

1997-98 SESSION
COMMITTEE HEARING
RECORDS

Committee Name:

Joint Committee for
Review of
Administrative Rules

(JCR-AR)

Sample:

- Record of Comm. Proceedings
- 97hr_AC-EdR_RCP_pt01a
- 97hr_AC-EdR_RCP_pt01b
- 97hr_AC-EdR_RCP_pt02

- Appointments ... Appt
-
- Clearinghouse Rules ... CRule
-
- Committee Hearings ... CH
-
- Committee Reports ... CR
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- Executive Sessions ... ES
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- Hearing Records ... HR
-
- Miscellaneous ... Misc
- 97hr_JCR-AR_Misc_pt12
- Record of Comm. Proceedings ... RCP
-

NR 10 - DEER DIST 67A

JUN 25 1998

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

The Natural Resources Board proposes an order that amends NR 10.01(3)(e)(intro.), 1. (intro.), (em), 10.06(8)(b), 11.13, and creates 10.01(3)(e)7,(em)3., 10.011, 10.09(2)(d), 10.104(5)(c). pertaining to deer hunting in Deer Management Unit 67A.

WM-36-98(E)

Analysis Prepared by the Department of Natural Resources

Statutory authority: ss. 29.174(3), 227.11(2)(a) and 227.24, Stats.

Statutes interpreted: ss. 29.107, 29.1075, 29.174(1) and (2), Stats.

In this order:

Section 1. Deer bag limit - allows for possession of antlerless deer taken under special permit issued in conjunction with the deer herd control hunt.

Section 2. Unit 67A regular gun deer season - establishes a either-sex gun deer season.

Sections 3 and 4. Antlerless bow hunt - restricts archers to antlerless deer only during the deer herd control hunt.

Section 5. Deer herd control hunt - establishes a deer herd control hunt during October 29 through November 2 in unit 67A.

Section 6. Hunting hours - Clarifies that hunting hours in effect during the regular gun deer season do not apply to the deer herd control hunt.

Section 7. Hunting seasons closure - Clarifies that the 24-hour hunting seasons closure in effect prior to the regular gun deer season does not apply to the deer herd control hunt.

Section 8. Special deer permits - Authorizes the issuance of special deer permit for unit 67A.

Section 9. Property closed areas - Authorizes establishment of time-specific closed areas by posting of signs on department properties.

SECTION 1. NR 10.01(3)(e)(intro.) and 1. (intro.) are amended to read:

NR 10.01(3)(e)(intro.) and 1. (intro.). Gun deer season.

Kind of animal and locality	Open season (all dates inclusive)	Limit
(e) <u>Gun deer season.</u> As established by county and deer management unit.	1. Zone "A"	The season limit is one deer unless the hunter possesses additional antlerless deer permits issued under s. NR 10.104 <u>or hunts in accordance with subd. 7 or par. (i).</u>
All that part of the state not otherwise listed in <u>subd. 7 and season zones "B" through "F"</u> .		

SECTION 2. NR10.01(3)(e)7. is created to read:

7. Deer Management Unit 67A	Firearm season beginning on the Saturday preceding the Thanksgiving holiday and continuing for 9 consecutive days.	One deer of either sex and additional deer as authorized by permit issued under s.NR 10.104(5)(c).
-----------------------------	--	--

SECTION 3 . NR 10.01(3)(em)1 is amended to read:

Kind of animal and locality	Open season (all dates inclusive)	Limit
1. Statewide except as established under s. NR 10.01(3)(em)2 and 3.	Beginning on the third Saturday in September and continuing through the Sunday immediately prior to the opening of the deer gun season. Reopening on second Saturday following the Thanksgiving holiday and continuing through December 31.	One deer of either sex and one antlerless deer per hunter's choice and per bonus permit issued under s. NR 10.104.

SECTION 4. NR 10.01(3)(em)3 is created to read:

NR 10.01(3)(em)3 Deer bow season.

Kind of animal and locality	Open season (all dates inclusive)	Limit
3. Deer management units 67A	beginning on October 29 and continuing for 4 consecutive days	One antlerless deer and additional antlerless deer as authorized by antlerless deer permits issued under s. NR 10.104.

