

State of Wisconsin



2017 Assembly Bill 464

Date of enactment: **March 28, 2018**

Date of publication*: **March 29, 2018**

2017 WISCONSIN ACT 169

AN ACT *to renumber and amend* 29.088 (2m); and *to create* 29.088 (2m) (b) of the statutes; **relating to:** the maximum height of pole traps.

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

SECTION 1. 29.088 (2m) of the statutes is renumbered 29.088 (2m) (a) and amended to read:

29.088 (2m) (a) ~~It~~ Except as provided in par. (b), it is unlawful to take, capture, or kill or attempt to take, capture, or kill any bird by setting or operating any trap or device designed, built, or used to capture birds on a pole,

post, tree stump, or any other elevated perch more than 3 feet above the ground.

SECTION 2. 29.088 (2m) (b) of the statutes is created to read:

29.088 (2m) (b) A person who holds a valid migratory bird depredation permit issued by the U.S. fish and wildlife service under [50 CFR 21.41](#) that authorizes the trapping of birds may set or operate a trap or device described under par. (a) on an elevated perch no more than 10 feet above the ground.

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."