

WISCONSIN LEGISLATIVE COUNCIL STAFF

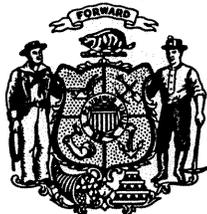
LCRC
FORM 2

APR 14 1999

RULES CLEARINGHOUSE

Ronald Sklansky
Director
(608) 266-1946

Richard Sweet
Assistant Director
(608) 266-2982



David J. Stute, Director
Legislative Council Staff
(608) 266-1304

One E. Main St., Ste. 401
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Madison, WI 53701-2536
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CLEARINGHOUSE REPORT TO AGENCY

[THIS REPORT HAS BEEN PREPARED PURSUANT TO S. 227.15, STATS. THIS IS A REPORT ON A RULE AS ORIGINALLY PROPOSED BY THE AGENCY; THE REPORT MAY NOT REFLECT THE FINAL CONTENT OF THE RULE IN FINAL DRAFT FORM AS IT WILL BE SUBMITTED TO THE LEGISLATURE. THIS REPORT CONSTITUTES A REVIEW OF, BUT NOT APPROVAL OR DISAPPROVAL OF, THE SUBSTANTIVE CONTENT AND TECHNICAL ACCURACY OF THE RULE.]

CLEARINGHOUSE RULE 99-044

AN ORDER to amend NR 20.09 (2), relating to bow fishing hours on inland lakes during the rough fish spearing season.

Submitted by **DEPARTMENT OF NATURAL RESOURCES**

03-10-99 RECEIVED BY LEGISLATIVE COUNCIL.

04-07-99 REPORT SENT TO AGENCY.

RNS:MCP:rv;kjf

LEGISLATIVE COUNCIL RULES CLEARINGHOUSE REPORT

This rule has been reviewed by the Rules Clearinghouse. Based on that review, comments are reported as noted below:

1. STATUTORY AUTHORITY [s. 227.15 (2) (a)]

Comment Attached

YES

NO

2. FORM, STYLE AND PLACEMENT IN ADMINISTRATIVE CODE [s. 227.15 (2) (c)]

Comment Attached

YES

NO

3. CONFLICT WITH OR DUPLICATION OF EXISTING RULES [s. 227.15 (2) (d)]

Comment Attached

YES

NO

4. ADEQUACY OF REFERENCES TO RELATED STATUTES, RULES AND FORMS
[s. 227.15 (2) (e)]

Comment Attached

YES

NO

5. CLARITY, GRAMMAR, PUNCTUATION AND USE OF PLAIN LANGUAGE [s. 227.15 (2) (f)]

Comment Attached

YES

NO

6. POTENTIAL CONFLICTS WITH, AND COMPARABILITY TO, RELATED FEDERAL
REGULATIONS [s. 227.15 (2) (g)]

Comment Attached

YES

NO

7. COMPLIANCE WITH PERMIT ACTION DEADLINE REQUIREMENTS [s. 227.15 (2) (h)]

Comment Attached

YES

NO

Report to
Legislative Council Rules Clearinghouse
NR 20.09(2), Wis. Adm. Code
Natural Resources Board Order No. FH-17-99

Wisconsin Statutory Authority

ss. 29.014 and 227.12, Stats., interpreting ss. 29.014, 29.314 and 227.22(2), Stats.

Federal Authority

N/A

Court Decisions Directly Relevant

None

Analysis of the Rule - Rule Effect - Reason for the Rule

At the 1995 spring hearings, a resolution to allow bowfishing at night was introduced by the Bowfishing Association of America in 5 counties and was approved by a vote of 207 to 6. The resolution was forwarded to the Warm Water and Law Enforcement Committees of the Conservation Congress for review and action. The Warm Water Committee approved the resolution and deferred to the Law Enforcement Committee for action. No action was taken. In the interim, BAA was successful in securing revisions to the statutes to allow simultaneous possession of a flashlight and bow for purposes of fishing for rough fish with a bow or crossbow on inland lakes of Wisconsin. Now, BAA has petitioned the Department for an administrative rule change to allow bowfishing at all times during the open bowfishing season. The open spearing seasons vary across the state, with a year around season in the south, more restrictive closed seasons in the central portion of the state, and no open season in several counties in the north.

Agency Procedures for Promulgation

Public hearings, Natural Resources Board final adoption, followed by legislative review.

