (5) (a) Any person who violates this section may be required to forfeit  
3 not more than \$2,500. In addition, the court may do any of the following:

4 1. For a first or <sup>(a)</sup> ~~second~~ <sup>2nd</sup> violation by a person other than a person who is required  
5 to possess a guide license under s. 29.512 (1), order the revocation of all hunting  
6 approvals issued to the person under this chapter and prohibit the issuance of any  
7 new hunting approvals under this chapter for a period of up to one year.

8 2. For a <sup>(b)</sup> ~~third~~ <sup>3rd</sup> or subsequent violation by a person other than a person who is  
9 required to possess a guide license under s. 29.512 (1), order the revocation of all  
10 hunting approvals issued to the person under this chapter and prohibit the issuance  
11 of any new hunting approvals under this chapter for a period of up to 3 years.

12 3. For any violation of this section by a person who is required to possess a guide  
13 license under s. 29.512 (1), order the revocation of all hunting approvals issued to the  
14 person under this chapter, order the revocation of any guide license issued under s.  
15 29.512 (1), and prohibit the issuance of any new hunting approvals under this  
16 chapter and the issuance of any guide license under s. 29.512 (1) for a period of up  
17 to 3 years.

(END)

**Duerst, Christina**

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**From:** Bruhn, Mike  
**Sent:** Tuesday, January 15, 2008 3:17 PM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB 07-3679/1 Topic: Penalties for illegally feeding deer

Please Jacket LRB 07-3679/1 for the ASSEMBLY.