ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 2009 ASSEMBLY BILL 371

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), 29.971 (11m) (a) and 29.971 (11m) (b);

3   and *to create* 29.184 (3) (br) 1m., 29.184 (3) (br) 4., 29.184 (3m), 29.184 (4m),

4   29.184 (5) (c) and 29.184 (8) (b) of the statutes; **relating to:** privileges under

5   a Class A or Class B bear hunting license and bear carcass tag requirements.

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

6   **SECTION 1.** 29.184 (3) (br) (intro.) of the statutes is amended to read:

7   29.184 **(3)** (br) *Authorization; Class B bear license.* (intro.) A Class B bear

8 license authorizes a resident or nonresident holder of the license to do only the

9 following:

10   **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.

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

15 29.184 **(3m)** OPEN SEASON REQUIREMENTS; SPECIFIED SEASONS. If the department

16 establishes an open season in 2011 or 2012 that includes a period during which a

17 Class A bear license holder is allowed to hunt bear with the use of a dog, the

18 department shall allow a Class B bear license holder to engage in the activities

19 specified in sub. (3) (br) 3. during that period.

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

21 29.184 **(4)** USE OF DOGS. While a person is using a dog to hunt bear or to engage

22 in any of the activities specified in sub. (3) (br) 1. to 3. 4., the person shall keep on

23 his or her person any tag required for the dog under s. 95.21 (2) (f), 174.053 (2), or

24 174.07 (1) (e).

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

1   29.184 **(4m)** EXTENDED SEASON. (a) In this subsection, "regular bear hunting

2   season" means the 35−day combined bear harvest season established by the

3   department by rule.

4   (b) In addition to the regular bear hunting season, the department shall

5   establish Labor Day and the day following Labor Day as days on which the

6   department shall allow bear hunting. The department shall allow bear hunting on

7   the days specified under this paragraph only by persons hunting bear without the

8   use of a dog.

9   (c) The department shall allow bear hunting as provided under par. (b) in all

10   bear management zones that are established by the department.

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

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

13   29.184 **(5)** (a) A person under the age of ~~12~~ 16 years may engage in the activities

14   authorized under sub. (3) (br) 1. to 3. without holding a Class B bear license.

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

16   29.184 **(5)** (b) If a disabled person holds either a Class A or a Class B bear

17   license, a person who accompanies and assists the disabled person may engage in the

18   activities authorized under sub. (3) (br) 1. to ~~3.~~ 4. without holding a Class B bear

19   license.

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

21   29.184 **(5)** (c) Any person may engage in the activities authorized under sub.

22   (3) (br) 1. to 3. during the 3rd Saturday in August and the immediately following

23   Sunday without holding a Class B bear license.

24   **SECTION 9.** 29.184 (8) of the statutes is renumbered 29.184 (8) (a) and amended

25   to read:

1   29.184 **(8)** (a) The department shall issue a bear carcass tag to each person who

2   is issued a Class A bear license. A person who kills a bear, or for whom a bear is killed

3   under sub. (3) (br) 4., shall immediately validate and attach the carcass tag to the

4   bear. The carcass tag shall be attached and validated according to rules promulgated

5   by the department.

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

7   29.184 **(8)** (b) A person who kills a bear under sub. (3) (br) 4. shall ensure that

8   the person for whom the bear is killed attaches a current validated bear carcass tag

9   in the manner provided under par. (a).

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

11   29.971 **(11m)** (a)   For shooting, shooting at, killing, taking, catching, or

12   possessing a bear without a valid Class A bear license, or for possessing a bear which

13   does not have a carcass tag attached or possessing a bear during the closed season,

14   by a fine of not less than $1,000 nor more than $2,000 or by imprisonment for not

15   more than 6 months or both for the first violation, or by a fine of not more than

16    $10,000 or imprisonment for not more than 9 months or both for any subsequent

17   violation, and, in addition, the court shall revoke all hunting approvals issued to the

18   person under this chapter and shall prohibit the issuance of any new hunting

19   approval under this chapter to the person for 3 years. This paragraph does not apply

20   to a Class B bear license holder who shoots at or kills a bear as authorized under s.

21   29.184 (3) (br) 4.

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

23   29.971 **(11m)** (b) Except as provided under par. (a), for the violation of any

24   provision of this chapter or any relating to bear hunting, to the activities specified

1 in s. 29.184 (3) (br) 1. to 3. 4., or to the validation of a bear carcass tag or registration

2 of a bear, by a forfeiture of not more than $1,000.

3   **(END)**