SECTION 5. NR10.011. is created to read:

NR10.001 Deer herd control hunt - A special firearm season is established in deer management unit 67A beginning on October 29 and continuing for 4 consecutive days. The bag limit is one antlerless deer and additional deer as authorized by permit under s. NR 10.104(5)(c). The provisions of s.29.22(2), Stats., blaze orange requirements apply to all hunters except waterfowl hunters.

SECTION 6. NR 10.06(8)(b) is amended to read:

NR 10.06(8)(b) Gun deer season. Hunting hours established in sub. (5) shall apply to bow and gun hunters pursuing any species during the regular gun deer season established in s. NR 10.01(3)(e). These hunting hours do not apply to the deer herd control hunt established in s. NR 10.011.

SECTION 7. NR 10.09(2)(d) is created to read:

NR 10.09(2)(d) Hunting during the 24-hour period prior to the deer herd control hunt established in s. NR 10.011.

SECTION 8. NR 10.104(5)(c) is created to read:

NR 10.104(5)(c) Special deer hunting permit. Each special permit is valid for the taking of one antlerless deer in deer management unit 67A only. Special tags for antlerless deer issued under s. NR 10.104 and s. 29.107, Stats., shall be issued free of charge at a maximum rate of 2 per person. Special tags issued under this order are not valid unless the hunter enters the number of his or her license which authorizes deer hunting in the space provided on the tag prior to hunting

SECTION 9. NR 11.13 is amended to read:

NR 11.13 PUBLIC LANDS CLOSED AREA. The department may establish ~~closed season~~ areas or time periods closed to hunting by posting signs within the exterior limits of public hunting grounds, state wildlife areas and other state-owned or leased lands administered ~~for wildlife management purposes~~ by the department.

The emergency rule procedure, pursuant to s. 227.24, Stats., is necessary and justified in establishing rules to protect the public welfare. Deer are causing significant crop damage concerns in this Unit. It highly unlikely that the regular 1998 gun deer seasons will achieve the prescribed harvest of antlerless deer.

The foregoing rule was approved and adopted by the State of Wisconsin Natural Resources Board on May 27, 1998.

The rule shall take effect on October 1, 1998.

Dated at Madison, Wisconsin

June 18, 1998

STATE OF WISCONSIN
DEPARTMENT OF NATURAL
RESOURCES

By George E. Meyer
George E. Meyer, Secretary

(SEAL)

ORIGINAL UPDATED
 CORRECTED SUPPLEMENTAL

FISCAL ESTIMATE
DOA-2048 N(R10/94)

Subject Rule Order WM-36-98(E)

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

- 1. Increase Costs
 Permissive Mandatory
- 2. Decrease Costs
 Permissive Mandatory

- 3. Increase Revenues
 Permissive Mandatory
- 4. Decrease Revenues
 Permissive Mandatory

5. Types of Local Governmental Units Affected:
- Towns Villages Cities
 - Counties Others _____
 - School Districts WTCS Districts

Fund Sources Affected

- GPR FED PRO PRS SEG SEG-S

Affected Ch. 20 Appropriations

s.20.370(1)(mu)

Assumptions Used in Arriving at Fiscal Estimate

SUMMARY OF BILL - This rule establishes a special deer herd control hunt in deer management unit 67A for 1998.

Primary financial impact of this rule is the loss of license fee revenue from the \$3.00 application fee for hunter's choice applications and the \$12.00 permit fee from bonus deer permit sales in this unit. These fees will not be collected because of the issuance of special free antlerless permits for this unit.

Estimated loss is based upon 1997 sales figures:

Hunter's Choice Applications	- 6,814 x \$3.00 =	\$ 20,442.00
Bonus Deer Permits	- 8,698 x \$12.00 =	\$ 104,376.00
TOTAL REVENUE DECREASE		124,818.00

Long-Range Fiscal Implications

None.

Agency/Prepared by: (Name & Phone No.)

Joe Polasek, 266-2794

Authorized Signature/Telephone No.

[Handwritten Signature]

Date

5-12-98

FISCAL ESTIMATE WORKSHEET

1998 Session

Detailed Estimate of Annual Fiscal Effect
DOA-2047 (R10/94)

ORIGINAL UPDATED
 CORRECTED SUPPLEMENTAL

LRB or Bill No./Adm. Rule No.
WM-36-98(E)

Amendment No.

