



2013 SENATE BILL 380

October 29, 2013 - Introduced by Senators PETROWSKI, RISSER and SCHULTZ, cosponsored by Representatives WILLIAMS, SPIROS, BIES, TITTL, A. OTT, BERNIER, BERCEAU, RIPP, BROOKS and OHNSTAD. Referred to Natural Resources.

1 **AN ACT to amend** 29.983 (1) (a); and **to create** 29.983 (1) (c) of the statutes;
2 **relating to:** a higher wild animal protection surcharge for certain animals of
3 a larger size.

Analysis by the Legislative Reference Bureau

Under current law, if a court imposes a fine or forfeiture for the unlawful killing, wounding, catching, taking, trapping, or possession of certain wild animals, the court may impose a wild animal protection surcharge. The statute specifies the amount of the surcharge allowed for each type of wild animal.

This bill allows a court to impose a higher wild animal protection surcharge when it imposes a fine or forfeiture for the unlawful killing, wounding, catching, taking, trapping, or possession of a deer, elk, or bear that has a certain size of antlers or skull. The bill requires the Department of Natural Resources to establish a method for measuring the antler or skull size, and specifies the amount of the surcharge allowed for each animal. If both a regular and a higher wild animal protection surcharge are allowed, the bill requires a court to impose the higher surcharge.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

SENATE BILL 380**SECTION 1**

1 **SECTION 1.** 29.983 (1) (a) of the statutes is amended to read:

2 29.983 (1) (a) If a court imposes a fine or forfeiture for a violation of a provision
3 of this chapter or an order issued under this chapter for the unlawful killing,
4 wounding, catching, taking, trapping, or possession of a wild animal specified in par.
5 (b) or (c), or any part of such a wild animal, the court may impose a wild animal
6 protection surcharge under ch. 814 that equals the amount specified for the wild
7 animal under par. (b) or (c). The department shall establish a method for measuring
8 the size of the antlers of a deer or elk and the skull of a bear to determine whether
9 the wild animal surcharge amounts listed under par. (c) apply. If a wild animal
10 protection surcharge under both pars. (b) and (c) applies, the court shall use the wild
11 animal protection surcharge listed under par. (c).

12 **SECTION 2.** 29.983 (1) (c) of the statutes is created to read:

13 29.983 (1) (c) (intro.) The amount of the wild animal protection surcharge
14 imposed under ch. 814 for the following wild animals shall be as follows:

15 1. For any deer with antlers measuring at least 125 inches but less than 150
16 inches, \$2,000.

17 2. For any deer with antlers measuring at least 150 inches but less than 170
18 inches, \$5,000.

19 3. For any deer with antlers measuring 170 inches or more, \$10,000.

20 4. For any elk with at least 6 points on one antler or with antlers measuring
21 260 inches or more, \$10,000.

22 5. For any bear with a skull measuring 20 inches or more, \$2,000.

23 **SECTION 3. Initial applicability.**

