

Chapter NR 8

LICENSE AND PERMIT PROCEDURES

Subchapter I — Standards and Procedures for the Statewide Automated System

NR 8.01	Definitions.
NR 8.02	Authorization to issue approvals.
NR 8.03	License agent application; eligibility; and contract.
NR 8.04	Forms of approvals.
NR 8.045	Forms of proof; reprints.
NR 8.06	Purchasing a ch. 29, Stats., approval for another person.
NR 8.07	Variances.

Subchapter II — Procedures for Revocation of Hunting, Fishing and Trapping Approvals

NR 8.50	Purpose.
NR 8.51	Definitions.
NR 8.52	Revocations for failure to pay or appear in court.
NR 8.53	Court ordered revocations.
NR 8.54	Revocations imposed in a participating state.
NR 8.55	Wildlife violator compact notice to violators.
NR 8.56	Retroactivity.
NR 8.57	Denial of applications for approvals and preference points.

Note: Chapter NR 8 as it existed on December 31, 1998 was repealed and a new chapter NR 8 was created effective January 1, 1999. Corrections made under s. 13.93 c2md cbd 7., Stats., Register, November, 1998, No. 515.

Subchapter I — Standards and Procedures for the Statewide Automated System

NR 8.01 Definitions. In this chapter:

c1d XAuthenticated,Y for purposes of s. NR 8.045, means properly linked to a customer[s statewide automated system account, as verified using department of transportation records.

c3d XCounty clerkY means a county clerk as defined in s. 59.20, Stats., who has accepted an appointment as an agent of the department pursuant to s. 29.024 c6d cad 2., Stats., to issue approvals.

c3md XDigital file,Y for purposes of s. NR 8.045, means a portable document format cPDFd file or Hyper Text Markup Language cHTMLd file.

c4d XLicense agentY means a person who is not an employee of the department but who is appointed pursuant to s. 29.024 c6d, Stats., to issue approvals.

History: Cr. Register, November, 1998, No. 515, eff. 1-1-99; am. c1d, Register, December, 1999, No. 528, eff. 1-1-00; CR 08-021: am. c1d and c1d Register November 2008 No. 635, eff. 12-1-08; EmR1613: emerg. r. and recr. c1d, r. c2d, cr. c3md, r. c5d, c6d, eff. 3-12-17; CR 17-061: r. and recr. c1d, r. c2d, cr. c3md, r. c5d, c6d Register February 2018 No. 746, eff. 3-1-18.

NR 8.02 Authorization to issue approvals. All license agents shall issue all department approvals or federal approvals designated by the department to be issued through the statewide automated system, except for approvals designated by the department to be issued only by the department or by specified license agents.

History: Cr. Register, November, 1998, No. 515, eff. 1-1-99; cr. c1md, Register, December, 1999, No. 528, eff. 1-1-00; correction in c1d made under s. 13.93 c2md cbd 7., Stats., Register, December, 1999, No. 528; CR 01-038: am. c2d cad cintro.d, cr. c2d cad 6, to 8., and r. c2d cbd and c4d, Register November 2001 No. 551, eff. 12-1-01; CR 08-021: am. Register November 2008 No. 635, eff. 12-1-08; EmR1613: emerg. am., eff. 3-12-16; CR 17-061: am. Register February 2018 No. 746, eff. 3-1-18.

NR 8.03 License agent application; eligibility; and contract. **c1d** APPLICATION FORMS. cad Any person or county clerk wishing to become a license agent shall submit a written application to the department on forms provided by the department. The department shall review the application and determine whether the applicant shall be appointed as a license agent.

Note: License agent application forms are available from the Department of Natural Resources Bureau of Customer Service and Licensing, 101 South Webster, P.O. Box 7924, Madison, Wisconsin 53707.

cbd Applications to become a license agent shall be accepted at any time during the year.

c2d ELIGIBILITY CRITERIA. cad Pursuant to s. 29.024 c6d, Stats., all county clerks are eligible to become license agents.

ccd All license agent applicants not included in par. cad shall be considered for approval by the department. Factors which may be considered for approval of an application include:

1. Need for a license vendor in the area.
2. Convenience of location of the establishment.
3. Potential sales volume.
4. Amount and timing of hours open for business.
5. Stability of the business and personal and financial standing of the applicant.
6. Availability of point of sale equipment.

cdd License agent applications that are denied shall be retained for a period of 2 years and reconsidered if another license agent is needed in that area. Applications shall also be reconsidered at the request of the applicant after a 6-month waiting period.

c3d CONTRACT AGREEMENTS. cad All license agent applicants are required to sign a written contract with the department in order to become a license agent. The contract shall include but is not limited to accountability, record keeping, and payment methods.

ccd The department may rescind the license agent status of any license agent who fails to comply with all provisions of the contract.

