

2007 DRAFTING REQUEST

Bill

Received: **02/01/2007**

Received By: **mglass**

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: **mglass**

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:

Pre Topic:

No specific pre topic given

Topic:

Preference system for harvesting bobcats, fisher, otters, and sturgeon

Instructions:

See Attached

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> |
|--------------|----------------------|------------------------|------------------------|----------------|-----------------------|-----------------------|-----------------|
| /? | | | | _____ | | | State |
| /1 | mglass 02/08/2007 | wjackson 02/19/2007 | rschluet 02/19/2007 | _____ | cduerst 02/19/2007 | | State |
| /2 | mglass 03/17/2007 | wjackson 03/20/2007 | rschluet 03/20/2007 | _____ | mbarman 03/20/2007 | | State |
| /3 | mglass 03/29/2007 | wjackson 04/02/2007 | rschluet 04/03/2007 | _____ | lparisi 04/03/2007 | mbarman 04/06/2007 | |

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

FE Sent For: *at intus*
5/25/07

<END>

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| /2 | mglass 03/17/2007 | wjackson 03/20/2007 | rschlue 03/20/2007 | | mbarman 03/20/2007 | | |

FE Sent For:

13 NJ 4/2
437

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May Contact:

Addl. Drafters:

Subject: Nat. Res. - fish and game

Extra Copies:

Submit via email: YES

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Carbon copy (CC:) to:

Pre Topic:

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Topic:

Preference system for harvesting bobcats, fisher, and otters

Instructions:

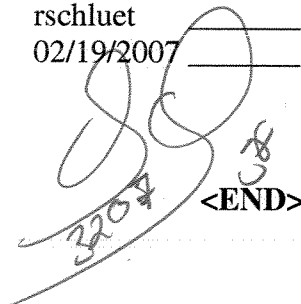
See Attached

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| /? | | | | | | | State |
| /1 | mglass 02/08/2007 | wjackson 02/19/2007 | rschluet 02/19/2007 | | cdurst 02/19/2007 | | |

FE Sent For:

1/2 WJ 3/20


3207 <END>

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| 1? | mglass | 1 wlj 2/14 | | | | | |
|----|--------|------------|--|--|--|--|--|

FE Sent For:

2/19/07
<END>

Gibson-Glass, Mary

From: Bruhn, Mike
Sent: Wednesday, January 31, 2007 11:49 AM
To: Gibson-Glass, Mary
Subject: drafting request

Mary,

*ie
license*

Rep. Gunderson would like to get legislation drafted that would allow hunters to apply only for a preference point, instead of a tag as is currently required in statutes, for bobcats, fisher, and otter tags. If you have any questions, please feel free to contact me at 266-3363. Also, if necessary, the Department of Natural Resources may have some additional background information. Please let me know.

Thank you,

Michael Bruhn
Rep. Gunderson's office

(WPPRUF)

*like
Class A
bear
licenses*

*3 years
next years*

DATE: January 30 2007

TO: Rep. Scott Gunderson
Transmitted by e-mail

FROM: Scott Loomans

SUBJECT: Proposed drafting request, bobcat, fisher, otter preference

Problem the Bill Will Resolve:

With an increase in the number of applicants and the number of years of preference required to successfully draw a tag for bobcat, fisher or otter, we now need additional flexibility so that applicants can apply for a preference point-only instead of an actual harvest tag. This preference system would work in the same way that the bear preference system functions.

This will allow an applicant to plan for and synchronize when permits are received. For instance, this would allow a family that hunts with hounds for bobcats to stagger when they receive permits so that only one person hunts each year - but the hounds get to hunt for a family member every year. This would allow people to plan trips so that they do not miss the increasingly less common opportunity to hunt bobcat or trap fisher and otter. Permit deferrals for people who are called into active military duty should automatically apply.

Past Legislation or Existing Statutory Language:

This preference system would work in the same way that the bear preference system functions.