Subject
Rule Order WM-36-98(E)

I. One-Time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):
\$10,000 increased Department costs associated with season administration, Loss of revenue totaling approximately \$124,818.00

II. Annualized Costs:	Annualized Fiscal impact on State funds from:	
	Increased Costs	Decreased Costs
A. State Costs by Category		
State Operations - Salaries and Fringes	\$	\$
(FTE Position Changes)	(FTE)	(- FTE)
State Operations - Other Costs		
Local Assistance		
Aids to Individuals or Organizations		
TOTAL State Costs by Category	\$ 0	\$ 0
B. State Costs by Source of Funds		
GPR	\$	\$
FED		
PRO/PRS		
SEG/SEG-S		
III. State Revenues: Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)		
GPR Taxes	\$	\$
GPR Earned		
FED		
PRO/PRS		
SEG/SEG-S		
TOTAL State Revenues	\$ 0	\$ 0

		<u>STATE</u>		<u>LOCAL</u>
NET CHANGE IN COSTS	\$	0.00	\$	0.00
NET CHANGE IN REVENUES	\$	0.00	\$	0.00

Agency/Prepared by: (Name & Phone No.)

Authorized Signature/Telephone No.

Date

Joe Polasek, 266-2794

[Handwritten Signature]

11-12-98

4

Deer Damage Control (16)

NATURAL RESOURCES BOARD AGENDA ITEM Item No.

Rev. 5-91

SUBJECT: Adoption of Emergency Order WM-36-98(E) - revision of Chapter NR 10, Wis. Adm. Code, pertaining to special deer herd control hunt for Unit 67A to address agricultural crop damage concerns.

FOR: MAY BOARD MEETING

TO BE PRESENTED BY: Tom Hauge

SUMMARY: This rule order provides additional hunting opportunity as follows:

- 1. Establishes a 4-day antlerless-only firearm deer hunt in Unit 67A during October 29-Nov 1 to coincide with the annual fall teachers convention. Similar deer hunts have proven successful in reducing antlerless deer populations in other units in 1996 and 1997. Bowhunting will be allowed during this time period, but will be restricted to antlerless only. The early archery season would be extended by 4 days and will end on the Thursday immediately preceding the regular gun deer season. Blaze orange clothing requirements will apply to all hunting activity in unit 67a, except waterfowl, during the 4 days.
2. Provides free antlerless-only tags for 67A. Hunters would be eligible to receive up to 3 permits with their archery license and another 3 permits with their gun deer license. Similar to 1997, these tags would be available all fall at license outlets throughout the unit, as well as, statewide at DNR offices.
3. Establishes an either-sex bag limit for the regular 9-day gun season in November.

RECOMMENDATION: Adoption of WM-36-98(E)

LIST OF ATTACHED MATERIALS:

No [] Fiscal Estimate Required Yes [X] Attached
No [X] Environmental Assessment or Impact Statement Required Yes [] Attached
No [] Background Memo Yes [X] Attached

APPROVED:

Thomas M. Hauge
Bureau Director, Thomas M. Hauge

5/11/98
Date

Steve W. Miller
Administrator, Steven W. Miller

5/11/98
Date

George E. Meyer
Secretary, George E. Meyer

5/12/98
Date

- Tom Hauge - WM/4 CE/6 Info. Desk
Carol Turner - LS/5 Steve Miller - AD/5 Marilyn Davis - GS/G3
Tim Andryk - LS/5 Tom Harelson - LE/5 Executive Committee - (3)
Todd Peterson - WM/4 (5) CLIFWC Regional Directors
Bill Vander Zouwen - WM/4

State of Wisconsin

CORRESPONDENCE/MEMORANDUM

DATE: May 11, 1998

FILE REF: 1020

TO: Natural Resource Board Members

FROM: George E. Meyer

George

SUBJECT: Rule order WM-36-98(E) establishing a special deer herd control hunt in 1998 for Unit 67A.

