

 **07hr\_SC-ENR\_sb0198\_pt01**



(FORM UPDATED: 08/11/2010)

WISCONSIN STATE LEGISLATURE ...  
PUBLIC HEARING - COMMITTEE RECORDS

**2007-08**

(session year)

**Senate**

(Assembly, Senate, or Joint)

**Committee on ...  
Environment and Natural Resources  
(SC-ENR)**

**INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL**

- Appointments ... **Appt** (w/Record of Comm. Proceedings)
- Clearinghouse Rules ... **CRule** (w/Record of Comm. Proceedings)
- Hearing Records ... **HR ... bills and resolutions** (w/Record of Comm. Proceedings)
  - (**ab** = Assembly Bill)                      (**ar** = Assembly Resolution)                      (**ajr** = Assembly Joint Resolution)
  - (**sb** = Senate Bill)                              (**sr** = Senate Resolution)                              (**sjr** = Senate Joint Resolution)
- Miscellaneous ... **Misc**

\* Contents organized for archiving by: Mike Barman (LRB) (July/2014)

## Senate

### Record of Committee Proceedings

#### **Committee on Environment and Natural Resources**

##### **Senate Bill 198**

Relating to: hunting of deer during the open bow hunting season.

By Senators Miller, Kedzie, Vinehout, Schultz, Decker, Hansen, Lassa, Grothman, Breske and A. Lasee; cosponsored by Representatives Hraychuck, Pridemore, Boyle, A. Ott, Bies and Vruwink.

May 31, 2007 Referred to Committee on Environment and Natural Resources.

August 28, 2007 **PUBLIC HEARING HELD**

Present: (4) Senators Miller, Wirch, Kedzie and Schultz.  
Absent: (1) Senator Jauch.

##### Appearances For

- Mark Miller, Monona — Senator, 16th Senate District
- Scott Loomans, Madison — Department of Natural Resources
- George Meyer, Madison — Wisconsin Wildlife Federation

##### Appearances Against

- None.

##### Appearances for Information Only

- None.

##### Registrations For

- Kurt Thiede, Madison — Wisconsin Conservation Congress
- Ann Hryachuck, Balsam Lake — Representative, 28th Assembly District
- Neal Kedzie, Elkhorn — Senator, 11th Senate District
- Greg Kazmierski, Waukesha — Hunter's Rights Coalition

##### Registrations Against

- None.

##### Registrations for Information Only

- None.

October 11, 2007 **EXECUTIVE SESSION HELD**

Present: (5) Senators Miller, Jauch, Wirch, Kedzie and  
Schultz.

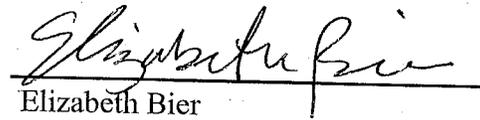
Absent: (0) None.

Moved by Senator Kedzie, seconded by Senator Schultz that  
**Senate Bill 198** be recommended for passage.

Ayes: (5) Senators Miller, Jauch, Wirch, Kedzie and  
Schultz.

Noes: (0) None.

