



**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2011 ASSEMBLY BILL 234**

September 28, 2011 – Offered by Representative KLEEFISCH.

1 **AN ACT** *to renumber and amend* 29.038 (3); *to amend* 29.301 (1) (b) and 29.301
2 (1) (c); and *to create* 29.038 (3) (b) of the statutes; **relating to:** restrictions on
3 hunting within a specified distance of hospitals, sanatoriums, or school grounds
4 and restrictions imposed by local governmental units on hunting with a bow
5 and arrow or crossbow.

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

6 **SECTION 1.** 29.038 (3) of the statutes is renumbered 29.038 (3) (a) and amended
7 to read:

8 29.038 (3) (a) ~~A~~ Except as provided in par. (b), a local governmental unit may
9 enact an ordinance or adopt a regulation, resolution or other restriction that has an
10 incidental effect on hunting, fishing or trapping, but only if the primary purpose is
11 to further public health or safety.

1 **SECTION 2.** 29.038 (3) (b) of the statutes is created to read:

2 29.038 (3) (b) 1. In this paragraph:

3 a. “Authorized crossbow user” means a person who has a Class A, Class B, or
4 Class C permit issued under s. 29.193 (2) that authorizes hunting with a crossbow,
5 has a crossbow permit issued under s. 29.171 (4) (a), or has attained the age of 65
6 years.

7 b. “Building” means a permanent structure used for human occupancy and
8 includes a manufactured home, as defined in s. 101.91 (2).

9 2. Except as provided in subd. 3., a local governmental unit may not enact or
10 enforce an ordinance or adopt or enforce a regulation, resolution, or other restriction
11 that prohibits a person from hunting within the jurisdiction of that local
12 governmental unit with a bow and arrow or, if the person is an authorized crossbow
13 user, with a crossbow.

14 3. A local governmental unit may enact or enforce an ordinance or adopt or
15 enforce a regulation, resolution, or other restriction that prohibits a person from
16 hunting with a bow and arrow or crossbow within 100 yards of a building located on
17 another person’s land.

18 **SECTION 3.** 29.301 (1) (b) of the statutes is amended to read:

19 29.301 (1) (b) No person may hunt with a firearm within 1,700 feet of any
20 hospital, sanatorium or the grounds of any school. The department may designate
21 the form for or furnish signs designating the restricted area. No person may be
22 convicted of a violation of this paragraph unless the restricted area is designated by
23 the signs.

24 **SECTION 4.** 29.301 (1) (c) of the statutes is amended to read:

