

Chapter NR 10

GAME AND HUNTING

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(ss. 29.085 and 29.174, Stats.)

NR 10.001 Definitions. (1) "Antlerless deer" means any deer without antlers or with an antler less than 3 inches in length.

(1m) "Assisting", for the purpose of bear hunting, means helping a bear harvest permittee hunt a bear by handling dogs, tracking, trailing or locating the bear, or otherwise aiding while with the permittee or baiting.

(2) For the purposes of this chapter, "bait" means honey and any solid or nonliquid material attractive to wildlife.

(3) "Bearded turkey" means a turkey with a bristle-like appendage protruding from the upper part of the breast.

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

(5) "Buck deer" means any deer with an antler not less than 3 inches in length.

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

(7) "Daily bag limit" means the maximum number of a game species which may be reduced to a person's possession in one day.

(8) "Department" means the department of natural resources.

(9) For the purposes of ss. 29.224 (2), 29.56, 29.565 (2), 29.57 (4) and 350.06, Stats., "enclosed within a carrying case" for firearms means completely contained in a gun case expressly made for that purpose which is

fully enclosed by being zipped, snapped, buckled, tied, or otherwise fastened, with no portion of the firearm exposed.

Note: Subsection (9) does not remove the requirement of ss. 29.224 and 350.06, Stats., to enclose bows or crossbows in carrying cases. The rule does not apply to bows or crossbows only because the natural resources board recognizes that certain designed bow cases may allow portions of the bow, for instance the handle, to be exposed and yet still render the bow inoperable.

(10) "Firearm season" means an open season for hunting with any of the following firearms loaded with a single slug or ball: rifle, muzzle-loader, shotgun or handgun for deer hunting described in s. NR 10.09 (1) (c) 1. c..

(11) "Goose zones and areas" means those established in s. NR 10.01 (1) (i) through (t).

(13) "Liquid" means a substance, neither solid or gaseous, that flows freely and takes the shape of its container at a temperature of 70°F.

(14) "Liquid scent" means any nonsolid material except honey.

(15) "Migratory game birds" means any bird which is migratory and on which an open season has been prescribed in this chapter and belonging to one of the following families:

(a) *Anatidae* (wild ducks, geese and brant),

(b) *Rallidae* (rails, coots and gallinules),

(c) *Scolopacidae* (woodcock and Wilson's snipe (jacksnipe)).

(16) "Molest" means any activity which results in physical damage or destruction of an object.

(17) For the purpose of hunting deer and bear, "muzzle-loader" means any smoothbore muzzle-loading firearm of not less than .45 caliber and any rifled muzzle-loading firearm of not less than .40 caliber, discharged from the shoulder.

(18) For the purpose of hunting wild animals other than deer and bear, "muzzle-loader" means any caliber of any muzzle-loading firearm discharged from the shoulder.

(19) "Non-toxic shot" means steel shot.

(20) "Open water" means any water beyond a natural growth of vegetation rooted to the bottom and extending above the water surface of such height as to offer whole or partial concealment for the hunter. Dead stumps and dead trees in water do not constitute a natural growth of vegetation.

(21) "Permanent abode" means a person's principal or ordinary home or dwelling place as distinguished from a temporary abode.

(22) "Possession limit" means the maximum number of a game species which may be reduced to a person's possession in 2 days or more.

(23) "Preservation facility" means any permanent abode, cold storage facility, locker plant, taxidermy establishment, hunting club or place of business which receives or possesses any game belonging to another per-

son for the purposes of picking, cleaning, freezing, processing, storage or shipment.

(24) "Shotgun season" means an open season for hunting with any of the following firearms, as provided in s. NR 10.09, loaded with a single slug or ball:

- (a) For hunting deer, muzzle-loader, shotgun and handgun; or
- (b) For hunting other game, muzzle-loader or shotgun.

(25) "Sight exposed bait" means any bait which can be seen from above the bait.

(26) "Temporary abode" means a transient place of abode or dwelling such as a hunting club, or any clubhouse, cabin, tent, or trailer used as a hunting club, or any hotel, motel or roominghouse used during a hunting trip.

(27) "Unforked antler" means a polished antler consisting of a single spike without branches or tines.

(29) "Water set" means any trap which is set or staked in such a manner as to permit the trap or trapped animal to reach water at any point.

(30) "Waterfowl" means any migratory game bird of the family *Anatidae* including wild ducks, geese and brant.

History: Cr. Register, October, 1975, No. 238, eff. 11-1-75; cr. (2), Register, May, 1977, No. 257, eff. 6-1-77; cr. (3) to (5), Register, February, 1978, No. 266, eff. 3-1-78; cr. (6) and (7), Register, May, 1978, No. 269, eff. 6-1-78; renum. 10.07 (1) (c) to be (8) and (9), Register, August, 1978, No. 272, eff. 9-1-78; cr. (10) to (16), Register, August, 1979, No. 284, eff. 9-1-79; cr. (17), Register, September, 1979, No. 285, eff. 10-1-79; emerg. cr. (18), eff. 9-12-81; cr. (18), (19) and (20), Register, March, 1982, No. 315, eff. 4-1-82; am. (11), Register, April, 1982, No. 316, eff. 5-1-82; cr. (22), Register, September, 1982, No. 321, eff. 10-1-82; cr. (21), Register, October, 1982, No. 322, eff. 11-1-82; cr. (23), Register, November, 1982, No. 323, eff. 12-1-82; cr. (24), Register, May, 1983, No. 329, eff. 6-1-83; cr. (25), Register, September, 1983, No. 333, eff. 10-1-83; cr. (26) and (27), Register, October, 1984, No. 346, eff. 11-1-84; am. (23), Register, March, 1985, No. 351, eff. 4-1-85; renum. (1), (3) to (18), (20) to (27) to be (8), (20), (30), (15), (14), (12), (4), (6), (16), (10), (24), (17), (18), (7), (22), (29), (28), (11), (9), (27), (3), (25), (13), (5) and (1) and r. and recr. (7) and (22), cr. (21), (23) and (26), Register, September, 1985, No. 357, eff. 10-1-85; cr. (1m) and r. (12), Register, June, 1986, No. 366, eff. 7-1-86; r. (28), Register, January, 1987, No. 373, eff. 2-1-87; r. and recr. (24), Register, October, 1987, No. 382, eff. 1-1-88.

**NR 10.01 Open and closed seasons.** A closed season is established year-round for each species of wild animal named in this section, except during the specified open season. Seasons open to legal hunting and trapping apply to the entire locality described, except as otherwise provided in chs. NR 11 and 15. Whenever open and closed season areas are defined by highways, the boundary shall be the highway center line.

## (1) MIGRATORY GAME BIRDS.

Kind of animal	Locality	Open season (all dates inclusive)	Daily bag limit	Possession limit
(a) <i>Canvasback duck</i>	Entire state	None	None	None
(b) <i>All species of wild duck except as provided in par. (a)</i>	1. Entire state	As established by zone	The daily bag limit is reached when the last bird taken plus the total value of birds already taken during that day equals or exceeds 100 points	Double the daily bag limit through the entire open season, except opening day when it is the same as the daily bag limit
	2. North zone - All that part of Wisconsin lying north of a line beginning at the junction of the center line of the western state boundary on the Mississippi river and the center line of the Chippewa river, then north on the center line of the Chippewa river to its junction with state highway 35, then east on state highway 35 to its junction with highway 25, then north on highway 25 to its junction with U.S. highway 10, then east on U.S. highway 10 to the city of Manitowoc, and continuing east to the state boundary in Lake Michigan	Oct. 4 at 12:00 noon - Nov. 12	Point values - 100 points: black duck and hen mallard  70 points: red-head, wood duck, and hooded merganser  35 points: drake mallard, ringneck, ruddy duck, goldeneye, bufflehead, pintail, and all other ducks not specifically listed  20 points: scaup, blue-winged teal, green-winged teal, wigeon, gadwall, shoveler, and all other mergansers	
	3. South zone - Remainder of the state	Oct. 4 at 12:00 noon - Oct. 10; Oct. 17-Nov. 18	Point values - 100 points: black duck and hen mallard  70 points: redhead, wood duck and hooded merganser  35 points: drake mallard, ringneck, ruddy duck, goldeneye, bufflehead, pintail, and all other ducks not specifically listed	
(c) <i>Scaup</i> (special season)	1. North zone as described in par.	Beginning the day after the season	5	10

Kind of animal	Locality	Open season (all dates inclusive)	Daily bag limit	Possession limit
	(b) - Shawano lake, Lake Pepin, all state waters north of state highway 64 including Lake Superior and all that part of Lake Michigan located in the north zone and beyond 500 feet from the east shoreline and 1,000 feet from the west shoreline in the waters of Green Bay	established in par. (b) and continuing for 16 consecutive days		
	2. South zone as described in par. (b) - The waters of the Mississippi river in Grant county, all that part of Lake Michigan located in the south zone except waters adjacent to Milwaukee county, and beyond 500 feet from the shoreline in Lake Winnebago	Beginning the day after the season established in par. (b) and continuing for 16 consecutive days	5	10
(d) <i>Coot and gallinules</i>	Entire state	Concurrent with the open season for ducks as established in par. (b)	15	30
(e) <i>Sora and Virginia rails</i>	Entire state	Concurrent with the open season for ducks as established in par. (b)	25	25
(f) 1. <i>Snipe</i>	Entire state	Concurrent with the opening season for ducks as established in par. (b)	8	16
2. <i>Woodcock</i>	Entire state	Beginning on the Saturday nearest Sept. 15 and continuing for 65 consecutive days	5	10
NR 10.01 (1) (g) <i>Geese</i> . 1. Canada geese and its subspecies	a. Northwest zone except for subpars. b.-d. - All that part of Wisconsin lying north and west of a line beginning at the junction of the center line of the western state boundary or the Mississippi river and the center line of the Chippewa river, then north	Oct. 4 at 12:00 noon - Oct. 23	1	2