PASSAGE RECOMMENDED, Ayes 5, Noes 0

  
Elizabeth Bier  
Committee Clerk

Vote Record

**Committee on Environment and Natural Resources**

Date: 10/11

Bill Number: SB 198

Moved by: Kedzie

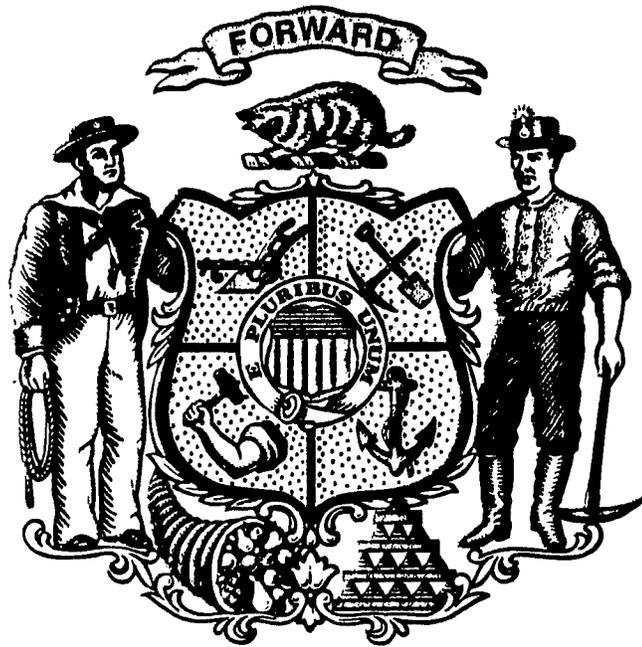
Seconded by: Schultz

Motion: Passage

<u>Committee Member</u>	<u>Aye</u>	<u>No</u>	<u>Absent</u>	<u>Not Voting</u>
Senator Mark Miller, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Robert Jauch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Robert Wirch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Neal Kedzie	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Senator Dale Schultz	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Totals:	<u>5</u>	<u>0</u>	<u>    </u>	<u>    </u>

Motion Carried

Motion Failed



Date: 3-23-07

Proposal by: Thomas Van Haren  
Bureau of Law Enforcement  
Phone: (608) 266-3244

**Issue:** 3-Day waiting period to hunt deer after the purchase of an archery deer license during the open season for hunting deer.

**Background:** This restriction has been in place since 1980, and was put in place to address problems of individuals purchasing licenses to tag deer shot by others. This was at a time when a hunter was only eligible for one deer tag. With the high deer population we have today and the availability of multiple tags for hunters, it is less likely that a hunter will shoot more deer than they have tags for. This restriction does remove hunting opportunity for any hunter who does not decide to hunt deer with a bow and arrow until after the season is open. Nonresidents traveling to Wisconsin to hunt deer with a bow and arrow often arrive to hunt only to find they must wait 3 days before they can do so. A similar law prevented the sale of gun deer licenses during the open gun deer season. This restriction was repealed 2 years ago and has not been shown to be a problem.

**Current Law:**

Under current law, a resident archer hunting license, a nonresident archer hunting license, a resident conservation patron license or a nonresident conservation patron license issued during the open season for the hunting of deer with a bow and arrow does not authorize hunting deer with a bow and arrow or crossbow until 3 days after it is issued, excluding the date of issuance. A person who is a member of the U.S. armed forces who exhibits proof that he or she is in active service with the armed forces and that he or she is stationed in this state or is a resident on furlough or leave and holds a resident archer hunting license or a resident conservation patron license is except from this 3 day waiting period. All other hunters, including a child who turns 12 years of age during the open season for the hunting of deer with a bow and arrow, or a nonresident member of the U.S. armed forces, are not exempt from the 3 day waiting period after the date the license is purchased.

**Proposal:**

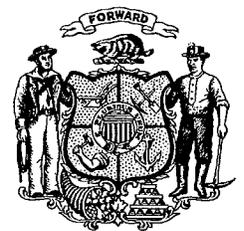
This proposal removes the 3 day waiting period for the hunting of deer with a bow and arrow under the authority of a resident archer hunting license, a nonresident archer hunting license, a resident conservation patron license or a nonresident conservation patron license issued during the open season for hunting deer for all hunters.

**The following simply statutory language changes would be required to accomplish this proposal.**

**Section 1.** 29.569(1) of the statutes is amended to read:

29.569(1) Specification of effective periods; restrictions. Unless an approval issued under this chapter is suspended or revoked or unless another section of this chapter specifically provides otherwise, the approval is valid for the period or season specified on the face of the approval or on an attachment to the approval. In addition to any other restriction under this chapter, no license may be issued if that issuance is restricted under sub. ~~(2)~~ or (3).

**Section 2.** 29.569(2) of the states is repealed.



## **Bier, Beth**

---

**From:** Bier, Beth  
**Sent:** Tuesday, April 03, 2007 4:21 PM  
**To:** Gibson-Glass, Mary  
**Subject:** Drafting request

Hi Mary,

Below are instructions for a bow hunting bill Sen. Miller would like to have drafted. If you are not the appropriate person to draft, please let me know who is as well as any questions you might have.

