

State of Wisconsin

CR 85-208

DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny
Secretary

BOX 7921
MADISON, WISCONSIN 53707

STATE OF WISCONSIN)
DEPARTMENT OF NATURAL RESOURCES) SS

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TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Bruce B. Braun, Deputy 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. F-4-86 was duly approved and adopted by this Department on April 24, 1986. 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 General Executive Facility #2 in the City of Madison, this 9th day of June, 1986.

Bruce B. Braun
Bruce B. Braun, Deputy Secretary

(SEAL)

8126H

8-1-86

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

.....
IN THE MATTER of repealing and .
recreating s. NR 25.06(1)(a) of the . F-4-86
Wisconsin Administrative Code .
pertaining to lake trout quotas for .
commercial fishing on Lake Superior .
.....

Analysis Prepared by the Department of Natural Resources

The repeal and recreation of s. NR 25.06(1)(a) will result in the revision of the lake trout quota for state and tribal commercial fishers and tribal home-use fishers during the 1986 and 1987 open fishing seasons on Lake Superior. The revised rule is intended to implement the quota portions of an agreement between the department and the Red Cliff and Bad River Bands of Lake Superior Chippewas.

Pursuant to the authority vested in the State of Wisconsin Natural Resources Board by ss. 29.085, 29.174, 29.33 and 227.11(2)(a), Stats., the State of Wisconsin Natural Resources Board hereby repeals and recreates rules interpreting ss. 29.085, 29.174, and 29.33, Stats., as follows:

SECTION 1. NR 25.06(1)(a) is repealed and recreated to read:

NR 25.06 QUOTAS AND CATCH FEES. (1) LAKE SUPERIOR. (a) Lake trout. The total allowable annual harvest of lake trout by state and tribal commercial fishers and tribal home use fishers under par. (b) during the open season in Wisconsin waters of Lake Superior east of Bark Point shall be determined by the natural resources board based upon recommendations from the department, the U. S. fish and wildlife service and the Great Lakes fishery commission. No lake trout quota is established for the waters of Lake Superior west of Bark Point for state or tribal commercial and tribal home use fishers. All

lake trout harvested by state and tribal commercial and tribal home use fishers in these waters shall be deducted from the lake trout quota established for the waters of Lake Superior east of Bark Point.

1. The total allowable commercial and home use harvest in the waters of Lake Superior east of Bark Point may not exceed 39,000 lake trout during the open season.

2. That number of lake trout to be harvested by non-Indian licensed commercial fishers from the waters of Lake Superior east of Bark Point may not exceed 13,000 lake trout during the open season.

3. That number of lake trout to be harvested by the Red Cliff and Bad River bands, including both commercial and home use fishers, from the waters of Lake Superior east of Bark Point may not exceed 26,000 lake trout during the open season. The Red Cliff and Bad River bands shall inform the department of the extent and method of the allocation between commercial and home use fishers. If the Red Cliff and Bad River bands do not reach an agreement on the method of allocating the tribal quota between them, the department may divide the quota 26.5% for the Bad River band and 73.5% for the Red Cliff band.

4. All lake trout and siscowet harvested by commercial and home use fishers shall be tagged in accordance with sub. (3).

5. The department may recall tags furnished or authorized in accordance with sub. (3), when necessary to implement a quota reduction.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on April 24, 1986.

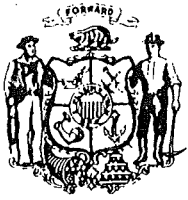
The rules contained herein shall take effect as provided in s. 227.22(2)(intro.), Stats.

Dated at Madison, Wisconsin June 10, 1986

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES

By Carroll D. Besadny
Carroll D. Besadny, Secretary

(SEAL)
4826I



State of Wisconsin

DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny
Secretary

BOX 7921
MADISON, WISCONSIN 53707

June 10, 1986

IN REPLY REFER TO: 1020

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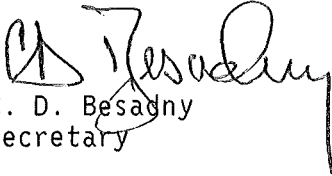
Mr. Orlan L. Prestegard
Revisor of Statutes
Suite 904
30 W. Mifflin Street

Dear Mr. Prestegard:

Enclosed are two copies, including one certified copy, of State of Wisconsin Natural Resources Board Order No. F-4-86. These rules were reviewed by the Assembly Committee on Environmental Resources and the Senate Committee on Energy and Environmental Resources pursuant to s. 227.19, Stats. Summaries of the final regulatory flexibility analysis and comments of the legislative review committees is also enclosed.

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

Sincerely,


C. D. Besadny
Secretary

Enc.

8126H