Kind of animal	Locality	Open season (all dates inclusive)	Daily bag limit	Possession limit
	on the Chippewa river's center line to its junction with state highway 35, then east on state highway 35 to its junction with state highway 25, then north on state highway 25 to its junction with U.S. highway 10, then east on U.S. highway 10 to its junction with the east boundary of Clark county, then north along the east boundary of Clark county and continuing north along the east boundaries of Taylor, Price and Iron counties to the north state boundary.			
	b. Northern part of the Mississippi river zone as described in par. (s)	Oct. 4 at 12:00 noon - Nov. 24; Nov. 25-Dec. 12	1 2	2 4
	c. Burnett county zone as described in par. (m)	None	None	None
	d. New Auburn zone as described in par. (o)	None	None	None
	e. Northeast zone except for subpar. f. - All that part of Wisconsin lying east of the northwest zone described in subpar. a. and north of U.S. highway 10 and a line extending east from the city of Manitowoc to the state line.	Oct. 4 at 12:00 noon-Oct. 15	1	2
	f. Brown county zone as described in par. (n)	Oct. 4 at 12:00 noon - Oct. 15; Dec. 1-31	1 2	2 4
	g. Southeast zone except for subpara. h.-1. - All that part of Wisconsin lying south of the northeast zone described in subpar. e. and east of the boundaries of Clark,	Oct. 25-Nov. 5	1	2

Kind of animal	Locality	Open season (all dates inclusive)	Daily bag limit	Possession limit
	Jackson, Monroe, Vernon, Richland, Iowa, and Lafayette counties.			
	h. Horicon zone as described in par. (j)	Two permit periods: Oct. 1-3 and Oct. 4 at 12:00 noon - Oct. 19; Oct. 13-Nov. 9		The daily and possession limits are restricted by a season limit of one
	i. Central zone as described in par. (k)	Oct. 4 at 12:00 noon - Nov. 9		The daily and possession limits are restricted by a season limit of one
	j. Theresa zone as described in par. (t)	Two permit periods: Oct. 1-3 and Oct. 4 at 12:00 noon - Oct. 5; Oct. 6-Nov. 19 or until registered harvest reaches 2,000, whichever occurs first	1	The daily and possession limits are restricted by a period limit of one  The possession and season limits are 4
	k. Rock prairie zone as described in par. (p)	Oct. 25-Nov. 5; Nov. 8-Dec. 7	1	2
	l. Combined Horicon and Central zones	Dec. 1-10		The daily and possession limits are restricted by a season limit of two
	m. Southwest zone except as described in subpar. n. - All that part of Wisconsin lying south of the northwest zone described in subpar. a. and west of the southeast zone described in subpar. g.	Oct. 4 at 12:00 noon - Oct. 10; Oct. 17-Oct. 29	1	2
	n. Southern part of the Mississippi river zone as described in par. (s)	Oct. 4 at 12:00 noon - Oct. 10; and Oct. 17-Nov. 24; Nov. 25-Dec. 18	1	2
2. All other species	a. Entire state	Concurrent with the wild duck and Canada goose seasons established in pars. (b) and (g)	2	4
			A total of 5 including 2 white-fronted geese and not more than the established daily limit for Canada geese or its subspecies during the open season on Canada geese	A total of 10 including 4 white-fronted geese and not more than the established possession or season limit on Canada geese or its subspecies during the open season on Canada geese

Note: Migratory bird rules, including seasons, limits, hours and areas where authorized, are established by emergency rule procedure in September of each year. The emergency rules will be published in their entirety in the official state newspaper and published in summary form in the current year migratory bird regulation pamphlet. Copies of the emergency rules may be obtained by contacting: State of Wisconsin Department of Natural Resources, Bureau of Wildlife Management, P.O. Box 7921, Madison, Wisconsin 53707.

(h) *Canada goose limits.* The daily bag limit on Canada geese statewide is not more than that permitted in any one zone within the state and no person may possess or transport more than the daily bag limit or aggregate daily limit, whichever applies, or migratory game birds, tagged or not tagged, at or between the place where taken and either the person's personal abode or temporary or transient place of lodging; or a commercial preservation facility.

(i) *Horicon intensive management zone.* The following described area is established as the Horicon Intensive Management Zone:

All that part of the counties of Dodge and Fond du Lac enclosed by a line beginning at the junction of state highway 26, with the east-west center line of sections 9, 10, 11 and 12 in township 12 north, range 15 east, thence eastward along said center line and continuing eastward along the east-west center of sections 7, 8, 9 and 10 in township 12 north, range 16 east to its junction with county highway TW, thence north and east on said highway TW to its junction with county highway Y, thence northerly on said highway Y to its junction with county highway YY, thence northerly on said highway YY to its junction with county highway Y, thence northerly on said highway Y to its junction with county highway B, thence southwesterly on said highway B to its junction with county highway D, thence westerly on said highway D to its junction with highway AS, thence westerly on said highway AS to its junction with U.S. highway 151, thence southwesterly on said highway 151 to its junction with the C.M.St.P. and Pacific railroad, thence southerly along said C.M.St.P & Pacific railroad to its junction with state highway 26, thence north on said highway 26 to its junction with the east-west centerline of sections 9, 10, 11 and 12 in township 12 north, range 15 east, which is the point of beginning.

(j) *Horicon zone.* The following described area is established as the Horicon zone: All that part of the counties of Fond du Lac, Green Lake, Washington and Dodge enclosed by a line beginning at the intersection of state highway 45 and state highway 23 in Fond du Lac county, then south on state highway 45 to its intersection with state highway 33, then west on state highway 33 to the city of Beaver Dam, then north on state highway 33 to its intersection with county highway A, then north on county highway A to its intersection with county highway S, then east on county highway S and continuing east on county highway AS to its intersection with county highway E, then north on county highway E to its intersection with state highway 23, then east on state highway 23 to the point of beginning.

(k) *Central zone.* The following described area is established as the Central zone:

All of Fond du Lac, Winnebago, Green Lake, Marquette, Columbia and Dodge counties except for the Horicon zone as described in par. (j) and the waters of Lake Poygan in Waushara county and Lake Winnebago in Fond du Lac and Winnebago counties.

(l) *Horicon and Central zone restrictions.* 1. Canada goose permit and tag requirement. It is unlawful to hunt Canada geese without being in possession of a current Canada goose hunting permit, Canada goose tags and valid state hunting license. Permits and tags are valid only in the zone and time period of issue.



2. Permit application procedures. Application forms supplied by the department shall be completed and submitted by the applicant. Applications shall be postmarked no later than the Friday nearest September 15 or received by the department license section, 101 South Webster, Box 7924, Madison, WI 53707, no later than 4:30 p.m. on that Friday each year.

a. It shall be unlawful for any person to submit more than one application per year or an application containing false information.

b. In the Horicon and Central zones, applicants may indicate preference for the following seasons as established in par. (g):

- 1) Horicon Zone Oct. 1-3 and Oct. 4 (noon) - Oct. 19; or
- 2) Horicon Zone Oct. 13-Nov. 9; or
- 3) Central Zone Oct. 4 (noon) - Nov. 9; or
- 4) Combined Horicon and Central Zones Dec. 1-10.

c. If 2 or more persons wish to hunt together, each must fill out an application form and submit them together in one envelope clearly marked "group application" on the outside. A group application will be considered one application.

3. Permit and tag issuance procedures. a. Permits and tags are not transferable or replaceable and shall not be reused, altered or defaced.

b. If applications for permits as required under subd. 2 exceed the number of permits available, successful applicants will be randomly selected and priority given to persons who applied for a permit but were unsuccessful the previous year under s. 29.174, Stats.

c. If the number of permit applications is less than the number of permits available, the department may issue the remaining permits to eligible applicants by random selection.

5. Permit quota. The department shall issue the following numbers of Canada goose permits for the 1986 hunting season:

- a. Horicon zone—23,100.
- b. Central zone—13,900.
- c. Combined Horicon and Central zones—3,000.

6. Tagging requirements. When a Canada goose is killed, captured or taken in any lawful manner and before it is carried by hand or transported in any manner the hunter shall:

a. Completely attach and seal the paper tag, utilizing its own adhesive, to the neck of the goose.

b. Validate the permit by tearing or cutting out notches on the tag designating the month, day and time of kill. Failure to follow the validation procedure in this manner invalidates the permit.

c. No person may possess or transport a Canada goose unless it is tagged with a validated tag.

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7. Transportation restrictions. The hunter shall:

a. Transport the goose in a motor vehicle in such a manner that the tag attached to the goose cannot be handled or manipulated by any occupant of the vehicle.

b. Keep the tag attached to the goose until it reaches the personal abode of the person taking it.

8. Reporting requirements. Permit holders may be required to provide the department a goose hunting report. Such report forms will be mailed only to certain hunters. The selected hunter shall be required to complete the report and mail such report within 24 hours of receipt.

(m) *Burnett county zone*. The following described area is established as the Burnett county zone:

All that part of Burnett county lying northerly and westerly of a line beginning at the junction with state highway 70 with the west boundary of said county, thence easterly along said highway to its junction with county highway N, thence northerly along said highway to its junction with county highway D, thence northerly along said highway and continuing northerly along a town road to the south line of section 16, township 39 north, range 17 west, town of Lincoln, thence westerly along a town road to the southwest corner of said section, thence northerly along a town road on the west line of said section and continuing northerly along the west line of section 9, township 39 north, range 17 west to the west bank of the Clam river, thence westerly along the west bank of said river to its intersection with the west boundary of said county.

(n) *Brown county zone*. The following described area is established as the Brown county zone: The Brown county portion of Green Bay waters lying east of the ship channel and all that part of Brown county lying south and east of a line formed by state highway 29 in western Brown county and the center line of the Fox river.

