



State of Wisconsin
2005 - 2006 LEGISLATURE

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**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2005 ASSEMBLY BILL 586**

December 8, 2005 - Offered by Representatives GUNDERSON and GARD.

1 **AN ACT** *to renumber and amend* 29.304 (1) (b); *to amend* 29.184 (1) (b), 29.184
2 (6) (b) 1., 29.304 (1) (a), 29.304 (1) (c), 29.304 (1) (d), 29.304 (2) (title), 29.304 (2)
3 (a), 29.304 (2) (b) (intro.), 29.304 (2) (b) 1., 29.304 (2) (b) 2., 29.304 (3) (title),
4 29.304 (3) (a) (intro.), 29.304 (3) (a) 1., 29.304 (3) (a) 2., 29.304 (3) (b) (intro.),
5 29.304 (3) (b) 1., 29.304 (3) (b) 2., 29.304 (3) (b) 3., 29.304 (5), 29.563 (2) (a) 4.,
6 29.563 (2) (a) 5g., 29.563 (2) (a) 8m., 29.563 (4) (a) 1m., 29.563 (4) (a) 2m., 29.563
7 (4) (b) 1m., 29.563 (4) (b) 2m., 29.593 (1) (a), 29.593 (4) (b), 29.593 (4) (c), 169.20
8 (1) (a), 169.20 (2) (a) and 169.33 (2) (d); and **to create** 29.304 (1) (ag), 29.304 (1)
9 (am), 29.304 (1) (b) 2., 29.304 (2) (b) 3., 29.304 (3) (a) 3., 29.304 (3) (b) 4., 29.304
10 (5) (b) and 29.592 of the statutes; **relating to:** the minimum age for hunting and
11 possessing a firearm, age specific restrictions on hunting and on possessing a
12 firearm while hunting, requirements for obtaining a hunting certificate of
13 accomplishment, and establishing a hunting mentorship program.

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

1 **SECTION 1.** 29.184 (1) (b) of the statutes is amended to read:

2 29.184 (1) (b) “Minor” means a person who is at least ~~12~~ 8 years of age but under
3 18 years of age.

4 **SECTION 2.** 29.184 (6) (b) 1. of the statutes is amended to read:

5 29.184 (6) (b) 1. The applicant is at least ~~12~~ 8 years old.

6 **SECTION 3.** 29.304 (1) (a) of the statutes is amended to read:

7 29.304 (1) (a) *Prohibition on hunting.* No person under ~~12~~ 8 years of age may
8 hunt with a firearm ~~or, a~~ bow and arrow, or a crossbow.

9 **SECTION 4.** 29.304 (1) (ag) of the statutes is created to read:

10 29.304 (1) (ag) *Restrictions on possession or control of a firearm by persons*
11 *under the age of 8.* No person under 8 years of age may have in his or her possession
12 or control any firearm unless he or she is enrolled in the course of instruction under
13 the hunter education program and is carrying the firearm in a case and unloaded to
14 or from that class under the supervision of his or her parent or guardian, or a person
15 at least 18 years of age who is designated by the parent or guardian, or is handling
16 or operating the firearm during that class under the supervision of an instructor.

17 **SECTION 5.** 29.304 (1) (am) of the statutes is created to read:

18 29.304 (1) (am) *Restrictions on hunting by persons 8, 9, 10, or 11 years of age.*
19 No person who is 8, 9, 10, or 11 years of age may hunt unless he or she is hunting with
20 a mentor and meets the requirements under s. 29.592.

21 **SECTION 6.** 29.304 (1) (b) of the statutes is renumbered 29.304 (1) (b) (intro.)
22 and amended to read:

1 29.304 (1) (b) *Restrictions on possession or control of a firearm by persons 8, 9,*
2 *10, or 11 years of age.* (intro.) No person under ~~12~~ who is 8, 9, 10, or 11 years of age
3 may have in his or her possession or control any firearm unless ~~he~~ any of the following
4 apply:

5 1. He or she is enrolled in the course of instruction under the hunter education
6 program and he or she is carrying the firearm in a case and unloaded to or from that
7 class under the supervision of a his or her parent or guardian, or by a person at least
8 18 years of age who is designated by the parent or guardian, or is handling or
9 operating the firearm during that class under the supervision of an instructor.