Rule Proposal

We recommend Natural Resources Board adoption of rule order WM-36-98(E) to address significant agricultural deer damage concerns in deer management unit 67A. It is unlikely that the regular hunting season framework will achieve the antlerless harvest objective for this unit. This rule order provides additional hunting opportunity as follows:

1. Establishes a 4-day antlerless-only firearm deer hunt in Unit 67A during October 29-Nov 1 to coincide with the annual fall teachers convention. Similar deer hunts have proven successful in reducing antlerless deer populations in other units in 1996 and 1997. Bowhunting will be allowed during this time period, but will be restricted to antlerless only. The early archery season will be extended by 4 days and will end on the Thursday immediately preceding the regular gun deer season. Blaze orange clothing requirements will apply to all hunting activity in unit 67a, except waterfowl, during the 4 days.
2. Provides free antlerless-only tags for 67A. Similar to 1997, these tags would be available all fall at license outlets throughout the unit, as well as, statewide at DNR offices. Hunters will be eligible for up to 3 permits with their archery license and another 3 permits with their gun deer license.
3. Establishes an either-sex bag limit for the regular 9-day gun season in November.

Background

Concern about deer damage to agricultural crops has been intensifying in Marquette county and in particular in deer management unit 67A. This unit has experienced the highest level of crop damage of any unit in the state. In 1996, the appraised losses for 65 damage claims was \$250,900. Preliminary data suggest similar losses were experienced in 1997.

The Marquette County Farm Bureau has requested assistance in addressing the deer damage concerns. They have specifically endorsed a lowering of the current overwinter goal of 35 deer/mi². In addition, they have endorsed the provisions of the special deer herd control hunt outlined above. The Conservation Congress has also endorsed actions to reduce the current deer herd, but have not taken any official action on this proposal.

Public Comment

An informational open house will be held in Montello on May 19th from 4:30-9:30 p.m. A summary of the comments received will be presented at the Board meeting.

Environmental Analysis

These rule changes have been determined to be a Type III action under Chapter 150, Wis. Adm. Code, and no environmental analysis is required.

LRB or Bill No./Adm. Rule No.
WM-36-98(E)

Amendment No. if Applicable

ORIGINAL UPDATED
 CORRECTED SUPPLEMENTAL

FISCAL ESTIMATE
DDA-2048 NIR10/94)

Subject Rule Order WM-36-98(E)

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

1. Increase Costs

Permissive Mandatory

2. Decrease Costs

Permissive Mandatory

3. Increase Revenues

Permissive Mandatory

4. Decrease Revenues

Permissive Mandatory

5. Types of Local Governmental Units Affected:

Towns Villages Cities

Counties Others

School Districts WTCS Districts

Fund Sources Affected

GPR FED PRO PRS SEG SEG-S

Affected Ch. 20 Appropriations
s.20.370(1)(mu)

Assumptions Used in Arriving at Fiscal Estimate

SUMMARY OF BILL - This rule establishes a special deer herd control hunt in deer management unit 67A for 1998.

Primary financial impact of this rule is the loss of license fee revenue from the \$3.00 application fee for hunter's choice applications and the \$12.00 permit fee from bonus deer permit sales in this unit. These fees will not be collected because of the issuance of special free antlerless permits for this unit.

Estimated loss is based upon 1997 sales figures:

Hunter's Choice Applications	- 6,814 x \$3.00 =	\$ 20,442.00
Bonus Deer Permits	- 8,698 x \$12.00 =	\$ 104,376.00
TOTAL REVENUE DECREASE		124,818.00

Long-Range Fiscal Implications
None.

Agency/Prepared by: (Name & Phone No.)

Joe Palasek, 266-2794

Authorized Signature/Telephone No.

[Signature]

Date

5-12-98

FISCAL ESTIMATE WORKSHEET

1998 Session

Detailed Estimate of Annual Fiscal Effect
DOA-2047 (R10/94)

ORIGINAL UPDATED
 CORRECTED SUPPLEMENTAL

LRB or Bill No./Adm. Rule No. Amendment No.
WM-36-98(E)

Subject
Rule Order WM-36-98(E)

I. One-Time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):
\$10,000 increased Department costs associated with season administration. Loss of revenue totaling approximately \$124,818.00

II. Annualized Costs:	Annualized Fiscal impact on State funds from:	
	Increased Costs	Decreased Costs
A. State Costs by Category		
State Operations - Salaries and Fringes	\$	\$
(FTE Position Changes)	(FTE)	(-FTE)
State Operations - Other Costs		
Local Assistance		
Aids to Individuals or Organizations		
TOTAL State Costs by Category	\$ 0	\$ 0
B. State Costs by Source of Funds	Increased Costs	Decreased Costs
GPR	\$	\$
FED		
PRO/PRS		
SEG/SEG-S		
III. State Revenues: <small>Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)</small>	Increased Rev.	Decreased Rev.
GPR Taxes	\$	\$
GPR Eamed		
FED		
PRO/PRS		
SEG/SEG-S		
TOTAL State Revenues	\$ 0	\$ 0

	STATE	LOCAL
NET CHANGE IN COSTS	\$ 0.00	\$ 0.00
NET CHANGE IN REVENUES	\$ 0.00	\$ 0.00

Agency/Prepared by: (Name & Phone No.)
Joe Polasek, 266-2794

Authorized Signature/Telephone No.