(o) *New Auburn zone*. The following described area is established as the New Auburn zone: All those parts of Chippewa, Barron and Rusk counties enclosed by a line beginning at the intersection of state highway 40 and state highway 64 in Chippewa county, thence westerly on said highway 64 to its intersection with U.S. highway 53, thence northerly on said highway 53 to its intersection with county highway D in Barron county, thence easterly on said highway D to its intersection with state highway 40 in Rusk county, thence southerly on said highway 40 to the point of beginning.

(p) *Rock Prairie zone*. The following described area is established as the Rock Prairie zone: All those part of Rock and Walworth counties enclosed by a line beginning at the intersection of interstate 90 and the Illinois state line in Rock county, thence northerly on said interstate 90 to its intersection with county highway A, thence easterly on said highway A to the intersection with U.S. highway 12, thence southerly on said highway 12 to its intersection with state highway 50, thence southwest-erly on said highway 50 to its intersection with state highway 120, thence southerly on said highway 120 to its intersection with the Illinois state line, thence westerly to the point of beginning.

(s) *Mississippi river zone*. The following described area is established as the Mississippi river zone: All that part of the state lying west of the

Burlington Northern railway and extending southerly from Prescott in Pierce county to the state line.

(t) *Theresa zone.* The following described area is established as the Theresa zone: All that part of Dodge, Fond du Lac and Washington counties enclosed by a line beginning at the intersection of U.S. highway 45 and state highway 67, then south on U.S. highway 45 to its intersection with state highway 33, then west on state highway 33 to its intersection with state highway 175, then north on state highway 175 to its intersection with state highway 67, then west on state highway 67 to its intersection with county highway AY, then north on county highway AY and continuing north on county highway Y to its intersection with county highway H, then east on county highway H and continuing east on state highway 67 to the point of beginning.

(tm) *Theresa zone restrictions.* Theresa goose management zone restrictions. 1. Canada goose permit and tag requirement. No person may hunt or possess Canada geese without possessing a Canada goose hunting permit, Canada goose carcass tags and valid state hunting license. Permits and tags are valid only in the zone of issue.

2. Permit application procedures. Application forms supplied by the department shall be completed in person by each applicant at the department station located adjoining the village of Theresa Station. Department station hours are 9:00 A.M.-4:00 P.M., October 8-12 and 5:30 A.M.-3:00 P.M. October 13 through season close. Persons receiving a Horicon or Central zone permit are not eligible for a Theresa zone permit.

3. Permit issuance procedures. All eligible applicants shall receive a Theresa zone hunting permit and one carcass tag through October 5. Additional carcass tags may be obtained from the department station located adjoining the village of Theresa station after October 5 provided the harvest quota has not been reached. Horicon and central zone permit holders may also hunt in the Theresa zone provided the Theresa zone quota has been reached and the Horicon and central zone permits are still valid. Permits and tags are not transferable or replaceable and may not be reused, altered or defaced.

4. Tagging, transportation and reporting requirements. As established by par. (k) 6. through 8.

5. Registration requirements. Each Canada goose killed in the Theresa zone shall be registered at the department station adjoining Theresa Station no later than 3:00 p.m. of the day killed.

(u) *Falconry special season.* Any person possessing a valid falconry permit and hunting license shall be restricted to the following migratory game bird seasons:

Kind of animal	Locality	Open season (all dates inclusive)	Daily bag limit	Possession limit
1. All species of wild duck except as provided in par. (a), mergansers and coots	Entire state	Oct. 4 at 12:00 noon - through Jan. 18	3	6
2. Gallinules, Sora rail, Virginia rail, common snipe and woodcock	Entire state	Sept. 1-Dec. 16	3	6

## (2) GAME BIRDS

Kind of animal and locality	Open season (all dates inclusive)	Limit
(a) <i>Ruffed grouse (partridge)</i>		
1. All that part of Wisconsin lying south of a line beginning at the junction of state highway 64 and the west boundary of St. Croix county, then east on highway 64 to its intersection with U.S. highway 45, then southeasterly on highway 45 to its intersection with U.S. highway 10, then east on highway 10 and continuing east to the junction with the east boundary of the state.	Beginning on the Saturday nearest September 15 and continuing through January 31	Daily bag 5; possession 10
2. Remainder of the state	Beginning on the Saturday nearest September 15 and continuing through December 31	Daily bag 5; 10 possession
(b) <i>Sharp-tailed grouse</i>		
1. All that part of Wisconsin lying north of a line beginning at the junction of state highway 64 and the west boundary of the state, then east along highway 64 to its junction with state highway 13, then south along highway 13 to its junction with state highway 29, then east along highway 29 ending in the city of Green Bay, except in the areas described in subs. 2. and 3.	Beginning on the Saturday nearest October 17 and continuing for 23 consecutive days	Daily bag 3; possession 6
2. Florence, Langlade and Marinette counties through 1987	None	None
3. All that part of Price county enclosed by a line beginning at the intersection of state highway 70 and county highway F, then south on county highway F to its junction with Fleming's Rapids Road, then south on Fleming's Rapids Road to its junction with county highway W, then west on county highway W to its junction with Price Lakes Road, then north on Price Lakes Road to its junction with state highway 70, then east on state highway 70 to the point of beginning	None	None
4. Remainder of the state	None	None

8. Fisher or bobcat intended for mounting. Persons exhibiting fisher under subd. 4. or bobcat under s. NR 10.145 (3) who intend to have the fisher or bobcat mounted by a taxidermist may exhibit the fisher or bobcat to the department for registration in whole carcass condition without separating the pelt and need not surrender the skinned carcass to the department until after the taxidermist has separated the pelt.

**History:** 1-2-56; am. (3) (g), Register, August, 1985, No. 356, eff. 9-1-85; r. and recr. (intro.), (1) (n), (2) (b), (3) (d) 2. c. and (3) (e) 7., am. (2) (f) 1. and 2., (3) (e) 2. intro. and d. and 9. e., Register, September, 1985, No. 357, eff. 10-1-85; emerg. r. and recr. (1) (g) 1.a, cr. (1) (g) 1. am., eff. 10-19-85; r. and recr. (4) (a) 4., am. (2) (f), Register, January, 1986, No. 361, eff. 2-1-86, except (4) (a) 4. eff. 3-1-86; r. and recr. (1) (b), (g), (1) 2. b. and 5., (tm) 3., am. (1) (u) 1., Register, April, 1986, No. 364, eff. 5-1-86; r. and recr. (3) (g), Register, June, 1986, No. 366, eff. 7-1-86; am. (1) (l) 2. and 3. b., (3) (e) (intro.) and (4) (e) 4., r. and recr. (3) (e) 2. and 6., (3) (em) and (4) (e) 1. b., r. (4) (d) 3. to 5., Register, August, 1986, No. 368, eff. 9-1-86; emerg. r. and recr. (1) (a), (b), (g), (1) 2. b. and 5., (tm) 3. and (u) 1., cr. (1) (e) 3. c., eff. 9-12-86; r. and recr. (3) (e) intro. and 1. to 6., am. (3) (e) 9. e. and (4) (e) 2. intro., Register, October, 1986, No. 370, eff. 11-1-86; r. and recr. (1) (a), (b), (g), (1) 2. b. and 5., (tm) 3., (u) 1., cr. (1) (l) 3. c., Register, January, 1987, No. 373, eff. 2-1-87; am. (2) (f) 1. and r. and recr. (2) (f) 2., Register, February, 1987, No. 374, eff. 3-1-87; cr. (4) (e) 8., Register, March, 1987, No. 375, eff. 4-1-87; r. (1) (q) and (r), r. and recr. (3) (g) and (4) (c), Register, July, No. 379, eff. 8-1-87; am. (2) (f) 1. and 2., (3) (e) 9. e., r. and recr. (3) (h) 1. and (4) (e) 2., cr. (3) (h) 3., Register, October, 1987, No. 382, eff. 11-1-87.

**Note:** For a complete history of s. NR 10.01 from 1-2-56 through 11-30-73 see the history note following s. NR 10.01 published in November 1973, Register. For a complete history of s. NR 10.01 from 12-1-73 through 7-31-85 see the history note following s. NR 10.01 published in the July, 1985 Register.

**NR 10.02 Protected wild animals.** The following wild animals are designated protected. No person may take, attempt to take, transport or possess any protected wild animal at any time unless expressly authorized by the department.

- (1) Cougar, badger, moose, elk, wolverine and flying squirrel.
- (2) Endangered or threatened species listed in ch. NR 27.
- (3) White deer (monocolored).
- (4) Woodchuck except as provided in s. 29.24, Stats.
- (5) Prairie chicken, Canada spruce grouse (spruce hen), mourning doves, swans, cranes, bitterns, plovers, kingfishers, cormorants, herons, sandpipers and grebes.
- (6) Eagles, hawks, falcons, and owls except as provided in ch. NR 18.
- (7) Hen pheasants except as expressly provided in this chapter.
- (8) Any other wild bird not specified in this chapter.

**History:** 1-2-56; am. (2), Register, August, 1956, No. 8, eff. 9-1-56; am. (1), Register, August, 1957, No. 20, eff. 9-1-57; am. (1) and (2), Register, August, 1958, No. 32, eff. 9-1-58; am. (1) emerg. eff. 9-20-58; am. (1), Register, August, 1959, No. 44, eff. 9-1-59; am. (2), cr. (3), Register, September, 1965, No. 117, eff. 10-1-65; am. (2), Register, March, 1966, No. 123, eff. 4-1-66; am. (1), Register, August, 1967, No. 140, eff. 9-1-67; renum. to be NR 10.02; am. (2), Register, June, 1970, No. 174, eff. 7-1-70; am. (1), Register, September, 1972, No. 201, eff. 10-1-72; r. (3), Register, December, 1977, No. 264, eff. 1-1-78; r. and recr. Register, August, 1979, No. 284, eff. 9-1-79; am. (1), Register, September, 1983, No. 333, eff. 10-1-83; am. (1), Register, July, 1985, No. 355, eff. 8-1-85; cr. (intro.) Register, September, 1985, No. 357, eff. 10-1-85.