Thanks,  
Beth

**Issue:** 3-Day waiting period to hunt deer after the purchase of an archery deer license during the open season for hunting deer.

**Background:** This restriction has been in place since 1980, and was put in place to address problems of individuals purchasing licenses to tag deer shot by others. This was at a time when a hunter was only eligible for one deer tag. With the high deer population we have today and the availability of multiple tags for hunters, it is less likely that a hunter will shoot more deer than they have tags for. This restriction does remove hunting opportunity for any hunter who does not decide to hunt deer with a bow and arrow until after the season is open. Nonresidents traveling to Wisconsin to hunt deer with a bow and arrow often arrive to hunt only to find they must wait 3 days before they can do so. A similar law prevented the sale of gun deer licenses during the open gun deer season. This restriction was repealed 2 years ago and has not been shown to be a problem.

### **Current Law:**

Under current law, a resident archer hunting license, a nonresident archer hunting license, a resident conservation patron license or a nonresident conservation patron license issued during the open season for the hunting of deer with a bow and arrow does not authorize hunting deer with a bow and arrow or crossbow until 3 days after it is issued, excluding the date of issuance. A person who is a member of the U.S. armed forces who exhibits proof that he or she is in active service with the armed forces and that he or she is stationed in this state or is a resident on furlough or leave and holds a resident archer hunting license or a resident conservation patron license is except from this 3 day waiting period. All other hunters, including a child who turns 12 years of age during the open season for the hunting of deer with a bow and arrow, or a nonresident member of the U.S. armed forces, are not exempt from the 3 day waiting period after the date the license is purchased.

### **Proposal:**

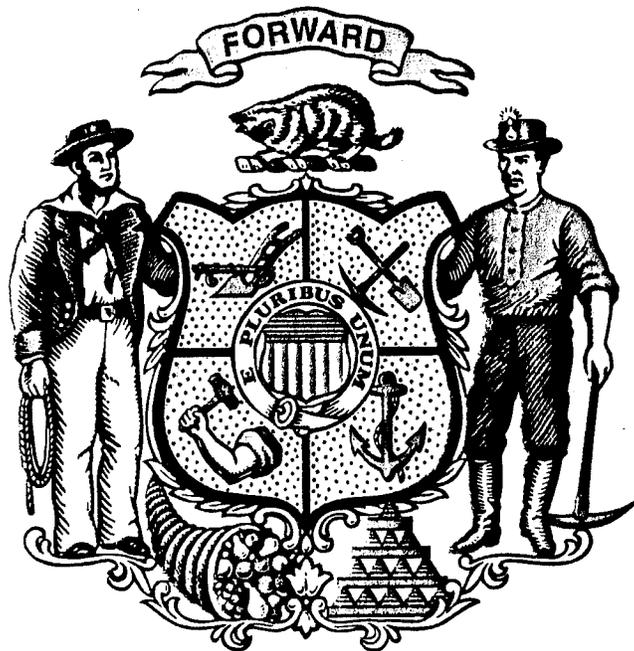
This proposal removes the 3 day waiting period for the hunting of deer with a bow and arrow under the authority of a resident archer hunting license, a nonresident archer hunting license, a resident conservation patron license or a nonresident conservation patron license issued during the open season for hunting deer for all hunters.

**The following simply statutory language changes would be required to accomplish this proposal.**

**Section 1.** 29.569(1) of the statutes is amended to read:

29.569(1) Specification of effective periods; restrictions. Unless an approval issued under this chapter is suspended or revoked or unless another section of this chapter specifically provides otherwise, the approval is valid for the period or season specified on the face of the approval or on an attachment to the approval. In addition to any other restriction under this chapter, no license may be issued if that issuance is restricted under sub. (2) or (3).