Date

[Handwritten Signature]
4

5-13-98

WM-36-98(E)

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

The Natural Resources Board proposes an order that amends NR 10.01(3)(e)(intro.), 1. (intro.), (em)1., 10.06(8)(b), 11.13, and creates 10.01(3)(e)7,(em)3., 10.011, 10.09(2)(d), 10.104(5)(c). pertaining to deer hunting in Deer Management Unit 67A.

WM-36-98(E)

Analysis Prepared by the Department of Natural Resources

Statutory authority: ss. 29.174(3), 227.11(2)(a) and 227.24, Stats.

Statutes interpreted: ss. 29.107, 29.1075, 29.174(1) and (2), Stats.

In this order:

Section 1. Deer bag limit - allows for possession of antlerless deer taken under special permit issued in conjunction with the deer herd control hunt.

Section 2. Unit 67A regular gun deer season - establishes a either-sex gun deer season.

Sections 3 and 4. Antlerless bow hunt - restricts archers to antlerless deer only during the deer herd control hunt. Section 4 also extends the early archery season in Unit 67A by 4 days.

Section 5. Deer herd control hunt - establishes a deer herd control hunt during October 29 through November 2 in unit 67A.

Section 6. Hunting hours - Clarifies that hunting hours in effect during the regular gun deer season do not apply to the deer herd control hunt.

Section 7. Hunting seasons closure - Clarifies that the 24-hour hunting seasons closure in effect prior to the regular gun deer season does not apply to the deer herd control hunt.

Section 8. Special deer permits - Authorizes the issuance of special deer permit for unit 67A.

Section 9. Property closed areas - Authorizes establishment of time-specific closed areas by posting of signs on department properties.

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WM-36-98(E)

SECTION 1. NR 10.01(3)(e)(intro.) and 1. (intro.) are amended to read:

NR 10.01(3)(e)(intro.) and 1. (intro.). Gun deer season.

Kind of animal and locality	Open season (all dates inclusive)	Limit
(e) <u>Gun deer season</u> . As established by county and deer management unit.	1. Zone "A"	The season limit is one deer unless the hunter possesses additional antlerless deer permits issued under s. NR 10.104 or hunts in accordance with subd. 7 or par. (i).
All that part of the state not otherwise listed in subd. 7 and season zones "B" through "F".		

SECTION 2. NR 10.01(3)(e)7. is created to read:

7. Deer management unit 67A	Firearm season beginning on the Saturday preceding the Thanksgiving holiday and continuing for 9 consecutive days.	One deer of either sex and additional deer as authorized by permit issued under s. NR 10.104(5)(c).
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SECTION 3. NR 10.01(3)(em)1. is amended to read:

Kind of animal and locality	Open season (all dates inclusive)	Limit
1. Statewide except as established under s. NR 10.01(3)(em)2 and 3.	Beginning on the third Saturday in September and continuing through the Sunday immediately prior to the opening of the deer gun season. Reopening on second Saturday following the Thanksgiving holiday and continuing through December 31.	One deer of either sex and one antlerless deer per hunter's choice and per bonus permit issued under s. NR 10.104.

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WM-36-98(E)

SECTION 4. NR 10.01(3)(em)3 is created to read:

NR 10.01(3)(em)3 Deer bow season.

Kind of animal and locality	Open season (all dates inclusive)	Limit
3. Deer management unit 67A	Beginning on the third Saturday in September and continuing through October 28. Reopening on November 2 and continuing through the Thursday immediately prior to the opening of the deer gun season. Reopening on second Saturday following the Thanksgiving holiday and continuing through December 31.	One deer of either sex and one antlerless deer per hunter's choice and per bonus permit issued under s. NR 10.104.
	Beginning on October 29 and continuing through November 1.	One antlerless deer and additional antlerless deer as authorized by antlerless deer permits issued under s. NR 10.104(5)(c).