Description of any Forms (attach copies if available)

None

Name and Telephone Number of Agency Liaisons

Tim Simonson, Bureau of Fisheries Management and Habitat Protection – 266-5222
Tim Andryk, Bureau of Legal Services – 264-9228
Carol Turner, Bureau of Legal Services - 266-1959

Submitted on March 9, 1999

WISCONSIN LEGISLATIVE COUNCIL STAFF

RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 99-044

Comments

[NOTE: All citations to "Manual" in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated September 1998.]

4. Adequacy of References to Related Statutes, Rules and Forms

The statement of statutes interpreted lists s. 29.314 (4) (b) 3., Stats., an exception to the restrictions on use of a light for shining animals. However, although the rule authorizes the use of a bow and arrow to take rough fish at any time, the rule does not specifically relate to the use of a light.

5. Clarity, Grammar, Punctuation and Use of Plain Language

a. The rule is an amendment to s. NR 20.09 (2). However, the rule does not amend that rule in its current form, but rather amends that rule as affected by a major ch. NR 20 revision that has not yet been promulgated. This information would be useful to anyone attempting to understand the effect of this rule and should be included in the analysis.

b. The amendment to s. NR 20.09 (2) authorizes the use of a bow and arrow at any time during the "open season" for spearing in s. NR 20.20. This appears to be reasonably clear if the reader of the rule refers to the column in s. NR 20.20 that is headed "open season." However, there may be a potential for confusion where s. NR 20.20, in the column for "authorized methods," refers to the authorized *time* for spearing. [See s. NR 20.20 (10) (c) 2. b., for example.] The department should determine whether the intent of the rule is clear.

ORIGINAL UPDATED
 CORRECTED SUPPLEMENTAL

FISCAL ESTIMATE

DOA-2048 N(R10/94)

Subject

Bowfishing Hours On Inland Lakes During the Rough Fish Spearing Season

Fiscal Effect

State: No State Fiscal Effect

Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.

- Increase Existing Appropriation Increase Existing Revenues
- Decrease Existing Appropriation Decrease Existing Revenues
- Create New Appropriation

- Increase Costs - May be possible to Absorb Within Agency's Budget Yes No
- Decrease Costs

Local: No local government costs

- | | | |
|---|---|--|
| <p>1. <input type="checkbox"/> Increase Costs</p> <ul style="list-style-type: none"> <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <p>2. <input type="checkbox"/> Decrease Costs</p> <ul style="list-style-type: none"> <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | <p>3. <input type="checkbox"/> Increase Revenues</p> <ul style="list-style-type: none"> <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <p>4. <input type="checkbox"/> Decrease Revenues</p> <ul style="list-style-type: none"> <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | <p>5. Types of Local Government Units Affected:</p> <ul style="list-style-type: none"> <input type="checkbox"/> Towns <input type="checkbox"/> Villages <input type="checkbox"/> Cities <input type="checkbox"/> Counties <input type="checkbox"/> WTCS Districts <input type="checkbox"/> School Districts <input type="checkbox"/> Others |
|---|---|--|

Fund Sources Affected

- GPR FED PRO PRS SEG SEG-S

Affected Ch. 20 Appropriations

Assumptions Used in Arriving at Fiscal Estimate

SUMMARY OF BILL/RULE -The Bowfishing Association of America (BAA) has petitioned the Department to allow bowfishing at all times during the open season in the south, more restrictive closed seasons in the central part of the state, and no open season in several counties in the north. The Bureau of Fisheries Management and Habitat Protection does not have biological concerns with this proposal. The Bureau of Law Enforcement has reservations with this proposal because it may provide additional opportunities for illegal activities (e.g. spearing gamefish), and it may initially result in increased number of complaints from lakeshore property owners who are disturbed by night-time activities of bowfishing enthusiasts.

The rule being promulgated is based on biological and sociological findings and public comments and will have no adverse impact on the fisheries of the state. This proposal contains rule changes approved by the Natural Resources Board and it will have no fiscal impact on either state or local units of government.

The following assumptions were made in order to arrive at the fiscal estimate for this rule change:

1. The proposed rules do not affect relations with local units of government or other state agencies.
2. No liability or revenue fluctuations are anticipated.
3. No additional staffing is required by state or local units of government.
4. DNR law enforcement personnel will enforce these rules during the normal course of their duties.
5. No fee collection is involved with these rules.

Fiscal Impact: None

Long-Range Fiscal Implications

None.

