October 31, 2019 – Introduced by Senators TIFFANY and MARKLEIN, cosponsored by Representatives EDMING, BALLWEG, BOWEN, FELZKOWSKI, HORLACHER, KULP, KURTZ, MILROY, MURSAU and NOVAK. Referred to Committee on Transportation, Veterans and Military Affairs.

AN ACT to amend 167.31 (2) (d); and to create 167.31 (4) (fm) of the statutes; relating to: the authority to shoot a wild animal causing damage to a highway.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Natural Resources may remove or authorize the removal of a wild animal that is causing damage or that is causing a nuisance. Generally, the removal may involve capturing, shooting, setting a trap for, relocating, or otherwise destroying or disposing of the wild animal. However, current law generally prohibits anyone from discharging a firearm within 50 feet of the center of a roadway. This bill adds an exception to this prohibition for DNR or an agent of a city, village, town, or county authorized by DNR to shoot a wild animal that is causing damage to a highway.

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

SECTION 1. 167.31 (2) (d) of the statutes is amended to read:

167.31 (2) (d) Except as provided in sub. (4) (a), (bg), (cg), (e), (fm), and (g), no person may discharge a firearm or shoot a bolt or an arrow from a bow or crossbow from or across a highway or within 50 feet of the center of a roadway.
SECTION 2. 167.31 (4) (fm) of the statutes is created to read:

167.31 (4) (fm) Subsection (2) (d) does not prohibit the department of natural resources, acting under s. 29.885, or an agent of a city, village, town, or county authorized by the department of natural resources under s. 29.885 from discharging a firearm within 50 feet of the center of a roadway in order to dispose of an animal that is causing damage to a highway in which the roadway is located.

(END)