

Chapter WCD 19

MISCELLANEOUS GAME, FUR AND FISH

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(Sections 23.09 and 29.573, Wis. Stats.)

WCD 19.01 Guns and ammunition. (1) It shall be unlawful for any person to carry in any manner or have in possession or under control any rifle other than a .22 rim-fire, or any shotgun loaded with shot larger than No. BB, divided or cut shells of any variety, or any shells loaded with single ball or bullet, or have in their possession or under their control any shotgun shells loaded with shot larger than No. BB or any divided or cut shells or shells loaded with single ball or bullet from April 1 of each year to the following January 1, both dates inclusive, while being in or on or traversing any forest, fields or other areas frequented or inhabited by deer in the counties of Adams, Ashland, Barron, Bayfield, Buffalo, Burnett, Calumet, Chippewa, Clark, Columbia, Crawford, Door, Douglas, Dunn, Eau Claire, Florence, Fond du Lac, Forest, Green Lake, Iowa, Iron, Jackson, Juneau, Kewaunee, La Crosse, Langlade, Lincoln, Manitowoc, Marathon, Marinette, Marquette, Monroe, Oconto, Oneida, Outagamie, Pepin, Pierce, Polk, Portage, Price, Richland, Rusk, St. Croix, Sauk, Sawyer, Shawano, Sheboygan, Taylor, Trempealeau, Vernon, Vilas, Washburn, Waupaca, Waushara and Wood except that when an open season for deer occurs in any of the beforementioned counties, any person may carry lawful firearms and ammunition into and onto areas frequented or inhabited by deer during the period of time beginning 5 days prior to the opening of the deer season and ending at midnight of the third day following the closing of such season when such firearms are unloaded and enclosed within a carrying case.

(2) Nothing in the provisions of this section shall prohibit any person during each day of the actual open season for the hunting or killing of deer from carrying any lawful firearms or ammunition in any manner either loaded or unloaded in all counties mentioned in this paragraph, as long as all other provisions of the statutes and of conservation commission orders dealing with fish and game are complied with.

(4) Nothing in the provisions of this section shall permit any person to transport or carry any firearms prohibited by this section in any of the counties named in subsection (1) during the open deer season established for bow and arrow hunting in said counties.

(5) The state conservation department is authorized to issue free of cost to any person eligible to secure a license to hunt under the laws of the state of Wisconsin, a permit to carry specified firearms and ammunition into and onto any such deer-frequented or inhabited areas mentioned in this section when the applicant for such permit can

show there is good and sufficient reason for the issuance of such permit to him. Applications for such permits may be made to the state conservation department, its conservation wardens, forest rangers, or other designated agents of the commission and shall state thereon the purpose for which they are required, the county or counties in which the permit is to be used, and such other information as may be deemed necessary by the state conservation commission.

(6) Nothing in the provisions of this section shall apply to the armed forces of the United States, the national guard or peace officers in the performance of their duties as such, or any person summoned by such peace officers to assist them in making an arrest or to preserve the peace while such person or persons are so engaged, or to any conservation officers in the performance of their duties as such.

(7) Nothing in the provisions of this section shall apply to the lawful possession or transportation of unloaded guns as merchandise by manufacturers or merchants.

History: 1-2-56; (1) Am. and (3) repealed, Register, August, 1956, No. 8, eff. 9-1-1956.

WCD 19.02 Beaver tags. It shall be unlawful for any person, persons, firm or corporation to transfer, give, barter, trade, sell, or purchase any beaver tags issued by the state conservation commission of Wisconsin, as provided by section 29.594 (3), Wis. Stats., wherein the purchase of such tags is made as provided by law from the state conservation commission, and except wherein the sale, purchase, trade, barter, or transfer is made when such beaver tags are attached and locked to some part of the head of the skin of a beaver that has been legally taken as provided under section 29.594, Wis. Stats.

WCD 19.03 Control of muskrats on cranberry marshes. (1) The owner or lessee of any improved cranberry marsh area may at any time and in any manner take, catch, or kill muskrats which are injuring his dams, dikes, reservoirs, ditches, or outlets, but shall not sell, offer to sell, barter or give to any person or persons, or have in possession or under his control, except upon such improved cranberry marsh lands, the skin of any muskrat unless each such muskrat skin has been tagged or stamped. Such tag or stamp shall be furnished and attached without charge by the conservation commission.

(2) On January 1 and July 1 of each year, the owner or lessee of any improved cranberry marsh area who has found it necessary to take, catch, or kill any muskrats on said marshes for the purpose of protecting his property, shall file with the conservation commission on a form provided for that purpose a report verified by affidavit showing the total number of muskrats killed, transported, or sold from said cranberry marsh area and such other information as the commission may require.

(3) The provisions of this section shall not apply to any person or persons who own or are interested in a cranberry marsh situated in the same area wherein said owners are the licensees of a muskrat farm or in which such person or persons have an interest.

(4) The state conservation commission or its authorized agents may assist any owner or operator of improved cranberry marsh areas with the removal of muskrats from areas that have been damaged,

or are being damaged by such muskrats, wherein they believe that the muskrats can be taken alive and removed to other localities deemed advisable by the state conservation commission.

(5) Any such cranberry marsh areas where muskrats are being controlled as provided in this section shall be open to the inspection of the state conservation commission or its authorized agents at any time.

WCD 19.04 Wolves and coyotes. (1) It shall be unlawful for any person or persons other than public, state, city or county parks or zoos, to have in their possession or under their control at any time or place in the state of Wisconsin any live wolf or coyote of any variety or description unless a duly authorized permit has been issued them by the state conservation commission of Wisconsin, or its designated agent or agents.

(2) All persons applying for permits to keep live wolves of any description in their possession or under their control as hereinbefore provided in this section, shall comply with any and all regulations required by the state conservation commission of Wisconsin, its designated agent or agents.

WCD 19.05 Release of exotic species. (1) It shall be unlawful for any person, persons, firm or corporation to introduce or release or cause to be introduced or released in any manner into the inland or outlying waters, forests or fields of this state any variety or species of wild animal, hybrid of a wild animal, and any bird or fish, or the eggs or spawn thereof, that are not native to the state without first applying for and receiving a permit from the state conservation commission of Wisconsin or its duly authorized agents. Such permit shall be granted only after a thorough investigation by the conservation commission, its agents, conservation wardens or forest rangers concerning the conditions under which such wild animals, hybrids of wild animals, or birds or fish, or the eggs or spawn thereof, are to be introduced or released and to establish to a certainty that such introduction or release will not be detrimental in any manner to the conservation of the natural resources of the state.

(2) It shall be unlawful for any person or persons to introduce, place, plant, or release, or cause to be introduced, placed, planted, or released in any manner in the publicly owned or controlled inland waters of the state of Wisconsin any fish, fish fingerlings, fish fry, or fish spawn unless such release or plantings are supervised and authorized or permitted by written permit by the state conservation commission of Wisconsin, its duly authorized agents or representatives.

(3) Nothing in the provisions of this section shall be applicable to the state conservation commission, or the state conservation department, or its duly authorized agents wherein after investigation they deem it advisable or necessary to cause the release of any animals, birds or fish of any variety or species.

WCD 19.06 State operated fish nets and traps. (1) Pursuant to the provisions of subsection (7) of section 23.09, Wis. Stats., it shall be unlawful for any person or persons to take, catch, or kill fish or fish for fish of any species when such fish are being held in any fish net, fish holding net, fish trap, fish pond, either artificial or natural, or any structure or net placed in any of the waters of the state by the Wis-