History: Cr. Register, November, 1998, No. 515, eff. 1-1-99; CR 08-021: cr. c2d ccd 6. Register November 2008 No. 635, eff. 12-1-08; EmR1613: emerg. r. c2d cbd, am. c2d ccd cintro.d, r. c3d cbd, eff. 3-12-16; CR 17-061: r. c2d cbd, am. c2d ccd cintro.d, r. c3d cbd Register February 2018 No. 746, eff. 3-1-18.

NR 8.04 Forms of approvals. **c1d** APPLICATION AND APPROVAL REQUIREMENTS. cad An applicant shall provide appropriate identification and update all personal information as indicated by the department[s license issuance manual when applying for an approval. In addition, an applicant shall sign the purchase receipt attesting to his or her residency and that his or her privileges for all approvals issued have not been suspended or revoked.

Note: The department[s license issuance manual is available from the Department of Natural Resources[Bureau of Customer Service and Licensing, 101 South Webster, P.O. Box 7924, Madison, Wisconsin 53707.

cbd An applicant shall sign the issued approval, if required by the department on the approval form, before exercising any privileges authorized by the approval.

ccd Pursuant to s. 29.024 c5d, Stats., the license agent is not required to sign the approval.

c2d STAMPS AND THEIR FACSIMILES. cad Privileges conferred by the purchase of a waterfowl stamp under s. 29.191 c1d, Stats., turkey stamp under s. 29.164, Stats., pheasant stamp under s. 29.191 c2d, Stats., trout stamp under s. 29.2285 c1d, Stats., or salmon stamp under s. 29.2285 c2d, Stats., shall be in the form of a written authorization imprinted on the issued approval.

cbd Persons purchasing privileges conferred under par. cad may obtain a stamp at no additional charge from the department by doing one of the following:

1. Presenting the approval in person at a department office where counter services are provided or at a designated county clerk[s] office.

2. Submitting a request to the department through the mail, electronically or by phone.

History: Cr. Register, November, 1998, No. 515, eff. 1-1-99; correction in c1d cdd made under s. 13.93 c2md cbd 7., Stats., Register, December, 1999, No. 528; corrections in c2d cad made under s. 13.92 c4d cbd 7., Stats., Register March 2008 No. 627; CR 08-021: am. c1d Register November 2008 No. 635, eff. 12-1-08; CR 10-051: am. c2d cbd 1., r. and recr. c2d cbd 2. Register December 2010 No. 660, eff. 1-1-11; EmR1613: emerg. am. c1d cad, cbd, eff. 3-12-16; CR 17-061: am. c1d cad, cbd Register February 2018 No. 746, eff. 3-1-18.

NR 8.045 Forms of proof; reprints. c1d Pursuant to s. 23.47 c1d, Stats., this subsection establishes that only the following, issued or authenticated through the statewide automated system, may be used in lieu of the original approval document to provide proof of authorization to engage in the activities in pars. cad to cdd:

cad For any of the following: hunting licenses, hunting stamps, goose permits, wild turkey harvest authorizations, deer harvest authorizations, fisher harvest authorizations, otter harvest authorizations, and trapping licenses, authorized under subch. III of ch. 29, Stats., as published on January 5, 2017, except licenses and stamps authorized by s. 29.2297, Stats.; fishing licenses and fishing stamps, authorized under subch. III of ch. 29, Stats., as published on January 5, 2017, only while fishing on inland waters that are not boundary waters; disabled trolling, hunting and fishing permits issued under s. 29.193, Stats.; guide licenses authorized under s. 29.512, Stats.; certificates of accomplishment authorized under ss. 29.591, 29.595, and 29.597, Stats.; and wild rice harvest licenses authorized under s. 29.607 c3d:

1. A reprint, as designated under sub. c3d, of the original approval document issued by the department or agent appointed under s. 29.024 c6d cad, Stats.

2. A conservation card issued under s. 23.47 c2d, Stats.

3. An authenticated, current, non-expired Wisconsin opera- tor[s] license issued by the department of transportation, of the type required under s. 343.18 c1d, Stats.

4. A discernible and easily viewable image produced by a digital file issued by the department, displayed on any electronic device, including a cellular telephone, in a manner that permits a law enforcement officer to complete a meaningful inspection of such image for purposes of establishing compliance with s. 29.024 c1d, Stats.

cbd For fishing licenses and fishing stamps, authorized under subch. III of ch. 29, Stats., as published on January 5, 2017, while fishing on the waters that are boundary waters or while fishing on the waters that are outlying waters, a reprint, as designated under sub. c3d, of the original approval document issued by the department or agent appointed under s. 29.024 c6d cad, Stats.

ccd For any of the following: safety certificates required under ss. 23.33 c5d cbd, 23.335 c13d, 30.678, and 350.05, Stats.; a temporary trail use receipt authorized under s. 23.33 c2jd, 23.335 c6d or 350.12 c3jd, Stats., and a temporary operating receipt au-

thorized under ss. 23.33 c2d cigd 1. b., 23.335 c4d ccd 4., 30.52 c1md cagd 1. a., and 350.12 c3hd cagd 1. b., Stats.; and wild gin- seng licenses authorized under s. 29.611, Stats.:

1. A reprint, as designated under sub. c3d, of the original approval document issued by the department or agent appointed under s. 29.024 c6d cad, Stats.

