

ASSEMBLY BILL 371 (LRB -3166)

An Act to repeal 29.184 (9) (b); to renumber and amend 29.184 (8) and 29.184 (9) (a); to amend 29.184 (4), 29.184 (5) (a), 29.184 (5) (b), 29.971 (11m) (a) and 29.971 (11m) (b); and to create 29.184 (3) (br) 1m., 29.184 (3) (br) 4., 29.184 (3m), 29.184 (5) (c) and 29.184 (8) (b) of the statutes; relating to: privileges under a Class A or Class B bear hunting license, and bear carcass tag and back tag requirements. (FE)

2009

08-12. A. Introduced by Representatives **Hraychuck, Vruwink, Brooks, Gunderson, Friske, Murtha, Danou, Smith and Suder**; cosponsored by Senators **Holperin, Wirch, Vinehout, Olsen, Grothman, Hopper, Schultz, Hansen, Kreitlow and Cowles.**

08-12. A. Read first time and referred to committee on Fish and Wildlife 348

08-19. A. Public hearing held.

09-03. A. Fiscal estimate received.

11-02. A. Assembly substitute amendment 1 offered by Representative Hraychuck (**LRB s0142**) 481

12-17. A. Executive action taken.

2010

01-21. A. Report Assembly Substitute Amendment 1 adoption recommended by committee on Fish and Wildlife, Ayes 9, Noes 1 588

01-21. A. Report passage as amended recommended by committee on Fish and Wildlife, Ayes 8, Noes 2 588

01-21. A. Referred to committee on Rules 588

01-26. A. Placed on calendar 1-28-2010 by committee on Rules.

01-28. A. Read a second time 614

01-28. A. Assembly amendment 1 to Assembly substitute amendment 1 offered by Representative Hraychuck (**LRB a1387**) 614

01-28. A. Assembly amendment 1 to Assembly substitute amendment 1 adopted 614

01-28. A. Assembly substitute amendment 1 adopted 614

01-28. A. Ordered to a third reading 614

01-28. A. Rules suspended 614

01-28. A. Read a third time and passed 614

01-28. A. Ordered immediately messaged 614

01-29. S. Received from Assembly 530

02-02. S. Read first time and referred to committee on Transportation, Tourism, Forestry, and Natural Resources 536

02-11. S. Public hearing held.

04-01. S. Public hearing held.

04-01. S. Executive action taken.

04-05. S. Report introduction and adoption of Senate Amendment 1 recommended by committee on Transportation, Tourism, Forestry, and Natural Resources, Ayes 7, Noes 0 (**LRB a1986**) 670

04-05. S. Report concurrence as amended recommended by committee on Transportation, Tourism, Forestry, and Natural Resources, Ayes 6, Noes 1 670

04-05. S. Available for scheduling.

04-14. S. Referred to joint committee on Finance by committee on Senate Organization pursuant to Senate Rule 41 (1)(e) 712

04-14. S. Withdrawn from joint committee on Finance and made Available for Scheduling by committee on Senate Organization pursuant to Senate Rule 41 (1)(e) 712

04-14. S. Placed on calendar 4-15-2010 pursuant to Senate Rule 18(1) 712

04-15. S. Read a second time.

04-15. S. **Senate amendment 1 adopted.**

04-15. S. Ordered to a third reading.

04-15. S. Rules suspended.

04-15. S. Read a third time and concurred in as amended.

04-15. S. Ordered immediately messaged.

04-20. A. Received from Senate amended and concurred in as amended (Senate amendment 1 adopted).

04-20. A. Referred to committee on Natural Resources.

04-20. A. Referred to committee on Rules.

04-20. A. Made a special order of business at 11:06 A.M. on 4-22-2010 pursuant to Assembly Resolution 26.

04-22. A. Senate amendment 1 concurred in.

04-22. A. Action ordered immediately messaged.

SB

2009

ENROLLED BILL

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ADOPTED DOCUMENTS:

Orig Engr A SubAmdt 1

09 50142/1

Amendments to above (if none, write "NONE"): AA1 to AS A1 (a1387/1)
SA1 to AB 371 (a1986/1)

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

Topic RELATING CLAUSE AS AMENDED

4/23/10
Date


Enrolling Drafter



**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2009 ASSEMBLY BILL 371**

November 2, 2009 - Offered by Representative HRAYCHUCK.

1 **AN ACT** to renumber and amend 29.184 (8); to amend 29.184 (3) (br) (intro.),
2 29.184 (4), 29.184 (5) (a), 29.184 (5) (b), 29.184 (9) (a), 29.184 (9) (b), 29.971
3 (11m) (a) and 29.971 (11m) (b); and to create 29.184 (3) (br) 1m., 29.184 (3) (br)
4 4., 29.184 (3m), 29.184 (5) (c) and 29.184 (8) (b) of the statutes; relating to:
5 privileges under a Class A or Class B bear hunting license, and bear carcass tag
6 and back tag requirements.

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AAI to ASA 1 - 1

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

7 **SECTION 1.** 29.184 (3) (br) (intro.) of the statutes is amended to read:
8 29.184 (3) (br) *Authorization; Class B bear license.* (intro.) A Class B bear
9 license authorizes a resident or nonresident holder of the license to do only the
10 following:

11 **SECTION 2.** 29.184 (3) (br) 1m. of the statutes is created to read:

1 29.184 (3) (br) 1m. Pursue a bear, provided that the licensee does not shoot,
2 shoot at, capture, take, or kill the bear, unless authorized as provided under subd.
3 4.

4 **SECTION 3.** 29.184 (3) (br) 4. of the statutes is created to read:

5 29.184 (3) (br) 4. Shoot to kill a bear that was shot and wounded but not killed
6 by a Class A bear license holder in the same hunting party if all of the following apply:

- 7 a. The Class B bear license holder is at least 16 years old.
- 8 b. The Class B bear license holder has been issued a certificate of
- 9 accomplishment under s. 29.591 or was born before January 1, 1973.
- 10 c. The Class A bear license holder possesses a carcass tag that is authorized for
- 11 use on the bear.

12 d. The Class A bear license holder authorizes the Class B bear license holder
13 to shoot and kill the bear.

SPECIFIED SEASONS - SAI - 1
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14 **SECTION 4.** 29.184 (3m) of the statutes is created to read:

15 29.184 (3m) OPEN SEASON REQUIREMENTS. If the department establishes an open
SAI - 2 16 season in 2011 or 2012 that includes a period during which a Class A bear license holder is allowed
17 to hunt bear with the use of a dog, the department shall allow a Class B bear license
18 holder to engage in the activities specified in sub. (3) (br) 3. during that period.

19 **SECTION 5.** 29.184 (4) of the statutes is amended to read:

20 29.184 (4) USE OF DOGS. While a person is using a dog to hunt bear or to engage
21 in any of the activities specified in sub. (3) (br) 1. to ~~3.~~ 4., the person shall keep on
22 his or her person any tag required for the dog under s. 95.21 (2) (f), 174.053 (2), or
23 174.07 (1) (e).

24 **SECTION 6.** 29.184 (5) (a) of the statutes is amended to read:

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1 29.184 (5) (a) A person under the age of ~~12~~ 16 years may engage in the activities
2 authorized under sub. (3) (br) 1. to 3. without holding a Class B bear license.

3 **SECTION 7.** 29.184 (5) (b) of the statutes is amended to read:

4 29.184 (5) (b) If a disabled person holds either a Class A or a Class B bear
5 license, a person who accompanies and assists the disabled person may engage in the
6 activities authorized under sub. (3) (br) 1. to ~~3.~~ 4. without holding a Class B bear
7 license.

8 **SECTION 8.** 29.184 (5) (c) of the statutes is created to read:

9 29.184 (5) (c) Any person may engage in the activities authorized under sub.
10 (3) (br) 1. to 3. during the 3rd Saturday in August and the immediately following
11 Sunday without holding a Class B bear license.

12 **SECTION 9.** 29.184 (8) of the statutes is renumbered 29.184 (8) (a) and amended
13 to read:

14 29.184 (8) (a) The department shall issue a bear carcass tag to each person who
15 is issued a Class A bear license. A person who kills a bear, or for whom a bear is killed
16 under sub. (3) (br) 4., shall immediately validate and attach the carcass tag to the
17 bear. The carcass tag shall be attached and validated according to rules promulgated
18 by the department.

