

CR 92-71



George E. Meyer
Secretary

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

101 South Webster Street
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Madison, Wisconsin 53707
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STATE OF WISCONSIN)
)
DEPARTMENT OF NATURAL RESOURCES) ss

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, George E. Meyer, 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. LE-21-92 was duly approved and adopted by this Department on March 25, 1993. 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 27th
day of May, 1993

George E. Meyer
George E. Meyer, Secretary

(SEAL)

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

IN THE MATTER of creating s. NR 10.001(5p);
and repealing and recreating s. NR 10.13(3)(c) of
the Wisconsin Administrative Code pertaining to
trapping regulations

LE-21-92

Analysis Prepared by the Department of Natural Resources

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

The rule requires trappers to check dry land and non-drowning water sets daily. Water sets designed by the trapper to drown and where sufficient water depth allows drowning of the trapped animal shall be checked within 4 days from the last tending of the set. "Set" includes the various forms of capturing animals: leghold, body gripper type traps, live traps and snares.

SECTION 1. NR 10.001(5)(p) is created to read:

NR 10.001(5p) "Capable of drowning" means a set designed to allow the trapped animal to travel to water of sufficient depth to cause drowning. Slide wires or poles, locking devices, slip chains, weighted traps and traps staked in deep water are commonly used in drowning sets.

SECTION 2. NR 10.13(3)(c) is repealed and recreated to read:

NR 10.13(3)(c)1. Set tending interval; dry land and non-drowning sets. Any set capable of capturing an animal and not capable of drowning the animal shall be tended at least once each day and the animal captured shall be removed from the set.

2. Set tending interval; open water drowning sets. Any set capable of drowning the captured animal shall be tended within a 4 day period following the last tending of the set. Any animal captured shall be removed from the set. Water levels shall be monitored to ensure effective drowning sets.

3. Set tending interval; under ice sets. Any set made under the ice is exempt from the checking periods.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on March 25, 1993.

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

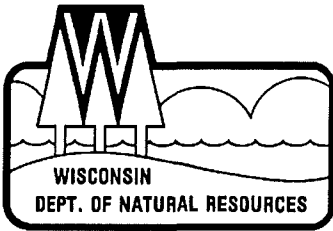
Dated at Madison, Wisconsin May 27, 1993

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES

By George E. Meyer
George E. Meyer, Secretary

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May 25, 1993

Mr. Gary L. Poulson
Assistant Revisor of Statutes
131 West Wilson Street - Suite 800
Madison, WI

Dear Mr. *Gary* Poulson:

Enclosed are two copies, including one certified copy, of State of Wisconsin Natural Resources Board Order No. LE-21-92. These rules were reviewed by the Assembly Committee on Tourism and Recreation and the Senate Committee on Environment and Energy 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,

George

George E. Meyer
Secretary

Enc.

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