2. A discernible and easily viewable image produced by a digital file issued by the department, displayed on any electronic device, including a cellular telephone, in a manner that permits a law enforcement officer to complete a meaningful inspection of such image for purposes of establishing compliance with the requirement to exhibit proof of the certificate.

ccd For an approval issued as a unique carcass tag for bear, grouse, or sturgeon that has not been validated or used to harvest an animal, a reprint, as designated under sub. c3d, of the original approval document issued by the department or agent appointed under s. 29.024 c6d cad, Stats.

Note: Once an individual has harvested a bear, grouse, or sturgeon under the authority of a unique carcass tag, the tag is no longer eligible to be reprinted.

c2d For any approval not specifically enumerated in sub. c1d, no alternative forms of proof are permitted.

c3d Pursuant to s. 23.47 c3d, Stats., for a license, stamp, certificate, harvest authorization or tag for which a reprint is authorized as proof of authorization under sub. c1d, an approval holder may cause their original approval document to be reprinted by doing any of the following:

cad Utilizing a digital file issued by the department to produce a high-quality printed hard-copy that facilitates meaningful inspection by a law enforcement officer.

cbd Requesting the department to produce a printed hard-copy at a service center.

ccd Requesting an agent appointed under ss. 29.024 c6d cad 2. or 3., Stats., to produce a printed hard-copy, if the approval is of the type the agent is authorized to issue.

c4d Any tag or harvest authorization that is identified by a unique number is a unique carcass tag or harvest authorization that remains as a singular harvest approval regardless of the number of reprints generated. Every reprint that bears an identical unique number collectively represent one authorization to harvest an animal; once an animal has been harvested under the authority of the harvest approval, all of the reprints are considered filled and the tag or harvest authorization is no longer valid.

History: EmR1613: emerg. cr., eff. 3-12-16; CR 17-061: cr. Register February 2018 No. 746, eff. 3-1-18; correction in c1d cintro.d, cad cintro.d, ccd cintro.d made under s. 35.17, Stats., Register February 2018 No. 746, eff. 3-1-18; CR 19-146: am. c1d cad, cdd, c3d cintro.d, c4d Register June 2020 No. 774, eff. 7-1-20; CR 20-087: am. c1d cad Register August 2021 No. 788, eff. 9-1-21.

NR 8.06 Purchasing a ch. 29, Stats., approval for another person. c1d Except as prohibited in sub. c2d, an individual may purchase an approval for another if the purchaser submits an application form completed and signed by the applicant except that:

cad A parent or guardian of a child under the age of 18 may purchase an approval on behalf of a child under 18 years of age. A parent or guardian shall sign a purchase receipt under s. NR 8.04 c1d cad on behalf of the child before the parent or guardian receives the approval.

cbd Stamp approvals may be purchased for another person if a customer identification number is provided.

c2d An individual may not purchase an approval for another person when there is a limited quantity of approvals available, except a parent or guardian may purchase an approval for their child under the age of 18.

c3d A person purchasing an approval for another person as

provided in this section may purchase the approval from any license agent.

History: Cr. Register, November, 1998, No. 515, eff. 1-1-99; CR 01-038: am. c1d, Register November 2001 No. 551, eff. 12-1-01; CR 08-021: am. Register November 2008 No. 635, eff. 12-1-08.

NR 8.07 Variances. The department may approve a variance from nonstatutory requirements of this chapter upon request when the department determines that the variance is essential to accomplish the objectives of the statewide automated system and where special circumstances make the variances in the best interest of the program. Before granting a variance, the department shall take into account factors such as good cause and circumstances beyond the control of the requester.

History: Cr. Register, November, 1998, No. 515, eff. 1-1-99; EmR1613: emerg. am., eff. 3-12-16; CR 17-061: am. Register February 2018 No. 746, eff. 3-1-18.

Subchapter II — Procedures for Revocation of Hunting, Fishing and Trapping Approvals

NR 8.50 Purpose. This subchapter is adopted to establish consistent standards for implementing the provisions of the wildlife violator compact under s. 29.03, Stats., and the revocation requirements of s. 29.972, Stats. The intent is to ensure all violator[s] whose hunting, fishing or trapping privileges and approvals have been revoked by a court or the department as the result of a violation or for failure to appear or pay a fine or forfeiture in this or another participating state are notified of the violator[s] revocation status and of the violator[s] appeal rights.

