



2009 SENATE BILL 167

1 **AN ACT** *to renumber and amend* 29.304 (5); *to amend* 29.063 (5), 29.184 (6)
2 (b) 1., 29.235 (1), 29.304 (1) (b), 29.304 (2) (a), 29.304 (2) (b) 1., 29.304 (3) (a) 1.,
3 29.304 (3) (b) 1., 29.563 (2) (intro.), 29.563 (2) (a) 4., 29.563 (2) (a) 5g., 29.563
4 (2) (a) 8m., 29.563 (2m), 29.563 (4) (a) 1m., 29.563 (4) (a) 2m., 29.563 (4) (b) 1m.,
5 29.563 (4) (b) 2m., 29.593 (1) (a), 169.20 (1) (a), 169.20 (2) (a) and 169.33 (2) (d);
6 and *to create* 29.304 (4m), 29.304 (5) (b), 29.563 (2r) and 29.592 of the statutes;
7 **relating to:** the minimum age for hunting and for possessing a firearm,
8 restrictions on hunting and on possessing a firearm while hunting, establishing
9 a hunting mentorship program, and granting rule-making authority.

Analysis by the Legislative Reference Bureau

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

10 **SECTION 1.** 29.063 (5) of the statutes is amended to read:

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1 29.063 (5) The department may exempt deer hunters from obtaining a license
2 under this chapter for the hunting of deer in an area that the department has
3 designated by rule as a chronic wasting disease control zone. Deer hunters that are
4 exempted under this subsection shall be at least ~~12~~ 10 years of age, except that a
5 person born on or after January 1, 1973, may not hunt deer under this subsection
6 unless he or she complies with ss. 29.304 and 29.593. A deer hunter exempted under
7 this subsection who is under 12 years of age is subject to the restrictions specified
8 under s. 29.592. The department shall by rule establish eligibility criteria and
9 application procedures for receipt of an exemption under this subsection, including
10 a method for obtaining a permit to hunt deer without a license under this subsection.

11 **SECTION 2.** 29.184 (6) (b) 1. of the statutes is amended to read:

12 29.184 (6) (b) 1. The applicant is at least ~~12~~ 10 years old. If the applicant is
13 under 12 years of age, the applicant is subject to the restrictions specified under s.
14 29.592.

15 **SECTION 3.** 29.235 (1) of the statutes is amended to read:

16 29.235 (1) ISSUANCE. A resident conservation patron license shall be issued
17 subject to ss. 29.024 and 54.25 (2) (c) 1. d. by the department to any resident ~~12~~ 10
18 years old or older who applies for the license. A nonresident conservation patron
19 license shall be issued subject to s. 29.024 by the department to any person ~~12~~ 10
20 years old or older who is not a resident, and who applies for the license. A
21 conservation patron license issued to a person who is under 12 years of age is subject
22 to the restrictions specified under s. 29.592.

23 **SECTION 4.** 29.304 (1) (b) of the statutes is amended to read:

24 29.304 (1) (b) *Restrictions on possession or control of a firearm.* No person
25 under 12 years of age may have in his or her possession or control any firearm unless

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1 he or she is enrolled in the course of instruction under the hunter education program
2 and he or she is carrying the firearm in a case and unloaded to or from that class
3 under the supervision of ~~a~~ his or her parent or guardian, or by a person at least 18
4 years of age who is designated by the parent or guardian, or is handling or operating
5 the firearm during that class under the supervision of an instructor.

6 **SECTION 5.** 29.304 (2) (a) of the statutes is amended to read:

7 29.304 **(2)** (a) *Restrictions on hunting.* No person 12 years of age or older but
8 under 14 years of age may hunt unless he or she is accompanied by ~~a~~ his or her
9 parent or guardian, or by a person at least 18 years of age who is designated by the
10 parent or guardian.