**Section 2.** 29.569(2) of the states is repealed.



## Bier, Beth

---

**From:** Sen. Miller  
**Sent:** Friday, May 11, 2007 4:01 PM  
**To:** \*Legislative All Senate; \*Legislative All Assembly  
**Subject:** Co-sponsorship of LRB 07-2382/1 & LRB 07-2666/1, Removal of 3-day waiting period for archery license

**Attachments:** 07-23821.pdf

TO: All Legislators  
FR: Sen. Mark Miller, Rep. Ann Hraychuck  
RE: hunting of deer during the open bow hunting season

Deadline: Friday, May 25<sup>th</sup>. Please call Sen. Mark Miller's office (266-9170) or Rep. Ann Hraychuck's office (267-2365) if you are interested in signing on. We will be introducing companion bills. All cosigners will be signed on to both bills unless you request otherwise.

Current law requires a 3 day waiting period after a resident archer hunting license, nonresident archer hunting license, resident conservation patron license or nonresident conservation patron license is issued in order to hunt deer with a bow and arrow. This restriction was put in place in 1980 when there were concerns about individuals purchasing licenses to tag deer shot by others. At that time, hunters were only eligible for 1 deer tag. With higher deer populations and hunters eligible for multiple tags, this is no longer an issue.

This bill repeals the 3 day waiting period for the resident archer hunting license, nonresident archer hunting license, resident conservation patron license and non resident conservation patron license.

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

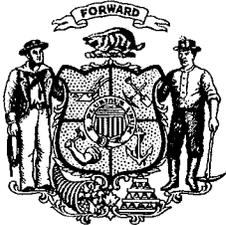
Current law, with limited exceptions, prohibits a person who is issued a deer hunting license that authorizes hunting deer with a bow and arrow during the open deer bow hunting season from using the license until three days after it is issued. This bill repeals this prohibition.



07-23821.pdf (13 KB)



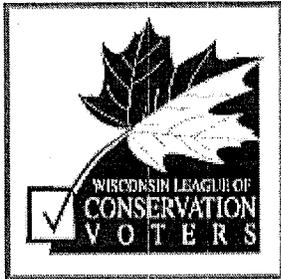
# WISCONSIN STATE LEGISLATURE



**Bier, Beth**

---

**From:** Kerry Schumann [kerry@conservationvoters.org]  
**Sent:** Monday, May 14, 2007 5:01 PM  
**To:** 'Kerry Schumann'  
**Subject:** Conservation NOW: Week of May 14



## Conservation Notices of the Week

Week of May 14, 2007  
2007 -2008 Legislative Session

### This Week's Notices:

- **Support AJR 34: Protecting Hunting and Fishing Fees**
- **Support Energy Efficiency Revenue Bonds Amendment in DPI Budget**
- **Support LRBs 1926/1 and 2674/1: Preventing Stinky Lakes**
- **Support LRBs 07-2382/1 and 07-2666/1: Removal of Waiting Period for Archery Licenses**

1 of 4



### **Support AJR 34: Protecting Hunting and Fishing Fees**

The Wisconsin League of Conservation Voters urges you to support AJR 34, which will have an executive session in the Assembly Committee on Ways and Means on Wednesday.

Constitutionally protecting hunting and fishing fees is a component of the Hunter, Angler, Trapper Bill of Rights, which was recently selected as one of four priorities by Wisconsin's conservation community for this legislative session. Passage of AJR 34 will restore integrity to natural resource management by forbidding the raids of all segregated funds, including hunting and fishing fees. These fees are paid by hunters and anglers with the express statutory purpose of wildlife habitat restoration and, in the case of the Pheasant and Great Lakes Stamps, stocking. Raids of the fees, as in past years, is a violation of the good faith of Wisconsin's outdoorsmen and women.



### **Support "Energy Efficiency Revenue Bonds" Amendment by Sen. Miller in DPI Budget**

The Wisconsin League of Conservation Voters urges you to support the "Energy Efficiency Revenue Bonds" Amendment, which Sen. Miller will introduce as an amendment to the DPI Budget in Joint Finance Committee.