History: CR 07-056: cr. Register March 2008 No. 627, eff. 4-1-08.

NR 8.51 Definitions. For the purpose of this subchapter:

c1d XClerkY means the clerk of the circuit court with jurisdiction over a wildlife-related violation.

c2d XCitationY has the meaning given in s. 29.03 c2d cad, Stats., and includes summons and complaints issued by a district attorney for a wildlife-related violation.

c3d XConvictedY or XconvictionY has the meaning given in s. 29.03 c2d cdd, Stats.

c4d XDepartmentY means the department of natural resources.

c5d XLast known addressY means the address provided by the violator to the officer issuing the citation or a more current address if provided by the violator.

c6d XMailY means to send a letter by first class mail to the person[s] last known address.

c7d XNotice of complianceY means documentation issued by the clerk or a participating state that a violator has resolved a citation, summons or complaint subject to this subchapter.

c8d XNotice of noncomplianceY means documentation issued by the clerk or a participating state that a violator has not resolved a citation, summons or complaint subject to this subchapter.

c9d XNotice of revocation by the departmentY means confirmation that a violator has failed to resolve a citation, summons or complaint and that such inaction will result in the revocation of that person[s] hunting, fishing and trapping licenses, privileges and approvals.

c10d XNotice of revocation by the courtY means confirmation that a person[s] hunting, fishing or trapping privileges or approvals have been suspended or revoked by the court as provided or required under s. 29.971, Stats., or in lieu of an order of imprisonment under s. 23.795 c1d cad, Stats., for a violation of ch. 29, Stats., for which the person failed to comply with or take action to resolve the citation, summons or complaint through an appear-

ance in court or through the payment of all required forfeitures, fines, costs, and surcharges.

c11d XParticipating stateY has the meaning given in s. 29.03 c2d cjd, Stats.

c12d XPrivilegesY means ability to hunt, fish or trap wild animals in this state, or purchase, obtain, or apply for any approval or preference points related to hunting, fishing or trapping of wild animals.

c13d XResolvedY means to come into compliance with all required actions related to a citation, summons or complaint through the payment of all applicable forfeitures, fines, costs, and surcharges imposed by the court for a wildlife-related violation.

c14d XRevocationY or XrevokedY means suspension as defined under s. 29.03 c2d cmd, Stats.

c15d XViolatorY has the meaning given in s. 29.03 c2d cod, Stats.

c16d XWildlife-related violationY has the meaning given in s. 29.03 c2d csd, Stats., and includes any violation of s. 23.22, Stats., and ch. 29, Stats., or chs. NR 10 to 28 and 40, or a similar violation committed in a participating state, except that violations involving a captive wild animal subject to regulation under ch. 169, Stats., may not be considered a wildlife-related violation for the purposes of this subchapter.

History: CR 07-056: cr. Register March 2008 No. 627, eff. 4-1-08; CR 23-025: am. c16d Register March 2024 No. 819, eff. 4-1-24.

NR 8.52 Revocations for failure to pay or appear in court. c1d VIOLATIONS OCCURRING IN WISCONSIN.

Clerk of court. 1. After a violator does any of the following regarding a wildlife-related violation, the clerk shall provide a notice of noncompliance to the department[s] wildlife violator compact administrator:

a. Fails to respond to a summons under s. 23.66 c3d or 23.67 c4d, Stats., or a warrant or summons under s. 968.04, Stats.

b. Fails to appear on the court date set under s. 23.72 or 23.75, Stats., unless the person makes a deposit under s. 23.66, Stats., or makes a deposit and stipulation under s. 23.67, Stats.

c. Fails to appear before the court and is subject to a bench warrant under s. 968.09, Stats.

Note: Clerks need only provide the department with one notice of noncompliance when a person fails to respond or appear as described in subd. 1. If the court enters a default judgment against a violator and provides the violator with an additional period of time to pay, the clerk may wait to see if the violator fails to make the required deposit by the new deadline established by the court under s. 23.75 c3d cad 2, Stats., before providing the department with a notice of noncompliance under subd. 2.

Note: Notices may be mailed to the: Department of Natural Resources, Wildlife Violator Compact Administrator, P.O. Box 7921, Madison, WI 53707-7921, or by FAX at c608d 264-6130. An e-mail address for the Compact Administrator may be obtained by calling the department[s] call center at 1-888-936-7463.