2

Agency	Prepared By	Phone No.	Authorized Signature	Phone No.	Date
DNR	Joe Polasek	(608) 266-2794	<i>Joe Polasek</i>	(608) 266-2794	01/27/1999

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD
AMENDING RULES

The Wisconsin Natural Resources Board proposes an order to amend NR 20.09(2) relating to bow fishing hours on inland lakes during the rough fish spearing season

FH-17-99

Analysis Prepared by Department of Natural Resources

Statutory authority: ss. 29.014(1) and 227.12, Stats.

exception to prohibition on spearing

Statutes interpreted: ss. 29.014(1), 29.314(4)(b)3. and 227.22(2)(b), Stats.

This order extends the hours for rough fish spearing by authorizing the possession and use of a bow and arrow only for spearing rough fish at any time on inland lakes during the open rough fish spearing season.

SECTION 1. NR 20.09 (2) is amended to read:

NR 20.09(2) Use, possess, or control any bow, spear or similar device from sunset to sunrise while on the waters or on the banks or shores of any waters except that a bow and arrow may be possessed and used for spearing rough fish on inland lakes at any time during the open season for spearing as specified in s. NR 20.20.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on _____.

cf. 20.09(1)

The foregoing rules shall take effect on April 1, 2000 as provided in s. 227.22(2)(b), Stats.

Dated at Madison, Wisconsin, _____

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES

By _____
George E. Meyer, Secretary

(SEAL)

*What about 20.20(1)(a) 2 b
cf - specific spearing season to sunset?
is this the open season on the methods?*

See 29.07(4)(b)

This is the new NR 20

licensed angler may take larvae or nymphs from trout streams by hand during the open trout season for immediate use as bait only in the trout stream from which the larvae or nymphs were taken.

NR 20.09 Spearing restrictions. No person may do any of the following:

- (1) Possess or control any bow, spear or similar device while on any water or on the banks or shores of any water that might be used for the purpose of fishing except as specifically authorized in s. NR 20.20.
- (2) Use, possess or control any bow, spear or similar device from sunset to sunrise while on the waters or on the banks or shores of any waters.
- (3) Spear any game fish except that white bass, yellow bass, rock bass, panfish and bullheads may be speared while skin diving or scuba diving in inland waters during the open season for rough fish spearing on waters specified in s. NR 20.20.

NR 20.10 Special sturgeon spearing restrictions. No person may do any of the following:

- (1) Take, capture, kill or attempt to take, capture or kill sturgeon on Lake Winnebago system waters by any means other than spearing with a spear thrown by hand from inside a fishing shelter placed on the ice during the open season specified in s. NR 20.20 (73)(e).
- (2) Fish with or possess a fishing pole, hook and line or other similar devices that might be used for the purpose of catching fish within any fishing shelter containing an ice hole larger than 12 inches in diameter or square during the open season for spearing sturgeon on waters specified in s. NR 20.20(73)(e).
- (3) Cover ice holes cut, used or maintained for sturgeon spearing pursuant to s. NR 20.11(2) with a fishing shelter except during the period from 48 hours before and continuing through the open season for sturgeon spearing.
- (4) Possess a validated sturgeon carcass tag unless it is attached to a legally killed sturgeon while sturgeon spearing.
- (5) Possess a speared sturgeon unless immediately validating the sturgeon carcass tag by splitting the marks designating the month, day, time and location of kill. Failure to completely validate the sturgeon carcass tag renders the possession of the sturgeon illegal and the sturgeon carcass tag invalid. A sturgeon carcass tag shall be issued with each sturgeon spearing license and shall remain intact until the spearer spears a sturgeon.
- (6) Transport any sturgeon in or on any motor-driven vehicle from the time the sturgeon is taken to the time it is lawfully registered pursuant to sub. (9) unless the sturgeon is carried openly exposed and in a manner so that the sturgeon carcass tag attached to the sturgeon cannot be handled or manipulated by any occupant of the vehicle.
- (7) Possess a speared sturgeon unless the person who spears and tags the sturgeon accompanies the sturgeon carcass during transport until the sturgeon has been registered pursuant to sub. (9).
- (8) Possess a sturgeon speared from lakes Butte des Morts, Poygan or Winnebago under s. NR 20.20(73)(e)2.b. outside the following area unless the sturgeon has been registered pursuant to sub. (9): from the intersection of highways 110 and 21 in Oshkosh west on highway 21 to highway 116; north on highway 116 to county highway

(27) "Muskellunge" means fish of the species *Esox masquinongy* and includes muskellunge - northern pike hybrids.

(28) "Openly exposed" means open to view by a person in a passing vehicle.

