



CR 91-37
(part I)

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny
Secretary

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STATE OF WISCONSIN)
)
DEPARTMENT OF NATURAL RESOURCES) ss

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. FM-17-91 was duly approved and adopted by this Department on June 27, 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.

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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 2nd
day of October, 1991.


Bruce B. Braun, Deputy Secretary

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

.....
IN THE MATTER OF repealing s. NR 20.03(1)(e); amend- .
ing ss. NR 20.02(1)(a)3. and (fh), 20.03(1) (c)6. and .
22.04(2); repealing and recreating s. NR 20.02(1)(d) . FM-17-91
3.; and creating ss. NR 20.015(4a), 20.03(1)(a)5m. .
and (am) and (6) and 20.07(1)(g) of the Wisconsin .
Administrative Code relating to sport fishing .
.....

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(2)(a), Stats.

SECTION 2 creates a walleye minimum size limit of 15 inches, and limits fishers to no more than one walleye per day over 20 inches, for Wisconsin waters of Lake Superior.

SECTION 3 changes the minimum size limit to 15 inches for all trout and salmon, except rainbow trout, in Lake Superior; retains the present rainbow trout size limit of 28 inches; limits the daily bag of brown trout over 20 inches to 2 fish; limits the daily bag of lake trout over 25 inches to one fish; and reduces the aggregate bag limit for trout and salmon in Lake Superior so that no more than 5 may be salmon.

SECTION 4 establishes a continuous open season, with no size or bag limit, for white perch in Lake Michigan.

SECTIONS 5 and 6 establish a bag limit of one and minimum size limit of 18 inches for largemouth and smallmouth bass and a bag limit of three and minimum size limit of 18 inches for hybrid striped bass in Columbia Lake in Columbia County.

SECTION 7 creates a 15-inch minimum size limit for walleyes taken from Lakes Winnebago, Butte des Morts, Winneconne and Poygan and the Upper Fox and Wolf Rivers.

SECTION 8 repeals all existing muskellunge regulations, SECTION 1 defines "muskellunge" to include hybrids, and SECTION 9 retains the general statewide minimum size limit for muskellunge of 32 inches; establishes a minimum size limit of 40 inches on waters with better growth, potential for improved natural reproduction and high quality fisheries; and establishes a minimum size limit of 45 inches on waters with potential for high quality, trophy fisheries. Waters with 40" and 45" size limits are specifically listed in Tables 1 and 2, respectively. SECTION 9 also closes the muskellunge season on Nancy Lake, Washburn County and Long Lake, Waushara County.

SECTION 10 prohibits the open-water fishing technique commonly known as "jug" fishing in all waters of the state.

SECTION 11 amends the aggregate bag limit for walleye and sauger in Wisconsin-Iowa boundary waters so that no more than 6 walleye can be taken in the aggregate of 10 fish.

SECTION 1. NR 20.015(4a) is created to read:

NR 20.015(4a) "Muskellunge" means fish of the species Esox masquinongy and includes muskellunge - northern pike hybrids.

SECTION 2. NR 20.02(1)(a)3. is amended to read:

| Species | Area | Open season | Daily bag limit | Minimum length(in.) |
|---------|------------------|--------------|--|---|
| | 3. Lake Superior | At all times | <u>5, of which no more than one may be a walleye over 20 inches long</u> | No size limit <u>for sauger; 15 for walleye</u> |

SECTION 3. NR 20.02(1)(d)3. is repealed and recreated to read:

| Species | Area | Open season | Daily bag limit | Minimum length (in.) |
|---------|------------------|---|---|--|
| | 3. Lake Superior | All year except the open season for lake trout is from December 1 through September 30. | 10 in total, of which no more than 5 may be salmon and no more than 5 may be trout. Of the 5 trout, no more than 2 may be brown trout longer than 20 inches; no more than 1 may be a rainbow trout; no more than 3 may be lake trout; and no more than 1 may be a lake trout longer than 25 inches. | 28 for rainbow trout; 15 for other trout and salmon. |

SECTION 4. NR 20.02(1)(fh) is amended to read:

| Species | Area | Open season | Daily bag limit | Minimum length (in.) |
|----------------------------|----------------------|-------------------|-----------------|----------------------|
| (fh) <u>White perch</u> | Lake Superior | No open season | - | - |
| | <u>Lake Michigan</u> | <u>Continuous</u> | <u>None</u> | <u>None</u> |

SECTION 5. NR 20.03(1)(a)5m. is created to read:

| Kind of fish and locality | Open season (both dates inclusive) | Daily bag limit | Minimum length (inches) |
|---|------------------------------------|-----------------|-------------------------|
| 5m. Columbia lake, Columbia county (largemouth and smallmouth bass) | Continuous | 1 | 18 |