2. A notice of noncompliance provided under subd. 1. shall include at least the following information:

a. The violator[s] full name, date of birth if known and last known address.

b. Case number, statute, or administrative rule number violated, description of violation, date of violation and county of violation.

c. Name, address and telephone number of the court.

d. Disposition by the court, including conviction date, any penalty imposed and any hunting, trapping or fishing privilege or approval revocations ordered by the court.

3. After a violator has resolved any citation, summons, or complaint which is subject to this section, the clerk shall provide a notice of compliance to the department[s] wildlife violator compact administrator. The notice shall include the following:

a. The violator[s] full name, date of birth, if known, and last known address.

b. Case number, statute, or administrative rule number violated, description of violation, date of violation and county of violation.

c. Name, address and telephone number of the court.

d. Disposition by the court, including conviction date and penalty imposed, if applicable, and any court ordered revocation of the violator[s] hunting, fishing or trapping licenses, privileges and approvals under s. 29.971, Stats., not related to the violator[s] failure to pay or appear in court.

e. The date on which any hunting, fishing or trapping privilege and approval revocation was ordered by the court under s. 29.971, Stats., will end.

Note: Notifications may be mailed to the: Department of Natural Resources, Wildlife Violator Compact Administrator, P.O. Box 7921, Madison, WI 53707-7921, or by FAX at c608d 264-6130. An e-mail address for the Compact Administrator may be obtained by calling the department[s] call center at 1-888-936-7463.

cbd Wildlife violator compact administrator. The department[s] wildlife violator compact administrator or designee shall keep a record of all notices received from the clerk under par. cad and s. NR 8.53 c1d, and shall do all of the following after receiving a notice of noncompliance from a clerk under par. cad 1.:

1. Mail a notice of revocation by the department to the violator. The notice shall include all the following information:

a. The violator[s] full name, date of birth, if known, and last known address.

b. Case number, statute, or administrative rule number violated, description of violation, date of violation and county of violation.

c. Name, address and telephone number of the court.

d. Disposition by the court, including conviction date, any penalty imposed by the court.

e. That the revocation for failure to resolve the citation, summons or complaint shall take effect 21 days after issuance of the notice of revocation by the department, unless an earlier date has been specified by the court as authorized under s. 23.795 c2d or 29.971, Stats. The date on which the revocation takes effect shall be provided in the notice of revocation.

Note: Section 23.795 c2d, Stats., states that in lieu of an order of imprisonment under s. 23.795 c1d cad, Stats., for a violation of ch. 29, Stats., the court may revoke or suspend any privilege or approval granted under ch. 29, Stats., as provided in s. 29.971 c12d, Stats.

f. That the revocations shall remain in effect until the department[s] wildlife violator compact administrator receives a notice of compliance from the clerk of the court with jurisdiction.

g. Of the conditions provided under s. 29.972 c1d cad to ccd, Stats., under which the violator may request a hearing to appeal the revocation and the procedures for doing so.

2. Update the department[s] statewide automated system with a violator[s] revocation status, including the starting date and the ending date when known.

3. Notify all other participating states of the hunting, fishing and trapping revocation status of a violator for any wildlife-related violations.

Note: Pursuant to s. 29.972 c1d, Stats., the opportunity for an administrative appeal to the department is limited to the issue of whether the violator did any of the following:

cad Failed to respond to a summons under s. 23.66 c3d or 23.67 c4d, Stats., or a warrant or summons under s. 968.04, Stats., or

cbd Failed to appear on the court date set under s. 23.72 or 23.75, Stats., unless the person makes a deposit under s. 23.66, Stats., or makes a deposit and stipulation under s. 23.67, Stats., or

ccd Failed to appear before the court and is subject to a bench warrant under s. 968.09, Stats.

Note: Revocations of ch. 29, Stats., privileges or approvals for violations that are not wildlife-related violations and revocations imposed under s. 29.024 c2gd cdd or c2rd cdd, 938.17 c2d cdd 1., 938.34 c8d or c8dd cdd and 938.343 c2d or c6d, Stats.,

or for a violation of s. 167.31 c3md cad, Stats., are not subject to the provisions of the wildlife violator[s] compact under s. 29.03, Stats.

Note: Section 29.972 c2d cad, Stats., does not require the administrative revocation by the department if the court has already revoked any or all of the person[s] hunting, fishing, or trapping approvals under s. 23.79 c4d or 23.795 c2d, Stats.

ccd *Alternative revocation by the department.* Notwithstanding the procedures established in par. cad, the department may revoke all hunting, fishing and trapping privileges and approvals of a violator pursuant to s. 29.972, Stats., when the department determines that the procedures of par. cad are applicable, but have not been complied with. If the department revokes the violator[s] hunting, fishing and trapping privileges and approvals under this paragraph, the department[s] wildlife violator compact administrator or designee shall do all of the following:

1. Send a notice of revocation by the department to the violator containing the information required under par. cbd.

2. Update the department[s] statewide automated system with a violator[s] revocation status, including the starting date and the ending date when known.

