



State of Wisconsin

CR 87-160

DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny  
Secretary

BOX 7921  
MADISON, WISCONSIN 53707

File Ref:

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2:15 pm  
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STATE OF WISCONSIN )  
 )  
DEPARTMENT OF NATURAL RESOURCES )

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. WM-38-87 was duly approved and adopted by this Department on February 25 and March 24, 1988. 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 here-  
unto set my hand and affixed the  
official seal of the Department at  
the Natural Resources Building in  
the City of Madison, this 15<sup>th</sup>  
day of June, 1988.

  
Bruce B. Braun, Deputy Secretary

(SEAL)

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

.....  
IN THE MATTER of repealing ss. NR 10.001(11) and .  
10.01(1)(i) to (p) and (s) to (tm); renumbering .  
s. NR 10.01(1)(h); repealing and recreating .  
s. NR 10.12(4); and creating ss. NR 10.001(3m), (5m) .  
and (9m), 10.125, 10.15(5), and 10.31 of the .  
Wisconsin Administrative Code pertaining to .  
Canada goose hunting. .  
.....

WM-38-87

Analysis Prepared by Department of Natural Resources

Statutory authority: ss. 29.174(3) and 227.11(2)(a), Stats.  
Statutes interpreted: ss. 29.085 and 29.174(1) and (2), Stats.

The proposed rules modify existing Canada goose hunting zones and related Canada goose hunting restrictions. The significant regulations are:

1. Goose zones. New Collins and Pine Island zones are created and the Horicon zone boundary is modified. The Horicon Intensive Management zone restrictions are modified to permit duck hunting outside of blinds. The Central zone is eliminated and the Theresa zone is retained. A new Exterior zone is created to include the rest of the state, but separate zone identification will continue for Brown County, Burnett County, Mississippi River, New Auburn and Rock Prairie zones.
2. Goose quota. The annual number of Canada geese to be killed is based on the federally assigned statewide harvest objective (quota) and permit distribution is based on the general distribution of geese within the state and past harvest rates.
3. Goose permits. The Canada goose permit and tag requirement for Horicon and Theresa zones are expanded to include the Collins and Pine Island zones. A new permit system (no tags) is created for hunting Canada geese outside the Collins, Horicon, Pine Island and Theresa zones. Hunters may only hunt Canada geese in one zone of their choosing.
4. Application procedures. Canada goose hunting permit applications must be submitted by the second Friday in September (formerly Sept. 15) and late applications are permitted for areas other than Collins, Horicon and Pine Island zones. Other Horicon zone application standards are applied to Collins and Pine Island zones including the single application limit, fraud restrictions, group applications and one-year preference.

5. Permit issuance procedures. Permit quantities are limited in the Collins, Horicon and Pine Island zones. Horicon permits are issued as before and Collins and Pine Island will be issued in the same manner. Exterior and Theresa zone permits may be obtained by mail or in person. A special department station for permit issuance is located on-site in the Theresa zone.
6. Permit validation. Except in the Theresa zone, the hunter must validate the permit each time a goose is killed.
7. Carcass tags. Canada geese killed in the Collins, Horicon, Pine Island and Theresa zones must be tagged before the birds are transported in any manner.
8. Registration. Canada geese killed in the Theresa zone must be tagged by the hunter and registered at department stations.
9. Reporting. Each person killing a Canada goose in areas outside of the Theresa zone must report their harvest on department forms to the department within 48 hours of the killing. Other goose hunting reports may also be required of certain hunters.

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SECTION 1. NR 10.001(3m), (5m) and (9m) are created to read:

NR 10.001(3m) "Blind", for the purpose of goose hunting in zones established in s. NR 10.31, means any framed enclosure or pit not more than 15 feet in its greatest dimension and camouflaged to provide concealment to hunters.

(5m) "Canada goose management zones" means those established in s. NR 10.31.

(9m) For the purpose of administering the Canada goose hunting permit system, "Exterior goose management zone" or "Exterior zone" means all that part of the state outside of the Collins, Horicon, Pine Island and Theresa goose management zones described in s. NR 10.31, and includes the Mississippi River, Brown County, Burnett County, New Auburn and Rock Prairie zones which shall be treated as separate management zones for other purposes.

SECTION 2. NR 10.001(11) is repealed.

SECTION 3. NR 10.01(1)(h) is renumbered NR 10.125(6).

SECTION 4. NR 10.01(1)(i) to (p) and (s) to (tm) are repealed.

