

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD  
AMENDING AND CREATING RULES

The Wisconsin Natural Resources Board proposes an order to amend NR 10.01(1)(g)1.m., 10.103(1), 10.13(1)(b)11., 12.16(1) and 19.25; and to create NR 12.10(1)(b)4. relating to hunting, trapping and nuisance wildlife control.

WM-03-01

Analysis Prepared by the Department of Natural Resources

Statutory authority: ss. 23.09(2), 29.014, 29.192, 29.885 and 227.11, Stats.

Statutory interpreted: ss. 29.014, 29.192, 29.885 and 227.11, Stats.

In this order:

**Section 1** clarifies the language regarding the exclusion of the Burnett County Subzone from the early September goose season.

**Section 2** eliminates the requirement of having to keep deer hunting back and carcass tags attached prior to harvesting a deer.

**Section 3** eliminates the requirement of having both the mink and muskrat seasons open before trappers can use smaller traps (less than 5½ inch spread for foot holds and 6¾ inch for conibear traps).

**Sections 4 and 6** allow landowners to harass birds to relieve a damage or nuisance situation in urban areas and golf courses.

**Section 5** updates the allowable hunting hours for participants of the deer damage shooting program by allowing permittees to follow the new hunting hours which went into effect on November 18, 2000.

**Section 1 NR 10.01(1)(g)1.m. is amended to read:**

Kind of animal	Locality	Open season (all dates inclusive)	Daily bag limit	Possession limit
Geese. 1. Canada geese and its subspecies	m. Early goose hunt subzone B as established in s. NR 10.31 (11), <u>excluding the Burnett county subzone as described under s. NR 10.31(1)(b).</u>	Sept. 1-Sept. 15 excluding the Saturday, Sunday and Monday of Labor Day weekend.	3	6

**Section 2 NR 10.103 (1) is amended to read:**

**NR 10.103 Deer hunting. (1) TAGS.** A ~~one-piece~~ back and carcass tag shall be issued with each hunting license and shall remain intact until the hunter kills a deer while hunting. While hunting, no person may possess a validated carcass tag including bonus and special carcass tags unless it is attached to a legally killed deer.

**Section 3 NR 10.13(1)(b)11. is amended to read:**

NR 10.13(1)(b)11. 'Minimum waterset.' Except when the muskrat ~~and or~~ mink season is open, no person may set, place or operate any waterset smaller than 5½ " jaw spread for steel jaw traps and 6¾" x 6¾" for killer traps of the conibear type.

**Section 4 NR 12.10(1)(b) 4. is created to read:**

NR 12.10(1)(b) 4. Harass or disturb protected wild birds, not listed as endangered or threatened in s. NR 27.03, in such a way as to relieve a damage or nuisance situation in urban areas and golf courses, provided the bird is not physically harmed.

**Section 5 NR 12.16(1) is amended to read:**

NR 12.16(1) SHOOTING HOURS. Permittees and participants ~~may hunt deer only during the period from 30 minutes before sunrise to 15 minutes after sunset during the closed deer gun season, unless exempted by the department. During the deer gun season participants~~ shall comply with shooting hours described in s. NR 10.06(5), ~~unless exempted by the department.~~ Exemptions shall be granted to allow hunting of deer one hour before sunrise to one hour after sunset during the closed season in situations where permit eligibility is based under s. NR 12.10(2)(b)2. and with permit conditions restricting permit shooting of deer to within the fenced area and restricting shooter presence to one person at any one time.

**Section 6 NR 19.25 is amended to read:**

**NR 19.25 Wild animal protection.** Unless engaged in dog training as authorized by the department in s. NR 17.001(8), or other activity specifically authorized by the department, a closed season is established and no person may harass, disturb, pursue, shoot, trap, catch, take, or kill protected wild animals by any means, except as described under s. NR 12.10(1)(b)4.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on April 25, 2001.

The rule shall take effect the first day of the month following publication as provided in s. 227.22(2), Stats.

Dated at Madison, Wisconsin \_\_\_\_\_.

STATE OF WISCONSIN  
DEPARTMENT OF NATURAL RESOURCES

By \_\_\_\_\_  
Darrell Bazzell, Secretary

(SEAL)