11 **SECTION 6.** 29.304 (2) (b) 1. of the statutes is amended to read:

12 29.304 **(2)** (b) 1. Is accompanied by ~~a~~ his or her parent or guardian or by a
13 person at least 18 years of age who is designated by the parent or guardian; or

14 **SECTION 7.** 29.304 (3) (a) 1. of the statutes is amended to read:

15 29.304 **(3)** (a) 1. Is accompanied by ~~a~~ his or her parent or guardian or by a
16 person at least 18 years of age who is designated by the parent or guardian;

17 **SECTION 8.** 29.304 (3) (b) 1. of the statutes is amended to read:

18 29.304 **(3)** (b) 1. Is accompanied by ~~a~~ his or her parent or guardian or by a
19 person at least 18 years of age who is designated by the parent or guardian;

20 **SECTION 9.** 29.304 (4m) of the statutes is created to read:

21 29.304 **(4m)** HUNTING MENTORSHIP PROGRAM. The prohibition specified in sub.
22 (1) (a) and the restrictions specified in subs. (1) (b) to (d), (2), and (3) do not apply to
23 a person who is hunting with a mentor and who complies with the requirements
24 specified under s. 29.592.

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1 **SECTION 10.** 29.304 (5) of the statutes is renumbered 29.304 (5) (a) and
2 amended to read:

3 29.304 (5) (a) Notwithstanding subs. (1) to (3), a person 12 years of age or older
4 may possess or control a firearm and may hunt with a firearm ~~or~~ bow and arrow, or
5 crossbow on land under the ownership of the person or the person's family if no
6 license is required and if the firing of firearms is permitted on that land.

7 **SECTION 11.** 29.304 (5) (b) of the statutes is created to read:

8 29.304 (5) (b) 1. In this paragraph, "target practice" includes trap shooting or
9 a similar sport shooting activity regardless of whether the activity involves shooting
10 at a fixed or a moving target.

11 2. The restrictions on the possession and control of a firearm under sub. (1) do
12 not apply to a person using a firearm in target practice if he or she is accompanied
13 by his or her parent or guardian or by a person at least 18 years of age who is
14 designated by the parent or guardian.

15 **SECTION 11m.** 29.563 (2) (intro.) of the statutes is amended to read:

16 29.563 (2) HUNTING APPROVALS. (intro.) Except as provided in sub. (2m) and (2r),
17 the fees for hunting approvals are as follows:

18 **SECTION 12.** 29.563 (2) (a) 4. of the statutes is amended to read:

19 29.563 (2) (a) 4. Small game issued to ~~12-year-olds to 17-year-olds~~ persons
20 who are under 18 years of age: \$6.25.

21 **SECTION 13.** 29.563 (2) (a) 5g. of the statutes is amended to read:

22 29.563 (2) (a) 5g. Deer issued to ~~12-year-olds to 17-year-olds~~ persons who are
23 under 18 years of age: \$17.25.

24 **SECTION 14.** 29.563 (2) (a) 8m. of the statutes is amended to read:

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1 29.563 (2) (a) 8m. Archer issued to ~~12-year-olds to 17-year-olds~~ persons who
2 are under 18 years of age: \$17.25.

3 **SECTION 15.** 29.563 (2m) of the statutes is amended to read:

4 29.563 (2m) HUNTING APPROVALS FOR CERTAIN NONRESIDENTS. The fees for
5 hunting approvals for a ~~12 to 17 year-old~~ person who is under 18 years of age, who
6 is not a resident, and who exhibits proof that his or her parent is a resident shall be
7 the same as the fees for hunting approvals for residents under sub. (2) (a) and (c).

8 **SECTION 15m.** 29.563 (2r) of the statutes is created to read:

9 29.563 (2r) HUNTING APPROVALS FOR 10 AND 11 YEAR OLDS. The fee for a hunting
10 approval listed under sub. (2) issued to a person who is 10 or 11 years of age is \$4.25.

11 **SECTION 16.** 29.563 (4) (a) 1m. of the statutes is amended to read:

12 29.563 (4) (a) 1m. Sports issued to ~~12-year-olds to 17-year-olds~~ persons who
13 are under 18 years of age: \$32.25 or a greater amount at the applicant's option.

14 **SECTION 17.** 29.563 (4) (a) 2m. of the statutes is amended to read:

15 29.563 (4) (a) 2m. Conservation patron issued to ~~12-year-olds to 17-year-olds~~
16 persons who are under 18 years of age: \$70.25 or a greater amount at the applicant's
17 option.