(29) "Panfish" means the following fish species: yellow perch, bluegill, black crappie, white crappie, pumpkinseed, green sunfish, warmouth and orangespotted sunfish.

(30) "Position fishing" means fishing from a boat in a manner where the fishing line extends vertically into the water while the boat is maneuvered by the use of a motor.

(31) "Possession limit" means the maximum number of a fish species that a person may possess, which is twice the daily bag limit specified in this chapter except the possession limit for trout is 10 of which no more than 5 may be a combined total of brown and rainbow trout and the possession limit for minnows is specified in s. NR 20.14.

(32) "Rough fish" has the meaning found in s. 29.001(74)

(33) "Safe harvest" means a level of harvest that incorporates an appropriate margin of safety, estimates of the population and acceptable exploitation rates which will reasonably prevent harvest of more than 35% of the population of adult walleyes or 27% of the population of adult muskellunge. The margin of safety assures that the true safe harvest is not exceeded in more than 1 of 40 cases. For waters where a population estimate has not been made, a regression model based upon population estimates from other waters will be used.

(34) "Secretary" means secretary of the department of natural resources.

(35) "Seine" has the meaning found in s. 29.522(3), Stats.

(36) "Setline" means a line with one or more hooks fastened to it and designed to be set or left unattended in the water for the purpose of taking fish.

(37) "Set or bank pole" means a pole equipped with a line with one or more hooks fastened to it, designed to be used for fishing from the banks of lakes or rivers and set or left unattended.

(38) "Spearing" means fishing with a device consisting of a shaft with an attached sharp point or points and includes devices such as spears, bow and arrow, spear guns or similar devices.

(39) "Telemetry device" means any device attached to or implanted in a fish that transmits a sonic or electronic signal.

(40) "Troll" or "trolling" means fishing by trailing any lure, bait or similar device that may be used to attract or catch fish from a boat propelled by a means other than drifting or rowing. Casting and immediate retrieval of a bait, lure or similar device while the motor is running or position fishing is not trolling.

(41) "Trout stream" means those waters designated by the department pursuant to s. NR 1.02(7).

Note: Copy available for review at the Bureau of Fisheries Management and Habitat Protection, Department of Natural Resources, 101 S. Webster Street, P.O. Box 7921, Madison WI 53707.

(42) "Unattended line" means a fishing line to which no person is actively directing his or her attention.

State of Wisconsin
Department of Natural Resources

SEP 08 REC'D

SEP 08 1999

**NOTICE TO PRESIDING OFFICERS
OF PROPOSED RULEMAKING**

Pursuant to s. 227.19, Stats., notice is hereby given that final draft rules are being submitted to the presiding officer of each house of the legislature. The rules being submitted are:

Natural Resources Board Order No. FI-17-99

Legislative Council Rules Clearinghouse Number 99-044

Subject of Rules Bow fishing hours on inland lakes
during the rough fish spearing season

Date of Transmittal to Presiding Officers September 7, 1999

Send a copy of any correspondence or notices pertaining to this rule to:

**Carol Turner, Rules Coordinator
DNR Bureau of Legal Services
LC/5, 101 South Webster**

266-1959

REPORT TO LEGISLATURE

NR 20.09(2), Wis. Adm. Code
Bow fishing hours on inland lakes during the
rough fish spearing season

Board Order No. FH-17-99
Clearinghouse Rule No. 99-044

Statement of Need

The Department was petitioned by the Bowfishing Association of America to allow bowfishing at all times during the open bowfishing season. The open spearing seasons vary across the state, with a year around season in the south, more restrictive closed seasons in the central portion of the state, and no open season in several counties in the north. The proposed rule will allow bowfishing on selected waters at all times during the open spearing season, rather than the current hours of sunrise to sunset.

Modifications as a Result of Public Hearing

The proposal was modified to include only selected lakes that are known or are suspected to have large rough fish populations and the rule will sunset after 3 years to allow evaluation of potential concerns of increased numbers of complaints from lake shore property owners who are disturbed by night-time activities of bowfishers and spearing of illegal gamefish.