**NR 10.03 Birds causing depredation.** (1) APPLICATION. The following named birds have been determined by the department to be birds committing depredation or about to commit depredation at all times to and upon ornamental or shade trees, agricultural crops, livestock or wildlife,

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and when concentrated in large numbers that they many constitute a health hazard or other nuisance:

- (a) Red-winged blackbirds.
- (b) Grackles.
- (c) Crows.
- (d) Cowbirds.

(2) PERMITS. Such birds may be taken at all times without need for either a federal or state permit.

(3) INSPECTION OF PREMISES. Any person taking such birds shall at all reasonable times, including during actual operation, permit any federal or state game law enforcement officer, free and unrestricted access on the premises over which such operations have been or are being conducted, and shall furnish promptly to such officer whatever information may be required about said operation.

(4) DISPOSITION. Birds killed pursuant to this subsection and their plumage shall not be sold or offered for sale.

History: 1-2-56; am. Register, August, 1956, No. 8, eff. 9-1-56; am. Register, August, 1966, No. 128, eff. 9-1-66; r. and recr., Register, August, 1967, No. 140, eff. 9-1-67; renum. to be NR 10.03; r. (1), Register, June, 1970, No. 174, eff. 7-1-70; r. and recr. Register, August, 1979, No. 284, eff. 9-1-79.

**NR 10.04 Unprotected wild animals.** The following wild animals are designated unprotected. No closed season, bag limit, size limit or possession limit applies to these animals.

Note: A valid hunting or trapping license must be obtained before taking any unprotected animal by a gun discharged from the shoulder, handgun, pellet gun, bow and arrow, falconry, steel-jawed traps, Conibear traps or live traps. A department approval is required before any unprotected animal may be taken by any means not specified in this paragraph.

- (1) Opossum, skunk and weasel.
- (2) Starlings, English sparrows, coturnix quail and chukar partridge.
- (3) Any other wild animal not specified in this chapter.

History: 1-2-56; am. (1) Register, August, 1957, No. 20, eff. 9-1-57; am. (2), Register, August, 1958, No. 32, eff. 9-1-58; renum. to be NR 10.04; am. (1) and (2), Register, June, 1970, No. 174, eff. 7-1-70; am. (1), Register, August, 1972, No. 200, eff. 9-1-72; r. and recr. Register, No. 251, eff. 12-1-76; r. and recr. Register, August, 1979, No. 284, eff. 9-1-79; am. (1), Register, October, 1980, No. 298, eff. 11-1-80; cr. (intro.), Register, September, 1985, No. 357, eff. 10-1-85.

**NR 10.05 Highways.** (1) GENERAL HUNTING. While hunting it shall be unlawful except by permittees under s. 29.09 (9), Stats., to discharge any firearm or bow and arrow from or across any public road surfaced with concrete or blacktop or to hunt within 50 feet from the centerline of such roads or to the existing fence, whichever distance is shorter. Public roads are defined as those roads shown on the current official county highway map.

(2) WATERFOWL AND COOT HUNTING. It shall be unlawful to hunt waterfowl or coot from any public roads or railroads including the respective Register, October, 1987, No. 382

tive rights-of-way along or within the area described as the Horicon zone in s. NR 10.01 (1) (j).

**History:** 1-2-56; am. (1) and (2), Register, August, 1956, No. 8, eff. 9-1-56; am. (1) and (2), Register, August, 1957, No. 20, eff. 9-1-57; r. (1) and (2) and recr. (1), Register, August, 1958, No. 32, eff. 9-1-58; cr. (2), Register, September, 1960, No. 57, eff. 10-1-60; cr. (3), Register, August, 1963, No. 92, eff. 9-1-63; r. and recr. (2), Register, September, 1966, No. 129, eff. 10-1-66; emerg. am. (2), eff. 9-1-67; emerg. am. (2), eff. 9-30-68; emerg. am. (2), eff. 8-30-69; am. (2), Register, November, 1969, No. 187, eff. 12-1-69; renum. to be NR 10.05; cr. (4) and (5), Register, June, 1970, No. 174, eff. 7-1-70; emerg. am. (2), eff. 9-19-73; emerg. am. (2), eff. 9-24-75; am. (2), Register, May, 1976, No. 245, eff. 6-1-76; r. and recr. (1) am. (2) and r. (3), (4) and (5), Register, May, 1977, No. 257, eff. 6-1-77; am. (2), Register, February, 1978, No. 266, eff. 3-1-78; am. (1), Register, September, 1979, No. 285, eff. 10-1-79.

**NR 10.06 Hunting hours.** (1) **GENERAL HUNTING.** All hunting hours, when specified in this chapter, mean Central Standard Time, and the daily opening (a.m.) and closing (p.m.) hours listed shall apply to the entire state.

(2) **HUNTING ZONES.** (a) *General.* General hunting hour zones are established as follows:

**Zone**

- A—all that part of the state lying east of 88°-00' longitude.
- B—all that part of the state lying between 88°-00' and 89°-00' long.
- C—all that part of the state lying between 89°-00' and 90°-00' long.
- D—all that part of the state lying between 90°-00' and 91°-00' long.
- E—all that part of the state lying between 91°-00' and 92°-00' long.
- F—all that part of the state lying west of 92°-00' longitude.

(b) *Small game hunting.* The hunting hours for small game in Zone A are listed in the following table in par. (e). Hunting hours in Zone B are established by adding 4 minutes to the a.m. and p.m. columns for Zone A for each day; for Zone C by adding 8 minutes to the a.m. and p.m. columns for Zone A; for Zone D by adding 12 minutes to the a.m. and p.m. columns for Zone A; for Zone E by adding 16 minutes to the a.m. and p.m. columns for Zone A; and for Zone F by adding 20 minutes to the a.m. and p.m. columns for Zone A.

(c) *General prohibition.* Except as provided in subs. (3) through (6), no person may hunt or shoot any species of game on which an open season is established on any day during the open season before the time established by the a.m. column or after the time established by the p.m. column in any hunting hour zone.

(d) *Migratory game bird hunting.* The hunting hours for migratory game birds shall be the same as those established for small game hunting except in the Theresa goose management zone described in s. NR 10.01 (1) (t) where the hunting hours for Canada geese shall close at 1:00 P.M. daily.

## (e) General Hunting Hours C.S.T.

	September		October		November		December		January		February	
	A.M.	P.M.	A.M.	P.M.	A.M.	P.M.	A.M.	P.M.	A.M.	P.M.	A.M.	P.M.
1.....	4:42	6:27	5:18	5:31	5:57	4:40	6:36	4:12	6:57	4:21	6:38	5:00
2.....	4:43	6:26	5:19	5:30	5:59	4:38	6:37	4:11	6:57	4:22	6:37	5:02
3.....	4:45	6:24	5:20	5:28	6:00	4:37	6:39	4:11	6:57	4:23	6:35	5:04
4.....	4:46	6:22	5:21	5:26	6:01	4:36	6:40	4:11	6:57	4:24	6:34	5:06
5.....	4:47	6:20	5:22	5:24	6:03	4:34	6:41	4:11	6:57	4:25	6:33	5:08
6.....	4:48	6:18	5:24	5:22	6:04	4:33	6:42	4:10	6:57	4:26	6:32	5:10
7.....	4:49	6:16	5:25	5:21	6:05	4:32	6:43	4:10	6:57	4:27	6:31	5:11
8.....	4:50	6:15	5:26	5:19	6:07	4:31	6:44	4:10	6:56	4:28	6:30	5:12
9.....	4:52	6:13	5:27	5:17	6:08	4:29	6:45	4:10	6:56	4:29	6:29	5:14
10.....	4:53	6:11	5:29	5:15	6:10	4:28	6:46	4:10	6:56	4:30	6:28	5:16
11.....	4:54	6:09	5:30	5:13	6:11	4:27	6:47	4:10	6:55	4:31	6:26	5:17
12.....	4:55	6:07	5:31	5:12	6:12	4:26	6:47	4:10	6:55	4:32	6:25	5:18
13.....	4:56	6:05	5:32	5:10	6:14	4:25	6:48	4:10	6:55	4:34	6:24	5:19
14.....	4:57	6:03	5:34	5:08	6:15	4:24	6:49	4:11	6:54	4:35	6:22	5:21
15.....	4:59	6:01	5:35	5:06	6:16	4:23	6:50	4:11	6:54	4:36	6:21	5:23
16.....	5:00	6:00	5:36	5:05	6:18	4:22	6:50	4:11	6:53	4:37	6:20	5:24
17.....	5:01	5:58	5:38	5:03	6:19	4:21	6:51	4:11	6:53	4:39	6:18	5:25
18.....	5:02	5:56	5:39	5:01	6:20	4:20	6:52	4:12	6:52	4:40	6:16	5:27
19.....	5:03	5:54	5:40	5:00	6:22	4:19	6:52	4:12	6:51	4:41	5:15	5:28
20.....	5:04	5:52	5:41	4:58	6:23	4:18	6:53	4:13	6:51	4:42	6:13	5:29
21.....	5:06	5:50	5:43	4:56	6:24	4:18	6:54	4:13	6:50	4:44	6:12	5:30
22.....	5:07	5:48	5:44	4:55	6:25	4:17	6:54	4:13	6:49	4:45	6:10	5:32
23.....	5:08	5:46	5:45	4:53	6:27	4:16	6:55	4:14	6:48	4:46	6:09	5:33
24.....	5:09	5:45	5:47	4:52	6:28	4:15	6:55	4:15	6:47	4:48	6:08	5:34
25.....	5:10	5:43	5:48	4:50	6:29	4:15	6:55	4:15	6:46	4:49	6:06	5:35
26.....	5:12	5:41	5:49	4:49	6:30	4:14	6:56	4:16	6:46	4:51	6:04	5:37
27.....	5:13	5:39	5:51	4:47	6:32	4:14	6:56	4:17	6:45	4:52	6:02	5:38
28.....	5:14	5:37	5:52	4:46	6:33	4:13	6:56	4:17	6:44	4:53	6:01	5:39
29.....	5:15	5:35	5:53	4:44	6:34	4:13	6:57	4:18	6:43	4:55		
30.....	5:16	5:33	5:55	4:43	6:35	4:12	6:57	4:19	6:42	4:56		
31.....			5:56	4:41			6:57	4:20	6:40	4:58		