29.184(6)(b) *Cumulative preference system; random selection.* If the number of qualified applications for Class A bear licenses exceeds the number of available licenses, the department shall select applicants to be issued Class A bear licenses based upon a cumulative preference system. This system shall establish preference categories for those applicants who applied for but who were not issued Class A bear licenses or bear harvest permits under s. 29.1085 (3) (b), 1993 stats., in the previous season, with higher priority given to those categories with more preference points than those with fewer preference points. For each season, the department shall allow each applicant under the system to apply for a preference point or for a license. The department shall give a preference point to each applicant who applies for a preference point and to each applicant who applies for a license but who is not selected. Applicants who fail to apply for either a preference point or a license at least once during any 3 consecutive years shall lose all previously accumulated preference points. If the number of applicants within a preference category exceeds the number of Class A bear licenses available in the category, the department shall select at random the applicants to be issued licenses within the preference category. Beginning on April 18, 2002, an applicant for a preference point must meet all of the



following requirements on the first day of the bear hunting season that immediately follows the date of application:

1. The applicant is at least 12 years old.
2. The applicant is eligible for an approval authorizing hunting.

(c) *Notification, issuance; fees.*

1g. A person who applies for a preference point or a license under par. (a) shall pay the processing fee under s. 29.553 at the time of application.

1r. The department shall issue a notice of approval to those qualified applicants selected to receive a Class A bear license. A person who receives a notice of approval and who pays the fees required for the license shall be issued the license subject to ss. 29.024 and 54.25 (2) (c) 1. d.

2. A Class B bear license shall be issued subject to ss. 29.024 and 54.25 (2) (c) 1. d. by the department to any resident who applies for this license.

Agency Contact Information:

John F. Olson, Furbearer Specialist. 715-685-2934.

Scott Loomans, Wildlife Regulation Policy Specialist 608-266-3534



State of Wisconsin
2007 - 2008 LEGISLATURE

RMR
LRB-1782/R
MGG:/:....
Wlj

in edit 2/8

D-Note

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

- 1 ^{Gen} AN ACT ...; relating to: the issuance of bobcat hunting and trapping permits,
- 2 fisher trapping permits, and otter trapping permits.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Natural Resources (DNR) may limit the number of bobcats, fishers, otters, and other species of wildlife harvested by establishing a cumulative preference system. DNR administers a cumulative preference system for issuing permits if the number of applicants for the permits exceeds the number available. Under the current system, an applicant receives a preference point for each season for which the applicant applies for but does not receive a permit. Higher priority is given to those applicants with more preference points. When an applicant is selected, he or she must accept the permit for the upcoming season.

Under this bill, for bobcat hunting and trapping permits, fisher trapping permits, and otter trapping permits, an applicant may apply under the system for a permit or may apply for only a preference point if he or she is not seeking a permit for the upcoming season. DNR then gives a preference point to each person who applies for a just a preference point and to each permit applicant who is not selected or who, if selected, elects not to receive the permit for that season.

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:

Lps:
Please
check
extra
spaces.

1 SECTION 1. 29.180 (1) (a) 3. of the statutes is amended to read:

2 29.180 (1) (a) 3. Bobcat hunting ~~or~~ and trapping permit.

3 History: 2005 a. 88.

3 SECTION 2. 29.183 (1) (c) of the statutes is amended to read:

4 29.183 (1) (c) Bobcat hunting ~~or~~ and trapping permit.

5 let

5 History: 2005 a. 53.

5 SECTION 3. 29.192 (4) of the statutes is renumbered 29.192 (4) ~~(a)~~ and amended

6 to read:

7 29.192 (4) (a) If the department decides to limit the number of persons taking
8 Canada geese, sharp-tailed grouse, fishers, ~~otters, bobcats~~ or sturgeon by issuing
9 permits and if the number of persons seeking the permits exceeds the number of
10 available permits, the department shall issue the permits according to a cumulative
11 preference system established by the department. The department shall give a
12 preference point to each applicant for each previous season for which the applicant
13 applied but was not issued a permit. The system shall establish preference categories
14 for these applicants, with higher priority given to those categories with more points
15 than those with fewer points. Applicants who fail to apply at least once during any
16 3 consecutive years shall lose all previously accumulated preference points. If the
17 number of applicants within a preference category or a subcategory exceeds the
18 number of permits available in the category or subcategory, the department shall
19 select at random within the category or subcategory the applicants to be issued the
20 permits.