Appearances at the Public Hearings and Their Position

April 27, 1999 – Wausau

In support:

Roger L. Balas, 4706 N. River Road, Janesville, WI 53545
Steven R. Beres, 328 State Street, Mazomanie, WI 53560
Cindy Braun, EP1064 Hemlock Lane, Stratford, WI 54484
Joseph Braun, 2137 Randall Road, Athens, WI 54411
Joan Braun, 2137 Randall Road, Athens, WI 54411
Jeffrey J. Braun, EP1064 Hemlock Lane, Stratford, WI 54484
Michael Buslt, 2146 Creciente Drive, Mosinee, WI 54455
Mike Carlson, 227 W. 11th, Marshfield, WI 54449
Chris Cass, 470 Mohawk Road, Janesville, WI 53545
Frank T. Copenhaver, T1172 Pine Bluff Road, Wausau, WI 54403
Mark Ellenberg, 5551 Turtle Lake Road, Shoreview, MN 55126
Bobby J. Gentry, Route 1, Box 143, Brooksville, MS 39739
Ron Jongetjes, 718 Parish Street, Delavan, WI 53115
Jason Kirslenlohr, 1616 Depot Street, Apt. E, Stevens Point, WI 54481
Jack Lasee, 308 W. Cedar Street, Abbotsford, WI 54405
Ryan Lasee, 308 W. Cedar Street, Abbotsford, WI 54404
Bill Morris, 1332 E. Bridge Street, Wausau, WI 54403
Robert J. Nystul, 4521 Forest Valley Road, Wausau, WI
Daniel Oelke, 1016 South 5th Avenue, Wausau, WI 54401

Michael Roj, 1405 Kenwood Drive, Wausau, WI 54401
Rick Sanders, 10948 Range Line Road, Berrien Springs, MI 49103
Ron Skirvin, 1050 Forest Lake Drive, Plover, WI
Kevin T. Smedbrow, 1152 Hwy. 13, Friendship, WI 53934
Terry Stormoen, P.O. Box 263, Friendship, WI
Gary Swan, W1291 Hwy. P, Merrill, WI 54452
Robert Trepanier, 19607 Stateline Road, Harvard, IL 60033
Richard Tudor, 903 William Street, Walworth, WI 53184
Chris Tuszkie, 370 S. Jackson Street, Iola, WI 54945
Mark Zimmerman, N1880 North Shore Road, Fort Atkinson, WI 53538
Steve B. Jarchow, N14351 Doe Avenue, Colby, WI 54421
Rod DeCaire, N12766 Robin Avenue, Owen, WI 54460
William J. Kunze, 3271 Boss Road, Box 215, Abbotsford, WI 54405
Jeff Peterson, 3136 Boss Road, Abbotsford, WI 54405
Dan Lasee, Box 11, Abbotsford, WI 54405
Gilbert Calley, H3418 Blueberry Road, Colby, WI 54421
Steve Hughes, 21837 108th Avenue, Cadott, WI 54727
Mike Decker, 411 N. 3rd Street, Dorcheser, WI 54425
Ray Lasee, 409 W. Spruce Street, Abbotsford, WI 54405
Aaron Lasee, 306 N. 4th Street, Abbotsford, WI 54404

In opposition:

John Aschenbrenner, P.O. Box 196, Laona, WI 54541

As interest may appear – None

April 28, 1999 – Fitchburg

Roger L. Balas, 4706 N. River Road, Janesville, WI 53545
Melisa Beres, 328 State Street, Mazomanie, WI 53560
Steve Beres, 328 State Street, Mazomanie, WI 53560
Mark M. Beres, 328 State Street, Mazomanie, WI 53560
Chris Blaskowski, 9434 Cty K, Amherst, WI 54406
Chris Cass, 470 Mohawk Road, Janesville, WI 53545
Jim Cass, 2117 Hancock Lane, Janesville, WI 53545
David Dwyer, N9629 Kuhn Road, Portage, WI 53901
Barbara Emard, 3242 Briar Crest Drive, Janesville, WI 53546
Jeff Emard, 3242 Briar Crest Drive, Janesville, WI
Terry A. Emard, 3242 Briar Crest Drive, Janesville, WI 53546
Steve Geiger, 1186 Farm Ridge, Neenah, WI 54956
Bobby Gentry, Route 1, Box 143, Brooksville, MS 39739
Bill Halverson, 4509 Goldfinch Drive, Madison, WI
Thomas H. Halverson, 1717 Blossom Lane, #3, Madison, WI 53716
Kenneth F. Hammond, Jr., 2276 Lynwood Drive, Sun Prairie, WI 53590
Rodney Hardy, Route 1, Hwy. X, Belleville, WI 53508
Shawn L. Hass, 8320 W. Fewrick Road, Evansville, WI 53536
Larry Heffrod, 229 Lincoln Street, Brooklyn, WI 53521
Douglas Loveland, 537 Acker Parkway, DeForest, WI 53532
Dustin Loveland, 537 Acker Parkway, DeForest, WI 53532
Ray Michels, 2160 Hillebrand Drive, Cross Plains, WI 53528
Michael Paulcheck, N7699 Wendlick Road, Pardeeville, WI 53954

