

NR 1, 10, 15, 19



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Anthony S. Earl
Secretary

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MADISON, WISCONSIN 53707

IN REPLY REFER TO: _____

STATE OF WISCONSIN)
)
DEPARTMENT OF NATURAL RESOURCES) ss

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REVISOR OF STATUTES
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TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Anthony S. Earl, 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. G-4-78 was duly approved and adopted by this Department on February 23, 1978. 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 Pyare Square Building in the Village of Shorewood Hills, this 28th day of July, 1978.

Anthony S. Earl, Secretary

(SEAL)

.....
 IN THE MATTER of repealing sections NR 1.10, .
 NR 15.01(28)(a) thru (d), inc., (48)(a) & (51)(e) .
 and NR 19.10; renumbering and amending section .
 NR 10.07(1)(c); amending sections NR 10.07(8), .
 NR 10.11(2), NR 10.115(6), NR 10.14 and NR 10.27 .
 (3); repealing and recreating sections NR 10.01 . G-4-78
 (4)(d) & (e) and NR 10.21(3); and creating .
 sections NR 10.001, NR 19.11(5)(e) & (6) of the .
 Wisconsin Administrative Code pertaining to game .
 and hunting regulations .

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD

REPEALING, RENUMBERING & AMENDING, AMENDING,

REPEALING & RECREATING, AND CREATING RULES

Pursuant to the authority vested in the State of Wisconsin Natural Resources Board by sections 23.09, 23.11, 227.014 and 227.02(1)(e), and chapter 29, Wisconsin Statutes, the State of Wisconsin Natural Resources Board hereby repeals, renumbers and amends, amends, repeals and recreates, and creates rules as follows:

SECTION 1 - Section NR 1.10 is repealed.

SECTION 2 - Sections NR 10.01 (4) (d) and (e) are repealed and recreated to read:

(d) Otter. 1. Season. There is no open season for otter in those counties or portions of counties closed to beaver trapping as established in par. (c), and in that part of Buffalo, La Crosse, Trempealeau and Vernon counties lying westerly of state highway 35, that part of Crawford county lying westerly of a line beginning with the junction of state highway 35 and the Vernon county line, thence southerly along highway 35 to its junction with U.S. highway 18, thence westerly along highway 18 to its junction with the Burlington Northern railroad, thence southerly along that railroad to its junction with the Grant county line, and that part of Grant county lying westerly of the Burlington Northern railroad. In the rest of the state, the opening date for trapping

season for otter shall be concurrent with the opening date for trapping beaver in all zones established under par. (c) of this section. The open season for trapping otter in all zones shall extend through the last day of the beaver season specified for zone "B".

2. Season bag limit. a. Zone "A" - 2

b. Zone "B" - one

c. It is unlawful for any person to take more than a total combined season bag limit of 2 otter in all the open season zones in the state.

3. Tagging and permit requirement. No person shall trap or attempt to trap any otter unless having first applied for and received from the department a special otter trapping permit and tag(s). Such permit shall be attached to each person's trapping license before trapping any otter. Each permit shall be numbered to correspond to the applicant's current trapping license and show the applicant's name and otter tag number(s).

4. Tagging procedure. Each person shall immediately upon possessing an otter, affix a valid tag, issued by the department, through the opening of the mouth to the opening of the eye, immediately beneath the skin. No person shall have an otter pelt in possession or under control unless the person trapping such otter attaches such tag as required by this chapter. Such tag shall remain attached to the pelt until removed by a fur dresser or taxidermist at time of preparation.

(e) Registration of beaver and otter pelts. 1. Exhibition required. Each person who has trapped a beaver or otter during the established open season for such animals shall exhibit each pelt to an authorized representative of the department in the county in which such animal was trapped, or in the adjoining county, but within the area included within the open season in which such animal was trapped, not later than 5 days after the close of said season.

2. Registration. The department representative shall inspect the pelt and attach and lock a registration tag to all lawfully taken and possessed animals.

3. Possession and transfer restrictions. a. It shall be unlawful for any person to possess raw pelts from such animals beginning 6 days after the close of the season to the opening date of the following seasons without a registration tag attached and locked.

b. No person shall transfer, give, trade, sell or purchase any such pelts without a registration tag being attached and locked to the head of each pelt.

SECTION 3 - Section NR 10.07 (1) (c) is renumbered to be NR 10.001 (8) and (9) and amended to read:

(8) "Bow" means any bow, drawn and held by and through the effort of the person releasing it, but does not include crossbow.

(9) "Crossbow" means any device using a bow which, once drawn, is held solely by means other than the effort of the person firing it.

SECTION 4 - Section NR 10.07 (8) is amended to read:

(8) It shall be unlawful for any person to fail to make every reasonable effort to retrieve all game birds and game animals killed or crippled by that person; and until such effort is made, such game birds and game animals shall be included in that person's daily bag.

SECTION 5 - Section NR 10.11 (2) is amended to read:

(2) Any deer or bear killed during the open season for hunting deer or bear with bow and arrow showing evidence that it was shot with a firearm shall be an illegal game animal and it shall be unlawful for any person to have such animal in possession.

SECTION 6 - Section NR 10.115 (6) is amended to read:

(6) Second preference for permits shall be given to all other residents duly applying by applications postmarked no later than the first Friday in October.

SECTION 7 - Section NR 10.14 (7) is amended to read:

(7) Except when the muskrat and mink season is open, it shall be unlawful for any person to set, place or operate any waterset smaller than 5½" jaw spread for steel jaw traps and 8" x 8" for killer traps of the conibear type during the beaver and otter season.

SECTION 8 - Section NR 10.21 (3) is repealed and recreated to read:

(3) (a) Except as otherwise expressly provided, no person shall keep alive in captivity any game animal, fur bearing animal or game bird.

(b) All live fur bearing and game animals and birds taken during the open season for such species shall be killed immediately and made part of the daily bag. It shall be unlawful to keep such game alive after the same has been taken, except as provided in this section.

SECTION 9 - Section NR 10.27 (3) is amended to read:

(3) Bow and arrow season except for the December bow and arrow season; Buckhorn state park.

SECTION 10 - Sections NR 15.01 (28) (a) thru (d), inclusive, are repealed.

SECTION 11 - Section NR 15.01 (48)(a) is repealed.

SECTION 12 - Section NR 15.01 (51) (e) is repealed.

SECTION 13 - Section NR 19.001 is created to read:

NR 19.001 Definitions. (1) "Unprotected wild animals" means those animals which are listed and provided for in section NR 10.04, Wis. Adm. Code, and which are not listed in section NR 10.01 or NR 10.02, Wis. Adm. Code.

SECTION 14 - Section NR 19.10 is repealed.

SECTION 15 - Section NR 19.11 (5) (e) is created to read:

(e) The taking of endangered species.

SECTION 16 - Section NR 19.11 (6) is created to read:

(6) Unprotected species. A scientific collector's permit is not required for the taking of unprotected wild animals by legal means.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on February 23, 1978.

The rules contained herein shall take effect on September 15, 1978.

Dated at Madison, Wisconsin July 18, 1978

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By Anthony S. Earl
Anthony S. Earl Secretary

(SEAL)

APPROVED:

Martin J. Schreiber
Governor Martin J. Schreiber

JUL 26 1978

Date

JUL 26 1978