21 History: 1997 a. 248 ss. 385 to 387, 403, 409; 2005 a. 25, 284.

21 SECTION 4. 29.192 (4) (b) ^{1/2} of the statutes is created to read:

22 29.192 (4) (b) ^{1/2} If the department decides to limit the number of persons taking
23 fishers, ^{otters} ~~otters~~, or ^{bobcats} ~~bobcats~~ issuing permits and if the number of persons seeking the
24 permits exceeds the number of available permits, the department shall issue the

1 permits according to a cumulative preference system established by the department.
2 The system shall establish preference categories for those applicants who applied for
3 but were not issued the applicable permits, with higher priority given to those
4 categories with more points than those with fewer preference points. For each
5 season, the department shall allow each applicant under the system to apply for a
6 preference point or for a permit. The department shall give a preference point to each
7 applicant who applies for a preference point and to each applicant who applies for
8 a permit but who is not selected or who is selected but elects to not receive the permit
9 for that season. Applicants who fail to apply for either a preference point or a permit
10 at least once during any 3 consecutive years shall lose all previously accumulated
11 preference points. If the number of applicants within a preference category or a
12 subcategory exceeds the number of permits available in the category or subcategory,
13 the department shall select at random within the category or subcategory the
14 applicants to be issued the permits.

15 2. A person who applies for a preference point or a permit under subd. 1. shall
16 pay the processing fee under s. 29.553 at the time of application.

17 3. The department shall issue a notice of acceptance to those qualified
18 applicants selected to receive a permit under subd. 1. A person who receives a notice
19 of acceptance may elect to receive the permit for the next applicable season or may
20 elect to receive an additional preference point. The department shall issue the
21 permit upon receiving notification by the person that he or she elects to receive the
22 permit.

23 **SECTION 5. Initial applicability.**

INS 3-22

1 (1) This act first applies to fisher trapping permits, otter trapping permits, and
2 bobcat hunting and trapping permits that are issued on the effective date of this
3 subsection.

4 **SECTION 6. Effective date.**

5 (1) This act takes effect on the first day of the 7th month beginning after
6 publication.

7 (END)

Section #. 29.192 (4m) (intro.) ↓ of the statutes is amended to read:

29.192 (4m) (intro.) If the department establishes a permit system under sub. (3) or (4) ^(b) that affects the trapping of bobcats, fishers, or otters, the department may do any of the following:

History: 1997 a. 248 ss. 385 to 387, 403, 409; 2005 a. 25, 284.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1782/1dn

MGG:.....

Wlj

Lps: please
check spaces.

I have drafted this differently than what is currently found for Class A bear licenses in s. 29.184 (6) (b) and (c). Under those provisions, one can apply for a preference point or a license. However, if one applies for a license and is selected, current law is silent on what happens if one does not elect to receive the license. Under this bill, I have included a provision stating that even if one applies for the permit (instead of for a preference point) and ~~is~~ selected, one may decline the permit and receive a preference point instead. Please review carefully and let me know if you want any changes.

I have included a delayed effective date to allow DNR to administratively implement the changes required by this bill. I tried to time the effective date to when applications are currently required for these types of permits.

Mary Gibson-Glass
Senior Legislative Attorney
Phone: (608) 267-3215

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

LRB-1782/1dn
MGG:wlj:rs

February 19, 2007

I have drafted this differently than what is currently found for Class A bear licenses in s. 29.184 (6) (b) and (c). Under those provisions, one can apply for a preference point or a license. However, if one applies for a license and is selected, current law is silent on what happens if one does not elect to receive the license. Under this bill, I have included a provision stating that even if one applies for the permit (instead of for a preference point) and is selected, one may decline the permit and receive a preference point instead. Please review carefully and let me know if you want any changes.

