

ADMINISTRATIVE RULES Fiscal Estimate & Economic Impact Analysis

<p>1. Type of Estimate and Analysis</p> <p><input checked="" type="checkbox"/>Original <input type="checkbox"/>Updated <input type="checkbox"/>Corrected</p>	<p>2. Date</p> <p>11/08/2024</p>
<p>3. Administrative Rule Chapter, Title and Number (and Clearinghouse Number if applicable)</p> <p>NR 20 - General Restrictions</p>	
<p>4. Subject</p> <p>Fishing while in possession of a firearm</p>	
<p>5. Fund Sources Affected</p> <p><input type="checkbox"/>GPR <input type="checkbox"/>FED <input type="checkbox"/>PRO <input type="checkbox"/>PRS <input type="checkbox"/>SEG <input type="checkbox"/>SEG-S</p>	<p>6. Chapter 20, Stats. Appropriations Affected</p>
<p>7. Fiscal Effect of Implementing the Rule</p> <p><input checked="" type="checkbox"/>No Fiscal Effect <input type="checkbox"/>Increase Existing Revenues <input type="checkbox"/>Increase Costs <input type="checkbox"/>Decrease Costs <input type="checkbox"/>Indeterminate <input type="checkbox"/>Decrease Existing Revenues <input type="checkbox"/>Could Absorb Within Agency's Budget</p>	
<p>8. The Rule Will Impact the Following (Check All That Apply)</p> <p><input type="checkbox"/>State's Economy <input type="checkbox"/>Specific Businesses/Sectors <input type="checkbox"/>Local Government Units <input type="checkbox"/>Public Utility Rate Payers <input type="checkbox"/>Small Businesses (if checked, complete Attachment A)</p>	
<p>9. Estimate of Implementation and Compliance to Businesses, Local Governmental Units and Individuals, per s. 227.137(3)(b)(1).</p> <p>\$0</p>	
<p>10. Would Implementation and Compliance Costs Businesses, Local Governmental Units and Individuals Be \$10 Million or more Over Any 2-year Period, per s. 227.137(3)(b)(2)?</p> <p><input type="checkbox"/>Yes <input checked="" type="checkbox"/>No</p>	
<p>11. Policy Problem Addressed by the Rule</p> <p>This rule repeals a prohibition on being in possession of a firearm while fishing, but fishing with the use of a firearm continues to be prohibited by NR 20.05 (1) which prohibits the taking of fish by any other means hook and line unless specifically authorized in Ch. NR 20, 21, 22, 23, 24 or 25 (taking fish with a firearm is not an authorized means).</p>	
<p>12. Summary of the Businesses, Business Sectors, Associations Representing Business, Local Governmental Units, and Individuals that may be Affected by the Proposed Rule that were Contacted for Comments.</p> <p>A notice for solicitation of comments on this analysis will be posted on the department's website in November 2024 and various interest groups may be contacted. No fiscal effects on small businesses, their associations, or local governments are anticipated.</p>	
<p>13. Identify the Local Governmental Units that Participated in the Development of this EIA.</p> <p>The department will work with local governmental units that request to participate in the development of this EIA.</p>	
<p>14. Summary of Rule's Economic and Fiscal Impact on Specific Businesses, Business Sectors, Public Utility Rate Payers, Local Governmental Units and the State's Economy as a Whole (Include Implementation and Compliance Costs Expected to be Incurred)</p> <p>The total economic cost of this rule is estimated to be \$0 and the repeal will not have a fiscal effect on the private sector, small businesses, government units, or the state's economy.</p>	
<p>15. Benefits of Implementing the Rule and Alternative(s) to Implementing the Rule</p> <p>Implementing this rule will provide clarity and simplification with regard to who can possess a firearm while actively participating in fishing activities while maintaining the protections for fish that prohibit harvesting them with the use of a firearm.</p>	
<p>16. Long Range Implications of Implementing the Rule</p> <p>The long-range implications of implementing the rule are the same of as the short-term benefits. Implementation of this rule will support clarity and simplification of fishing regulations for anglers.</p>	
<p>17. Compare With Approaches Being Used by Federal Government</p> <p>States possess inherent authority to manage the fisheries resources located within their boundaries, except insofar as</p>	

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preempted by federal treaties and laws, including regulations established in the Federal Register. In some instances, there are specific restrictions set in place by the federal government. No federal regulations apply.

18. Compare With Approaches Being Used by Neighboring States (Illinois, Iowa, Michigan and Minnesota)

Fisheries management rules are generally similar in the states surrounding Wisconsin. A state's authority to regulate firearms is derived from the police powers each state has to protect the welfare, safety, and health of its citizens. In addition to being subject to constitutional limitations, state firearm regulations may also be circumscribed by federal law.

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