SECTION 5. NR10.011. is created to read:

NR 10.011 DEER HERD CONTROL HUNT - Notwithstanding any other provision of ch. NR 10, which remains in effect, a deer herd control hunt allowing the use of firearms is established in deer management unit 67A beginning on October 29 and continuing for 4 consecutive days. The bag limit is one antlerless deer and additional deer as authorized by permit under s. NR 10.104(5)(c). The provisions of s. 29.22(2), Stats., relating to blaze orange requirements apply to all hunters except waterfowl hunters.

SECTION 6. NR 10.06(8)(b) is amended to read:

NR 10.06(8)(b) Gun deer season. Hunting hours established in sub. (5) shall apply to bow and gun hunters pursuing any species during the regular gun deer season established in s. NR 10.01(3)(e). These hunting hours also apply to the deer herd control hunt established in s. NR 10.011.

~~NR 10.09(2)(d)~~

SECTION 7. NR 10.09(2)(d) is created to read:

NR 10.09(2)(d) Hunting during the 24-hour period prior to the deer herd control hunt established in s. NR 10.011.

SECTION 8. NR 10.104(5)(c) is created to read:

NR 10.104(5)(c) Special deer hunting permit. Each special permit is valid for the taking of one antlerless deer in deer management unit 67A only. Special permits for antlerless deer issued under s. NR 10.104 and s. 29.107, Stats., shall be issued free of charge. Hunters may receive up to 3 special permits with their license for the archery season and another 3 special permits with their license for gun deer season or up to 6 special permits with their conservation patron license. Special permits issued under this order are not valid unless the hunter enters the number of his or her license which authorizes deer hunting in the space provided on the permit prior to hunting.

SECTION 9. NR 11.13 is amended to read:

NR 11.13 PUBLIC LANDS CLOSED AREA. The department may establish ~~closed season areas or time periods closed to hunting~~ by posting signs within the exterior limits of public hunting grounds, state wildlife areas and other state-owned or leased lands administered for wildlife management purposes by the department.

WM-36-98(E)

The emergency rule procedure, pursuant to s. 227.24, Stats., is necessary and justified in establishing rules to protect the public welfare. This emergency rule is needed to control deer populations that are significantly over goal levels in order to prevent substantial deer damage to agricultural lands and to minimize deer nuisance problems, thereby protecting the public peace, health, safety and welfare. Normal rule-making procedures will not allow the establishment of these changes by August 1. Failure to modify the rules will result in the failure to provide hunting opportunity and comply with administrative rules.

The foregoing rule was approved and adopted by the State of Wisconsin Natural Resources Board on _____

The rule shall take effect on August 4, 1998.

Dated at Madison, Wisconsin _____

STATE OF WISCONSIN
DEPARTMENT OF NATURAL
RESOURCES

By _____
George E. Meyer, Secretary

(SEAL)

Paul
Here it is!
It's out of order
because our
copy machine is
broken
→ Zimmerman

9

Wisconsin Farm Bureau PO Box 5550, Madison, WI 53705

FAX

Date: June 3, 1998

Number of pages including cover sheet: 11

To:

Les Wakefiled

Senator Welch's Office

Phone: 266-0751

Fax phone:

CC:

From:

Paul Zimmerman

WI Farm Bureau Federation

Phone: (608) 828-5708

Fax phone: (608) 828-5769

REMARKS:

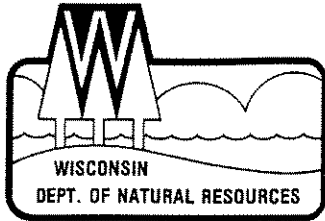
Urgent

For your review

Reply ASAP

Please comment

Les, here is a copy of the green sheet concerning the special deer hunting season for unit 67A. Thanks for all your help.