I have included a delayed effective date to allow DNR administratively to implement the changes required by this bill. I tried to time the effective date to when applications are currently required for these types of permits.

Mary Gibson-Glass
Senior Legislative Attorney
Phone: (608) 267-3215

Gibson-Glass, Mary

From: Bruhn, Mike
Sent: Monday, February 26, 2007 9:43 AM
To: Gibson-Glass, Mary
Subject: LRB 07-1782/1

Mary,

Please see the attached email for 2 changes that we need made to LRB 07-1782/1. Also, we would like to add sturgeon to the list of bobcat, otter, and fisher. If you have any questions, please feel free to contact me at 266-3363.

Thanks,

Mike Bruhn
Rep. Gunderson's office

From: Loomans, Scott D - DNR [mailto:Scott.Loomans@wisconsin.gov]
Sent: Thursday, February 22, 2007 3:42 PM
To: Bruhn, Mike
Subject: Bobcat, otter, fisher

Mike,

Regarding the drafters note from Mary Gibson-Glass, we would rather not give permit winners the option of returning a permit. This shouldn't be necessary if people can apply for the point-only.

Bear permit winners were able to return permits at one time and it resulted in DNR having to hold several rounds of drawings in order to get all of the permits issued, that's why we went to the "point-only" option.

John Olson, our Furbearer Ecologist, suggests language like this;

Suggestions: Page 3, 29.192(4)(b)1. Line 11 - End the sentence following the word "selected." and delete the following: "...or who is selected but elects not to receive the permit for that season." And then on 29.192(4)(b) 3 - on line 20, it begins with: "The department shall issue a..." delete the rest of line 20 through line 25 and instead insert the words: "The department shall issue a permit to those qualified applicants selected to receive a permit under subd. 1.

2 RMR

Wed
3/21

D-Note

↑
Stays

2007 BILL

the preference systems for issuing
Class A bear licenses, ↑

Regen

sturgeon, ↑

1 AN ACT to renumber and amend 29.192 (4); to amend 29.180 (1) (a) 3., 29.183
 2 (1) (c) and 29.192 (4m) (intro.); and to create 29.192 (4) (b) of the statutes;
 3 relating to: the issuance of bobcat hunting and trapping permits, fisher
 4 trapping permits, and other trapping permits, and sturgeon fishing permits

Analysis by the Legislative Reference Bureau

Under current law, the Department of Natural Resources (DNR) may limit the number of bobcats, fishers, otters, and other species of wildlife harvested by establishing a cumulative preference system. DNR administers a cumulative preference system for issuing permits if the number of applicants for the permits exceeds the number available. Under the current system, an applicant receives a preference point for each season for which the applicant applies but does not receive a permit. Higher priority is given to those applicants with more preference points. When an applicant is selected, he or she must accept the permit for the upcoming season.

Under this bill, for bobcat hunting and trapping permits, fisher trapping permits, and other trapping permits, an applicant may apply under the system for a permit or may apply for only a preference point if he or she is not seeking a permit for the upcoming season. DNR then gives a preference point to each person who applies for just a preference point and to each permit applicant who is not selected or who, if selected, elects not to receive the permit for that season.

BILL

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1 **SECTION 1.** 29.180 (1) (a) 3. of the statutes is amended to read:

2 29.180 **(1)** (a) 3. Bobcat hunting ~~or~~ and trapping permit.

3 **SECTION 2.** 29.183 (1) (c) of the statutes is amended to read:

4 29.183 **(1)** (c) Bobcat hunting ~~or~~ and trapping permit.

