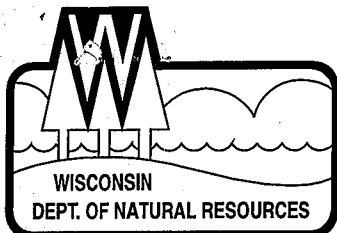


99-024

Clearinghouse Rule 99-024

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES



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

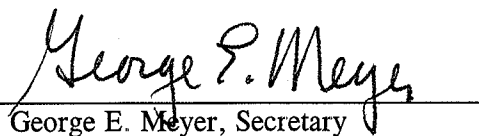
Box 7921
101 South Webster Street
Madison, Wisconsin 53707-7921
TELEPHONE 608-266-2621
FAX 608-267-3579
TDD 608-267-6897

STATE OF WISCONSIN)
) ss
DEPARTMENT OF NATURAL RESOURCES)

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, George E. Meyer, Secretary of the Department of Natural Resources and custodian of the official records of said Department, do hereby certify that the annexed copy of Natural Resources Board Order No. WM-1-99 was duly approved and adopted by this Department on May 26, 1999. I further certify that said copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department at the Natural Resources Building in the City of Madison, this 10th day of August, 1999

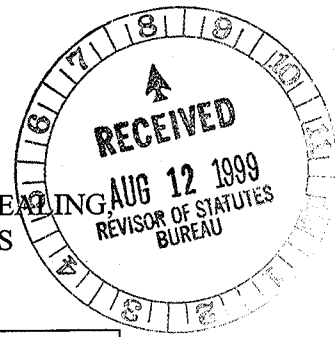

George E. Meyer, Secretary



(SEAL)



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



The Wisconsin Natural Resources Board proposes an order to repeal NR 27.03 (2)(a)3, to amend NR 10.01 (2)(f)2, (3)(e)2. a., b., c., and e., and 6.a., and (3)(g)1 and 2, 15.022 (title) and (intro), 15.024 (title),(intro), and (1), 27.03 (3)(a), to repeal and recreate NR 10.31(11), and to create NR 10.145(2)(c) and (7), and 15.03 (9)(a) relating to hunting and trapping.

WM-1-99

Analysis Prepared by Department of Natural Resources

Statutory authority: ss. 29.014, 29.192, 29.604, 29.621 and 227.11 Stats.

Statutory interpreted: ss. 29.192, 29.604 and 29.621, Stats.

In this order:

Section 1. turkey hunting - changes fall turkey season to begin the Saturday nearest October 10 and continue for 30 days.

Section 2 and 3. deer hunting - establishes a nine day either sex season bag limit for Mississippi river block units.

Section 4. black bear hunting - changes black bear season opening to the first Wednesday after Labor Day and extends the season.

Section 5. otter harvest - creates population goal set at 13,000 otter.

Section 6. bobcat, otter, fisher harvest - create season closure authorization.

Section 7. goose hunting - changes subzones for early Canada goose hunt.

Section 8 and 9. muzzleloader hunting - includes muzzleloader gun deer hunting in wildlife refuges and modifies the title for the Peat Lake Refuge to include Kenosha County.

Section 10. wildlife refuge - established no entry status for Waukesha County - Big Muskego Lake Nesting Island Wildlife Refuge.

Section 11 and 12. wolf status - changes wolf listing from endangered to threatened.

SECTION 1. NR 10.01 (2) (f) 2 is amended to read:

NR 10.01 (2) (f) 2.

Kind of animal and locality	Open season (all dates inclusive)	Limit
2. All wild turkey hunting zones as described in s. NR 10.29, excluding state parks, for which a quota has been established under s. NR 10.25 (5).	Fall season beginning on the Monday <u>Saturday</u> nearest October 10 and continuing for 28 <u>30</u> consecutive days.	Either sex of turkey may be killed. The possession limit corresponds to the number of carcass tags issued.

SECTION 2. NR 10.01 (3)(e) 2 a., b., c., and e. are amended to read:

NR 10.01 (3)(e) 2.

