



CR 91-19

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

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STATE OF WISCONSIN )  
 )  
DEPARTMENT OF NATURAL RESOURCES )

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TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Bruce B. Braun, Deputy Secretary of the Department of Natural Resources and custodian of the official records of said Department, do hereby certify that the annexed copy of Natural Resources Board Order No. WM-3-91 was duly approved and adopted by this Department on March 28, 1991. 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 23<sup>rd</sup>  
day of July, 1991.

  
Bruce B. Braun, Deputy Secretary

(SEAL)

CR 91-19



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

.....  
IN THE MATTER of repealing ss. NR 10.104(4); renumbering .  
ss. NR 10.104(5) and (6) to 10.104(4) and (5), 10.22(2) .  
and (3) to 10.22(3) and (4), 11.031(2), (4), (5), (7) .  
and (10) are renumbered to 11.032(1) through (5), .  
NR 15.03(1)(a), (2)(a), (3)(a), (4)(a), (5)(a) and .  
(6)(a) are renumbered to 15.03(2)(a), (3)(a), (4)(a), .  
(5)(a), (7)(a) and (8)(a); amending ss. NR 10.102(1)(b), .  
10.104(2)(c) and (4), 10.106(3)(intro.), 10.24(1), .  
10.25(1)(c)(intro.), 10.31(3)(a) and (map); repealing and .  
recreating ss. NR 10.01(3)(h)2., 10.06(4)(intro.) and .  
creating ss. NR 10.22(2), 11.032, 15.03(1)(a) and (b), and .  
(6)(a) and (b) of the Wisconsin Administrative Code .  
pertaining to 1991 hunting and trapping regulations, .  
wildlife refuges and use of vehicles by disabled persons .  
on DNR properties .  
.....

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Analysis Prepared by the Department of Natural Resources

Statutory authority: ss. 29.174(3), 227.11(2)(a) and 227.16(2)(e), Stats.

Statutes interpreted: ss. 23.09(2)(b) and 29.174(2), Stats.

The proposed rules:

1. Expand the use of computer scanable permit applications to the hunter's choice permit. This requires the following rule modifications: 1) establishment of a September 20 application deadline, 2) removing decal references, and 3) requiring possession of the hunter's choice permit at the time of registration.
2. Establish the Department authority to conduct wildlife-related outdoor skills training on the Sandhill Wildlife Demonstration Area. Specific provisions include application and selection procedures, rule modification, training fees and use of the Sandhill Wildlife Demonstration Area.
3. Correct Horicon and Collins goose hunting zone maps.
4. Remove the requirement to purchase a hunting license prior to applying for a turkey permit.
5. Correct terminology for Mississippi River waterfowl closed area. Federal regulations for the waterfowl closed areas along the Mississippi river close hunting and trapping access during the "duck season". Our companion regulations inaccurately refer to closure of hunting only during the "waterfowl season".

6. Insert clarifying references into the Administrative Code regarding migratory game bird hunting hours and the six statewide hunting hour zones.
7. Open coyote trapping season concurrent with fox trapping.
8. Remove the requirement to use a 3-year average as the method of calculating bear harvest permit success rates in order to determine the number of bear harvest permits to be issued.
9. Correct an Administrative Code cross reference involving the Bong state recreation area.
10. Establish 4 seasonal closed areas around common tern nesting sites in Douglas and Ashland counties.

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SECTION 1. NR 10.01(3)(h)2. and 10.06(4)(intro.) are repealed and recreated to read:

NR 10.01(3)(h)2. Trapping.

- |    |   |  |      |
|----|---|--|------|
| 1. | North zone - All that part of Wisconsin north of state highway 64 | Concurrent with the fox season established in NR 10.01(3)(f)1. | None |
| 2. | South zone - All that part of Wisconsin south of state highway 64 | Concurrent with the fox season established in NR 10.01(3)(f)2. | None |

NR 10.06(4)(intro.) Migratory game bird hunting. Except as provided in pars. (a) to (c), the hunting hours for pursuing migratory game birds in Zone A are listed in the following table. The hunting hours for other zones are obtained by using the same procedure described for big and small game hunting in sub. (3)(a).

SECTION 2. NR 10.102(1)(b) is amended to read:

NR 10.102(1)(b) Permit formula. In each black bear management zone, the number of permits to be issued to harvest the desired numbers of bear shall be based on ~~an average of the hunter success rates from the most recent 3 previous seasons or by an average of fewer seasons where a 3 year average is not available~~. In establishing permits for a zone without an adequate history of permits, the average success rates of similar zones shall be applied or the department shall estimate an anticipated success rate. The permit number formula is:

$$\text{Permit number} = \frac{\text{Bear to be harvested}}{\text{Hunter success rate}}$$

SECTION 3. NR 10.104(4) is repealed.

