



2013 ASSEMBLY BILL 380

1 **AN ACT to amend** 29.179 (2), 29.192 (4) (a), 29.192 (4) (b) 1. and 29.237 (5) of the
2 statutes; **relating to:** a cumulative preference system for sturgeon spearing
3 permits and the transfer of a sturgeon spearing license to a minor.

Analysis by the Legislative Reference Bureau

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

4 **SECTION 1.** 29.179 (2) of the statutes is amended to read:
5 29.179 (2) APPLICATION. Upon application by a holder of an approval to transfer
6 the approval to a minor, and upon the payment of any fee required under sub. (3), the
7 department shall transfer the approval to the minor if the application is made no
8 later than the 15 days immediately preceding the first day of the applicable open
9 season and if the minor has not been previously transferred that type of approval
10 under this section and if the minor is otherwise eligible to use the approval. The

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1 department may transfer a sturgeon spearing license under this subsection only
2 during the period beginning on the ~~November~~ October 1st of each year and ending
3 on the day that is the 15th day preceding the first day of the open season for the
4 spearing of lake sturgeon that follows that ~~November~~ October 1st.

5 **SECTION 2.** 29.192 (4) (a) of the statutes is amended to read:

6 29.192 (4) (a) If the department decides to limit the number of persons taking
7 Canada geese, or sharp-tailed grouse, ~~or sturgeon~~ by issuing permits and if the
8 number of persons seeking the permits exceeds the number of available permits, the
9 department shall issue the permits according to a cumulative preference system
10 established by the department. The department shall give a preference point to each
11 applicant for each previous season for which the applicant applied but was not issued
12 a permit. The system shall establish preference categories for these applicants, with
13 higher priority given to those categories with more points than those with fewer
14 points. Applicants who fail to apply at least once during any 3 consecutive years shall
15 lose all previously accumulated preference points. If the number of applicants within
16 a preference category or ~~a~~ subcategory exceeds the number of permits available in
17 the category or subcategory, the department shall select at random within the
18 category or subcategory the applicants to be issued the permits.

19 **SECTION 3.** 29.192 (4) (b) 1. of the statutes is amended to read:

20 29.192 (4) (b) 1. If the department decides to issue permits to limit the number
21 of persons taking fishers, otters, ~~or bobcats~~ by issuing permits, ~~or sturgeon~~ and if the
22 number of persons seeking the permits exceeds the number of available permits, the
23 department shall issue the permits according to a cumulative preference system
24 established by the department. The system shall establish preference categories for
25 those applicants who applied for but were not issued the applicable permits, with

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1 higher priority given to those categories with more points than those with fewer
2 preference points. For each season, the department shall allow each applicant under
3 the system to apply for a preference point or for a permit. The department shall give
4 a preference point to each applicant who applies for a preference point and to each
5 applicant who applies for a permit but who is not selected issued a permit.
6 Applicants who fail to apply for either a preference point or a permit at least once
7 during any 3 consecutive years shall lose all previously accumulated preference
8 points. If the number of applicants within a preference category or ~~a~~ subcategory
9 exceeds the number of permits available in the category or subcategory, the
10 department shall select at random within the category or subcategory the applicants
11 to be issued the permits.

12 **SECTION 4.** 29.237 (5) of the statutes is amended to read:

13 29.237 (5) The department shall deposit receipts from the sale of sturgeon
14 spearing licenses under this subsection into the conservation fund and shall credit
15 these receipts to the appropriation account under s. 20.370 (4) (kw) for assessing and
16 managing the lake sturgeon stock and fishery in the Lake Winnebago system, for
17 improving and maintaining lake sturgeon habitat in the Lake Winnebago and upper
18 Fox and Wolf rivers system, and for administering this section.

19 **SECTION 5. Effective date.**

20 (1) This act takes effect on April 1, 2014, or on the day after publication,
21 whichever is later.

22 (END)