

1985 Assembly Bill 735

Date of enactment: **May 2, 1986**
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1985 Wisconsin Act 326

AN ACT to amend 29.09 (1), 29.14 (1) (a) and 29.145 (1) (a); and to create 29.092 (3m) and 29.155 of the statutes, relating to allowing the department of natural resources to waive fishing license requirements or fishing license fees or to charge different fees for special events or programs and granting rule-making authority.

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

SECTION 1. 29.09 (1) of the statutes is amended to read:

29.09 (1) LICENSE OR OTHER APPROVAL REQUIRED FOR HUNTING, TRAPPING OR FISHING. Except as specifically provided otherwise by s. 29.155 (1) or another section of this chapter, no person may hunt any wild animal, trap any game or fish for fish in the waters of this state unless the appropriate approval is issued to the person. A person shall carry the required approval with him or her at all times while hunting, trapping or fishing unless otherwise required by another section of this chapter or unless otherwise authorized or

required by the department. A person shall exhibit the approval to the department or its wardens on demand.

SECTION 2. 29.092 (3m) of the statutes is created to read:

29.092 (3m) WAIVER OF FEES; SPECIAL FEES. The department may, by rule, on no more than one day per year, waive the fees under sub. (3) or charge fees in addition to or instead of those fees for special scheduled fishing events or programs.

SECTION 3. 29.14 (1) (a) of the statutes is amended to read:

29.14 (1) (a) *Requirement.* Except as provided under pars. (b) and (c) or s. 29.155 (1), except for per-

sons with resident licenses under s. 29.09 (12) (a) and except as otherwise specifically provided by another section of this chapter, no nonresident may fish in the waters of this state unless a valid nonresident fishing license is issued to the person subject to s. 29.09 by the department or by a county clerk.

SECTION 4. 29.145 (1) (a) of the statutes is amended to read:

29.145 (1) (a) *Requirement.* Except as provided under pars. (b) and (c) or s. 29.155 (1) and except as specifically provided otherwise by another section of this chapter, no resident may fish in the waters of this state unless a valid resident fishing license is issued to the person subject to s. 29.09 by the department or by a county clerk or unless the person is issued a valid license, permit or card which authorizes fishing or entitles the holder to the rights and privileges of a fishing license.

SECTION 5. 29.155 of the statutes is created to read:

SECTION 6. **Program responsibility changes.** In the sections of the statutes listed in Column A, the program responsibilities references shown in Column B are deleted and the program responsibilities references shown in Column C are inserted:

A	B	C
Statute Sections	References Deleted	References Inserted
15.151 (intro.)	none	29.155 (1)

SECTION 7. **Initial applicability.** The treatment of section 29.092 (3m) of the statutes by this act first

29.155 Waiver of fishing license requirement. (1) **WAIVER.** The department may, by rule, on no more than one day per year, waive the requirement that a person be issued a fishing license under ss. 29.14 and 29.145 in order to fish in the waters of this state in the case of special scheduled fishing events or programs. The department shall, by rule, designate in which inland or outlying waters and during which events or programs fishing licenses are not required and shall, in cooperation with and with the assistance of the department of development, publicize this information.

(2) **LIMITATION.** Persons who fish during events or programs designated under sub. (1) may not sell, trade or barter fish taken during the event or program and are subject to all other conditions, limitations and restrictions prescribed in this chapter.

(3) **EXCLUSION.** No person who holds a commercial fishing license issued under s. 29.33 may fish during events or programs designated under sub. (1).

applies to fishing approvals issued on the effective date of this SECTION.