SECTION 4. NR 10.104(5) and (6) are renumbered 10.104(4) and (5).

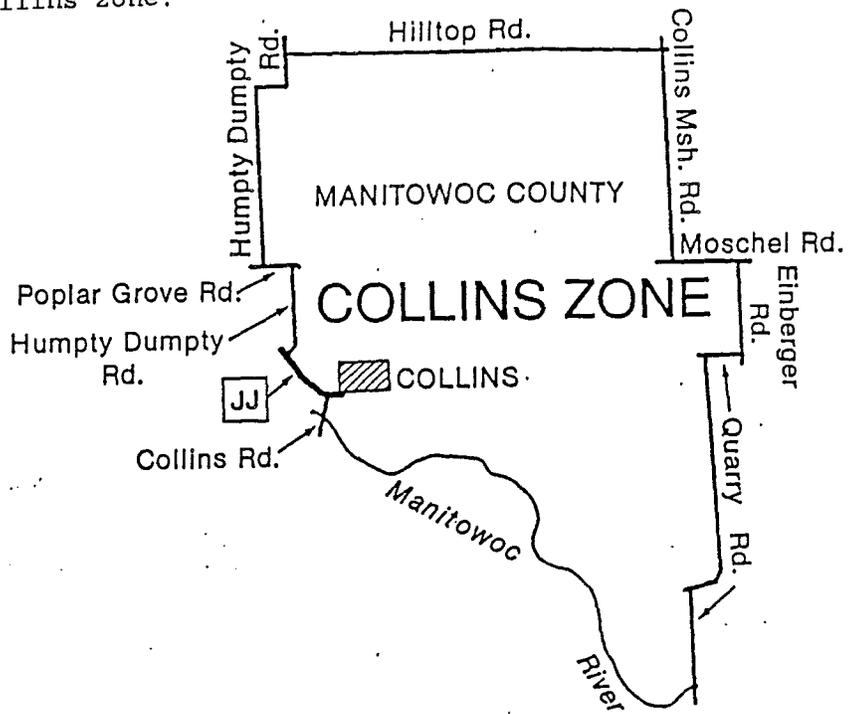
SECTION 5. NR 10.104(2)(c), (4) and 10.106(3)(intro.) are amended to read:

NR 10.104(2)(c) Application deadline. Applications shall be postmarked no later than ~~the Friday nearest October 1~~ September 20 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~~ day each year.

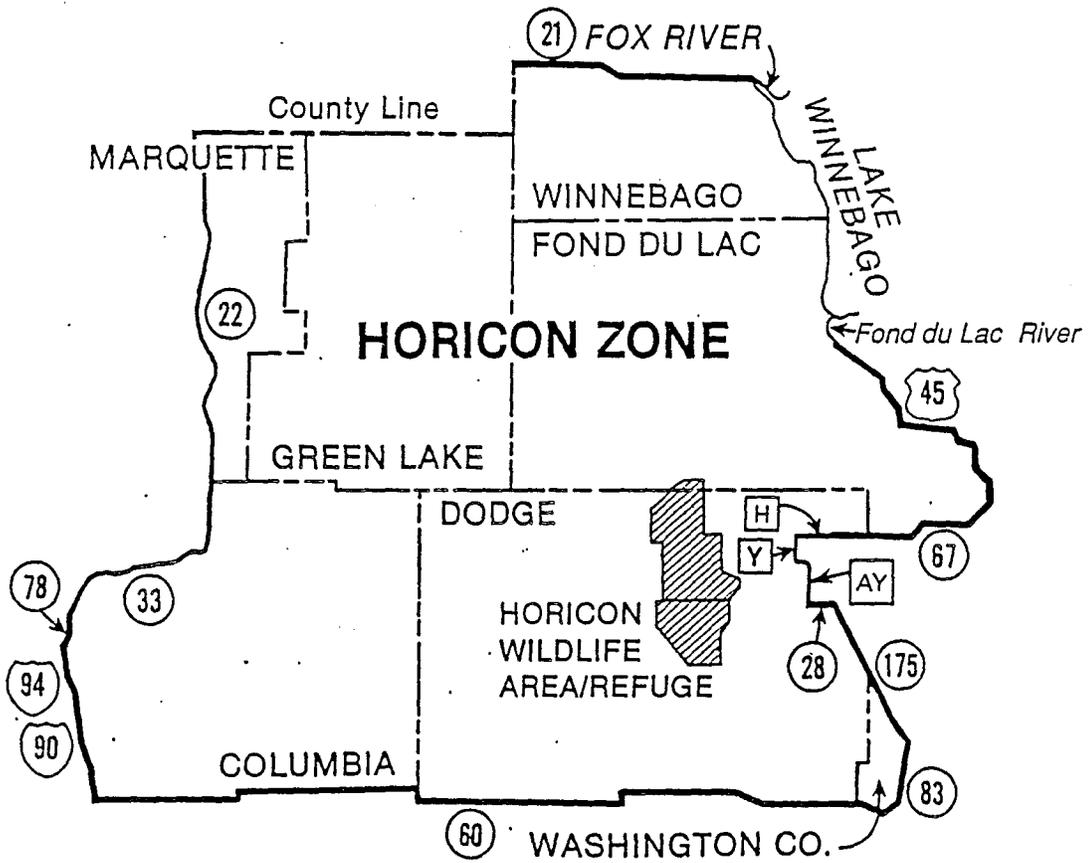
(4) PERMIT AUTHORITY. No person may ~~hunt~~ tag or register an antlerless deer ~~in-killed within~~ deer management units described as such in s. NR 10.01(3)(e) unless he or she possesses a ~~current validated~~ valid deer hunting permit.