10 **SECTION 7.** 29.304 (1) (b) 2. of the statutes is created to read:

11 29.304 (1) (b) 2. He or she is hunting with a mentor and meets the requirements
12 specified under s. 29.592.

13 **SECTION 8.** 29.304 (1) (c) of the statutes is amended to read:

14 29.304 (1) (c) *Restrictions on obtaining hunting approval.* Except as provided
15 under par. (d), no person under ~~12~~ 8 years of age may obtain any approval authorizing
16 hunting.

17 **SECTION 9.** 29.304 (1) (d) of the statutes is amended to read:

18 29.304 (1) (d) *Restrictions on validity of certificate of accomplishment.* A person
19 under ~~12~~ 8 years of age may obtain a certificate of accomplishment if he or she
20 complies with the requirements of s. 29.591 (4) but that certificate is not valid for the
21 hunting of small game until that person becomes ~~12~~ 8 years of age.

22 **SECTION 10.** 29.304 (2) (title) of the statutes is amended to read:

23 29.304 (2) (title) **PERSONS ~~12 TO 14~~ AND 13 YEARS OF AGE.**

24 **SECTION 11.** 29.304 (2) (a) of the statutes is amended to read:

1 29.304 (2) (a) *Restrictions on hunting.* No person 12 years of age or older but
2 under 14 years of age may hunt unless he or she is accompanied by ~~a~~ his or her
3 parent or guardian, or by a person at least 18 years of age who is designated by the
4 parent or guardian, or he or she is hunting with a mentor and meets the
5 requirements specified under s. 29.592.

6 **SECTION 12.** 29.304 (2) (b) (intro.) of the statutes is amended to read:

7 29.304 (2) (b) *Restrictions on possession or control of a firearm.* (intro.) No
8 person 12 years of age or older but under 14 years of age may have in his or her
9 possession or control any firearm unless ~~he or she~~ any of the following apply:

10 **SECTION 13.** 29.304 (2) (b) 1. of the statutes is amended to read:

11 29.304 (2) (b) 1. Is He or she is accompanied by a his or her parent or guardian
12 or by a person at least 18 years of age who is designated by the parent or guardian;
13 or,

14 **SECTION 14.** 29.304 (2) (b) 2. of the statutes is amended to read:

15 29.304 (2) (b) 2. Is He or she is enrolled in the course of instruction under the
16 hunter education program and is carrying the firearm in a case and unloaded to or
17 from that class or is handling or operating the firearm during that class under the
18 supervision of an instructor.

19 **SECTION 15.** 29.304 (2) (b) 3. of the statutes is created to read:

20 29.304 (2) (b) 3. He or she is hunting with a mentor and meets the requirements
21 specified under s. 29.592.

22 **SECTION 16.** 29.304 (3) (title) of the statutes is amended to read:

23 29.304 (3) (title) PERSONS 14 ~~TO 16~~ AND 15 YEARS OF AGE.

24 **SECTION 17.** 29.304 (3) (a) (intro.) of the statutes is amended to read:

1 29.304 (3) (a) *Restrictions on hunting.* (intro.) No person 14 years of age or
2 older but under 16 years of age may hunt unless ~~he or she~~ any of the following apply:

3 **SECTION 18.** 29.304 (3) (a) 1. of the statutes is amended to read:

4 29.304 (3) (a) 1. ~~Is He or she is~~ accompanied by ~~a~~ his or her parent or guardian
5 or by a person at least 18 years of age who is designated by the parent or guardian;
6 ~~or.~~

7 **SECTION 19.** 29.304 (3) (a) 2. of the statutes is amended to read:

8 29.304 (3) (a) 2. ~~Is He or she is~~ issued a certificate of accomplishment that states
9 that he or she successfully completed the course of instruction under the hunter
10 education program or has a similar certificate issued by another state ~~or~~, province,
11 or country.

