

1981 Senate Bill 40

Date published: April 26, 1982

## CHAPTER 243 , Laws of 1981

AN ACT to renumber 29.99 (7) to (14); to amend 29.224 (3), 29.99 (5) and 114.10; and to create 29.224 (4) and 29.99 (7) of the statutes, relating to hunting from airplanes and using airplanes for hunting and increasing penalties.

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

SECTION 1. 29.224 (3) of the statutes is amended to read:

29.224 (3) No person may load, fire or shoot any firearm, crossbow or bow and arrow in, on or from any stationary or moving automobile, ~~aircraft~~ or vehicle, ~~stationary or moving~~ except as provided in s. 29.09 (9).

SECTION 2. 29.224 (4) of the statutes is created to read:

29.224 (4) No person may load, fire or shoot any firearm, crossbow or bow in, on or from any aircraft.

SECTION 3. 29.99 (5) of the statutes is amended to read:

29.99 (5) For the violation of any statute or any administrative rule relating to the hunting or shooting of deer with the aid of artificial light or ~~with the aid of an airplane~~, the snaring of deer or the taking or possession of lake sturgeon, or for violation of s. 29.13 (5), 29.48 or 29.49, by a fine of not more than \$200 or imprisonment for not more than 90 days or both, and a mandatory 3-year revocation of all licenses issued under this chapter and, in addition, by the payment of a natural resources assessment equal to 75% of the amount of the fine.

SECTION 4. 29.99 (7) to (14) of the statutes are renumbered 29.99 (8) to (15).

SECTION 5. 29.99 (7) of the statutes is created to read:

29.99 (7) For the violation of s. 29.224 (4) or 29.23, or of any statute or administrative rule relating to hunting from an airplane or using an airplane to spot, rally or drive animals for hunting, by a fine of not more than \$1,000 for the first violation and not more than \$2,000 for subsequent violations or imprisonment for not more than 90 days, or both, by a mandatory 3-year revocation of all licenses issued under this chapter and, in addition, by payment of a natural resources assessment equal to 75% of the amount of the fine. An airplane used in violation of these sections or rules is declared a public nuisance.

SECTION 6. 114.10 of the statutes is amended to read:

**114.10 Killing birds or animals.** Any aeronaut or passenger, who, while in flight within this state, shall intentionally kill kills or ~~attempt~~ attempts to kill any birds or animals or who ~~shall shoot~~ shoots at any bird or animal from an airplane ~~shall be guilty of a misdemeanor and punishable by a fine of not less than \$50 nor more than \$100 or by imprisonment for not less than 30 days nor more than 6 months or both~~ is subject to the penalties provided under s. 29.99 (7).

**SECTION 7. Cross-reference changes.** In the sections of the statutes listed in Column A, the cross-references shown in Column B are changed to the cross-references shown in Column C:

<b>A</b>	<b>B</b>	<b>C</b>
Statute Sections	Old Cross-References	New Cross-References
29.13 (1)	29.99 (11)	29.99 (12)
29.544 (7)	29.99 (11)	29.99 (12)
29.995 (2)	29.99 (9)	29.99 (10)

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