19 **SECTION 10.** 29.184 (8) (b) of the statutes is created to read:

20 29.184 (8) (b) A person who kills a bear under sub. (3) (br) 4. shall ensure that
21 the person for whom the bear is killed attaches a current validated bear carcass tag
22 in the manner provided under par. (a).

23 **SECTION 11.** 29.184 (9) (a) of the statutes is amended to read:

24 29.184 (9) (a) The department shall issue a back tag to each person who is
25 issued a Class A bear license ~~or a Class B bear license.~~

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1 SECTION 12. 29.184 (9) (b) of the statutes is amended to read:

2 29.184 (9) (b) No person may hunt bear ~~or engage in the activity specified in~~
3 ~~sub. (3) (br) 1. or 3.~~ as authorized under a Class A bear license unless there is
4 attached to the center of the person's coat, shirt, jacket, or similar outermost garment
5 where it can clearly be seen the back tag issued to the person under par. (a).

6 SECTION 13. 29.971 (11m) (a) of the statutes is amended to read:

7 29.971 (11m) (a) For shooting, shooting at, killing, taking, catching, or
8 possessing a bear without a valid Class A bear license, or for possessing a bear which
9 does not have a carcass tag attached or possessing a bear during the closed season,
10 by a fine of not less than \$1,000 nor more than \$2,000 or by imprisonment for not
11 more than 6 months or both for the first violation, or by a fine of not more than
12 \$10,000 or imprisonment for not more than 9 months or both for any subsequent
13 violation, and, in addition, the court shall revoke all hunting approvals issued to the
14 person under this chapter and shall prohibit the issuance of any new hunting
15 approval under this chapter to the person for 3 years. This paragraph does not apply
16 to a Class B bear license holder who shoots at or kills a bear as authorized under s.
17 29.184 (3) (br) 4.

18 SECTION 14. 29.971 (11m) (b) of the statutes is amended to read:

19 29.971 (11m) (b) Except as provided under par. (a), for the violation of any
20 provision of this chapter ~~or any~~ relating to bear hunting, to the activities specified
21 in s. 29.184 (3) (br) 1. to ~~3.~~ 4., or to the validation of a bear carcass tag or registration
22 of a bear, by a forfeiture of not more than \$1,000.

23 (END)



State of Wisconsin
2009 - 2010 LEGISLATURE

LRBa1387/1
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**ASSEMBLY AMENDMENT 1,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2009 ASSEMBLY BILL 371**

January 28, 2010 – Offered by Representative HRAYCHUCK.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 1, line 5: delete “license,” and substitute “license”.

3 **2.** Page 1, line 6: delete “and back tag”.

4 **3.** Page 3, line 23: delete lines 23 to 25.

5 **4.** Page 4, line 1: delete lines 1 to 5.

6 (END)



**SENATE AMENDMENT 1,
TO 2009 ASSEMBLY BILL 371**

April 5, 2010 – Offered by COMMITTEE ON TRANSPORTATION, TOURISM, FORESTRY, AND
NATURAL RESOURCES.

1 At the locations indicated, amend the bill, as shown by assembly substitute
2 amendment 1, as follows:

3 **1.** Page 2, line 15: delete “REQUIREMENTS” and substitute “REQUIREMENTS;
4 SPECIFIED SEASONS”.

5 **2.** Page 2, line 16: after “season” insert “in 2011 or 2012”.

6 **3.** Page 2, line 23: after that line insert:

7 “SECTION 5m. 29.184 (4m) of the statutes is created to read:

8 29.184 (4m) EXTENDED SEASON. (a) In this subsection, “regular bear hunting
9 season” means the 35-day combined bear harvest season established by the
10 department by rule.

11 (b) In addition to the regular bear hunting season, the department shall
12 establish Labor Day and the day following Labor Day as days on which the
13 department shall allow bear hunting. The department shall allow bear hunting on

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1 the days specified under this paragraph only by persons hunting bear without the
2 use of a dog.

3 (c) The department shall allow bear hunting as provided under par. (b) in all
4 bear management zones that are established by the department.

5 (d) This subsection does not apply after December 31, 2012.”

6 (END)