SECTION 5. NR 10.12(4) is repealed and recreated to read:

NR 10.12(4) SPECIAL BLIND RESTRICTIONS. The department may restrict hunters to certain blind locations within the Collins, Pine Island and Theresa state wildlife areas by posted notice. If posted, maps shall be provided by the department indicating where blind sites are located. The following blind restrictions apply to goose hunting in the Collins, Horicon and Theresa zones:

(a) Zone restrictions. On any land within the Horicon intensive management zone established in s. NR 10.31(5) and on private land, unless leased by the department for public hunting, within the Collins and Theresa zones established in s. NR 10.31(3) and (10), no person may hunt geese except from a blind.

(b) Hunter limits. No more than 2 hunters may occupy any blind at one time nor may 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 property boundary on which the blind is located.

(c) Game retrieval. Downed game birds may be retrieved outside blinds with the aid of guns and dogs or by hand.

SECTION 6. NR 10.125 is created to read:

NR 10.125 CANADA GOOSE HUNTING. (1) PERMIT REQUIREMENTS. (a) Permit possession. No person may hunt Canada geese in any area of the state without having on their person a current, valid Canada goose hunting permit.

(b) Permit validity. Permits and any associated carcass tags are valid only in the zones and for the time periods specified on the permit during the open season established for Canada geese.

(c) Permit quota. The number of Canada goose permits issued by the department annually shall be based upon the assigned federal quota and distributed within established zones based upon the general distribution of geese within the state and the previous year's hunter success rates.

(d) Permit application procedures. 1. Application forms supplied by the department shall be completed and submitted by the applicant together with the appropriate hunting license stub, senior citizen recreation card number, hunter education certificate number or bow license number. Applications shall be postmarked no later than the second Friday in September or hand delivered to the department license section no later than 4:30 p.m. on that Friday each year.

Note: The license section address is 101 South Webster, Box 7924, Madison, WI 53707.

2. No person may submit more than one application per year or an application containing false information.

3. If 2 or more persons wish to hunt together in the Collins, Horicon or Pine Island zones, each must fill out an application form and submit them together in one envelope clearly marked "group application" on the outside. A group application shall be considered one application.

4. Applicants may indicate preference for any zone and period.

5. Persons not applying by the permit application deadline for Collins, Horicon or Pine Island zones may apply for a Theresa or Exterior zone permit provided the Canada goose season is open in the zone of application.

a. Theresa zone permit applicants shall obtain their permits in person at the on-site department stations from 5:30 a.m. to 3:00 p.m. during the open season for Canada goose hunting.

b. Exterior zone applicants may complete and submit the department supplied application form by mail or in person to the address identified on the form or hand delivered to the department license section no later than 4:30 p.m. Monday through Friday during the open season.

Note: The license section address is 101 South Webster, Box 7924, Madison, WI 53707.

(d) Permit issuance procedures. The department shall issue Canada goose hunting permits in the following manner:

1. Permit quantities shall be limited for the Collins, Horicon and Pine Island zones only. All other eligible zone applicants shall receive a permit provided the zone's harvest quota has not been reached.

2. When Collins, Horicon or Pine Island zone applications exceed the number of permits available, successful applicants shall be randomly selected and priority given to persons who applied for a permit, but were unsuccessful the previous year.

3. If the number of Collins, Horicon or Pine Island zone permit applications are less than the number of permits available for any time period, the department may issue the remaining permits to successful applicants by random selection and increase the applicant's season bag limit accordingly.

4. Horicon zone permit holders possessing a current, valid permit with an unused carcass tag may also hunt in the Theresa zone provided:

- a. The Theresa zone harvest quota has been reached; and
- b. The federally assigned season framework has not been terminated; and
- c. Approval is obtained based on subpars. a. and b. from the person in charge of the department goose registration station located adjacent to the village of Theresa Station.

5. Exterior zone permits may be issued to applicants appearing in person at select department offices Monday through Friday, 8:00 a.m. - 4:30 p.m.

(e) Permit validation procedures. Except in the Theresa zone, when a Canada goose is taken and before it is transported in any manner, the hunter shall validate the permit by slitting or punching the mark indicating the month and day the goose was killed and following the carcass tag marking

procedures established in sub. (2)(b). Failure to follow the validation procedure invalidates the permit and renders any goose in possession illegal.

(2) CARCASS TAG REQUIREMENTS. The following carcass tag requirements apply to Canada goose hunting in the Collins, Horicon, Pine Island and Theresa zones:

(a) Tag possession. No person may hunt Canada geese without being in possession of a valid carcass tag issued by the department.