12 **SECTION 20.** 29.304 (3) (a) 3. of the statutes is created to read:

13 29.304 (3) (a) 3. He or she is hunting with a mentor and meets the requirements
14 specified under s. 29.592.

15 **SECTION 21.** 29.304 (3) (b) (intro.) of the statutes is amended to read:

16 29.304 (3) (b) *Restrictions on possession or control of a firearm.* (intro.) No
17 person 14 years of age or older but under 16 years of age may have in his or her
18 possession or control any firearm unless ~~he or she~~ any of the following apply:

19 **SECTION 22.** 29.304 (3) (b) 1. of the statutes is amended to read:

20 29.304 (3) (b) 1. ~~Is He or she is~~ accompanied by ~~a~~ his or her parent or guardian
21 or by a person at least 18 years of age who is designated by the parent or guardian;
22 ~~or.~~

23 **SECTION 23.** 29.304 (3) (b) 2. of the statutes is amended to read:

24 29.304 (3) (b) 2. ~~Is He or she is~~ enrolled in the course of instruction under the
25 hunter education program and is carrying the firearm in a case and unloaded to or

1 from that class or is handling or operating the firearm during that class under the
2 supervision of an instructor; ~~or,~~

3 **SECTION 24.** 29.304 (3) (b) 3. of the statutes is amended to read:

4 29.304 (3) (b) 3. ~~Is~~ He or she is issued a certificate of accomplishment that states
5 that he or she completed the course of instruction under the hunter education
6 program or has a similar certificate issued by another state ~~or,~~ province, or country.

7 **SECTION 25.** 29.304 (3) (b) 4. of the statutes is created to read:

8 29.304 (3) (b) 4. He or she is hunting with a mentor and meets the requirements
9 specified under s. 29.592.

10 **SECTION 26.** 29.304 (5) of the statutes is amended to read:

11 29.304 (5) EXCEPTION. Notwithstanding subs. (1) to (3), a person 12 years of age
12 or older may possess or control a firearm and may hunt with a firearm ~~or,~~ bow and
13 arrow, or crossbow on land under the ownership of the person or the person's family
14 if no license is required and if the firing of firearms is permitted on that land.

15 **SECTION 27.** 29.304 (5) (b) of the statutes is created to read:

16 29.304 (5) (b) The restrictions on the possession and control of a firearm under
17 sub. (1) do not apply to a person using a firearm in target practice if he or she is
18 accompanied by his or her parent or guardian or by a person at least 18 years of age
19 who is designated by the parent or guardian.

20 **SECTION 28.** 29.563 (2) (a) 4. of the statutes, as affected by 2005 Wisconsin Act
21 25, is amended to read:

22 29.563 (2) (a) 4. Small game issued to ~~12-year-olds~~ 8-year-olds to
23 17-year-olds: \$6.25.

24 **SECTION 29.** 29.563 (2) (a) 5g. of the statutes, as created by 2005 Wisconsin Act
25 25, is amended to read:

1 29.563 (2) (a) 5g. Deer issued to ~~12-year-olds~~ 8-year-olds to 17-year-olds:
2 \$17.25.

3 **SECTION 30.** 29.563 (2) (a) 8m. of the statutes, as created by 2005 Wisconsin Act
4 25, is amended to read:

5 29.563 (2) (a) 8m. Archer issued to ~~12-year-olds~~ 8-year-olds to 17-year olds:
6 \$17.25.

7 **SECTION 31.** 29.563 (4) (a) 1m. of the statutes, as affected by 2005 Wisconsin
8 Act 25, is amended to read:

9 29.563 (4) (a) 1m. Sports issued to ~~12-year-olds~~ 8-year-olds to 17-year-olds:
10 \$32.25 or a greater amount at the applicant's option.

11 **SECTION 32.** 29.563 (4) (a) 2m. of the statutes, as affected by 2005 Wisconsin
12 Act 25, is amended to read:

13 29.563 (4) (a) 2m. Conservation patron issued to ~~12-year-olds~~ 8-year-olds to
14 17-year-olds: \$70.25 or a greater amount at the applicant's option.