3. Provide updated information to all other participating states of the hunting, fishing and trapping revocation status of the violator.

Note: Section 29.972 c2d cad, Stats., does not require the administrative revocation by the department if the court has already revoked any or all of the person[s] hunting, fishing, or trapping approvals under s. 23.79 c4d or 23.795 c2d, Stats.

Note: A clerk of court and the department shall consider a revocation under s. 29.972c2d, Stats., to be resolved when the violator complies with the order of the court, the judgment is satisfied, or the court orders the revocation of the person[s] ch. 29, Stats., privileges or approvals under the authority of s. 29.971, Stats., or in lieu of an order of imprisonment under s. 23.795 c1d cad, Stats.

cdd *Wildlife violator compact administrator acknowledgment of compliance.* When a violator has resolved the matter subject to par. cad or ccd with the court and the department has received a notice of compliance from the clerk, the department[s] wildlife violator compact administrator or designee shall do all of the following:

1. Mail the violator an acknowledgement of receipt of the notice of compliance. The acknowledgement shall include:

a. The violator[s] full name, date of birth, if known, and last known address.

b. Case number, statute, or administrative rule number violated, description of violation, date of violation and county of violation.

d. Disposition by the court, including conviction date, any penalty imposed by the court, including any additional court ordered revocation still in effect and the term of any court ordered revocation, if known.

e. The date on which the violator[s] hunting, fishing and trapping privileges and approvals are to be reinstated by the department, or the ending date of any court ordered revocation, whichever is later.

2. Update the department[s] statewide automated system with any change in the violator[s] hunting, fishing and trapping revocation status.

3. Provide updated information to all other participating states of the change in hunting, fishing and trapping revocation status of the violator as appropriate.

Note: A clerk of court and the department shall consider a revocation under s. 29.972 c2d, Stats., to be resolved when the violator complies with the order of the court, the judgment is satisfied, or the court orders the revocation of the person[s] ch. 29, Stats., privileges or approvals under the authority of s. 29.971, Stats., or in lieu of an order of imprisonment under s. 23.795 c1d cad, Stats.

ccd *Appeals and request for a hearing.* 1. The opportunity for an administrative appeal of a revocation by the department pursuant to s. 29.972, Stats., shall be limited to the issues specified in s. 29.972 c1d cad to ccd, Stats.

2. If the revocation is upheld, the violator must then proceed to resolve the court case with the revocation remaining in effect.

3. If the revocation is overturned for any reason, the matter is terminated and the revocation order vacated.

Note: The question of guilt or innocence regarding the original charge or good cause for failing to resolve the matter will not be a subject of hearings held under the provisions of this section. Appeals shall be subject to the procedures under s. 227.42, Stats., which shall be limited to the issues specified in s. 29.972 c1d cad to ccd, Stats.

Note: Pursuant to s. 29.972 c1d cad to ccd, Stats., the opportunity for an administrative appeal to the department are limited to the issue of whether the violator:

cad Failed to respond to a summons under s. 23.66 c3d or 23.67 c4d, Stats., or a warrant or summons under s. 968.04, Stats., or

cbd Failed to appear on the court date set under s. 23.72 or 23.75, Stats., unless the person makes a deposit under s. 23.66, Stats., or makes a deposit and stipulation under s. 23.67, Stats., or

ccd Failed to appear before the court and is subject to a bench warrant under s. 968.09, Stats.

cfi *Exemption.* This subsection does not apply to a violator who prior to April 1, 2008 failed to do any of the following in response to a wildlife-related violation that occurred in this state:

1. Failed to respond to a summons under s. 23.66 c3d or 23.67 c4d, Stats., or a warrant or summons under s. 968.04, Stats., or

2. Failed to appear on the court date set under s. 23.72 or 23.75, Stats., or makes a deposit and stipulation under s. 23.67, Stats., or

3. Failed to appear before the court and is subject to a bench warrant under s. 968.09, Stats.

c2d VIOLATIONS OCCURRING IN A PARTICIPATING STATE. cad *Receipt of notification.* When the department receives a notice from a participating state that a Wisconsin resident has been charged with a wildlife-related violation in the participating state and has failed to respond to the citation, summons or complaint, or failed to appear before the court with jurisdiction, or failed to pay the fine or forfeiture imposed for the violation, the wildlife violator compact administrator or designee shall do all of the following:

1. Mail the violator a notice of revocation by the department which informs the violator of the department's receipt of a notice of noncompliance from the participating state and of the requirements of the wildlife violator compact pursuant to s. 29.03, Stats. The notice of revocation shall include the following information:

a. The violator's full name, date of birth, if known, and last known address.