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary

Box 7921
101 South Webster Street
Madison, Wisconsin 53707-7921
TELEPHONE 608-266-2621
FAX 608-267-3579
TDD 608-267-6897

June 22, 1998

Mr. Phillip J. Sommers
N4276 Crown Rd.
Pardeeville, WI 53954

ROUTE TO:

BOB _____ IN REPLY REFER TO: M8523
LW _____ ML _____
FILE _____ TOSS _____

RETURN _____

JUN 25 1998

SUBJECT: Support for Special Hunt in Unit 67B & Tying Claims Payment With Shooting Permit Performance

Dear Mr. Sommers:

Upon receiving a copy of your letter to Pat Kaiser, dated May 28, 1998, Secretary Meyer requested that I respond to the damage and Unit 67A issues that you bring up in your letter. First, Secretary Meyer wanted me to convey his thanks for your letter of support for the recent Board decision to have a special hunt in Deer Management Unit 67A. The DNR can understand your desire that this be expanded to other areas with high crop damage levels. In fact, when the dialogue began on this issue, Marquette County farmers advocated that deer management goals be reduced for Units 67A, 67B, 70E, 54C and 54A, and that all of these units have a special Zone T season this fall.

An open meeting on this issue was co-sponsored by the Marquette County Farm Bureau and the Marquette County Conservation Congress to get input on what they would recommend to the DNR. There were a variety of Conservation Congress, hunters and farmers from surrounding counties at this meeting, the gist was that there was support to do something in Unit 67A, but there was stiff opposition for any immediate action in those other units outside Unit 67A. Further action on this issue met with opposition at several stages, however, because of a strong presentation by Unit 67A farmers regarding the dire circumstances of their economic well-being, the Natural Resources Board approved the special hunt at the May Board meeting. Because there was not the strong local support for expanding this proposal to other units it was only approved for Unit 67A.

This is not to say that the door is closed for such efforts, though it would be impossible to expand this effort in 1998. At the end of this year the DNR will be scheduling regional meetings with stakeholders (including local farmer organizations) to assess the need and seek recommendations for revising overwinter goals. Status of overwinter goals is the most important criteria for deciding whether special Zone T seasons are held. We encourage you to sit in on the "Regional Task Force" meeting in your area once they begin. Pat Kaiser would be your local contact for finding out later this year when these meetings will be scheduled--they have not been organized as of yet.

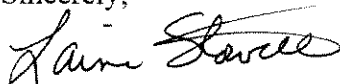


As for your proposal that claims be tied to shooting permit performance, certainly there is a degree of that now with the claim eligibility requirement for compliance with the Shooting Permit Harvest Objective. As I understand your proposal, after accomplishment of this harvest the program would pay 100% of remaining losses. This proposal has merit. It ties claim payments to removal of deer. Such a proposal could work in situations where shooting permit effort was intensive, beginning in May, deer were accessible, and if access to deer were liberally allowed through night shooting after the deer go nocturnal due to the intensive disturbance. However, such a proposal would not be practical in all situations from both a safety and effort standpoint. The Department opposes allowing night shooting of deer under agricultural damage shooting permits because of human health and safety issues. At night a shooter cannot be sure of his or her target and what's beyond. There would be increased risk to public safety. Further, not all situations warrant shooting permits. The best abatement on high value crops with extensive damage losses is an 8 ft. high woven wire fence. Cost effectiveness is a critical consideration. It is cost effective to use shooting permits when losses are between \$1,000 and \$4,000. In many cases (but not all) annual losses over this range lend themselves to permanent woven wire fence abatement. Above this range extensive use of shooting permits begin to be workload intensive for the farmer, who tell us they are already over-extended.

The DNR can agree with you whole-heartedly that hunting is the most practical means of controlling local deer populations. As for the issue of farmer controlled hunting access--this is the most practical means of managing hunting access under this program. However, the Department's position is that farmer controlled hunting access makes sense from an efficiency standpoint, but the DNR opposes farmers using this access control to discriminate, and farmers who do not have the presence of 2 hunters per 40 acres of land suitable for hunting must allow hunting access on a first come, first serve basis. If they don't, they are not complying with the hunting access requirement and, according to statute, their claim shall be denied by the county. If the County fails to deny, the DNR is obligated to implement the statute requirements.

Thank you for sharing you thoughts, concerns and suggestions. Again, I recommend that you share you ideas with the Regional Task Forces which will be formed later this year.

Sincerely,



Laine Stowell
Wildlife Damage Specialist
Bureau of Wildlife Management

cc: George Meyer, Secretary
Pat Kaiser, DNR/Poynette
Sen. Robert Welch
Rep. Eugene Hann
Kyle Kidney, Columbia County LCD