James D. Powless, 4330 Windsor Road, Windsor, WI 53598
Dan Reilly, 410 1st Street, Edgerton, WI 53534
Patrick D. Ryder, 1221 S. Washington Street, Janesville, WI 53546
Joe Schwarzenberger, W3894 Hwy. 11-81, Monroe, WI 53566
Karl Trawicki, 10741 W. Sunset Drive, Evansville, WI 53536
Richard Tudor, 903 William Street, Walworth, WI 53184
Stanley R. Zander, 2164 Hillebrand Drive, Cross Plains, WI 53528
Todd Zeuske, 5375 Mahocker Road, Mazomanie, WI 53560

In opposition – none

As interest may appear:

Shaun J. Anderson, 2301 Post Road, #102, Madison, WI 53713
Cheryl Rosa, 11 E. Gilman, #4, Madison, WI 53703

Response to Legislative Council Rules Clearinghouse Report

The Department has considered comments from the Rules Clearinghouse. While we agree that the rule revisions would most appropriately be made within s. NR 20.20, because the proposed rule has a 3-year sunset, we intend to defer that major drafting effort until this rule becomes permanent. At this point, we do not know how this rule will look in its final form, if it becomes permanent. Because of this, we elected to consolidate this amendment in one place within s. NR 20.09 to facilitate simpler future revisions should the rule sunset, be repealed, or be recreated in another form.

Final Regulatory Flexibility Analysis

This rule will not directly affect small business; therefore, no final regulatory flexibility analysis is required.

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD
AMENDING RULES

The Wisconsin Natural Resources Board adopts an order to amend NR 20.09(2) relating to bow fishing hours on inland lakes during the rough fish spearing season

FH-17-99

Analysis Prepared by Department of Natural Resources

Statutory authority: ss. 29.014(1) and 227.12, Stats.

Statutes interpreted: ss. 29.014(1), 29.314(4)(b)3. and 227.22(2)(b), Stats.

This order extends the hours for rough fish spearing by authorizing the possession and use of a bow and arrow only for spearing rough fish at any time on selected inland lakes during the open rough fish spearing season for a 3-year period.

SECTION 1. NR 20.09 (2) is amended to read:

NR 20.09(2) Use, possess, or control any bow, spear or similar device from sunset to sunrise while on the waters or on the banks or shores of any waters except that a bow and arrow may be possessed and used for spearing rough fish on the following inland lakes during 2000, 2001 and 2002 at any time during the open season for spearing as specified in s. NR 20.20: Castle Rock and Petenwell flowages, Adams and Juneau counties; Round and Trade lakes, Burnett county; Lake Winnebago, Calumet county; Arbutus and Mead lakes, Clark county; Lake Wisconsin, Mud lake and Park lake, Columbia county; Lakes Monona, Mendota, Kegonsa, Koshkonong and Waubesa, Dane county; Beaver Dam lake, Chub lake, Fox lake, Mud lake, Horicon Marsh and Lake Sinnissippi, Dodge county, Eau Galle lake, Lake Menomin and Tainter lake, Dunn county; Lake Winnebago, Fond du Lac county; Big Green lake, Lake Puckaway and Little Green lake, Green Lake county; Ludden lake, Iowa county; Lake Koshkonong, Jefferson county; Lake Neshonoc, La Crosse county; Yellowstone lake, Lafayette county; Big Eau Pleine flowage, Lake DuBay and McMillan reservoir, Marathon county; Buffalo lake and Grand River Marsh, Marquette county; Cedar and Wappogasset lakes, Polk county; Wisconsin River flowage and Lake DuBay, Portage county; Tichigan and Wind lakes, Racine county; Lake Koshkonong, Rock county; Potato lake, Rusk county; Cedar lake, St. Croix county; Lake Wisconsin, Sauk county; Shawano lake, Shawano county; Delavan, Como and Geneva lakes, Walworth county; Big Muskego lake and Lac LaBelle, Waukesha county; Lake Poygan, Waushara county; Lakes Butte des Morts, Poygan, Winnebago, Winneconne and Rush lake, Winnebago county.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on August 25, 1999.

The foregoing rules shall take effect on April 1, 2000 as provided in s. 227.22(2)(b), Stats.

Dated at Madison, Wisconsin, _____

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES

By _____
George E. Meyer, Secretary

(SEAL)