(3) BIG GAME HUNTING. It shall be unlawful for any person to hunt or shoot any deer and bear during the open season on any day during the open season before the time listed in the a.m. column, and after the time listed in the p.m. column in the following table:

## HUNTING HOURS

## Big Game

Period	C.S.T	
	A.M.	P.M.
September 1-17.....	5:00	6:15
September 18-October 1.....	5:15	6:00
October 2-9.....	5:30	5:45
October 10-16.....	5:30	5:30
October 17-25.....	5:45	5:15
October 26-November 6.....	6:00	5:00
November 7 through the day before the gun deer season ....	6:15	4:45
First day of gun deer season through December 31.....	6:30	4:30

(4) WILD TURKEY HUNTING. The hunting hours for wild turkeys shall be from ½ hour before sunrise to 12:00 noon for each day.

(5) EXCEPTIONS. There are no hunting hour restrictions for coyote, fox, raccoon and all wild animals for which no closed season is established, except during the gun deer season when the general hunting hours shall apply.



(6) PHEASANT HUNTING. Pheasant hunting hours shall close at 2:00 p.m. daily within the posted boundaries of the following properties beginning the second day of the pheasant hunting season established in s. NR 10.01 (2) (c) and continuing for 13 consecutive days.

- (a) Allenton (Washington county)
- (b) Brooklyn (Dane and Green counties)
- (c) Collins (Manitowoc county)
- (d) Dunnville (Dunn county)
- (e) Goose Lake (Dane county)
- (f) Holland (Brown county)
- (g) Horicon (Dodge county)
- (h) Killsnake (Calumet and Manitowoc counties)
- (i) Little Scarboro — Kewaunee (Kewaunee county)
- (j) Mazomanie (Dane county)
- (jm) Muddy Creek (Dunn county)
- (k) New Munster (Kenosha county)
- (l) Theresa (Dodge and Washington counties)
- (m) Tichigan (Racine county)
- (n) Vernon (Waukesha county)
- (o) White River (Green Lake and Marquette counties)
- (p) Witwen (Sauk county)

Note: Special hunting hours for Bong state recreation area are established in s. NR 10.24.

History: 1-2-56; am. (2); cr. (2m), Register, August, 1956, No. 8, eff. 9-1-56; am. (2m), Register, August, 1957, No. 20, eff. 9-1-57; am. (2), (2m) and (3), Register, August, 1958, No. 32, eff. 9-1-58; r. and recr. Register, August, 1959, No. 44, eff. 9-1-59, am. (2), cr. (2m) Register, Sept. 1959, No. 45, eff. 10-1-59; am. (2) and r. (2m), Register, September 1960, No. 57, eff. 10-1-60; am. (2), cr. (2m), Register, September, 1961, No. 69, eff. 10-1-61; r. and recr. (2) and (2m), Register, August, 1962, No. 80, eff. 9-1-62; r. and recr. Register, August, 1965, No. 116, eff. 9-1-65; am. (3), emerg. eff. 9-5-65; am. (2), Register, March, 1966, No. 123, eff. 4-1-66; r. and recr. Register, August, 1966, No. 128, eff. 9-1-66; r. cr. (2); cr. (4) Register, September, 1966, No. 129, eff. 10-1-66; r. and recr. (2) and (3), Register, August, 1967, No. 140, eff. 9-1-67; renum. to be NR 10.06; r. (4), Register, June, 1970, No. 174, eff. 7-1-70; am.(3), Register, August, 1971, No. 188, eff. 9-1-71; am. (3), Register, September, 1972, No. 201, eff. 10-1-72; am. (2), (3), Register, August, 1973, No. 212, eff. 9-1-73; am. (2), Register, September, 1973, No. 213, eff. 10-1-73; am. (3), Register, March, 1975, No. 231, eff. 4-1-75; emerg. am. (2) (d), eff. 9-24-75; am. (3), Register, October, 1975, No. 238, eff. 11-1-75; am. (2) (d) (eff. 6-1-76), am. (2) (c), Register, May, 1975, No. 245, eff. 8-15-76; am. (2) (d) and (3), Register, November, 1976, No. 251, eff. 12-1-76; am. (2) (a), Register, May, 1977, No. 257, eff. 6-1-77; r. and recr. (2) (d), Register, February, 1978, No. 266, eff. 3-1-78; am. (2) (c) and (e), Register, October, 1980, No. 298, eff. 11-1-80; am. (2) (c) and cr. (4) and (5), Register, November, 1982, No. 323, eff. 12-1-82; am. (2) (c) and cr. (6), Register, March, 1984, No. 339, eff. 4-1-84; am. (2) (d), Register, April 1985, No. 352, eff. 5-1-85; cr. (6) (jm), Register, October, 1986, No. 370, eff. 11-1-86.

NR 10.07 General hunting. (1) PROHIBITED METHODS. No person shall:

- (a) *Aircraft*. Hunt with the aid of an airplane, including the use of an airplane to spot, rally or drive wild animals for hunters on the ground.
- (b) *Devices*. 1. Place, operate or attend, spread, or set any net, pitfall, snare, spring gun, pivot gun, swivel gun, or other similar contrivance for the purpose of catching or which might catch, take or ensnare wild animals.

2. Use or possess any snare, trap or device designed or used for the purpose of driving rabbits out of their holes or dens.

(d) *Molesting*. Molest the nest or den of any squirrel.

(e) *Ferret*. Use or possess any ferret while hunting.

(f) *Retrieval*. Fail to make every reasonable effort to retrieve all wild animals killed or crippled; and until such effort is made, such wild animals shall be included in the daily bag.

(g) *Baiting*. 1. Place, use or hunt over bait contained within metal, paper, plastic, glass, wood or other nondegradable materials.

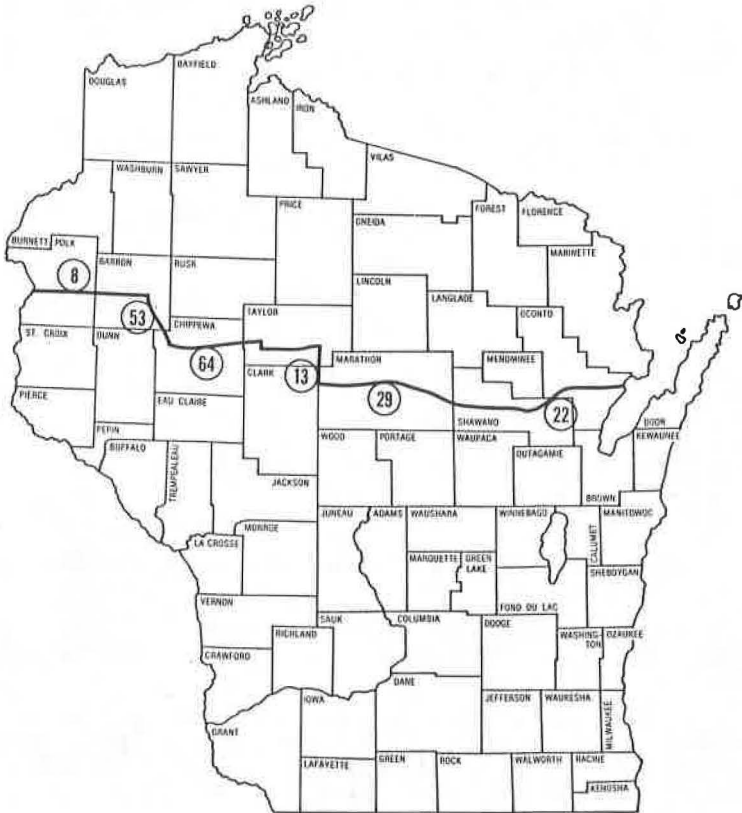
2. Except as established in s. NR 10.12 (1) (h), use any bait material for attracting wild animals other than fruit, vegetables, grains, pastry or liquid scent. All such solid material shall be confined to a hole in the ground measuring no more than 2 feet square.

3. Place or hunt over bait or liquid scent within 50 yards of any trail, road or campsite used by the public.

4. Exception: This subsection does not prohibit hunting over bait materials deposited by natural vegetation or found solely as a result of normal agricultural practices.

(h) *Salt*. Hunt by the use or aid of salt.

