

State of Wisconsin

DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny
Secretary

BOX 7921
MADISON, WISCONSIN 53707

CR 89-38

STATE OF WISCONSIN)
)
DEPARTMENT OF NATURAL RESOURCES)

RECEIVED

SEP 1 1989
2:45pm
Revisor of Statutes
Bureau

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. CA-7-89 was duly approved and adopted by this Department on June 29, 1989. 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 1st
day of September, 1989

Bruce B. Braun
Bruce B. Braun, Deputy Secretary

(SEAL)

11-1-89

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

.....
 IN THE MATTER of repealing ss. NR 10.06(2)(c) .
 and (5); renumbering ss. NR 10.01(3)(e)1.d., .
 15.022(6)(b), (8) and (11); amending ss. NR .
 10.01(2)(b)1., (3)(e)1.(intro.), (3)(e)1.a., .
 (e)2.(intro.), a., b. and e., 10.06(3)(title) and .
 (a), 10.09(1)(a)2. and (c)1.c. and 10.104(7)(d); .
 repealing and recreating ss. NR 10.01(2)(d), . WM-1-89
 (4)(dm)1. to 4. and (e)2.d., 10.06(2)(b), (3)(b), .
 (7) and (8)(a) to (c), 10.28; and creating ss. .
 NR 10.01(3)(e)1.d., 2.f., 6. and 7., 10.06(3), .
 11.08(3), 11.08(3), 15.022(title) and 15.024 .
 (title) and (intro.) of the Wisconsin .
 Administrative Code pertaining to 1989-90 hunting.
 and trapping regulations .

Analysis Prepared by Department of Natural Resources

Statutory authority: ss. 29.085, 29.174(2)(a) and (b), 29.107(2) and 227.11(2)(a), Stats.
 Statutes interpreted: ss. 23.09(2)(b), 29.107(3) and 29.174(2), Stats.

The Department proposes to establish the following hunting and trapping rule modifications:

1. Buckshot use - Expand buckshot use to include portions of December.
2. Handgun use - Allow certain caliber handguns for bear hunting.
3. Gray partridge hunting (2 proposals) - Extend the hunting season through December 31 and close Clark, Marathon and Taylor Counties.
4. Fisher trapping - Expand the area open to fisher trapping.
5. Sharp-tailed grouse hunting (2 proposals) - Reduce the daily bag limit and establish one closed area.
6. Hunting hours - Establish uniform small game, turkey and big game hunting hours.
7. Deer hunting - Adjust 12 unit overwinter goals, 4 unit boundaries and 3 county firearm use options.
8. Goose hunting - Reduce the New Auburn Canada goose management zone.

9. Game refuges - Expand the refuge protection on 4 state-owned properties.

SECTION 1. NR 10.01(2)(b)1. is amended to read:

Kind of animal and locality	Open season (all dates inclusive)	Limit
NR 10.01(2)(b)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 subds. 2. and 3.	Beginning on the Saturday nearest October 17 and continuing for 23 consecutive days	Daily bag 3 1; possession 6 2

SECTION 2. NR 10.01(2)(d) is repealed and recreated to read:

Kind of animal and locality	Open season (all dates inclusive)	Limit
NR 10.01(2)(d) <u>Gray (Hungarian) partridge</u>		
1. In all counties of the state except in the areas listed in subd. 2.	Beginning on the Saturday nearest October 17 at 12:00 noon and continuing through December 31.	Daily bag 3; possession 6
2. Clark, Marathon and Taylor counties.	None	None

SECTION 3. NR 10.01(3)(e)1.(intro.) and 1.a. are amended to read:

Kind of animal and locality	Open season (all dates inclusive)	Limit
NR 10.01(3)(e)1.(intro.) Zone "A".		
All that part of the state not otherwise listed in season zones "B" through "E F".		
a. In the counties or parts of counties and deer management units of Buffalo (unit 59B portion) , Brown, Calumet, Chippewa (unit 59B portion) , Dane, Dodge, Door (Detroit, Plum, Rock, and Washington Islands only), Dunn (unit 59B portion), Green, Jefferson, Kenosha, Kewaunee, Lafayette, Manitowoc, Outagamie, Ozaukee, Pepin (unit 59B portion) , Pierce (unit 59B, 60 and 60A portions), Racine, Rock, St. Croix (unit 59B and 60 portions), Sheboygan, Shawano (south of highway 29), Walworth, Washington, Waukesha, Waupaca, and Winnebago.	Shotgun season beginning on the Saturday preceding the Thanksgiving holiday and continuing for 9 consecutive days.	One buck deer per season or hunter's choice permit limit.