SECTION 6. NR 20.03(1)(am) is created to read:

| Kind of fish and locality | Open season (both dates inclusive) | Daily bag limit | Minimum length (inches) |
|--|------------------------------------|-----------------|-------------------------|
| (am) <u>Hybrid striped bass</u> 1. Columbia lake, Columbia county | Continuous | 3 | 18 |

SECTION 7. NR 20.03(1)(c)6. is amended to read:

| Kind of fish and locality | Open season (both dates inclusive) | Daily bag limit | Minimum length (inches) |
|--|------------------------------------|----------------------------|---|
| 6. <u>Lake Butte des Morts, Lake Winneconne, Lake Poygan, Lake Winnebago</u> and waters upstream on the Fox river to the state hwy. 23 bridge at Princeton and waters upstream on the Wolf river to the dam in the city of Shawano | Continuous | 5 in aggregate with sauger | No size limit <u>for sauger; 15 for walleye</u> |

SECTION 8. NR 20.03(1)(e) is repealed.

SECTION 9. NR 20.03(6) is created to read:

NR 20.03(6) MUSKELLUNGE FISHING. (a) Applicability. This subsection applies to all inland and outlying waters that contain muskellunge.

(b) Daily bag limit. The daily bag limit is one muskellunge.

(c) Open seasons. 1. There is no open season for muskellunge in Nancy lake, Washburn county and Long lake (S12, T20N, R11E), Waushara county.

2. The open season for muskellunge in all other waters north of U.S. highway 10 is the Saturday nearest Memorial Day to November 30, both dates inclusive.

3. The open season for muskellunge in all other waters south of U. S. highway 10 is the first Saturday in May to November 30, both dates inclusive.

(d) Minimum size limits. 1. The minimum size limit for muskellunge is 40 inches for all waters listed in Table 1.

2. The minimum size limit for muskellunge is 45 inches for all waters listed in Table 2.

3. The minimum size limit for muskellunge is 32 inches for all waters not listed in Tables 1 or 2.

TABLE 1

Waters With a 40-inch Minimum Size Limit on Muskellunge

| <u>County</u> | <u>Waters</u> | <u>County</u> | <u>Waters</u> |
|---------------|---|---------------|---|
| Bayfield | Namekagon Lake | Lincoln | Deer Lake Nokomis Lake Rice River Flowage |
| Brown | Green Bay and tributaries upstream to the first dam or lake | Manitowoc | Lake Michigan and tributaries upstream to the first dam or lake |
| Chippewa | Holcombe Flowage (Chippewa River to CTH D) (Main Creek to STH 194) (Jump River to CTH G) | Marathon | Wisconsin River (Merrill hydro-dam to Wausau hydro-dam) |
| Clark | Mead Lake Rock Dam Lake Black River East Fork Black River | Marinette | Green Bay and tributaries upstream to the first dam or lake |
| Dane | Wingra Lake | Oconto | Archibald Lake Anderson Lake Green Bay and tributaries upstream to the first dam or lake |
| Door | Lake Michigan and Green Bay and tributaries upstream to the first dam or lake | Oneida | Bridge Lake Katherine Lake Nokomis Lake (upstream to Prairie Rapids Road) Rainbow Flowage Rice River Flowage Two Sisters Lake |
| Forest | Julia Lake (T38N R11E S1) Riley Lake Roberts Lake Wabikon Lake | Polk | Bone Lake |
| Iowa | Twin Valley Lake | Rusk | Dairyland Reservoir Potato Lake |
| Iron | Turtle-Flambeau Flowage Moose Lake Trude Lake Gile Flowage Pine Lake Springstead (Upper and Lower) Lakes Wilson Lake Mercer Lake | Sauk | Redstone Lake |
| Jackson | Arbutus Canal Black River Flowage Potter Flowage Black River East Fork Black River Morrison Creek Lake Arbutus | Sawyer | Winter Flowage |
| Kewaunee | Lake Michigan and Green Bay and tributaries upstream to the first dam or lake | Shawano | Upper Red Lake Lower Red Lake Wolf River Pond |
| Lafayette | Yellowstone Lake | St. Croix | Cedar Lake |
| | | Vilas | Allequash Lake Big Muskellunge Lake Big Lake (T42N R6E S4) Crab Lake Kentuck Lake Papoose Lake |
| | | Walworth | Delavan Lake |

TABLE 2

Waters With a 45-inch Minimum Size Limit on Muskellunge

| <u>County</u> | <u>Waters</u> |
|---------------|---------------------------|
| Oneida | Clear Lake (T39N R7E S16) |
| Vilas | Trout Lake |

SECTION 10. NR 20.07(1)(g) is created to read:

NR 20.07(1)(g) No person may take, catch or kill fish or fish for fish in open water using a free-floating or anchored, buoyant device with attached hook and line, which is not held or otherwise controlled by the fisher, commonly known as jug fishing, except under a setline or bank pole license issued pursuant to s. 29.36, Stats.

