

1993 Assembly Bill 517

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1993 WISCONSIN ACT 133

AN ACT *to amend* 167.26 (1) (intro.) and 167.26 (3); and *to create* 167.26 (1m) of the statutes, **relating to:** the marking of unguarded ice holes.

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

SECTION 1. 167.26 (1) (intro.) of the statutes is amended to read:

167.26 **(1)** (intro.) ~~Any~~ Except as provided in sub. (1m), any person who removes ice or causes its removal from any stream, pond or lake shall place around the margin of the opening made by such removal a fence, by setting posts of not less than 2 by 4 in size with any of the following fencings:

SECTION 2. 167.26 (1m) of the statutes is created to read:

167.26 **(1m)** Instead of the requirements under sub.

(1), any person who removes ice or causes its removal from Lake Butte des Morts, Lake Poygan, Lake Winnebago or Lake Winneconne for the spearing of sturgeon may mark the opening made by the removal without using fencing if the person uses at least 2 strips of wood that protrude at least 3 feet above the surface of the ice. The strips of wood may not exceed approximately 1.5 inches in width and approximately 0.25 inch in thickness.

SECTION 3. 167.26 (3) of the statutes is amended to read:

167.26 **(3)** Persons barricading or marking ice holes in the manner specified in this section shall not be liable for damages suffered by persons who enter ~~within~~ the barricaded or marked area.