SECTION 4. NR 10.01(3)(e)1.d. is renumbered 10.01(3)(e)1.e.

SECTION 5. NR 10.01(3)(e)1.d. is created to read:

Kind of animal and locality	Open season (all dates inclusive)	Limit
NR 10.01(3)(e)1.d. The Pepin county portion of unit 59B.	Shotgun season beginning on the Saturday immediately preceding the Thanksgiving holiday and continuing for 2 consecutive days.	

Kind of animal and locality	Open season (all dates inclusive)	Limit
	Firearm season beginning on the day immediately after the shotgun season described above and continuing for 7 consecutive days.	One buck per season or hunter's choice permit limit.

SECTION 6. NR 10.01(3)(e)2.(intro.), a. and b. are amended to read:

Kind of animal and locality	Open season (all dates inclusive)	Limit
NR 10.01(3)(e)2.(intro.) Zone "B"		
Deer management units 59D, 61, 61B, <u>and 61C</u> , 74A and 74B .		
a. The Buffalo, La Crosse and Trempealeau portions of deer management unit 61, the La Crosse county portion of unit 74A and the Jackson, La Crosse and Monroe county portions of unit 59D.	Shotgun season beginning on the Saturday immediately preceding the Thanksgiving holiday and continuing for 2 consecutive days.	One deer per season, either sex.
	Firearm season beginning on the day immediately after the shotgun season described above and continuing for 7 consecutive days.	One buck deer per deer season.
b. The Pepin and Pierce county portion of deer management unit 61.	Shotgun season beginning on the Saturday immediately preceding the Thanksgiving holiday and continuing for 2 consecutive days.	One deer per per season, either sex.
	Shotgun season beginning on the day immediately after the shotgun season described above and continuing for 7 consecutive days.	One buck deer per season.

SECTION 7. NR 10.01(3)(e)2.e. is amended to read:

Kind of animal and locality	Open season (all dates inclusive)	Limit
NR 10.01(3)(e)2.e. Deer management unit 74B and the <u>The</u> Vernon county portion of deer management units <u>unit</u> 59D and 74A.	Firearm season beginning on the Saturday immediately preceding the Thanksgiving holiday and continuing for 2 consecutive days.	One deer per season, either sex.
	Firearm season beginning on the day immediately after the firearm season described above and continuing for 7 consecutive days.	One buck deer per season.

SECTION 8. NR 10.01(3)(e)2.f. is created to read:

Kind of animal and locality	Open season (all dates inclusive)	Limit
NR 10.01(3)(e)f. The Pepin county portion of deer management unit 61.	Shotgun season beginning on the Saturday immediately preceding the Thanksgiving holiday and continuing for 2 consecutive days.	One deer per season, either sex.
	Firearm season beginning on the day immediately after the shotgun season described above and continuing for 7 consecutive days.	One buck deer per season.

SECTION 9. NR 10.01(3)(e)6. and 7. are created to read:

Kind of animal and locality	Open season (all dates inclusive)	Limit
NR 10.01(3)(e)6. Zone "F".		
Deer management units 74A and 74B.		
a. The Vernon county portion of unit 74A and the Vernon and Crawford county portions of unit 74B.	Firearm season beginning on the Saturday preceding the Thanksgiving holiday and continuing for 9 consecutive days.	One buck deer per season.
b. The La Crosse county portion of deer management unit 74A.	Shotgun season beginning on the Saturday immediately preceding the Thanksgiving holiday and continuing for 2 consecutive days.	One deer per season, either sex.
	Firearm season beginning on the day immediately after the shotgun season described above and continuing for 7 consecutive days.	One buck deer per season.
7. Zone "G". Milwaukee county.	None	None

SECTION 10. NR 10.01(4)(dm)1. to 4. and (e)2.d. are repealed and recreated to read:

Kind of animal and locality	Open season (all dates inclusive)	Limit
NR 10.01(4)(dm)1. Management zone A - Units 1, 2, 3, 4, 5, 8, 9, 10, 11, 12 and 17 as described in s. NR 10.28	Dec. 1-11	One per season by permit

Kind of animal and locality	Open season (all dates inclusive)	Limit
2. Management zone B - Units 6, 7, 13, 14, 18, 19, 20, 25, 28, 29A and 30 as described in s. NR 10.28	Dec. 1-11	One per season by permit
3. Management zone C - Units 29B, 31, 32, 34, 35, 36, 37 and 52 as described in s. NR 10.28	Dec. 1-11	One per season by permit
4. Management zone D - Units 38, 39, 40, 42, 43, 44, 45, 49 and 50 as described in s. NR 10.28	Dec. 1-11	One per season by permit
5. Remainder of the state	None	None

NR 10.01(4)(e)2.d. The overwinter population goal for each management zone is one fisher per 4 square miles of fisher range.