b. Description and date of the violation, including citation or case number.

c. Action of the court.

d. Procedures to be followed to resolve the matter with the court.

e. Name, address and telephone number of the court with jurisdiction in the participating state.

f. Revocation requirement of s. 29.03, Stats., of all hunting, fishing and trapping licenses, privileges and approvals if the matter is not resolved.

g. The effective date of the revocation, which shall be 21 days after issuance of the notice.

h. That revocation will not occur if the department receives a notice of compliance before the revocation effective date.

i. That once a revocation has become effective, the revocation may only be lifted upon the department's receipt of a written notice of the compliance from the participating state in which the violation occurred.

cbd *Administrative revocation by the department.* When a violator fails to resolve the matter within 21 days of the date the notice of revocation by the department was issued, the department shall revoke all the violator's hunting, fishing and trapping privi-

leges and approvals and the department's wildlife violator compact administrator or designee shall do all of the following:

1. Forward a copy of the notice of revocation by the department to the participating state.

2. Enter the person's identifying information and beginning date of the revocation of all the violator's hunting, fishing and trapping privileges and approvals into the department's statewide automated system.

ccd *Appeals and request for a hearing.* 1. The opportunity for an administrative appeal to the department shall be subject to the procedures under s. 227.42, Stats., and shall be limited to whether or not the violator did any of the following:

a. Failed to respond to a warrant or summons, or

b. Failed to appear on their court date, or

c. Failed to make a deposit or a deposit and stipulation, or

d. Failed to appear before the court and is subject to a bench warrant.

2. If the revocation is upheld, the violator must then proceed to resolve the court case with the revocation remaining in effect.

3. If the revocation is overturned for any reason, the matter is terminated and the revocation order vacated. In such cases the issuing state will be informed of the reason for denial.

Note: The question of guilt or innocence regarding the original charge or good cause for failing to resolve the matter will not be a subject of hearings held under the provisions of this section.

c3d TERM OF REVOCATIONS. cad A revocation imposed under sub. c1d cbd or ccd, pursuant to s. 29.972 c1d, Stats., for a wildlife-related violation shall remain in effect until the department receives a notice of compliance from the clerk.

Note: Section 29.972 c1d, Stats., includes those situations where the violator does any of the following:

cad Fails to respond to a summons under s. 23.66 c3d or 23.67 c4d, Stats., or a warrant or summons under s. 968.04, Stats.

cbd Fails to appear on the court date set under s. 23.72 or 23.75, Stats., unless the person makes a deposit under s. 23.66, Stats., or makes a deposit and stipulation under s. 23.67, Stats.

ccd Fails to appear before the court and is subject to a bench warrant under s. 968.09, Stats.

cbd A revocation imposed under sub. c2d, pursuant to s. 29.03, Stats., for a wildlife-related violation in a participating state, shall remain in effect until the department receives a notice of compliance issued by the participating state.

c4d REINSTATEMENT OF PRIVILEGES AND APPROVALS. Privileges or approvals revoked pursuant to this subchapter may be reinstated by the department upon the receipt of a notice of compliance from the clerk of court or from the participating state with jurisdiction.

History: CR 07-056: cr. Register March 2008 No. 627, eff. 4-1-08; corrections in c1d cad 3. e. and cbd 1. e. made under s. 13.92 c4d cbd 1. and 7., Stats., Register March 2008 No. 627; CR 10-051: r. c1d cdd 1. c. Register December 2010 No. 660, eff. 1-1-11; EmR1613: emerg. am. c1d cbd 2., ccd 2., eff. 3-12-16; CR 17-061: am. c1d cbd 2., ccd 2., cdd 2. Register February 2018 No. 746, eff. 3-1-18; CR 19-146: am. c2d cbd 2. Register June 2020 No. 774, eff. 7-1-20.

NR 8.53 Court ordered revocations. c1d NOTIFICATION. cad When the court revokes any of a person's ch. 29, Stats., privileges or approvals pursuant to the penalty provisions allowed or required under s. 29.971, Stats., for a violation of s. 167.31 c3md cad, Stats., or for failure to pay a forfeiture as authorized under ss. 938.34 c8d and c8dd cdd and 938.343 c2d and c6d, Stats., the clerk shall do all of the following:

1. Send a notice of revocation by the court to the department's wildlife violator compact administrator. The notice shall include at least the following information:

a. The violator's full name, date of birth, if known, and last known address.

b. Case number, statute, or administrative rule number vio-

lated description of violation, date of violation and county of violation.

c. The date on which any court ordered revocation of the violator[s] hunting, fishing or trapping privileges and approvals ends.

2. Notify the department[s] wildlife violator compact administrator if there is a change in the status of the revocation before the period of revocation expires.