Energy Efficiency Revenue Bonds would provide \$50 million to be used by Wisconsin school districts to fund energy efficiency improvements. Although energy costs are only a small percentage of a school district's total budget, they represent a significant opportunity for cost savings while reducing the need for electricity from polluting sources of energy. In fact, energy costs represent 16% of a district's "controllable costs." A statewide program aimed at reducing school energy use could provide significant benefits to local school districts. Only projects that could pay back the bond through reduced energy costs would be funded.

### **Support LRBs 1926/1 and 2674/1: Preventing Stinky Lakes**

The Wisconsin League of Conservation Voters urges you to support LRBs 1926/1 and 2674/1, currently circulating for co-sponsorship.

Wisconsinites love their lakes. However, fishing, swimming, and even observing Wisconsin's lakes is becoming less enjoyable due to algae-choked, stinky lakes. One culprit is the runoff from phosphorous lawn fertilizers. LRBs 1926/1 and 2674/1 will prohibit the sale and residential application of fertilizer containing phosphorous to turf in Wisconsin except in certain circumstances. Banning residential fertilizer is one step in restoring the health and beauty of Wisconsin lakes.

### **Support LRBs 07-2382/1 and LRB 07-2666/1: Removal of Waiting Period for Archery Licenses**

The Wisconsin League of Conservation Voters urges you to support LRBs 07-2382/1 and 07-2666/1, currently circulating for co-sponsorship.

This bill removes the three day waiting period between when a license is purchased to hunt deer with bow and arrow and when the license holder is allowed to hunt. The waiting period was created to address a problem that has been made irrelevant because of larger deer populations.

*Conservation NOW announces to Legislators and other stakeholders the pro-conservation positions on issues before the Senate and/or Assembly in the week ahead. Some of these policies are the priorities of the conservation community and can be found on the Conservation Priorities Agenda which was delivered to legislative offices on February 21, 2007. All of these issues will be tracked on the Conservation Vote Tracker (<http://www.conservationvoters.org>). Many of the issues in Conservation NOW will be scored on the Conservation Scorecard to be released in the summer of 2008. Conservation NOW is produced and distributed by the Wisconsin League of Conservation Voters. Please contact Anne Sayers at [anne@conservationvoters.org](mailto:anne@conservationvoters.org) if you have any questions.*

Wisconsin League of Conservation Voters  
306 E. Wilson St., #2E  
Madison, WI 53703  
(608) 661-0845  
fax (608) 260-9799  
[www.conservationvoters.org](http://www.conservationvoters.org)



# WISCONSIN STATE LEGISLATURE



## Bier, Beth

---

**From:** Hilton, Stephanie  
**Sent:** Wednesday, May 30, 2007 11:29 AM  
**To:** Bier, Beth  
**Subject:** RE: archery bill

Should I list the names on the bill jacket in the order you have them here in this email? And then just add Vruwink after Bies?

Stephanie Hilton  
Legislative Assistant  
Office of Rep. Ann Hraychuck  
608-267-2365 or 1-888-529-0028  
Room 6 North State Capitol

---

**From:** Bier, Beth  
**Sent:** Wednesday, May 30, 2007 11:00 AM  
**To:** Hilton, Stephanie  
**Subject:** archery bill

Hi Stephanie,  
Are you ready to send in the archery bill. Here's the list of sponsors that I've gotten so far:

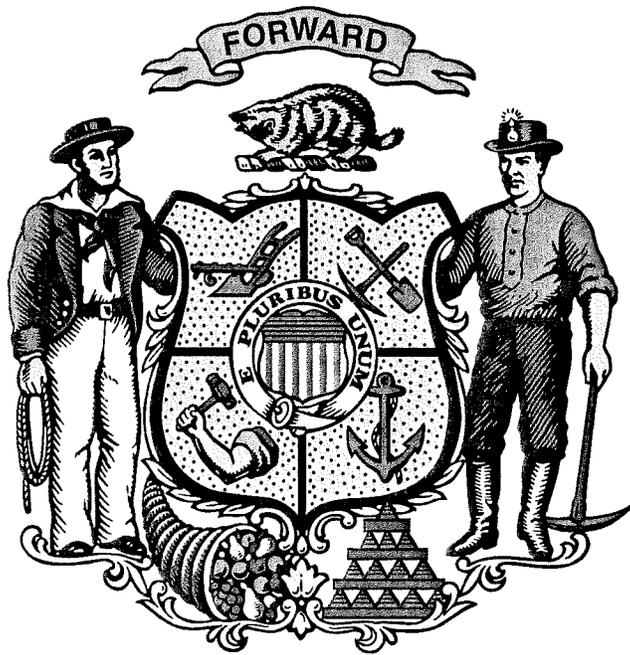
Senate: Miller, Kedzie, Vinehout, Schultz, Decker, Hansen, Lassa, Grothman, Breske, Lasee  
Assembly: Hrachuck, Pridemore, Boyle, A. Ott, Bies

