

## Chapter NR 19

## MISCELLANEOUS GAME, FUR AND FISH

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|----------|--|----------|-------------------------------|
| NR 19.01 | Guns and ammunition                      | NR 19.08 | Tagging canned pheasants      |
| NR 19.03 | Control of muskrats on cranberry marshes | NR 19.09 | Wild rice conservation        |
| NR 19.05 | Release of exotic species                | NR 19.10 | Bird-banding permits          |
| NR 19.06 | Fish nets and traps                      | NR 19.11 | Scientific collectors permits |
| NR 19.07 | Shooting preserves                       |          |                               |

## (Sections 23.09 and 29.573, Wis. Stats.)

NR 19.01 Guns and ammunition. (1) It shall be unlawful for any person to carry in any manner or have in possession or under control any rifle other than a .22 rim-fire or any shotgun loaded with shot larger than No. BB, divided or cut shells of any variety, or any shells loaded with single ball or bullet, or have in their possession or under their control any shotgun shells loaded with shot larger than No. BB or any divided or cut shells or shells loaded with single ball or bullet from June 1 of each year through the following December 31, both dates inclusive, while being in or on or traversing any forest, fields, or other areas frequented or inhabited by deer in the counties of Adams, Ashland, Barron, Bayfield, Burnett, Chippewa, Clark, Columbia, Door, Douglas, Eau Claire, Florence, Forest, Green Lake, Iron, Jackson, Juneau, Langlade, Lincoln, Marathon, Marinette, Marquette, Monroe, Oconto, Oneida, Outagamie, Polk, Portage, Price, Rusk, Sauk, Sawyer, Shawano, Taylor, Vilas, Washburn, Waupaca, Waushara, and Wood, except that when an open season for deer or bear occurs in any of the before-mentioned counties, any person may carry lawful firearms and ammunition into and onto areas frequented or inhabited by deer or bear during the period of time beginning 5 days prior to the opening of the deer season or bear season, as the case may be, and ending at midnight of the third day following the closing of such season when such firearms are unloaded and enclosed within a carrying case.

(2) Nothing in the provisions of this section shall prohibit any person during each day of the actual open season for the hunting or killing of deer or bear from carrying any lawful firearms or ammunition in any manner either loaded or unloaded in all counties mentioned in subsection (1), as long as all other provisions of the statutes and of department orders dealing with fish and game are complied with.

(4) Nothing in the provisions of this section shall permit any person to transport or carry any firearms prohibited by this section in any of the counties named in subsection (1) during the open deer or bear season established for bow and arrow hunting in said counties.

(5) The department is authorized to issue free of cost to any person eligible to secure a license to hunt under the laws of the state of Wisconsin, a permit to carry specified firearms and ammunition into

and onto any such deer-frequented or inhabited areas mentioned in this section when the applicant for such permit can show there is good and sufficient reason for the issuance of such permit to him. Applications for such permits may be made to the department, its conservation wardens, forest rangers, or other designated agents of the department and shall state thereon the purpose for which they are required, the county or counties in which the permit is to be used, and such other information as may be deemed necessary by the department.

(6) Nothing in the provisions of this section shall apply to the armed forces of the United States, the national guard or peace officers in the performance of their duties as such, or any person summoned by such peace officers to assist them in making an arrest or to preserve the peace while such person or persons are so engaged, or to any department employes or agents in the performance of their duties as such.

(7) Nothing in the provisions of this section shall apply to the lawful possession or transportation of unloaded and encased rifles or restricted ammunition as merchandise by manufacturers or merchants, or persons engaged in the business of gun collecting or repair, or those persons traveling directly to and from their place of abode to an established target range as long as such firearms are packed and transported in such manner so that they cannot be handled or manipulated by any person while being so transported.

(8) Nothing in the provisions of this section shall apply to the use of the restricted rifles and ammunition at established target ranges.

**History:** 1-2-56; (1) am. and (3) r., Register, August, 1956, No. 8, eff. 9-1-56; r. and recr. (1), (2) and (4), Register, August, 1960, No. 56, eff. 9-1-60; am. (1); r. and recr. (7); cr. (8), Register, August, 1961, No. 68, eff. 9-1-61; renum. from WCD 19.01 to be NR 19.01 and am. (2), (5) and (6), Register, April, 1971, No. 184, eff. 5-1-71; am. (1), Register, August, 1973, No. 212, eff. 9-1-73.

**WCD 19.02 History:** 1-2-56; r. Register, August, 1960, No. 56, eff. 9-1-60.

**NR 19.03 Control of muskrats on cranberry marshes.** (1) The owner or lessee of any improved cranberry marsh area may at any time and in any manner take, catch, or kill muskrats which are injuring his dams, dikes, reservoirs, ditches, or outlets, but shall not sell, offer to sell, barter or give to any person or persons, or have in possession or under his control, except upon such improved cranberry marsh lands, the skin of any muskrat unless each such muskrat skin has been tagged or stamped. Such tag or stamp shall be furnished and attached without charge by the department.

(3) The provisions of this section shall not apply to any person or persons who own or are interested in a cranberry marsh situated in the same area wherein said owners are the licensees of a muskrat farm or in which such person or persons have an interest.

(4) The department or its authorized agents may assist any owner or operator of improved cranberry marsh areas with the removal of muskrats from areas that have been damaged, or are being damaged by such muskrats, wherein they believe that the muskrats can be taken alive and removed to other localities deemed advisable by the department.

Register, August, 1973, No. 212