(i) *Dog use*. Hunt or pursue any free-roaming wild animal with the aid of dog or dogs May 1 to June 30 in that portion of the state north of the highways shown on the following map except for dog trials and training under permit as established by ch. NR 17:



**History:** 1-2-56; am. (2), Register, August, 1957, No. 20, eff. 9-1-57; am. (5), Register, August, 1958, No. 32, eff. 9-1-58; r. and recr. (1) and (3), Register, August, 1960, No. 56, eff. 9-1-60; cr. (8), Register, September, 1961, No. 69, eff. 10-1-61; am. (1), Register, September, 1965, No. 117, eff. 10-1-65; r. (6), am. (7) (a), Register, August, 1966, No. 128, eff. 9-1-66; r. and recr. (2), Register, August, 1968, No. 152, eff. 9-1-68; renun. to be NR 10.07; am. (1), Register, June, 1970, No. 174, eff. 7-1-70; am. (2)(a), r. and recr. (3) and cr. (9)(a) and (b), Register, July, 1971, No. 187, eff. 8-1-71; am. (3)(a) and (b) and (9)(b), Register, August, 1971, No. 188, eff. 9-1-71; am. (1), (2)(b), and (9)(a), Register, August, 1972, No. 200, eff. 9-1-72; am. (9)(b), Register, August, 1973, No. 212, eff. 9-1-73; emerg. r. and recr. (9), eff. 8-2-74; r. and recr. (9), Register, December, 1974, No. 228, eff. 1-1-75; am. (3)(a), Register, January, 1975, No. 229, eff. 2-1-75; am. (7) (a), Register, October, 1975, No. 238, eff. 11-1-75; cr. (10), Register, May, 1976, No. 245, eff. 8-15-76; renun. (1) to be (1) (a), cr. (1) (b), r. (3) (a) to (c), renun. (3) (d) to be (3) and am. (9), Register, November, 1976, No. 251, eff. 12-1-76; renun. (1) (b) to be (1) (c) and am., am. (3) and r. and recr. (10), Register, May, 1977, No. 257, eff. 6-1-77; am. (1) (a), Register, December, 1977, No. 264, eff. 1-1-78; r. and recr. (10), Register, May, 1978, No. 269, eff. 6-1-78, renun. (1) (c) to be 10.001 (8) and (9) am. (8), Register, August, 1978, No. 272, eff. 9-1-78; r. and recr. Register, August, 1979, No. 284, eff. 9-1-79; r. and recr. (1) (g), Register, April, 1980, No. 292, eff. 5-1-80; r. (1) (c), Register, April, 1981, No. 304, eff. 5-1-81; r. and recr. (1) (g) 2., Register, April, 1982, No. 316, eff. 5-1-82; cr. (1) (i), Register, October, 1987, No. 382, eff. 11-1-87.

**NR 10.08 Possession of game. (1) OPENING DAY LIMITS.** On the first day of the open season, no person may possess or control more than one daily bag limit of any game species for which a big limit is established.

(2) **DAILY BAG.** No person may take more than one daily bag limit in any one day.

(3) **POSSESSION LIMIT.** No person may possess more than 2 daily bag limits unless otherwise authorized by the department.

(4) **FIELD POSSESSION LIMIT.** No person may possess more than one daily bag limit while at or between the place killed and the place to which the bag limit is taken.

**Note:** This rule does not authorize a person to take more than one daily bag limit. Further, it does not prohibit possession of double the daily bag limit when transporting game between a person's temporary abode and his or her permanent abode.

(5) **KILLING REQUIREMENTS.** Except as otherwise provided, no person may possess any live game. All game taken during the open season shall be killed immediately and made part of the daily bag.

**History:** 1-2-56; r. (2), Register, August, 1956, No. 8, eff. 9-1-56; r. and recr. (3), Register, August, 1968, No. 152, eff. 9-1-68; renum. to be NR 10.21; am. (3)(a) and (b), Register, June, 1970, No. 174, eff. 7-1-70; am. (3) (a), Register, August, 1973, No. 212, eff. 9-1-73; r. and recr. (3), Register, August, 1978, No. 272, eff. 9-1-78; renum. from NR 10.21, Register, September, 1983, No. 333, eff. 10-1-83; r. and recr. Register, September, 1985, No. 357, eff. 10-1-85.

**NR 10.09 Guns, ammunition and other devices. (1) PROHIBITED METHODS.** No person shall:

(a) **Shotshells.** 1. Slugs or balls. Possess or have in control, while hunting, any shotshells loaded with single slug or ball except during the open gun season for deer or bear.

2. Size. Possess or have in control, while hunting, shells containing shot larger than no. BB from June 1 through December 31, except during the open season established in s. NR 10.01 (1) when non-toxic shot no larger than size T may be used for hunting migratory game birds.

3. Game bird hunting. Hunt any game bird with a rifle or shotgun loaded with single ball or slug or shot larger than no. BB.

(b) **Incendiary shells.** Possess or have in control, while hunting, any shell, cartridge or ammunition known as tracer shells, or incendiary shells or cartridges. Distress flares are exempt from this section.

(c) **Guns and devices.** 1. Type. Hunt with any means other than the use of a gun discharged from the shoulder, bow and arrow or by falconry except:

a. Muzzle-loaders may be used for hunting as defined in s. NR 10.001 (17) and (18).

b. Hare, rabbit, squirrel, raccoon, fox, coyote, bobcat and unprotected wild animals may be hunted with .22 rim-fire handguns and pellet guns of .177 caliber or larger.

c. Deer may be hunted with handguns loaded with .357, .41 and .44 magnum caliber cartridges or any other caliber handgun chambered for commercially manufactured cartridges which produce a minimum muzzle energy of 1000 foot pounds. Such handguns shall have a minimum

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barrel length of 5½ inches measured from the muzzle to the firing pin with the action closed.

Note: Persons under the age of 18 years, pursuant to s. 941.22, Stats., may not hunt with handguns. Hunters using handguns must comply with all state and federal laws respecting handguns, including s. 941.23, Stats., respecting concealment, and s. 29.224, Stats., respecting transportation.

d. Crossbows may be used by disabled individuals issued a permit under s. 29.104 (4), Stats.

2. Deer or bear hunting. Hunt any deer or bear with any .22 rim-fire rifle, 5 mm rim-fire rifle, .17 caliber center-fire rifle or .410 bore shotgun.

3. Possession. Possess any rifle larger than .22 rim-fire in areas wherein there is an open season for hunting deer with shotgun only unless such rifle is unloaded and enclosed within a carrying case.

(2) SPECIAL ONE-DAY RESTRICTION. During the 24-hour period prior to the opening date for hunting deer with guns, no person shall possess a gun wherein there is an open season for deer with guns unless the gun is unloaded and enclosed within a carrying case. Exceptions:

- (a) Target shooting at established ranges.
- (b) Hunting on licensed game farms and shooting preserves.
- (c) Hunting migratory game birds during the open season.
- (3) BOWS AND ARROWS. No person may:

(a) *Possession of strung bow.* Possess a bow while in, on, or traversing areas inhabited by deer during the open season for hunting deer from one-half hour after the close of hunting hours established in s. NR 10.06 (3) to one-half hour before opening of hunting hours unless such bow is unstrung or enclosed within a carrying case.

(b) *Special restrictions.* Use, possess or have under control while hunting, any poisoned or drugged arrow, arrow with explosive tips or any crossbow.

(c) *Arrow standards.* Use, possess or have under control while deer or bear hunting, any arrow with a metal broad-head blade less than seven-eighths of an inch in width. Such broad-head blades must be well-sharpened.

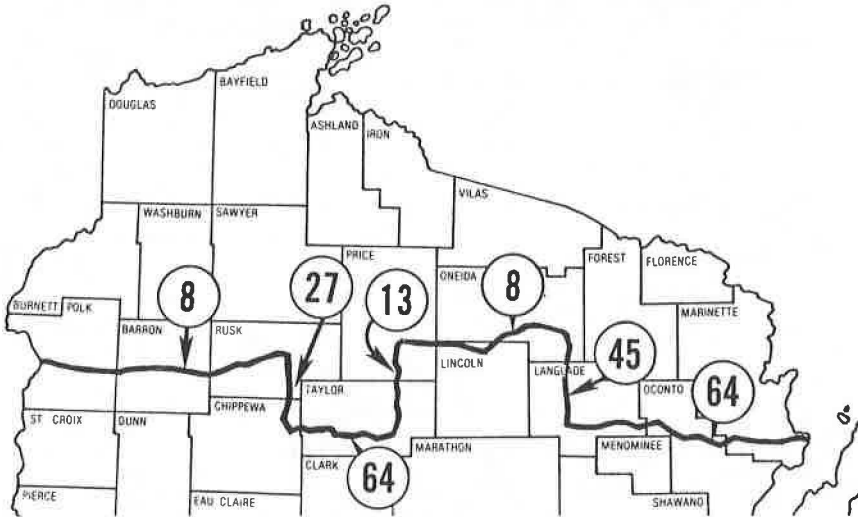
(d) *Bow size.* Hunt deer or bear with a bow having a pull of less than 30 pounds.

History: 1-2-56; am. (6), Register, August, 1956, No. 8, eff. 9-1-56; am. (3), (4), (5), (6), Register, August, 1957, No. 20, eff. 9-1-57; am (4) and (5), Register, August, 1958, No. 32, eff. 9-1-58; r. and recr. (4), (5), (6), and r. (7), Register, August, 1959, No. 44, eff. 9-1-59; am. (2), Register, August, 1960, No. 56, eff. 9-1-60; am. (2), Register, August, 1961, No. 68, eff. 9-1-61; r. (1); am. (3); r. and recr. (5), Register, August, 1963, No. 92, eff. 9-1-63; am. (3), Register, August, 1966, No. 128, eff. 9-1-66; renum. to be NR 10.09; am. (6), Register, June, 1970, No. 174, eff. 7-1-70; am. (4) and (5), Register, August, 1973, No. 212, eff. 9-1-73; am. (4), Register, August, 1975, No. 236, eff. 9-1-75; am. (6), Register, May, 1976, No. 245, eff. 8-15-76; r. and recr. (4), Register, May, 1978, No. 269, eff. 6-1-78; r. and recr., Register, August, 1979, No. 284, eff. 9-1-79; r. and recr. (1) (c), Register, April, 1982, No. 316, eff. 5-1-82; cr. (1) (c) 2. and 3. and (3), Register, September, 1983, No. 333, eff. 10-1-83; am. (1) (a) 2. and (c) 1. a., Register, September, 1985, No. 357, eff. 10-1-85; am. (1) (c) 1. c., Register, October, 1987, No. 382, eff. 1-1-88.