Thanks,  
Beth

---

Beth Bier  
Office of Senator Mark Miller  
PO Box 7882  
Madison, WI 53707

Phone: (608) 266-9170  
Email: Beth.Bier@legis.wisconsin.gov



## Memorandum

August 28, 2007

To: Beth Bier

From: Heather Libbey

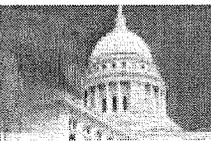
Re: Committee Hearing on SB 197, SB 198, and Clearing House Rule 07-034

The hearing began with discussion of SB 198. Representatives from both the DNR and the WI Wildlife Federation spoke in favor of repealing the outdated three-day waiting period for a bow-hunting license. There was no one speaking in opposition.

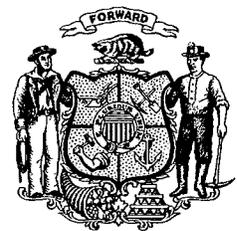
The hearing continued with the discussion of SB 197. There were representatives from several groups present to speak in favor of the bill. Some of these were the Association of WI Lakes, WI Land and Water Conservation, WI Wildlife Federation, and various other groups, as well as residents who live on Wisconsin lakes.

Three speakers spoke in favor of the bill, but proposed amendments. The representative from the Crop Production Association spoke in favor of the bill, but proposed an amendment that would allow the state law to pre-empt local ordinances and prevent local governments from passing more stringent ordinances. They also spoke against wording in the bill that would make it the responsibility of the retailers to prevent illegal purchase of the product. The WI Green Industry Federation also spoke in favor of the bill, but suggested an amendment that would only allow local governments to pass stricter ordinances if they are first approved by the state. They also proposed an amendment that would allow retailers to display fertilizer that contains phosphorus, but they would have to post a sign detailing the restrictions and exemptions of the fertilizer's use. The representative from the MMSD also spoke in favor of the bill, but asked for certain amendments. One of the suggested amendments would exempt bio-solids, such as Milorganite. The suggested amendment would also allow for an exemption for fertilizers which contain less than 3% total phosphorus, so long as less than 1% of that is "plant available" phosphorus.

The hearing concluded with discussion of Clearinghouse Rule 07-034. Representatives from Health and Family Services, the Department of Agriculture, the DNR and the Department of Public Health all spoke in support of the amendment to the groundwater quality standard. They argued that a standard was needed for Alacore-ESA in order to increase public access for well compensation as well as create an enforcement standard for the Department of Agriculture. There was no one to speak against the amendment.



WISCONSIN STATE LEGISLATURE





## State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Jim Doyle, Governor  
Scott Hassett, Secretary

101 S. Webster St.  
Box 7921  
Madison, Wisconsin 53707-7921  
Telephone 608-266-2621  
FAX 608-267-3579  
TTY Access via relay - 711

August 28, 2007

### **2007 Senate Bill 198**

Remarks of Scott Loomans

Regulation Specialist, Bureau of Wildlife Management

Chair Miller and committee members:

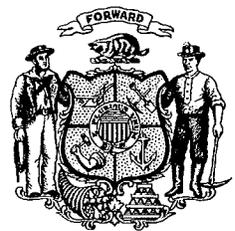
The department supports Senate Bill 198 which would remove the three day waiting period before an archery deer hunting license becomes effective if it is purchased during the season.