(b) Tagging requirements. When a Canada goose is taken and before it is carried by hand or transported in any manner, the hunter shall:

1. 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 and renders any goose in possession illegal.

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

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

(c) Transportation restrictions. The hunter shall:

1. 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.

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

(3) REGISTRATION REQUIREMENTS. Canada geese killed in the Theresa zone shall be registered at on-site department stations no later than 8:00 p.m. on the opening day of the zone's duck season and no later than 3:00 p.m. on the day it was killed during the remainder of the season.

(4) ADDITIONAL TAGS. Theresa zone hunters may obtain one additional carcass tag for each consecutive time period provided:

1. The zone harvest quota has not been reached; and
2. The additional carcass tag is used in a valid time period established in s. NR 10.01(1)(g).

(5) REPORTS. (a) Report card issuance. Canada goose harvest reports shall be issued to each successful applicant for the Collins, Horicon, Pine Island and Exterior zones.

1. Collins, Horicon and Pine Island zone permit holders shall be issued one report card for each Canada goose permitted by bag limit during the open season.

2. Exterior zone permit holders shall be issued 5 report cards. Additional report cards may be issued at select department offices to applicants appearing in person. Applicants may receive up to 15 additional report cards for each valid Canada goose hunting permit presented to the department.

(b) Harvest reports. Except for Theresa zone permittees, each successful Canada goose hunting permit holder shall complete and submit a harvest report on forms supplied by the department. The report shall be submitted to the department within 48 hours of harvesting a goose.

(c) Hunting reports. The department may require any permit holder to provide the department a goose hunting report. The selected hunter shall be required to complete the report and mail it within 48 hours of receipt.

Note: The hunting report forms will be mailed to certain hunters only.

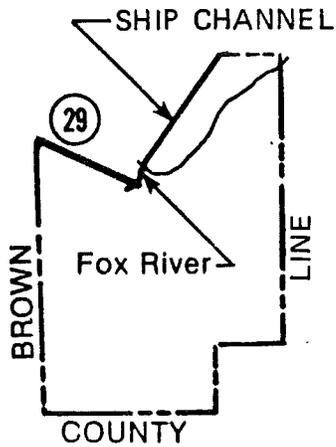
SECTION 7. NR 10.15(5) is created to read:

NR 10.15(5) WATERFOWL SEASON. No person may place a hunting blind within 75 yards of the Horicon national wildlife refuge boundary during the open season for hunting waterfowl.

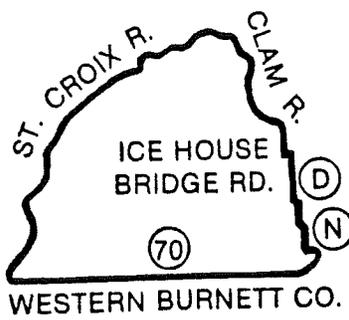
SECTION 8. NR 10.31 is created to read:

NR 10.31 CANADA GOOSE MANAGEMENT ZONES. Canada goose management zones are established by the following maps:

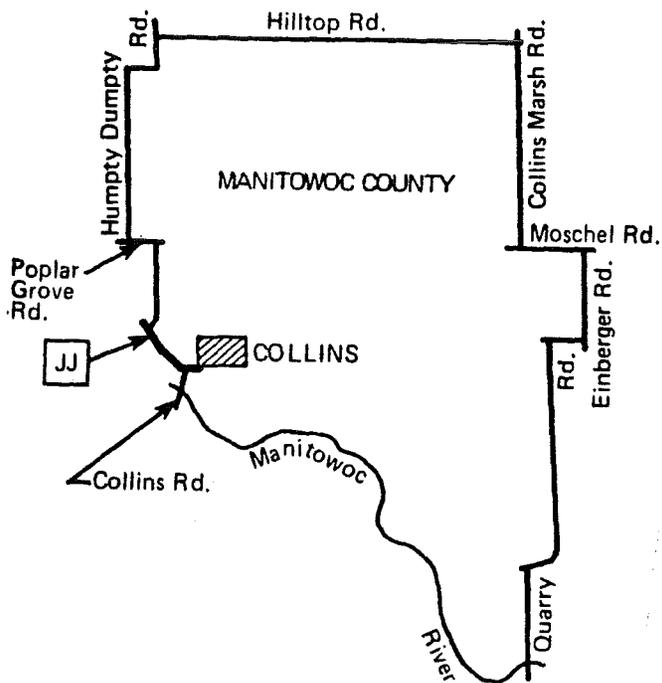
- (1) BROWN COUNTY ZONE.



