

CHAPTER 386, Laws of 1977

AN ACT to repeal and recreate 29.65 (1); and to create 29.65 (3) of the statutes, relating to civil actions for damages for unlawful taking, destruction or possession of certain wild animals, birds and fish.

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

SECTION 1. 29.65 (1) of the statutes is repealed and recreated to read:

29.65 (1) The department may bring a civil action in the name of the state for the recovery of damages against any person unlawfully killing, wounding, catching, taking, trapping or having unlawfully in possession any of the following named protected wild animals, birds or fish, or any part of an animal, bird or fish, and the sum assessed for damages for each wild animal, bird, or fish shall not be less than the amount stated in this section:

(a) Any endangered species protected under s. 29.415 and rules adopted under s. 29.415, \$500.

(b) Any moose, elk, fisher, prairie chicken or sand hill crane, \$150.

(c) Any deer, bear, wild turkey or wild swan, \$100.

(d) Any bobcat (wildcat), fox, beaver or otter, \$50.

(e) Any coyote, raccoon or mink, \$25.

(f) Any sharptail grouse, ruffed grouse, spruce hen, wild duck, coot, wild goose or brant, \$15.

(g) Any pheasant, Hungarian partridge, quail, rail, Wilson's snipe, woodcock or shore bird, or protected song bird or harmless bird, \$10.

(h) Any muskrat, rabbit or squirrel, \$5.

(i) Any muskellunge or rock or lake sturgeon, \$25.

(j) Any largemouth or smallmouth bass, \$15.

(k) Any brook, rainbow, brown, or steel head trout, \$15.

(L) Any walleye pike, northern pike, or any other game fish not mentioned in pars. (i) to (k), \$5.

(m) Any game or fur-bearing animal or bird not mentioned in pars. (b) to (h), \$10.

SECTION 2. 29.65 (3) of the statutes is created to read:

29.65 (3) A civil action brought under this section shall be a bar to a criminal prosecution for the same offense and any criminal prosecution for any offense chargeable under this section shall be a bar to a civil action brought under this section.
