

## 2007 ASSEMBLY BILL 296

April 30, 2007 – Introduced by Representatives GUNDERSON, MUSSER, ALBERS, BERCEAU, BIES, GRONEMUS, HAHN, HRAYCHUCK, HUBLER, KLEEFISCH, JORGENSEN, MONTGOMERY, MURSAU, MURTHA, NERISON, PETROWSKI, SUDER, TURNER and VOS, cosponsored by Senators KREITLOW, GROTHMAN, BRESKE, A. LASEE, LASSA, OLSEN, ROESSLER, SCHULTZ and SULLIVAN. Referred to Committee on Natural Resources.

1     **AN ACT** *to renumber* 29.194 (1) (a); *to renumber and amend* 29.173 (2) (b),  
2           29.194 (1) (b), 29.569 (2) (c) and 29.569 (3) (bm) 1.; *to amend* 29.194 (1) (title);  
3           and *to create* 29.173 (2) (b) 1., 29.173 (2) (b) 2., 29.194 (1m) (title), 29.194 (1m)  
4           (a) 2., 29.194 (1m) (b), 29.569 (2) (c) 3., 29.569 (3) (bm) 1. a. and 29.569 (3) (bm)  
5           1. b. of the statutes; **relating to:** issuing hunting and fishing approvals to  
6           members of the U.S. armed forces who are former residents of this state.

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### ***Analysis by the Legislative Reference Bureau***

Under current law, Department of Natural Resources (DNR) must consider a person who is not a resident of this state but who is in the military and stationed in this state a resident for the purpose of issuing him or her a hunting, fishing, or trapping approval. This includes stamps and permits as well as licenses. Under the fee schedule for fish and game approvals, with limited exceptions, a resident pays less for the same or equivalent approval as does a nonresident.

Under this bill, DNR must consider a person who is currently not a resident of this state but who was a resident of this state at the time he or she entered the military a resident for the purpose of issuing him or her hunting or fishing approval. The bill also treats a former resident who is on furlough or leave in the state like a current resident on furlough or leave for purposes of being able to hunt deer of either sex during the open season for hunting deer with firearms.

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

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

1           **SECTION 1.** 29.173 (2) (b) of the statutes is renumbered 29.173 (2) (b) (intro.)  
2 and amended to read:

3           29.173 (2) (b) (intro.) A qualified service member holding a current resident  
4 deer hunting license may hunt deer of either sex with a firearm during any season  
5 open to hunting of deer with firearms that is established by the department. ~~In this~~  
6 ~~paragraph, “qualified service member” means~~ For purposes of this paragraph, a  
7 qualified service member is a member of the armed forces who exhibits proof that he  
8 or she is a resident, is in active service with the armed forces outside this state and  
9 ~~is on furlough or leave.~~ proof of one of the following:

10           **SECTION 2.** 29.173 (2) (b) 1. of the statutes is created to read:

11           29.173 (2) (b) 1. That he or she is a resident who is on furlough or leave.

12           **SECTION 3.** 29.173 (2) (b) 2. of the statutes is created to read:

13           29.173 (2) (b) 2. That he or she was a resident at the time he or she entered  
14 active service and that he or she is on furlough or leave.

15           **SECTION 4.** 29.194 (1) (title) of the statutes is amended to read:

16           29.194 (1) (title) ~~CERTAIN RESIDENT~~ RESIDENT LICENSES MAY BE ISSUED TO FOR  
17 ~~STUDENTS AND MEMBERS OF THE ARMED FORCES.~~

18           **SECTION 5.** 29.194 (1) (a) of the statutes is renumbered 29.194 (1).

19           **SECTION 6.** 29.194 (1) (b) of the statutes is renumbered 29.194 (1m) (a) and  
20 amended to read:

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1           29.194 (1m) (a) *Hunting and fishing approvals.* The department shall treat  
2 a qualified member of the armed forces who is not a resident of this state as a resident  
3 for purposes of determining the member's eligibility for and cost of obtaining a  
4 hunting, ~~trapping,~~ or fishing approval under this subchapter. ~~A~~ For purposes of this  
5 paragraph, a qualified member of the armed forces is a person who exhibits proof that  
6 he or she is in active service in the U.S. armed forces or in forces incorporated in the  
7 U.S. armed forces and that proof of one of the following:

8           1. That he or she is stationed in this state.

9           **SECTION 7.** 29.194 (1m) (title) of the statutes is created to read:

10          29.194 (1m) (title) RESIDENT APPROVALS FOR NONRESIDENTS.

11          **SECTION 8.** 29.194 (1m) (a) 2. of the statutes is created to read:

12          29.194 (1m) (a) 2. That he or she was a resident at the time he or she entered  
13 active service.

14          **SECTION 9.** 29.194 (1m) (b) of the statutes is created to read:

15          29.194 (1m) (b) *Trapping approvals.* The department shall treat a qualified  
16 member of the armed forces who is not a resident of this state as a resident for  
17 purposes of determining the member's eligibility for and cost of obtaining a trapping  
18 approval under this subchapter. For purposes of this paragraph, a qualified member  
19 of the armed forces is a person who exhibits proof that he or she is in active service  
20 in the U.S. armed forces or in forces incorporated in the U.S. armed forces and that  
21 he or she is stationed in this state.

22          **SECTION 10.** 29.569 (2) (c) of the statutes is renumbered 29.569 (2) (c) (intro.)  
23 amended to read:

24          29.569 (2) (c) (intro.) A resident archer hunting license or a resident  
25 conservation patron license issued during the open season for hunting deer with a

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1 bow and arrow authorizes hunting beginning on the date of issuance if issued to a  
2 person who is a member of the U.S. armed forces who exhibits proof that he or she  
3 is in active service with the armed forces and ~~that he or she is stationed~~ proof of one  
4 of the following:

5 1. That he or she is stationed in this state ~~or is a~~.

6 2. That he or she is a resident who is on furlough or leave.

7 **SECTION 11.** 29.569 (2) (c) 3. of the statutes is created to read:

8 29.569 (2) (c) 3. That he or she was a resident at the time he or she entered  
9 active service and that he or she is on furlough or leave.

10 **SECTION 12.** 29.569 (3) (bm) 1. of the statutes is renumbered 29.569 (3) (bm)

11 1. (intro.) and amended to read:

12 29.569 (3) (bm) 1. (intro.) A person who is a member of the U.S. armed forces  
13 and who exhibits proof that he or she is ~~a resident~~, is in active service with the armed  
14 forces outside this state, ~~and is on furlough or leave.~~ and proof of one of the following:

15 **SECTION 13.** 29.569 (3) (bm) 1. a. of the statutes is created to read:

16 29.569 (3) (bm) 1. a. That he or she is resident who is on furlough or leave.

17 **SECTION 14.** 29.569 (3) (bm) 1. b. of the statutes is created to read:

18 29.569 (3) (bm) 1. b. That he or she was a resident at the time he or she entered  
19 active service and that he or she is on furlough or leave.

20 **SECTION 15. Effective date.**

21 (1) This act takes effect on the first day of the 3rd month beginning after  
22 publication.

23

(END)