Kind of animal and locality	Open season (all dates inclusive)	Limit
2. Zone "B" Mississippi River Units Deer management units 59D, 61, 61B, 74A and 74B.		
a. The Buffalo, Trempealeau and Pepin county portions of deer management unit 61.	Shotgun season beginning on the Saturday preceding the Thanksgiving holiday and continuing for 2 consecutive days.	One deer of either sex and as authorized by antlerless deer permits issued under s. NR 10.104.
	Firearm season beginning on the day immediately following the shotgun season described above and continuing for 7 consecutive days.	One buck deer and as authorized by antlerless deer permits issued under s. NR 10.104.
b. The Pierce county portion of deer management unit 61.	Shotgun season beginning on the Saturday immediately preceding the Thanksgiving holiday and continuing for 2 consecutive days.	One deer of either sex and as authorized by antlerless deer permits issued under s. NR 10.104.

- | | | |
|----|---|--|
| | Shotgun season beginning on the day immediately following the season described above and continuing for 7 consecutive days. | One buck deer and as authorized by antlerless deer permits issued under s. NR 10.104. |
| c. | The Jackson, La Crosse and Monroe county portions of unit 59D, and the La Crosse county portion of 74A. | Shotgun season beginning on the Saturday immediately preceding the Thanksgiving holiday and continuing for 2 consecutive days. |
| | | One deer of either sex and as authorized by antlerless deer permits issued under s. NR 10.104. |
| | | One buck deer and as authorized by antlerless deer permits issued under s. NR 10.104. |
| e. | The Vernon county portions of deer management units 59D and 74A, and the Vernon and Crawford county portion of unit 74B. | Firearm season beginning on the Saturday immediately preceding the Thanksgiving holiday and continuing for 2 consecutive days. |
| | | One deer of either sex and as authorized by antlerless deer permits issued under s. NR 10.104. |
| | | One buck deer and as authorized by antlerless deer permits issued under s. NR 10.104. |
| | | One buck deer and as authorized by antlerless deer permits issued under s. NR 10.104. |

SECTION 3. NR 10.01 (3) (e) 6. a. is amended to read:

NR 10.01(3) (e) 6.

- | | | | |
|----|------------------------------|--|--|
| a. | M1—Deer management unit 59M. | Shotgun season beginning on the Saturday immediately preceding the Thanksgiving holiday and continuing for 2 consecutive days. | One deer of either sex and as authorized by antlerless deer permits issued under s. NR 10.104. |
| | | Shotgun season beginning on the day immediately following the season described above and continuing for 7 consecutive days. | One buck deer and as authorized by antlerless deer permits issued under s. NR 10.104. |

SECTION 4. NR 10.01 (3)(g) 1 and 2 are amended to read:

NR10.01 (3)(g) 1 and 2

Kind of animal and locality	Open season (all dates inclusive)	Limit
(g) Black bear (gun and bow seasons).		
1. Those portions of bear management zones A and B as described in s. NR 10.30 where the use of dogs for bear hunting is authorized as described in s. NR 10.10 (1)(b).	With aid of dogs only, beginning on the second Saturday in September <u>first Wednesday following Labor Day</u> and continuing for 24 <u>28</u> consecutive days in odd-numbered years and beginning on the third Saturday in September <u>second Wednesday following Labor Day</u> for 24 <u>28</u> days in even-numbered years.	One adult bear per permit issued under s. NR 10.102.
	All methods not utilizing the aid of dogs, beginning on the second Saturday in September <u>first Wednesday following Labor Day</u> and continuing for 24 <u>28</u> consecutive days in even-numbered years and beginning on the third Saturday in September <u>second Wednesday following Labor Day</u> for 24 <u>28</u> days in odd-numbered years.	One adult bear per permit issued under s. NR 10.102.
2. Those portions of bear management zones A, B and C as described in s. NR 10.30 where the use of dogs for bear hunting is prohibited as described in s. NR 10.10 (1) (b).	All methods not utilizing the aid of dogs, beginning on the second Saturday in September <u>first Wednesday following Labor Day</u> and continuing for 28 <u>35</u> consecutive days.	One adult bear per permit issued under s. NR 10.102.