NR 10.106(3)(intro.) REGISTRATION TAGGING. Upon verification of license and deer hunting permit information, the station operator shall:

NR 10.31(2) Collins zone.

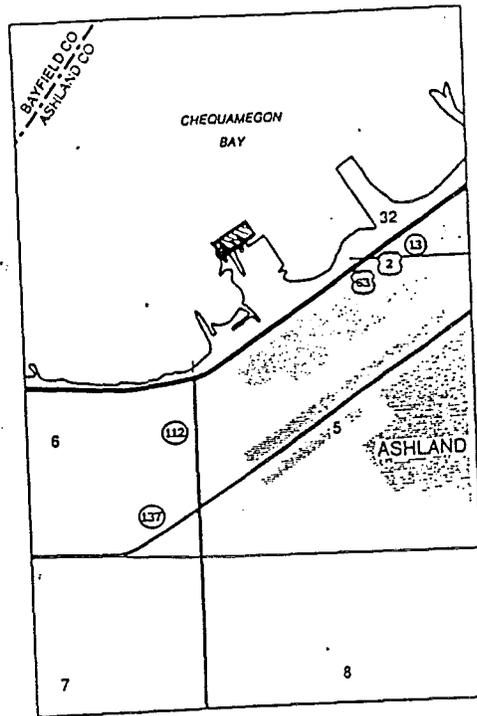


(3)(a) Horicon zone boundaries.

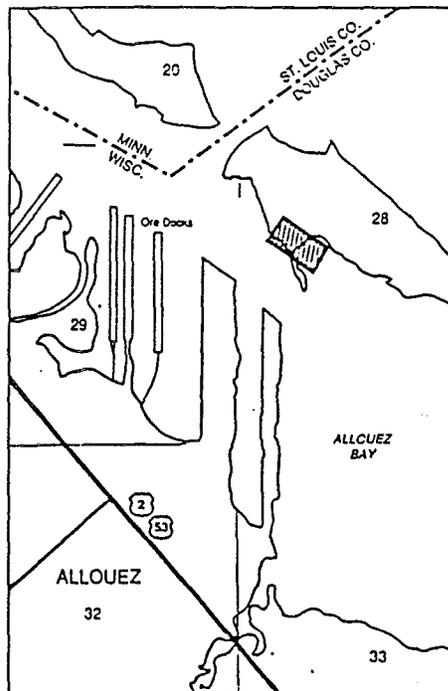




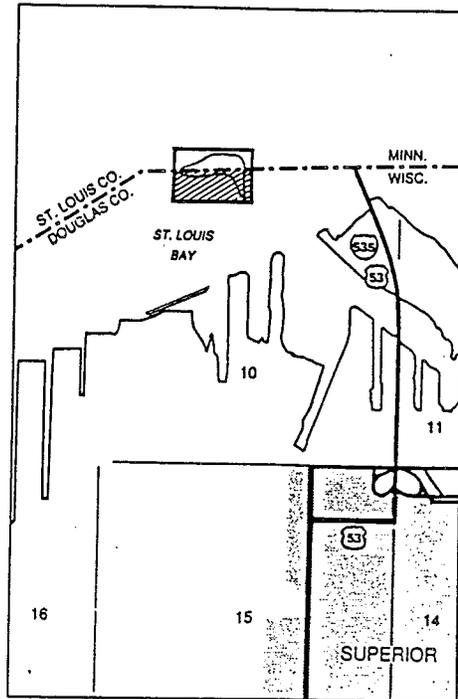
(b) NSP Tern Island. Township 48 north, range 4 west, city of Ashland.



(6)(a) Wisconsin point wildlife area. Township 49 north, range 13 west, city of Superior.



(b) Interstate Island wildlife area. Township 49 north, range 14 west, city of Superior.



The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on March 28, 1991.

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

July 22, 1991

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By

Carroll D. Besadny  
Carroll D. Besadny, Secretary

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