SECTION 11. NR 22.04(2) is amended to read:

| Kind of fish and locality | Open season (both dates inclusive) | Daily bag limit | Minimum length (inches) |
|---------------------------|------------------------------------|---|--|
| (2) Walleye and sauger | Continuous | 10 in aggregate of <u>which no more than 6 may be walleye</u> | No size limit for sauger, 15 for walleye |

The foregoing rules were adopted by the State of Wisconsin Natural Resources Board on June 27, 1991.

The rules contained herein shall take effect on January 1, 1992, pursuant to authority granted by s. 227.22(2)(b), Stats.

Dated at Madison, Wisconsin, October 2, 1991.

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES

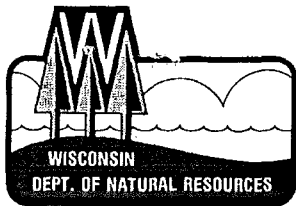
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By Carroll D. Besachny
Carroll D. Besachny, Secretary

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CR 91-37
(part II)

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny
Secretary

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STATE OF WISCONSIN)
)
DEPARTMENT OF NATURAL RESOURCES) ss

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. FM-33-91 was duly approved and adopted by this Department on May 23, 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.

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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 2nd
day of October, 1991.

Bruce B. Braun
Bruce B. Braun, Deputy Secretary

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ORDER OF THE STATE OF WISCONSIN
NATURAL RESOURCES BOARD
AMENDING RULES

.....
IN THE MATTER of amending s. NR 20.03(1) .
(a)9., of the Wisconsin Administrative .
Code pertaining to bass sport fishing bag .
limits on inland waters of the northern .
bass zone .
.....

FM-33-91

Analysis Prepared by Department of Natural Resources

Statutory authority: ss. 23.09(2)(intro.), 23.11(1),
29.174(2)(a) and 227.11(2)(a), Stats.

Statues interpreted: ss. 23.09(1) and 29.174(1), Stats.

The order revises rules governing sport fishing bag limits on bass for certain inland waters. The order decreases the daily bag limit on bass in the "northern bass zone" except for Green Bay tributary streams from 5 to 0 fish (i.e., catch and release) from the first Saturday in May to the Saturday nearest June 20.

SECTION 1. NR 20.03(1)(a)9. is amended to read:

| Kind of fish and locality | Open season (both dates inclusive) | Daily bag limit | Minimum length (inches) |
|---|---|---|-------------------------|
| 9. All other inland waters north of a line beginning with state hwy. 70 bridge over the St. Croix river, following state hwy. 70 east to its intersection with state hwy. 27, then south following state hwy. 27 to its intersection with state hwy. 64, then east following state hwy. 64 to its terminus in the city of | First Saturday in May to March 1 the <u>Saturday nearest June 20</u> | 5 of each <u>None may be kept</u> | <u>--</u> |
| | <u>The day after the Saturday nearest June 20 to March 1</u> | <u>5 of each</u> | 12 |

Marinette, then due east to the waters of Green Bay; and all inland waters in Brown, Kewaunee and Door counties north of a line beginning with the state hwy. 29 bridge over the Fox river, following state hwy. 29 east to its terminus in the city of Kewaunee, then continuing due east to the waters of Lake Michigan.

Also, all ~~Green Bay tributary streams~~ from their mouth upstream to the first dam or lake, and the Peshtigo flowage upstream to state hwy. 64 in Marinette county.

| | | |
|---|---|-----------|
| <u>a. All Green Bay tributary streams from their mouth upstream to the first dam or lake.</u> | <u>First Saturday 5 of each in May to March 1</u> | <u>12</u> |
|---|---|-----------|

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on May 23, 1991.

The rules contained herein shall take effect January 1, 1992, as provided by s. 227.22(2)(intro.), Stats.

Dated at Madison, Wisconsin October 2, 1991.

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES

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BY Carroll D. Besadny
Carroll D. Besadny, Secretary



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny
Secretary

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October 4, 1991

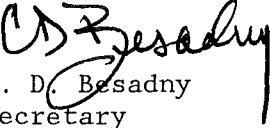
Mr. Gary L. Poulson
Assistant Revisor of Statutes
119 Martin Luther King, Jr., Blvd.

Dear Mr. Poulson:

Enclosed are two copies, including one certified copy, of State of Wisconsin Natural Resources Board Order No. FM-33-91. These rules were reviewed by the Assembly Committee on Tourism and Recreation and the Senate Committee on Urban Affairs, Environmental Resources and Elections pursuant to s. 227.19, Stats. Summaries of the final regulatory flexibility analysis and comments of the legislative review committees are 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.

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