NR 10.10 Deer and bear hunting. (1) PROHIBITED METHODS. No person shall hunt deer or bear by any of the following methods:

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(b) *Dogs.* With the aid of dogs, except that dogs may be used for hunting bear during the season established in s. NR 10.01 (3) (g) 2. in that portion of the state north of the highways shown in the following map:



(2) **ILLEGAL GAME.** Any deer killed during the open season for hunting deer with bow and arrow showing evidence that it was shot with a firearm shall be an illegal game animal and no person may have such animal in possession.

History: 1-2-56; am. (2), Register, August, 1963, No. 92, eff. 9-1-63; am. (2), Register, August, 1966, No. 128, eff. 9-1-66; renum to be NR 10.10, Register, June, 1970, No. 174, eff. 7-1-70; r. and recr. Register, August, 1972, No. 200, eff. 9-1-72; emerg. am. (2), and cr. (6) to (11), eff. 8-2-74; am. (2), cr. (6) to (11), Register, December, 1974, No. 228, eff. 1-1-75; am. (7) and r. (9), Register, May, 1976, No. 245, eff. 8-15-76; am. (1), (7) and (8), r. (5) and (6), Register, May, 1977, No. 257, eff. 6-1-77; r. and recr. Register, May, 1978, No. 269, eff. 6-1-78; r. (1) (a), Register, April, 1981, No. 304, eff. 5-1-81; (2) renum. from NR 10.11 (2), Register, September, 1983, No. 333, eff. 10-1-83; r. and recr. (1) (b), Register, September, 1984, No. 345, eff. 10-1-84; am. (2), Register, September, 1985, No. 357, eff. 10-1-85; am. (1) (b), Register, June, 1986, No. 366, eff. 7-1-86.

**NR 10.101 Bear hunting.** (1) **PROHIBITED METHODS.** No person may:

- (a) *Dennded bear.* Hunt or shoot a bear in a den.
- (b) *Restricted areas.* Hunt bear in any dump or sanitary landfill.
- (c) *Adult bear with cubs.* Shoot, shoot at or kill an adult bear accompanied by a cub or cubs.

(2) **DOG PERMIT.** (a) *Permit requirement.* No person may use a dog to hunt bear without being in possession of a bear-dog permit and valid state hunting license.

(b) *Permit application procedures.* 1. Application forms supplied by the department shall be completed and submitted by the applicant.

2. It shall be unlawful for any person to submit an application containing false information.

1. Complete and retain the registration portion of the hunter's license; and
2. Lock a registration tag to the deer or deer part.
3. Remove the validation portion of the carcass tag.

Note: The portion of the deer carcass tag remaining attached to the animal contains a number corresponding to the registrant's hunting license and backtag.

History: Cr. Register, June, 1986, No. 366, eff. 7-1-86.

**NR 10.117 Deer season modification.** (1) **POWERS.** The secretary of the department may, upon making the findings in sub. (2), extend the gun deer season for any deer management unit or any group of deer management units to reduce or maintain the deer population to the overwinter population goals established in s. NR 10.01 (3) (e) 9. e.

(2) **FINDING.** The secretary shall, prior to exercising powers under sub. (1), find:

(a) It is unlikely the deer population for the deer management unit will be reduced to or maintained at the overwinter population goals established in s. NR 10.01 (3) (e) 9. e. during the established gun deer season. A minimum of 2 days of the gun deer season have been completed and the harvest data available has been reviewed and considered by the department;

(b) It is likely that a failure to reduce the deer population to the overwinter population goals in the unit will result in increased deer damage to commercial seedings or crops on agricultural lands, nurseries or orchards or a waste of the resource.

(3) **NOTICE.** Modification by the secretary under sub. (1) shall become effective upon issuance of an order and publication in the official state newspaper. In addition, a copy of the order shall be provided to newspapers in the area affected and to all legislators.

History: Cr. Register, September, 1985, No. 357, eff. 10-1-85.

**NR 10.12 Migratory game bird hunting.** (1) **PROHIBITED METHODS.** No person shall hunt any migratory game bird by any of the following methods:

(a) *Sinkbox.* From or by means, aid or use of a sinkbox or any other type of low floating device, having a depression affording the hunter a means of concealment beneath the surface of the water.

(b) *Boats.* From any boat or craft other than those propelled by paddle, oar or pole. When motors or sails are attached to the boat, the motor shall be completely shut off and the sail furled, and the boat's progress stopped before a firearm may be loaded.

(c) *Structures.* From any pier, dam, dock or similar structure.

(d) *Rallying.* By the use or aid of any water, air or motor-driven land conveyance used for the purpose of or resulting in stirring up, driving or rallying.

(e) *Bird calls.* By the use or aid of recorded or electrically amplified bird calls or sounds or imitations thereof.

(f) *Live decoys*. By using directly or indirectly any live tame or captive ducks or geese for decoy purposes regardless of the distance intervening between any such live decoys and the position of the hunter. All live tame or captive ducks and geese shall be removed for a period of 10 consecutive days prior to hunting, and confined within an enclosure which substantially reduces the audibility of their calls and totally conceals these live birds from the sight of migratory waterfowl.

(g) *Decoy use*. By the use or aid of decoys which are: placed beyond 200 feet from the blind or cover in which the hunter is located. In addition, it is unlawful to:

- a. Place in the water prior to one hour before opening hunting time.
- b. Leave in the water unattended.
- c. Leave in the water more than 20 minutes after the close of hunting time.

(h) *Baiting*. 1. By the use or aid of salt or shelled or shucked or unshucked corn, wheat or other grains or other feed or means of feeding similarly used to lure, attract or entice such birds to, on, or over the area where hunters are attempting to take them. A baited area is considered to be baited for 10 days after the removal of the bait.

2. This subsection shall not be construed to apply to propagating, scientific or other operations in accordance with the terms of lawfully issued state and federal permits, or to the taking of birds over salt blocks, properly shocked corn, standing crops (including aquatics), grains found scattered solely as a result of normal agricultural practices, flooded standing crops or flooded harvested crop lands, or to the feeding of migratory game birds at any time not in connection with hunting.

(2) **POSSESSION**. No person shall possess any live or crippled migratory game bird reduced to possession by means of hunting. Such bird shall be immediately killed and become a part of the daily bag limit.

(3) **OPEN WATER RESTRICTIONS**. No person shall hunt waterfowl or coot in open water from any blind which may include any boat, canoe, raft, contrivance or similar device except:

(a) *Upper Mississippi river*. Blinds in any of the waters of the Mississippi river, the St. Croix river, and Lake St. Croix, and their bays, bayous and sloughs wherein they border on the counties of Buffalo, Crawford, La Crosse, Pepin, Pierce, St. Croix, Trempealeau and Vernon and in any of the inland lakes of these counties, provided such blinds are set, placed or located not more than 100 feet from any shoreline. Such blinds shall, in all instances, be securely anchored to the place or spot where they are to be used and shall be removed from such location at the conclusion of hunting hours each day.

(b) *Big Green Lake, Lake Superior and Lake Michigan*. Blinds in any of the waters of Big Green Lake in Green Lake county and the outlying waters of Lake Superior and Lake Michigan excluding Green Bay under the jurisdiction of the state of Wisconsin beyond 500 feet of any shoreline of said lakes and beyond 500 feet of any natural growth of vegetation rooted to the bottom and extending above the water surface of such height as to offer whole or partial concealment for a hunter.



(c) *Grant County and Lake Pepin.* Blinds in any waters of the Mississippi river, wherein they border Grant county and Lake Pepin wherein they border Pepin, Pierce and Buffalo counties. Such blinds shall, in all instances, be securely anchored to the place or spot they are to be used, and shall be removed from such location at the conclusion of the hunting hours each day.

(d) *Lake Winnebago.* Blinds in any of the waters of Lake Winnebago wherein they border Calumet, Fond du Lac and Winnebago counties and any of the waters of Petenwell Flowage north of state highway 21 and south of state highway 73, if more than:

1. Fifteen hundred feet from any shoreline, including islands, for the purpose of taking, catching, killing and shooting at migratory game birds during the season prescribed in s. NR 10.01 (1) (b).

2. Five hundred feet from any shoreline, including islands, for the purpose of taking, catching, killing and shooting at scaup ducks during the season prescribed in s. NR 10.01 (1) (c).

3. Such blinds may include any boat, canoe, raft or similar device which shall in all instances be securely anchored to the place or spot where they are to be used, and shall be removed from such location at the conclusion of the hunting hours each day.

(e) *Green Bay.* Blinds in any of the waters of Green Bay beyond 1,000 feet of the west shoreline or natural growth of vegetation rooted to the bottom and extending above the water surface of such height as to offer whole or partial concealment for a hunter and blinds in any of the waters of Green Bay beyond 500 feet of the east shoreline or its associated natural vegetation. The shipping channel is the boundary line between east and west.

(4) SPECIAL BLIND RESTRICTIONS. (a) 1. No person may hunt waterfowl except from a blind during the Canada goose open season within the area described in s. NR 10.01 (1) (i) or hunt geese on any private land except from a blind within the area described in s. NR 10.01 (1) (t).

Note: The area described is the Horicon Intensive Management Zone and the Theresa Zone.

2. No more than 2 hunters shall occupy any blind at one time nor shall any person hunt waterfowl from a blind placed within 200 yards of any other blind occupied by one or more waterfowl hunters or within 100 yards of the boundary of the property on which such blind is located.

