

Report to
Legislative Council Rules Clearinghouse
NR 10, 15, 19 and 45, Wis. Adm. Code
Natural Resources Board Order WM-02-11

Wisconsin Statutory Authority

ss. 23.09(b), 29.011, 29.014, 29.063(3), 29.335, 29.361, and 227.11, Stats.

Federal Authority

N/A

Court Decisions Directly Relevant

None.

Analysis of the Rule – Rule Effect – Reason for the Rule

The Department of Natural Resources annually prepares a package of administrative rule that updates code language and cross-references and updates regulations relating to hunting and trapping and the use of department managed lands. The proposals contained in this rule primarily originate from the recommendations of department staff. The proposed rule changes will:

1. Clarify that the definitions of “animal part or animal byproduct” and “carcass” apply to bear baiting regulations as well as to deer baiting and feeding. These sections also clarify that eggs are not legal to use as bear bait and milk is, consistent with current interpretation. Lastly, this proposal clarifies that the term carcass includes domestic as well as wild animal carcasses.

2. Relax the deer registration requirement in the CWD management zone so that it is consistent with the registration requirements for archery hunters in the rest of the state.

3. Eliminate the April 10 elk permit application deadline in order to allow more time for people to submit applications. A new deadline will not be established by rule.

4. Allow the use of no. 8 gauge shotguns for waterfowl hunting as long as the gun is modified so that the chamber cannot hold cartridges larger than no. 10 gauge and no larger cartridges are possessed.

5. Repeal trap tagging information that is unnecessary because there is a specific statutory requirement and because 2009 ACT 38 allowed use of a department issued customer identification number instead of name and address information.

6. Correct the location information of Vernon Marsh Wildlife Management area in Waukesha County to include acreage in an additional township.

7. Clarify that the prohibition on the placement of personal property on department lands also applies to items left out to mark or “reserve” trap locations if the season is not open.

Agency Procedures for Promulgation

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

Description of any Forms (attach copies if available)

None

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