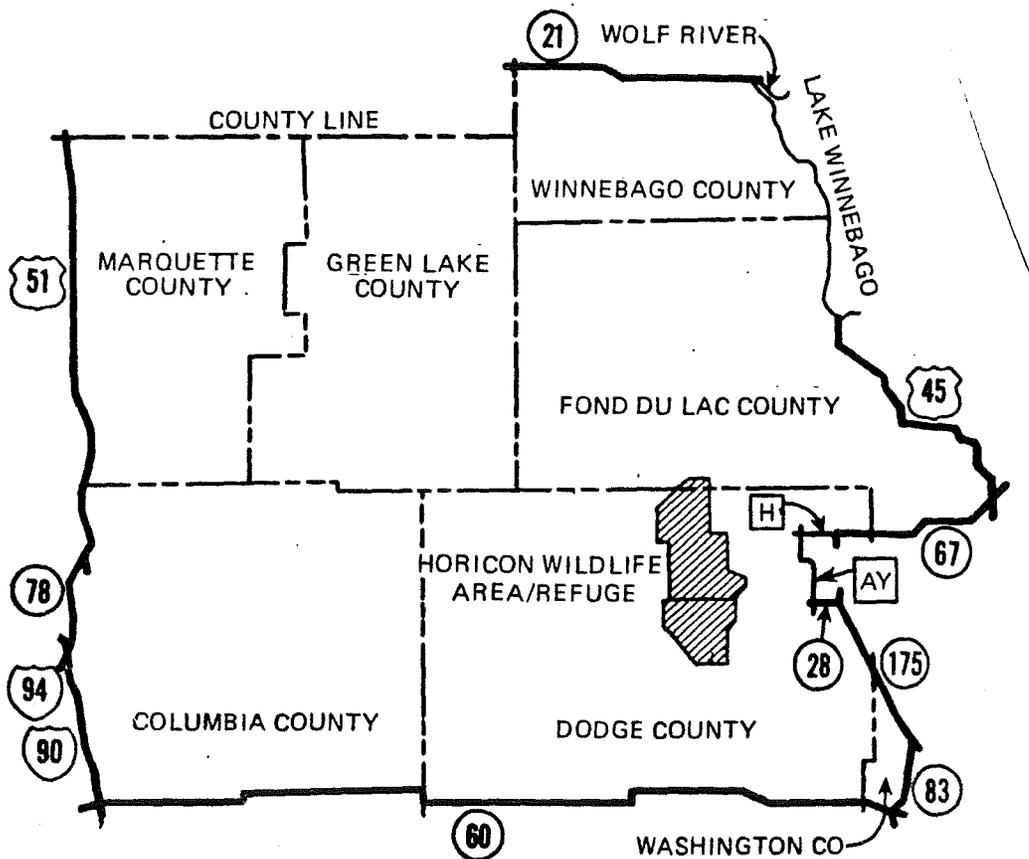
- (2) BURNETT COUNTY ZONE.



(3) COLLINS ZONE.

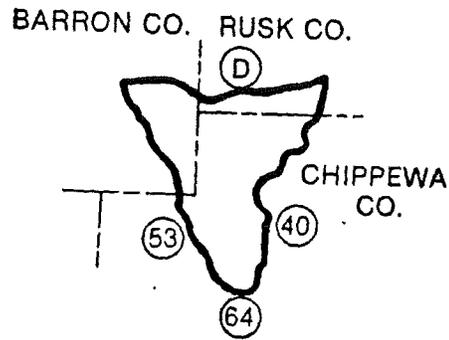


(4) HORICON ZONE.