3. It is unlawful for any person or persons to hunt from or to permit any other person or persons to hunt from any blind situated on any 20-acre parcel of land, or residuary parcel thereof of less than 20 acres and more than 10 acres, owned, leased, occupied, or controlled by said person, while any other person or persons, whether with or without permission, are hunting from any other blind situated on the same 20-acre parcel of land or on the same residuary parcel thereof. However, the owner, occupant or lessee of a tract of land which is too small to meet the foregoing spacing requirements and which was partitioned by an instrument executed and recorded before January 1, 1961, may place one blind on such tract at the approximate center thereof.

4. No blind shall be placed within 75 yards of the boundary of the Horicon national wildlife refuge.

5. Retrieving downed birds shall be permitted outside blinds.

6. For the purpose of this subsection, "blind" means any framed enclosure or pit not more than 15 feet in its greatest dimension and camouflaged to provide concealment to hunters within.

(5) **TAKING METHODS.** No person shall hunt any migratory bird:

(a) *Guns and devices.* With a trap, snare, net, rifle, pistol, crossbow other than in s. 29.104, Stats., swivel gun, punt gun, battery gun, machine gun, fishhook, poison, drug, explosive, stupefying substance or shotgun of a larger bore than a no. 10 gauge.

(b) *Shotgun capabilities.* With any automatic-loading or hand-operated repeating shotgun capable of holding more than 3 shells the magazine of which has not been cut off or plugged with a one-piece filler incapable of removal without disassembling the gun so as to reduce the capacity of said gun to not more than 3 shells at one time in the magazine and chamber combined.

(c) *Legal means.* By any means other than a shotgun fired from the shoulder or a bow and arrow, or by falconry.

(d) *Non-toxic shot requirements.* While hunting waterfowl and coot within any area of the state, no person may:

1. Take, catch, kill or pursue waterfowl and coot with any shotshell loaded with any material other than nontoxic shot.

2. Possess any shotshell loaded with any material other than nontoxic shot.

Note: Muzzle-loading firearms are not restricted by this rule because shotshells are not part of their mechanism.

(6) **TAGGING.** No person may give, put or leave migratory game birds at any place, other than at that person's permanent abode, or in the custody of another person unless the birds are tagged individually or collectively with tags bearing the following information:

(a) The hunter's signature,

(b) The hunter's address,

(c) The total number of birds tagged, by species, and

(d) The dates the birds were killed.

Note: Tagging is required if the birds are being transported by another person for the hunter, or if the birds have been left for cleaning, storage (including temporary storage), shipment, or taxidermy services.

(7) **DRESSING.** No person may completely dress any migratory game bird and then transport the bird from the field. The head or one fully feathered wing shall remain attached to all migratory game birds being transported from the field to the person's permanent abode or a preservation facility.

(8) **SHIPMENT.** No person may ship migratory game birds unless the package is marked on the outside with:

(a) The name and address of the person sending the birds,

(b) The name and address of the person to whom the birds are being sent, and

(c) The number of birds, by species, contained in the package.

(9) **IMPORTATION.** (a) One fully-feathered wing shall remain attached to all migratory game birds being transported between the port of entry and the possessor's permanent abode or to a preservation facility.

(b) No person may import migratory game birds belonging to another person.

Note: Violation of state migratory game bird regulations is also a violation of federal regulations. Importation restrictions do not prohibit the importation of legally taken, fully feathered migratory game birds for mounting purposes by a taxidermist holding a valid federal permit and licensed by the U.S. department of agriculture to decontaminate birds.

**History:** 1-2-56; am. (2) (c), (3) (a), (4), (5) (c), Register, August, 1956, No. 8, eff. 9-1-56; am. (1) (e) and (2) (c) and r. (5) (b), Register, August, 1958, No. 32, eff. 9-1-58; am. (1) (b); r. and recr. (1) (d); cr. (1) (f) and (g); am. (5) (a), Register, September, 1960, No. 57, eff. 10-1-60; r. and recr. (1) (f), Register, August, 1961, No. 68, eff. 9-1-61; r. and recr. (1) (f), Register, September, 1963, No. 93, eff. 10-1-63; r. (5) (c) Register, August, 1965, No. 116, eff. 9-1-65; am. (5) (a), Register, September, 1965, No. 117, eff. 10-1-65; am. (1) (f), Register, September, 1966, No. 129, eff. 10-1-66; am. (2) (b); cr. (2) (d), (e) and (f), Register, August, 1967, No. 140, eff. 9-1-67; emerg. am. (1) (f), eff. 9-1-67; am. (2) (b) and (e), Register, August, 1968, No. 152, eff. 9-1-68; emerg. am. (1) (f), eff. 9-30-68; emerg. am. (2) (c), eff. 10-11-68, emerg. am. (1) (f) and (2) (c), eff. 8-30-69; am. (1) (f) and (2) (c), Register, November, 1969, No. 167, eff. 12-1-69; renum. to be NR 10.12, Register, June, 1970, No. 174, eff. 7-1-70; am. (2) (d) and (e), and r. (f), Register September 1970, No. 177, eff. 10-1-70; am. (2) (b), Register, September, 1971, No. 189, eff. 10-1-71; emerg. am. (1) (f) eff. 10-10-72; emerg. am. (2) (a), eff. 9-24-75; am. (2) (a), Register, June, 1976, No. 246, eff. 7-1-76; am. (2), Register, January, 1977, No. 253, eff. 2-1-77; am. (5), Register, December, 1977, No. 264, eff. 1-1-78; r. (2)(a), r. and recr. (2)(c), and cr. (5)(b), Register, February, 1978, No. 266, eff. 3-1-78; r. and recr. (1) to (4) and (5) (a), cr. (5) (intro.), renum. (5) (b) to be (5) (d), Register, May, 1978, No. 269, eff. 6-1-78; r. and recr. (3)(d) and (5)(d) 2., Register, December, 1978, No. 276, eff. 1-1-79; r. and recr. (1) (g), Register, August, 1979, No. 284, eff. 9-1-79; r. and recr. (3) (b), Register, April, 1980, No. 292, eff. 5-1-80; am. (3) (d) 1. and 2., Register, June, 1981, No. 306, eff. 7-1-81; emerg. r. and recr. (5) (d), eff. 9-12-81; r. and recr. (5) (d), Register, March, 1982, No. 315, eff. 4-1-82; am. (3) (d) (intro.), Register, April, 1982, No. 316, eff. 5-1-82; am. (5) (d) 2.b., Register, June, 1984, No. 342, eff. 7-1-84; am. (3) (b), cr. (3) (e) and r. and recr. (4) (a) 1., Register, April, 1985, No. 352, eff. 5-1-85; am. (1) (b), (f) and (h) 1., (5) (d) 2.c. and d., r. and recr. (5) (a), cr. (6) to (9), Register, September, 1985, No. 357, eff. 10-1-85; renum. (2)(d)2.d. to be 2.e. and cr. (2)(d)2.d., Register, January, 1986, No. 361, eff. 3-1-86; emerg. r. and recr. (5) (a) 2. d., eff. 9-12-86; r. and recr. (5) (d), Register, January, 1987, No. 373, eff. 2-1-87.

**NR 10.13 Furbearing animals. (1) PROHIBITED METHODS.** No person may:

(a) *Hunting.* Hunt any beaver, fisher, mink, muskrat, beaver, or otter with the aid of any spear, gun or dog.

(b) *Trapping.* 1. Traps. Set out or place traps, whether set or sprung, during the closed season.

2. Bait or scent. Set out or place any bait or scent for attracting furbearing animals during the closed season. During the open season, no person may use sight exposed bait consisting of feathers, animal flesh, fur, hide or entrails within 25 feet of any trap.

3. Trap limit. Set, place or operate more than 75 traps of any kind for the purposes of capturing furbearing animals.

4. Water sets. Take, capture or kill, or attempt to take, capture, or kill any furbearing animals at any time by means of water sets except during that period when and in those areas where there is an open season for trapping muskrat, beaver, or otter.

5. Trap placement. Set any trap or traps at any time within 15 feet of any beaver house or beaver dam.

6. Trap use. It shall be unlawful for any person to set, place, operate or possess while on or adjacent to waters of this state, any trap other than a steel-jawed trap or live traps for the purpose of taking, capturing, or killing fur-bearing animals. Such live traps shall be constructed so that not more than one animal can be taken or captured in any single trap setting.

7. Artificial structures. No person shall construct or place on the ice of any of the waters of this state any artificial house or den for the purpose of taking, catching, or killing any fur-bearing animals, or place or set therein any trap or traps of any kind which might take, catch, or kill fur-bearing animals.

8. Killer traps. It shall be unlawful for any person to set, place, or operate except as a waterset any killer type trap of the conibear type that is larger than 7" x 7".

9. Steeljawed traps. It shall be unlawful for any person to set, place or operate any steel jaw trap with a spread width of more than 8 inches.

10. Toothed traps. It shall be unlawful for any person to set, place or operate any steel jawed trap with teeth except as a water set.

11. Minimum waterset. 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 6¾" x 6¾" for killer traps of the conibear type during the beaver and otter season.

12. Killer trap placements. No person may set, place or operate any killer trap of the conibear type greater than 6" x 6" or 6" in diameter in the following locations:

a. Within 3 feet of any federal, state or county road rights-of-way culvert unless completely submerged in water.

b. Within 3 feet of any woven or welded wire mesh type fence.

c. Within 100 yards of any building devoted to human occupancy without the owner's consent.

(2) MOLESTING. While hunting or trapping, no person shall:

(a) *Raccoon*. Molest any raccoon den or den trees.

(b) *Mink*. Molest any mink den.

(c) *Muskrat and beaver*. Molest any muskrat house, muskrat feeding house, beaver house or beaver dam.

(3) TRAPPING HOURS. (a) *Legal time period*. The trapping hours shall be from 6:00 a.m. to 7:00 p.m. (CST).

(b) *Illegal time period*. It shall be unlawful for any person to set or reset any trap or traps or attend any trapline from 7:00 p.m. to 6:00 a.m. (CST).