INS 2-4

5 **SECTION 3.** 29.192 (4) of the statutes is renumbered 29.192 (4) (a) and amended
6 to read:

7 29.192 **(4)** (a) If the department decides to limit the number of persons taking

8 Canada geese, ^{or} sharp-tailed grouse, ~~fishers, otters, bobcats or sturgeon~~ by issuing

9 permits and if the number of persons seeking the permits exceeds the number of

10 available permits, the department shall issue the permits according to a cumulative

11 preference system established by the department. The department shall give a

12 preference point to each applicant for each previous season for which the applicant

13 applied but was not issued a permit. The system shall establish preference categories

14 for these applicants, with higher priority given to those categories with more points

15 than those with fewer points. Applicants who fail to apply at least once during any

16 3 consecutive years shall lose all previously accumulated preference points. If the

17 number of applicants within a preference category or a subcategory exceeds the

18 number of permits available in the category or subcategory, the department shall

19 select at random within the category or subcategory the applicants to be issued the

20 permits.

21 **SECTION 4.** 29.192 (4) (b) of the statutes is created to read:

BILL

1 29.192 (4) (b) 1. If the department decides to limit the number of persons taking
2 fishers, otters, ~~on~~ bobcats ^{for bobcats} by issuing permits and if the number of persons seeking
3 the permits exceeds the number of available permits, the department shall issue the
4 permits according to a cumulative preference system established by the department.
5 The system shall establish preference categories for those applicants who applied for
6 but were not issued the applicable permits, with higher priority given to those
7 categories with more points than those with fewer preference points. For each
8 season, the department shall allow each applicant under the system to apply for a
9 preference point or for a permit. The department shall give a preference point to each
10 applicant who applies for a preference point and to each applicant who applies for
11 a permit but who is not selected ~~or who is selected but elects not to receive the permit~~
12 ~~for that season.~~ Applicants who fail to apply for either a preference point or a permit
13 at least once during any 3 consecutive years shall lose all previously accumulated
14 preference points. If the number of applicants within a preference category or a
15 subcategory exceeds the number of permits available in the category or subcategory,
16 the department shall select at random within the category or subcategory the
17 applicants to be issued the permits.

18 2. A person who applies for a preference point or a permit under subd. 1. shall
19 pay the processing fee under s. 29.553 at the time of application.

20 3. The department shall issue a ^{permit} notice of acceptance to those qualified
21 applicants selected to receive a permit under subd. 1. A person who receives a notice
22 of acceptance may elect to receive the permit for the next applicable season or may
23 elect to receive an additional preference point. The department shall issue the
24 permit upon receiving notification by the person that he or she elects to receive the
25 permit.

INS

3-25

BILL

SECTION 5. 29.192 (4m) (intro.) of the statutes is amended to read:

29.192 **(4m)** (intro.) If the department establishes a permit system under sub. (3) or (4) (b) that affects the trapping of bobcats, fishers, or otters, the department may do any of the following:

SECTION 6. Initial applicability.

(1) This act first applies to fisher trapping permits, otter trapping permits, ~~and~~ bobcat hunting and trapping permits that are issued on the effective date of this subsection.

↑ and sturgeon fishing permits

SECTION 7. Effective date.

(1) This act takes effect on the first day of the 7th month beginning after publication.

(END)

Class A bear licenses ↑

2007-2008 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1782/2ins
MGG:.....

1 **Insert 2-4**

2 **SECTION ~~1~~** 29.184 (6) (c) 1r. of the statutes is amended to read:

3 29.184 (6) (c) 1r. The Subject to ss. 29.024 and 54.25 (2) (c) 1. d., the department
4 shall issue a ~~notice of approval~~ Class A bear license to those qualified applicants
5 selected to receive a Class A bear license under par. (b). A person who receives a
6 notice of approval and who pays the fees required for the license shall be issued the
7 license subject to ss. ~~29.024 and 54.25 (2) (c) 1. d.~~

History: 1985 a. 270; 1997 a. 1 ss. 57 to 74, 77; 1997 a. 27, 191; 1997 a. 248 ss. 255 to 269; Stats. 1997 s. 29.184; 1997 a. 249 ss. 28 to 32; 1999 a. 9, 32, 186; 2001 a. 55; 2003 a. 59; 2005 a. 25, 387.