SECTION 11. NR 10.06(2)(b) is repealed and recreated to read:

NR 10.06(2)(b) General prohibition. Except as provided in subs. (4), (6), (7) and (8), no person may hunt or shoot any game species on which an open season is prescribed on any day during the open season before the a.m. times or after the p.m. times established in sub. (3).

SECTION 12. NR 10.06(2)(c) is repealed.

SECTION 13. NR 10.06(3)(title) and (a) are amended to read:

NR 10.06(3) BIG GAME AND SMALL GAME HUNTING. (a) Formula. The hunting hours for pursuing big game and small game in Zone A are listed in par. (b). ~~Small game~~ The hunting hours for other zones are obtained by adding minutes to the Zone A a.m. and p.m. columns as follows:

Zone - Adjustment

- B - add 4 minutes
- C - add 8 minutes
- D - add 12 minutes
- E - add 16 minutes
- F - add 20 minutes

SECTION 14. NR 10.06(3)(b) is repealed and recreated to read:

(b) Big game and small game hunting hours (zone A Milwaukee; CST) - 30 minutes before sunrise through 15 minutes after sunset.

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

SECTION 15. NR 10.06(5) is repealed.

SECTION 16. NR 10.06(7) is repealed and recreated to read:

NR 10.06(7) WILD TURKEY HUNTING. The hunting hours for pursuing wild turkeys shall be the same as the hours established in sub. (3) except that spring hunting hours shall close at 12:00 noon daily.

SECTION 17. NR 10.06(8)(a) to (c) are repealed and recreated to read:

(a) Bow bear and deer seasons. Hunting hours established in sub. (3) shall apply to archers pursuing any species during the bow bear season established in s. NR 10.01(3)(g) and during the bow deer season established in s. NR 10.01(3)(em).

(b) Gun deer season. Hunting hours established in sub. (3) shall apply to bow and gun hunters pursuing any species during the gun deer season established in s. NR 10.01(3)(e).

Revisor's Note: The note following existing NR 10.06(8) is repealed.

SECTION 18. NR 10.09(1)(a)2. and (c)1.c. are amended to read:

NR 10.09(1)(a)2. Size. Possess or have in control while hunting, shells containing shot larger than no. BB during the period commencing on June 1 through December-31, and ending 48 hours following gun deer season closure established in s. NR 10.01(3)(e) or 10.117, whichever is later, except during the open season established in s. NR 10.01(1)(b), (c), (d) and (g) when nontoxic shot size BBB and T may be used for hunting migratory game birds.

NR 10.09(1)(c)1.c. Deer or bear 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 barrel length of 5 1/2 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.