18 **SECTION 18.** 29.563 (4) (b) 1m. of the statutes is amended to read:

19 29.563 (4) (b) 1m. Sports issued to ~~12-year-olds to 17-year-olds~~ persons who
20 are under 18 years of age: \$33.25 or a greater amount at the applicant's option.

21 **SECTION 19.** 29.563 (4) (b) 2m. of the statutes is amended to read:

22 29.563 (4) (b) 2m. Conservation patron issued to ~~12-year-olds to 17-year-olds~~
23 persons who under than 18 years of age: \$72.25 or a greater amount at the
24 applicant's option.

25 **SECTION 20.** 29.592 of the statutes is created to read:

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1 **29.592 Hunting mentorship program. (1)** A person who is at least 10 years
2 of age may hunt in this state without obtaining a certificate of accomplishment under
3 s. 29.591 and may, while hunting, possess or control a firearm if all of the following
4 apply:

5 (a) At all times when hunting, the person is within arm's reach of a mentor who
6 meets the qualifications under sub. (2).

7 (b) The person holds a hunting approval.

8 **(2)** No person may serve as a qualified mentor for a hunter unless the person
9 meets all of the following requirements:

10 (a) The person is 18 years of age or older.

11 (b) The person is the parent or guardian of the person for whom he or she is
12 serving as a mentor or is authorized by the parent or guardian to serve as a mentor.
13 This requirement does not apply to a person serving as a mentor for a person who
14 is 18 years of age or older.

15 (c) At all times when serving as a mentor, the person is within arm's reach of
16 the person for whom he or she is serving as a mentor.

17 (d) The person has been issued a certificate of accomplishment under s. 29.591
18 or, if serving as a mentor for hunting elk, under s. 29.595 unless the person was born
19 before January 1, 1973, and is not required to obtain a certificate of accomplishment.

20 (e) The person holds a current valid hunting approval.

21 **(3)** A person who is authorized to hunt with a mentor under this section and
22 a mentor under this section with whom that person hunts may jointly have only one
23 firearm, only one bow, or if hunting with a crossbow is authorized under s. 29.171 (4)
24 or 29.193 (2), only one crossbow in their possession or control while hunting.

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1 **(4)** A mentor under this section may take only one person hunting at a time for
2 whom he or she is serving as a mentor.

3 **(5)** The requirements under subs. (1) (b) and (2) (e) do not apply to a person who
4 is authorized to hunt without a hunting approval under s. 29.337 (1), 95.55 (5), or
5 169.19 (5).

6 **SECTION 21.** 29.593 (1) (a) of the statutes is amended to read:

7 29.593 **(1)** (a) Except as provided under subs. (2), (2m) and (3), and s. 29.592
8 (1), no person born on or after January 1, 1973, may obtain any approval authorizing
9 hunting unless the person is issued a certificate of accomplishment under s. 29.591.

10 **SECTION 22.** 169.20 (1) (a) of the statutes is amended to read:

11 169.20 **(1)** (a) The department shall issue a bird dog training license to any
12 individual who is at least ~~12~~ 10 years of age who files a proper application and who
13 pays the applicable fee. If the department issues a bird dog training license to an
14 individual who is under 12 years of age, the individual is subject to the restrictions
15 specified under s. 29.592.

16 **SECTION 23.** 169.20 (2) (a) of the statutes is amended to read:

17 169.20 **(2)** (a) The department shall issue a hound dog training license to any
18 individual who is at least ~~12~~ 10 years of age who files a proper application and who
19 pays the applicable fee. If the department issues a hound dog training license to an
20 individual who is under 12 years of age, the individual is subject to the restrictions
21 specified under s. 29.592.

22 **SECTION 24.** 169.33 (2) (d) of the statutes is amended to read:

23 169.33 **(2)** (d) An individual who applies for a bird dog training license or a
24 hound dog training license shall be at least ~~12~~ 10 years of age. If the applicant is

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1 under 12 years of age, the applicant is subject to the restrictions specified under s.
2 29.592.

3 **SECTION 25. Effective date.**

4 (1) This act takes effect on September 1, 2009.

5 (END)