Note: Revocations of ch. 29, Stats., privileges or approvals for violations of state laws not wildlife-related violations, and revocations imposed under ss. 29.024 c2gd cdd or c2rd cdd, 938.17 c2d cdd 1., 938.34 c8d or c8dd cdd and 938.343 c2d or c6d, Stats., or for a violation of s. 167.31 c3md cad, Stats., are not subject to the provisions of the wildlife violator[s] compact under s. 29.03, Stats.

Note: Notices may be mailed to the: Department of Natural Resources, Wildlife Violator Compact Administrator, P.O. Box 7921, Madison, WI 53707-7921, or by FAX at c608d 264-6130. An e-mail address for the Compact Administrator may be obtained by calling the department[s] call center at 1-888-936-7463.

c2d TERM OF REVOCATION. Under this section, the term of the revocation is the period specified by the court or required under s. 29.971, Stats., starting on the date of conviction.

History: CR 07-056: cr. Register March 2008 No. 627, eff. 4-1-08.

NR 8.54 Revocations imposed in a participating state. c1d RECEIPT OF NOTIFICATION. cad When the department receives written or electronic notice from a participating state that the participating state has suspended or revoked a violator[s] hunting, fishing or trapping privileges or approvals in the participating state, the department shall revoke the violator[s] hunting, fishing or trapping privileges and approvals in this state and the department[s] wildlife violator compact administrator or designee shall do all of the following:

1. Maintain a record of the notification.
2. Enter the violator[s] identifying information and revocation status into the department[s] statewide automated system if not already entered into the system.
3. If the violator is a Wisconsin resident, mail a notice to inform the violator which ch. 29, Stats., privileges and approvals have been revoked in this state as a result of the violator[s] revocation in the participating state.

cbd In addition to the requirements under par. cad, the department, through the statewide automated system, shall deny applications for any hunting, fishing and trapping privileges, approvals and preference points subject to the revocation for the term of the revocation.

ccd Written or electronic notice received under this section from a participating state may not be recognized by the department unless the notice includes all of the following:

1. Violator[s] full name and date of birth.
2. Violator[s] last known address.
3. Violation description along with statute or administrative rule number violated.

4. Date, county and state of violation.

5. Penalty imposed by the court, including the type and term of the revocation.

6. Required court appearance date.

c2d TERM OF REVOCATION. A revocation in this state based upon a notice received from a participating state in accordance with s. 29.03, Stats., shall remain in effect until the term of the revocation expires or until the department receives written or electronic notification from the participating state that the revocation has been terminated, which ever comes first.

History: CR 07-056: cr. Register March 2008 No. 627, eff. 4-1-08; CR 10-051: am. c1d cad 3. Register December 2010 No. 660, eff. 1-1-11; EmR1613: emerg. am. c1d cad 2., cbd, eff. 3-12-16; CR 17-061: am. c1d cad 2., cbd Register February 2018 No. 746, eff. 3-1-18.

NR 8.55 Wildlife violator compact notice to violators. When a person violates a wildlife-related law and is issued a citation pursuant to s. 23.53, Stats., or is served a complaint and summons pursuant s. 23.55, Stats., the issuing officer or the district attorney issuing the complaint and summons shall provide the violator with a written notice that informs the violator that Wisconsin is a member of the wildlife violator compact and what the ramifications will be if the violator[s] hunting, fishing or trapping privileges or approvals are revoked in this state, or if the violator fails to appear in court, pay the required penalty or otherwise fails to resolve the citation, summons or complaint.

History: CR 07-056: cr. Register March 2008 No. 627, eff. 4-1-08.

NR 8.56 Retroactivity. Revocations of hunting, trapping or fishing privileges or approvals and convictions for wildlife-related violations occurring in this state prior to April 1, 2008 or the date the state becomes a participant of the wildlife violator compact pursuant to s. 29.03 c8d ccd, Stats., which ever is later, shall not be subject to the provisions of this subchapter or the wildlife violator compact.

Note: Section 29.03 c8d ccd, Stats., states the effective date of entry into the compact shall be specified by the applying state but shall not be less than 60 days after notice has been given by one of the following:

1. The chairperson of the board of the compact administrators;
2. The secretary of the board to each participating state that the resolution from the applying state has been received.

History: CR 07-056: cr. Register March 2008 No. 627, eff. 4-1-08.

NR 8.57 Denial of applications for approvals and preference points. The department shall deny all applications for hunting, fishing and trapping approvals and preference points received from a violator whose hunting, fishing and trapping privileges or approvals have been revoked and are subject to this subsection until the department[s] wildlife violator compact administrator has been notified in writing by the clerk or the participating state that the matter leading to the revocation has been resolved, or until the date specified by the court.

History: CR 07-056: cr. Register March 2008 No. 627, eff. 4-1-08.