8 **Insert 3-25**

9 3. The department shall issue a permit to those qualified applicants selected
10 to receive a permit under sub. ^d 1.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1782/2dn

MGG:.....

Wlj

- the fact
- that
- wants
1. Based on ~~DNR's explanation~~ that DNR ~~wanted~~ persons who are selected to receive a permit to ~~not~~ ^{are} be able to decline the permit and that DNR is administering the Class A bear license preference system in ~~the same~~ manner, it is necessary to amend the current language regarding bear licenses to conform with the language created in the bill. See ss. 29.184 (6) (c) 1r., as amended in this bill, and 29.192 (4) (b) 3., as created in the bill. The language in s. 29.192 (4) (b) 3. does not need the cross-reference to ss. 29.024 and 54.25 (2) (c) 1.d. ~~that is~~ ^{are} found in s. 29.184 (6) (c) 1r. because ~~that~~ ^{the} cross-reference ^{is} applicable only to licenses and not ~~to~~ permits.
 2. Please review the delayed effective date again given that we have added Class A bear licenses and sturgeon fishing permits to this bill.

Mary Gibson-Glass
Senior Legislative Attorney
Phone: (608) 267-3215

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

LRB-1782/2dn
MGG:wj:rs

March 20, 2007

1. Based on the fact that DNR wants persons who are selected to receive a permit to be unable to decline the permit and that DNR is administering the Class A bear license preference system in that manner, it is necessary to amend the current language regarding bear licenses to conform with the language created in the bill. See ss. 29.184 (6) (c) 1r., as amended in this bill, and 29.192 (4) (b) 3., as created in the bill. The language in s. 29.192 (4) (b) 3. does not need the cross-references to ss. 29.024 and 54.25 (2) (c) 1. d. found in s. 29.184 (6) (c) 1r. because the cross-references are applicable only to licenses and not permits.
2. Please review the delayed effective date again given that we have added Class A bear licenses and sturgeon fishing permits to this bill.

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Senior Legislative Attorney
Phone: (608) 267-3215



State of Wisconsin
2007 - 2008 LEGISLATURE

3RMR
LRB-1782/2
MGG:wlj:rs

2007 BILL

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1 AN ACT *to renumber and amend* 29.192 (4); *to amend* 29.180 (1) (a) 3., 29.183
2 (1) (c), 29.184 (6) (c) 1r. and 29.192 (4m) (intro.); and *to create* 29.192 (4) (b) of
3 the statutes; **relating to:** the preference systems for issuing Class A bear
4 licenses, bobcat hunting and trapping permits, fisher trapping permits, ^{and} otter
5 trapping permits, ~~and sturgeon fishing permits.~~

Analysis by the Legislative Reference Bureau

X

Under current law, the Department of Natural Resources (DNR) may limit the number of bobcats, fishers, otters, sturgeon and other species of wildlife harvested by establishing a cumulative preference system. DNR administers a cumulative preference system for issuing permits if the number of applicants for the permits exceeds the number available. Under the current system, an applicant receives a preference point for each season for which the applicant applies but does not receive a permit. Higher priority is given to those applicants with more preference points. When an applicant is selected, he or she must accept the permit for the upcoming season. ^{and}

X

Under this bill, for bobcat hunting and trapping permits, fisher trapping permits, otter trapping permits, and sturgeon fishing permits, an applicant may apply under the system for a permit or may apply for only a preference point if he or she is not seeking a permit for the upcoming season. DNR then gives a preference point to each person who applies for just a preference point and to each permit applicant who is not selected, ~~or who, if selected, elects not to receive the permit for that season.~~

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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.** 29.180 (1) (a) 3. of the statutes is amended to read:

2 29.180 (1) (a) 3. Bobcat hunting ~~or~~ and trapping permit.

3 **SECTION 2.** 29.183 (1) (c) of the statutes is amended to read:

4 29.183 (1) (c) Bobcat hunting ~~or~~ and trapping permit.

5 **SECTION 3.** 29.184 (6) (c) 1r. of the statutes is amended to read:

6 29.184 (6) (c) 1r. ~~The~~ Subject to ss. 29.024 and 54.25 (2) (c) 1. d., the department
7 shall issue a ~~notice of approval~~ Class A bear license to those qualified applicants
8 selected to receive a ~~Class A bear license~~. ~~A person who receives a notice of approval~~
9 ~~and who pays the fees required for the license shall be issued the license subject to~~
10 ~~ss. 29.024 and 54.25 (2) (c) 1. d.~~ under par. (b).

11 **SECTION 4.** 29.192 (4) of the statutes is renumbered 29.192 (4) (a) and amended
12 to read:

13 29.192 (4) (a) If the department decides to limit the number of persons taking
14 Canada geese, ~~or~~ sharp-tailed grouse, ~~fishers, otters, bobcats or sturgeon~~ by issuing
15 permits and if the number of persons seeking the permits exceeds the number of
16 available permits, the department shall issue the permits according to a cumulative
17 preference system established by the department. The department shall give a
18 preference point to each applicant for each previous season for which the applicant
19 applied but was not issued a permit. The system shall establish preference categories
20 for these applicants, with higher priority given to those categories with more points
21 than those with fewer points. Applicants who fail to apply at least once during any

BILL

1 3 consecutive years shall lose all previously accumulated preference points. If the
2 number of applicants within a preference category or a subcategory exceeds the
3 number of permits available in the category or subcategory, the department shall
4 select at random within the category or subcategory the applicants to be issued the
5 permits.

6 **SECTION 5.** 29.192 (4) (b) of the statutes is created to read:

7 29.192 (4) (b) 1. If the department decides to limit the number of persons taking
8 fishers, otters, ^{or} bobcats, ~~or sturgeon~~ by issuing permits and if the number of persons
9 seeking the permits exceeds the number of available permits, the department shall
10 issue the permits according to a cumulative preference system established by the
11 department. The system shall establish preference categories for those applicants
12 who applied for but were not issued the applicable permits, with higher priority given
13 to those categories with more points than those with fewer preference points. For
14 each season, the department shall allow each applicant under the system to apply
15 for a preference point or for a permit. The department shall give a preference point
16 to each applicant who applies for a preference point and to each applicant who
17 applies for a permit but who is not selected. Applicants who fail to apply for either
18 a preference point or a permit at least once during any 3 consecutive years shall lose
19 all previously accumulated preference points. If the number of applicants within a
20 preference category or a subcategory exceeds the number of permits available in the
21 category or subcategory, the department shall select at random within the category
22 or subcategory the applicants to be issued the permits.

23 2. A person who applies for a preference point or a permit under subd. 1. shall
24 pay the processing fee under s. 29.553 at the time of application.

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1 3. The department shall issue a permit to those qualified applicants selected
2 to receive a permit under subd. 1.

3 **SECTION 6.** 29.192 (4m) (intro.) of the statutes is amended to read:

4 29.192 (4m) (intro.) If the department establishes a permit system under sub.
5 (3) or (4) (b) that affects the trapping of bobcats, fishers, or otters, the department
6 may do any of the following:

7 **SECTION 7. Initial applicability.**

8 (1) This act first applies to Class A bear licenses, fisher trapping permits, otter
9 trapping permits, ^{and} bobcat hunting and trapping permits, ~~and sturgeon fishing~~
10 ~~permits~~ that are issued on the effective date of this subsection.

11 **SECTION 8. Effective date.**

12 (1) This act takes effect on the ~~first day of the 7th month beginning after~~
13 ~~publication.~~ ^{publication.}

14 (END)

on April 1, 2008, or the day
after publication, whichever is
later

Duerst, Christina

From: Bruhn, Mike
Sent: Thursday, April 05, 2007 4:57 PM
To: LRB.Legal
Subject: Draft Review: LRB 07-1782/3 Topic: Preference system for harvesting bobcats, fisher, otters, and sturgeon

Please Jacket LRB 07-1782/3 for the ASSEMBLY.