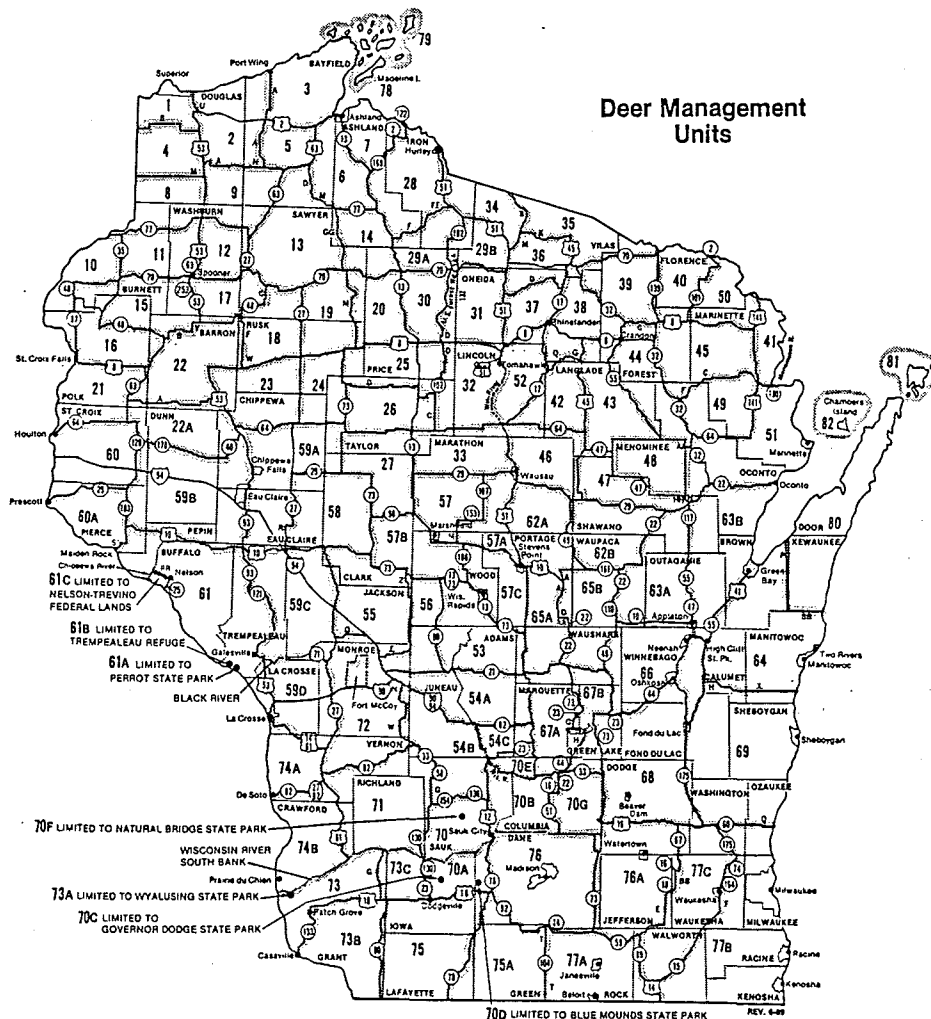
SECTION 19. NR 10.104(7)(d) is amended to read:

Management Unit	Deer Goal	Management Unit	Deer Goal
1	15	53	30
2	20	54A	30
3	10	54B	25
4	15	54C	25
5	20	55	25
6	10	56	30
7	10	57	15
8	20	57A	30
9	20	57B	25
10	30	57C	30
11	20	58	25
12	20	59A	15
13	15	59B	15
14	15	59C	25
15	25	59D	15
16	25	60	20
17	15	60A	20
18	20	61	20
19	20	62A	30
20	20	62B	30
21	25	63A	30
22	20	63B	25
22A	20	64	20
23	20	65A	30
24	20	65B	30
25	25	66	30
26	20	67	30
27	15 <u>20</u>	67A	35
28	10	67B	35
29A	15 <u>10</u>	68	30
29B	10	69	20
30	15	70	25
31	20	70A	25
32	20	70B	30
33	20	70E	30 <u>35</u>
34	10	<u>70G</u>	<u>30</u>
35	15 <u>20</u>	71	20
36	25	72	20
37	25	73	20
38	15 <u>20</u>	73B	15 <u>20</u>
39	15 <u>20</u>	73C	20 <u>25</u>
40	15 <u>20</u>	74A	15
41	20	74B	15
42	20	75	15 <u>20</u>

Management Unit	Deer Goal	Management Unit	Deer Goal
43	15	75A	15
44	15	76	20
45	20	76A	20
46	20	77A	20
47	20	77B	10
48	20	77C	15
49	25	78	25
50	15 20	80	15
51	20	81	15
52	20		

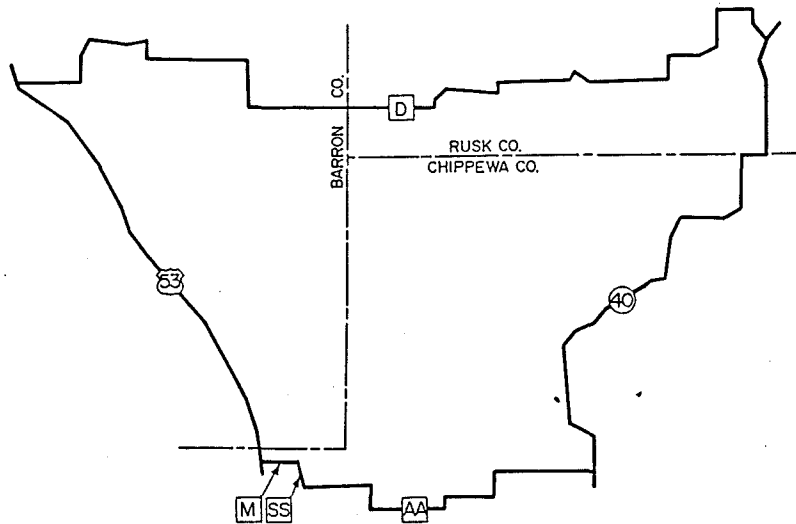
SECTION 20. NR 10.28 is repealed and recreated to read:

NR 10.28 DEER MANAGEMENT UNITS. Deer management units are established as designated on the following map:



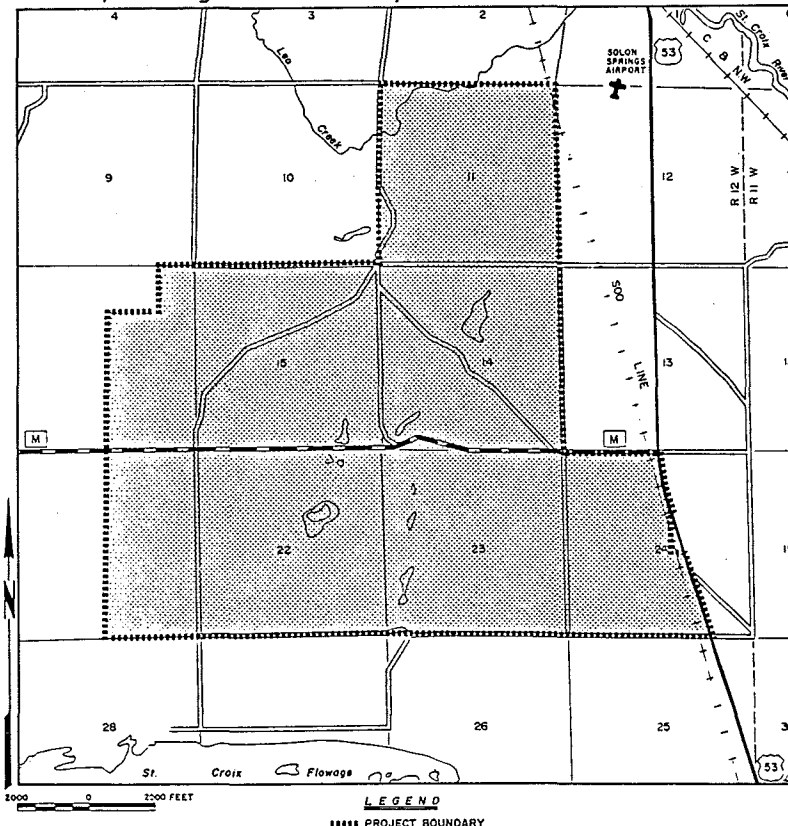
SECTION 21. NR 10.31(7) is repealed and recreated to read:

NR 10.31(7) NEW AUBURN SUBZONE.



SECTION 22. NR 11.08(3) is created to read:

NR 11.08(3) DOUGLAS COUNTY. (a) Douglas county wildlife area. Township 44 north, range 12 west, towns of Gordon and Solon Springs.



SECTION 23. NR 15.022(title) is created to read:

NR 15.022(title) NO ENTRY GAME REFUGE (OCT. 1-NOV. 30); GUN DEER HUNTING PERMITTED.

SECTION 24. NR 15.022(6)(b), (8) and (11) are renumbered 15.024(1) to (3).

SECTION 25. NR 15.024(title) and (intro.) are created to read:

NR 15.024(title) NO ENTRY GAME REFUGE (SEPT. 1-NOV. 30); GUN DEER HUNTING PERMITTED. A game refuge is established in the following areas when posted with department signs and no person may hunt waterfowl at any time, or enter such areas for any reason from September 1 through November 30, except to hunt deer during the open season for hunting deer established in s. NR 10.01(3)(e).

The foregoing rules were approved and adopted by the Natural Resources Board on June 29, 1989 and August 24, 1989.

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 September 1, 1989

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By Carroll D. Besadny
Carroll D. Besadny Secretary

(SEAL)



State of Wisconsin

DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny
Secretary

BOX 7921
MADISON, WISCONSIN 53707

September 1, 1989

In reply refer to: 1020

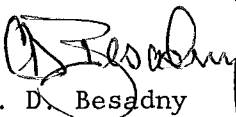
Mr. Orlan L. Prestegard
Revisor of Statutes
Suite 702
30 W. Mifflin Street

Dear Mr. Prestegard:

Enclosed are two copies, including one certified copy, of State of Wisconsin Natural Resources Board Order No. WM-1-89. These rules were reviewed by the Assembly Committee on Tourism, Recreation and Government Operations and the Senate Committee on Transportation, Conservation and Mining 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,


C. D. Besadny
Secretary

Enc.