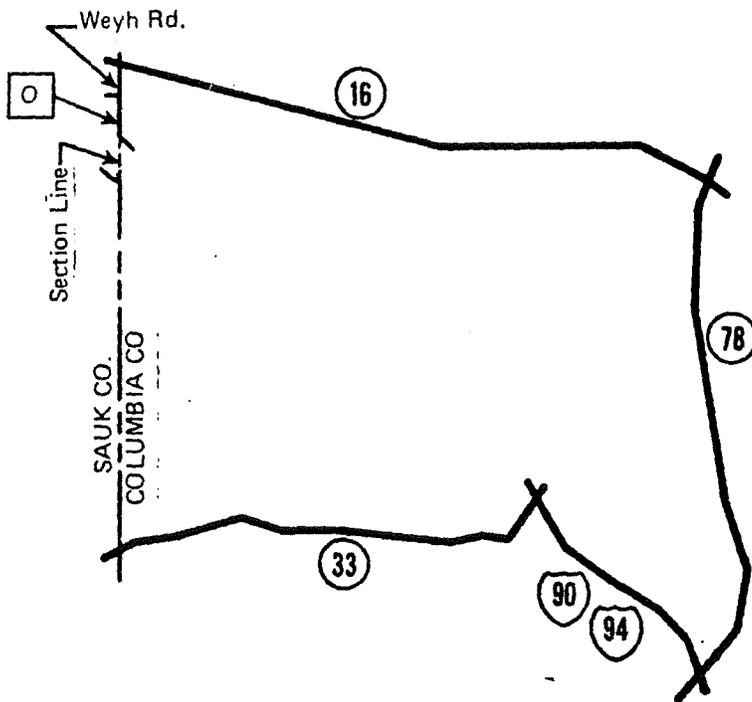




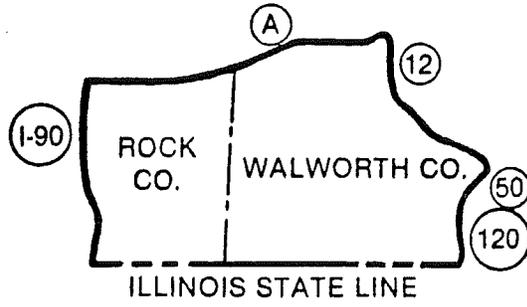
(7) NEW AUBURN ZONE.



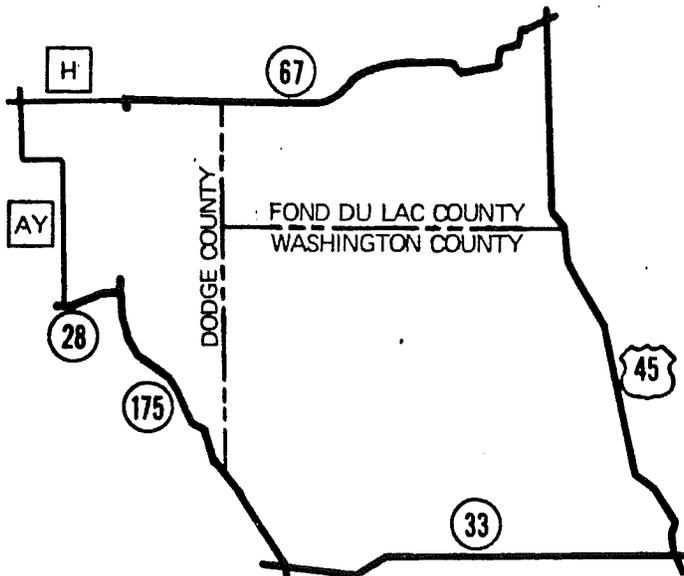
(8) PINE ISLAND ZONE.



(9) ROCK PRAIRIE ZONE.



(10) THERESA ZONE.



SECTION 9. CROSS-REFERENCE CHANGES. In the sections of the code listed in Column A, the cross-reference shown in Column B is changed to the cross-reference shown in Column C.

A	B	C
10.05(2)	10.01(1)(j)	10.31(4)

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on February 25, 1988 and March 24, 1988.

The rules shall take effect the first day of the month following publication in the Wisconsin Administrative register as provided in s. 227.22(2)(intro.), Stats.

Dated at Madison, Wisconsin

June 15, 1988

STATE OF WISCONSIN  
DEPARTMENT OF NATURAL RESOURCES

By

Carroll D. Besadny  
Carroll D. Besadny, Secretary

(SEAL)  
94411  
4-28-88



State of Wisconsin

DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny  
Secretary

BOX 7921  
MADISON, WISCONSIN 53707

June 15, 1988

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JUN 16 1988

File Ref: 1020

Revisor of Statutes  
Bureau

Mr. Orlan L. Prestegard  
Revisor of Statutes  
Suite 702  
30 W. Mifflin Street

Dear Mr. Prestegard:

Enclosed are two copies, including one certified copy, of State of Wisconsin Natural Resources Board Order No. WM-38-87. These rules were reviewed by the Assembly Committee on Tourism, Recreation and Forest Productivity and the Senate Committee on Transportation, Tourism and Conservation pursuant to s. 227.19, Stats. A summary 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,

A handwritten signature in cursive script, appearing to read 'C. D. Besadny', written over the typed name and title.

C. D. Besadny  
Secretary

Enc.