

1975 Assembly Bill 776

Date published: June 7, 1976

## CHAPTER 310, Laws of 1975

AN ACT to amend 29.595 (2) (a) of the statutes, relating to claims for crop damage caused by deer and bear.

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

29.595 (2) (a) of the statutes is amended to read:

29.595 (2) CLAIMS FOR DEER OR BEAR DAMAGE. (a) Any person claiming damage to property caused by deer or bear shall file a verified statement of his claim with the department within 10 days from the time such damage is alleged to have been done. Such claim shall certify that the damage was caused on agricultural lands to ~~growing~~ crops, orchard trees, nursery stock, apiaries or to farm animals and poultry or on silvicultural lands to trees grown for sale to or by Christmas tree dealers licensed under s. 134.60, except that no claimant may recover on claims for damages to crops which are not harvested in accordance with normal agricultural practices. However, if the condition causing damage is in the nature of a continuing trespass, the claimant may, in lieu of a claim, file with the department, within 10 days from the time such damage first occurs, a notice of claim, stating the nature of the condition and that damages will be claimed as soon as the total damage can be ascertained. In such case, the claimant is entitled to recover 80% of the total damages sustained during the continuance of the condition but not beyond 6 months after the date of the notice, provided he files a verified statement of his claim with the department within 10 days after the abatement of the condition but not after 6 months of the date of the notice if the condition persists. No person shall be entitled to damages under this section who has posted his lands against trespass or hunting.

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