The original intent of the delayed effective date was to discourage people from going deer hunting but not purchasing a license unless they killed a deer. The law may also have discouraged a person from purchasing a license for somebody else after killing a deer that the shooter did not have a tag for.

This law has outlived its usefulness. The requirement that people wear a brightly colored back tag while hunting reduces the incidence of hunting without a license. Abundant harvest tags in most units make it possible to harvest multiple deer legally. If a conservation warden suspects that something is unusual they can find out almost instantly through the automated licensing system when a license was purchased.

The three day waiting period is an obstacle for young hunters who celebrate their 12<sup>th</sup> birthday during the archery season. The waiting period is an inconvenience for anyone who didn't purchase their license prior to the season and then realizes they have the coming weekend open with time to go hunting.

Again, the department supports Senate Bill 198. Thank you for taking the time to work on this.



Todd Zenske

WI Bowhunters Assn.

---

WI Bowhunters

- won't support group bagging
  - wanted to do several years ago
  - get either sex tag & antlerless statewide
  - also another tag for
- 

LRB 1661 / group bagging  
for bow-hunting

---

- won't publically support ~~the~~ marks  
bill

Todd

Zenske

---

Gov. Pritzker

---

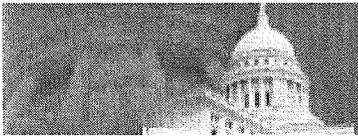
833-6849

---

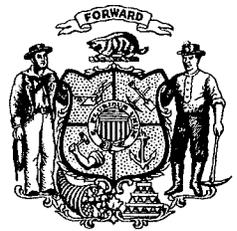
Gov Hunter

B. 11

---



# WISCONSIN STATE LEGISLATURE



Issue: 3 day waiting period for exchange  
licenses removed

Bill No: \_\_\_\_\_

LRB No: \_\_\_\_\_

Date Sent to LRB: \_\_\_\_\_

LRB Staff: \_\_\_\_\_

Phone: \_\_\_\_\_

Draft Received: \_\_\_\_\_

Org/Groups/Individuals Concerned:

Group/Ind.	Date Notified	Date Responded	Comments

Revision No.

Date Revised

Revision

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Co-sponsorship Memo Sent Out: 5/11

Deadline: 5/25

# Co-Sponsors

Senators Keelzie

Vinehout

Lasee

Schultz

Decker

Grothman

Hansen (Wagnitz)

Lassa (Danielle)

Breske 5/29

Representatives

Pridemore (5/14) Bill

~~Masser (5/16) Kuttie~~

Boyle

~~Watt~~ Ott, Al

Bicus

Vannink

Date Sent for Jacketing: 5/30

Bill Number: \_\_\_\_\_

# Senate

Call to Senate Committee Name/Date: \_\_\_\_\_

Letter to Senate Committee Name/Date: \_\_\_\_\_

Public Hearing:

Hearing Date    Comments/Concerns/Amendments

---

---

---

---

Exec Date and Vote: \_\_\_\_\_

Thank you Letter Sent to (Circle if yes):    Chair    Committee Members

Call to Majority Leader Name/Date: \_\_\_\_\_

Letter to Majority Leader Name/Date: \_\_\_\_\_

Senate Floor Date/Vote: \_\_\_\_\_

# Assembly

Call to Assembly Committee Name/Date: \_\_\_\_\_

Letter to Assembly Committee Name/Date: \_\_\_\_\_

Public Hearing:

Hearing Date      Comments/Concerns

---

---

---

---

Exec Date and Vote: \_\_\_\_\_

Thank you Letter Sent to (Circle if yes):      Chair      Committee Members

Call to Majority Leader Name/Date: \_\_\_\_\_

Letter to Majority Leader Name/Date: \_\_\_\_\_

Assembly Floor Date/Vote: \_\_\_\_\_

# Governor

Date Sent to Governor: \_\_\_\_\_ Call to the Gov. \_\_\_\_\_

Signing Date: \_\_\_\_\_ Act No. \_\_\_\_\_