SECTION 5. NR 10.145(2)(c) is created to read:

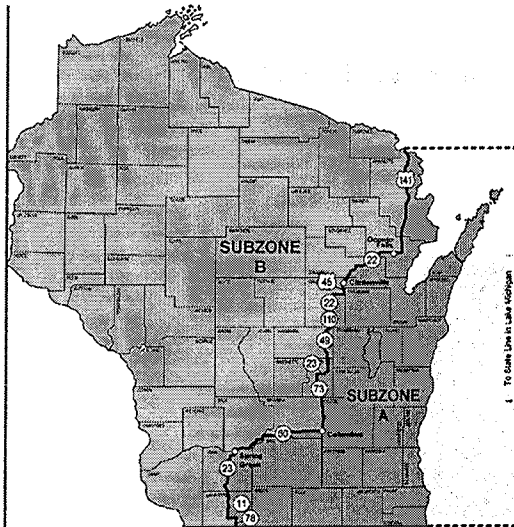
NR 10.145(2)(c) *Otter*. The statewide overwinter population goal is 13,000 otter.

SECTION 6. NR 10.145(7) created to read:

NR 10.145 (7) SEASON CLOSURE. The secretary of the department may close a portion or all of any bobcat, otter or fisher season established in s. NR 10.01, upon a finding by the department that the harvest for that season will exceed the level authorized by the department under sub. (1). Closure shall become effective upon issuance of an order and publication in the official state newspaper.

SECTION 7. NR 10.31 (11) is repealed and recreated to read:

NR 10.31 (11) EARLY GOOSE HUNT SUBZONE.



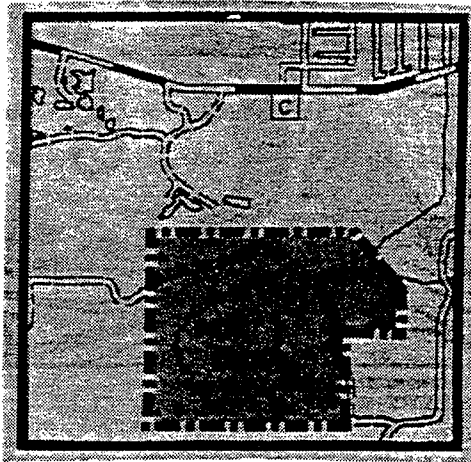
SECTION 8. NR 15.022 (title) and (intro) are amended to read:

NR 15.022 (title) **No entry wildlife refuge except gun deer and muzzleloader deer (Sept. 1-Dec. 31).** (intro.) A wildlife refuge is established in the following areas when posted with department signs and no person may hunt waterfowl at any time within such areas. No person may enter such areas for any reason from September 1 through December 31 unless such areas are posted as open with department signs except to hunt deer during the open season gun and muzzleloader seasons for hunting deer established in ss. NR 10.01 (3) (e) and (es) and 10.117, trapping by permit in the area described in sub. (5), and except for the retrieval of legally killed or crippled game in posted retrieval zones.

SECTION 9. NR 15.024 (title), (intro), and (1) are amended to read:

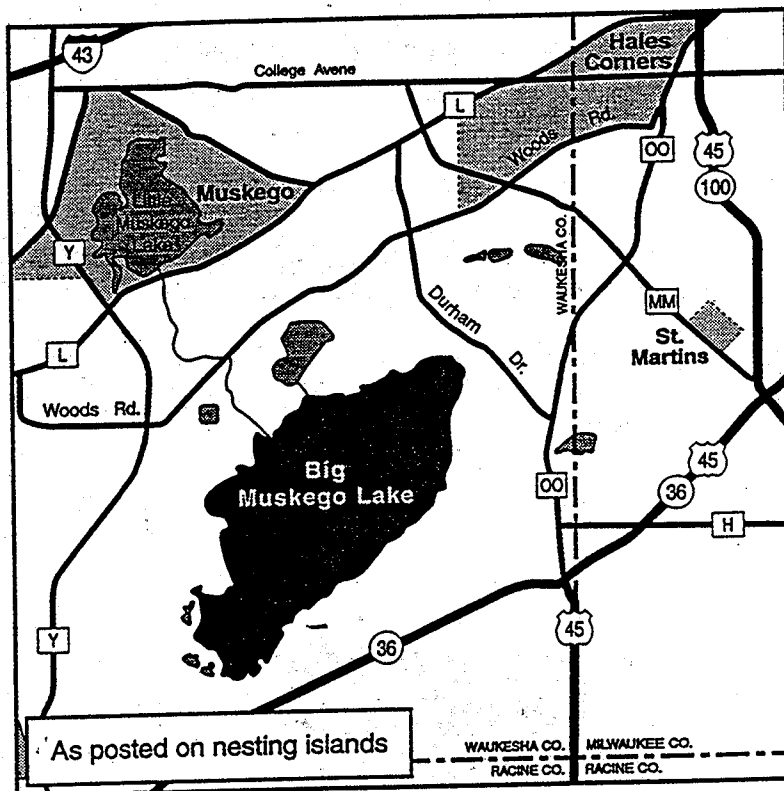
NR 15.024 (title) **No entry wildlife refuge (Sept. 1-Dec. 31); gun deer and muzzleloader deer hunting permitted.** (intro.) A wildlife refuge is established in the following areas when posted with department signs and no person may hunt waterfowl at any time within such areas. No person may enter such areas for any reason from September 1 through December 31, except to hunt deer during the open season gun and muzzleloader seasons for hunting deer established in ss. NR 10.01 (3) (e) and (es) and 10.117.

(1) KENOSHA COUNTY. (a) Peat Lake. Township 1 north, range 20 east, town of Salem.



SECTION 10. NR 15.03 (9)(a) is created to read:

NR 15.03 (9) WAUKESHA COUNTY. (a) *Big Muskego Lake Nesting Islands*.
Township 5 north, range 20 east, city of Muskego.



SECTION 11. NR 27.03 (2)(a)3. is repealed.

SECTION 12. NR 27.03 (3)(a) is amended to read:

NR 27.03 (3)(a) Mammals – ~~None~~

1. Gray wolf - *Canis lupus* (also U.S. endangered)

The foregoing rule was approved and adopted by the State of Wisconsin Natural Resources Board on May 26, 1999.

The rule shall take effect the first day of the month following publication in the Wisconsin administrative register as provided in s. 227.22(2) (intro.), Stats., except Sections 1, 6, and 7 which shall take effect March 1, 2000 and Section 4 which shall take effect November 1, 1999.

Dated at Madison, Wisconsin

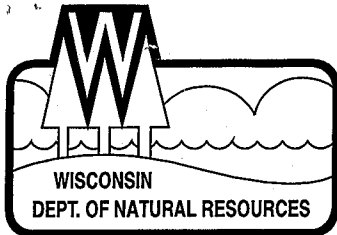
August 10, 1999

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES

By

George E. Meyer
George E. Meyer, Secretary

(SEAL)



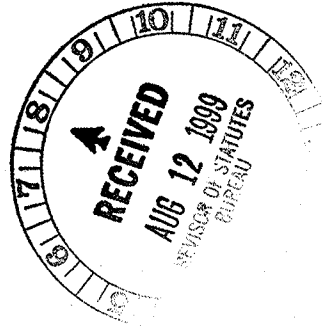
State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

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

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August 9, 1999

Mr. Gary L. Poulson
Assistant Revisor of Statutes
131 West Wilson Street - Suite 800
Madison, WI



Gary
Dear Mr. Poulson:

Enclosed are two copies, including one certified copy, of State of Wisconsin Natural Resources Board Order No. WM-1-99. These rules were reviewed by the Assembly Committee on Natural Resources and the Senate Committee on Agriculture, Environmental Resources and Campaign Finance Reform pursuant to s. 227.19, Stats. Summaries of the final regulatory flexibility analysis and comments of the legislative review committees are also enclosed.

You will note that this order takes effect following publication. Kindly publish it in the Administrative Code accordingly.

Sincerely,

George
George E. Meyer
Secretary

Enc.