15 **SECTION 33.** 29.563 (4) (b) 1m. of the statutes is amended to read:

16 29.563 (4) (b) 1m. Sports issued to ~~12-year-olds~~ 8-year-olds to 17-year-olds:
17 \$33.25 or a greater amount at the applicant's option.

18 **SECTION 34.** 29.563 (4) (b) 2m. of the statutes is amended to read:

19 29.563 (4) (b) 2m. Conservation patron issued to ~~12-year-olds~~ 8-year-olds to
20 17-year-olds: \$72.25 or a greater amount at the applicant's option.

21 **SECTION 35.** 29.592 of the statutes is created to read:

22 **29.592 Hunting mentorship program.** (1) Except as provided in sub. (3),
23 a person who is at least 8 years old may hunt in this state without obtaining a
24 certificate of accomplishment under s. 29.591 and may, while hunting, possess or
25 control a firearm if all of the following apply:

1 (a) At all times when hunting, the person is within arm's reach of a mentor who
2 meets the qualifications under sub. (2).

3 (b) The person holds a hunting approval.

4 **(2)** No person may serve as a qualified mentor for a hunter unless the person
5 meets all of the following requirements:

6 (a) The person is 18 years of age or older.

7 (b) The person is the parent or guardian of the person for whom he or she is
8 serving as a mentor or is authorized by the parent or guardian to serve as a mentor.
9 This requirement does not apply to a person serving as a mentor for a person who
10 is 18 years of age or older.

11 (c) At all times when serving as a mentor, the person is within arm's reach of
12 the person for whom he or she is serving as a mentor.

13 (d) The person has been issued a certificate of accomplishment under s. 29.591
14 or under s. 29.595 if the person is serving as a mentor for hunting elk, unless the
15 person was born before January 1, 1973, and is not required to obtain a certificate
16 of accomplishment.

17 (e) The person holds a current valid hunting approval.

18 **(3)** A person who is 12 years of age or older may hunt without a certificate of
19 accomplishment under s. 29.591 as specified under sub. (1) in two license years after
20 attaining the age of 12.

21 **(4)** A person who is authorized to hunt with a mentor under this section and
22 a mentor under this section with whom that person hunts may jointly have only one
23 firearm, only one bow, or, if hunting with a crossbow is authorized under s. 29.171
24 (4) or 29.193 (2), only one crossbow in their possession or control while hunting.

1 **(5)** A mentor under this section may take only one person hunting at at time
2 for whom he or she is serving as a mentor.

3 **(6)** The department shall issue to each person to whom the department issues
4 a hunting approval a pamphlet, developed by the department, that contains hunter
5 safety information if the person is not required to obtain a certificate of
6 accomplishment under s. 29.591 and is authorized to hunt with a mentor under this
7 section.

8 **SECTION 36.** 29.593 (1) (a) of the statutes is amended to read:

9 29.593 **(1)** (a) Except as provided under subs. (2), (2m) and (3), and s. 29.592
10 (1), no person born on or after January 1, 1973, may obtain any approval authorizing
11 hunting unless the person is issued a certificate of accomplishment under s. 29.591.

12 **SECTION 37.** 29.593 (4) (b) of the statutes is amended to read:

13 29.593 **(4)** (b) An approval authorizing hunting that was issued to him or her
14 under this chapter within 365 days before submitting the application, if the approval
15 contains his or her hunter education certificate number.

16 **SECTION 38.** 29.593 (4) (c) of the statutes is amended to read:

17 29.593 **(4)** (c) An approval authorizing hunting that was issued to him or her
18 under this chapter for a hunting season that ended within 365 days before
19 submitting the application, if the approval contains his or her hunter education
20 certificate number.

21 **SECTION 39.** 169.20 (1) (a) of the statutes is amended to read:

22 169.20 **(1)** (a) The department shall issue a bird dog training license to any
23 individual who is at least ~~12~~ 8 years of age who files a proper application and who
24 pays the applicable fee.

25 **SECTION 40.** 169.20 (2) (a) of the statutes is amended to read:

