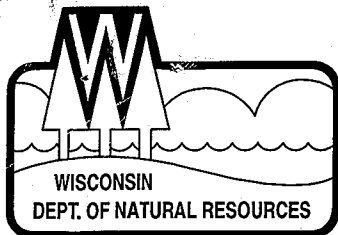


97-019

# Clearinghouse Rule 97-019

## State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES



Tommy G. Thompson, Governor  
George E. Meyer, Secretary

Box 7921  
101 South Webster Street  
Madison, Wisconsin 53707-7921  
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STATE OF WISCONSIN )  
 ) ss  
DEPARTMENT OF NATURAL RESOURCES )

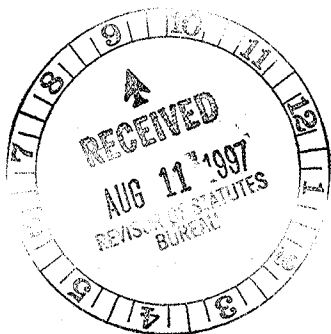
TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

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. WM-5-97 was duly approved and adopted by this Department on May 28, 1997. 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 hereunto set my hand and affixed the official seal of the Department at the Natural Resources Building in the City of Madison, this 7th day of August, 1997.

*George E. Meyer*  
George E. Meyer, Secretary

(SEAL)



11-1-97  
1-1-98  
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ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD  
REPEALING, AMENDING, REPEALING AND RECREATING AND CREATING RULES

The Wisconsin Natural Resources Board proposes an order to repeal NR 10.13 (1)(b)3, 10.27(5)(h) and (k); to amend NR 10.01 (3)(e)3.c., 10.01(4)(a), 10.07(1)(g)2., 10.12(4)(a), 10.27(1) and (5)(k), and 10.40(4)(title),(a), (d) and (e); to repeal and recreate NR 10.07(1)(g)5., 10.145 (2)(a), 10.28(1), 10.29(map), 10.34, 10.35, and 15.022(3); and to create NR 10.01(3)(e)3.cm. And d, 10.01(4)(e), 10.27(6) and (7), NR 10.37, and 15.015 relating to hunting and trapping.

WM-5-97

Analysis Prepared by the Department of Natural Resources

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

Statutes interpreted: s. 29.174(2), Stats.

In this order:

Sections 1, 11, 12 and 14. Deer hunting - creates deer management unit 72A (Wildcat Mountain State Park) and allows muzzleloader by permit only and late bow hunting.

Section 3. Deer hunting - allows muzzleloader only deer hunting in unit 77D (Loew Lake Unit - Kettle Moraine State Forest);

Section 4. Muskrat trapping - extends the muskrat season by two months.

Section 5. Mink trapping - listed separately from muskrats to allow for a different season for muskrats.

Sections 6 and 7. Baiting - Prohibits the placement of over ten gallons of bait for hunting or dog training purposes and requires that bait which is illegal to hunt over be removed at least ten days prior to hunting that area.

Section 8. Goose hunting - eliminates the requirement to hunt geese from blinds in the Horicon intensive management zone during the early goose season.

Section 9. Trapping - eliminates the 75 trap restriction.

Section 10. Fisher trapping - corrects the fisher population goals.

Sections 12 and 14. Deer hunting - allows deer hunting by firearm, muzzleloader and bow and arrow at Newport State Park.

Sections 2 and 13. Deer hunting - allows deer hunting at Rocky Arbor State Park.

Sections 16 and 17. Turkey hunting - creates turkey hunting zone 25A (Loew Lake Unit - Kettle Moraine State Forest) for disabled hunters.

Section 18. Pheasant hunting - includes all of Polk County in the pheasant management zone.

Section 19. Beaver trapping - modifies beaver management zones to make the northern beaver and otter zone boundaries the same.

Section 20. Game refuge - creates a game refuge at Wilcox Lake Waterfowl Production Area (Waushara County).

Section 21. Goose hunting - expands a no entry refuge near Brule (Douglas County)

SECTION 1. NR 10.01 (3)(e) 3.c. is amended to read:

NR 10.01(3)(e)3.c .

Kind of animal and Locality	Open season (all dates inclusive)	Limit
c. The following state parks and trails: Big Bay, Devil's Lake, Elroy-Sparta, Hartman Creek, Interstate, the Plum Island portion of Grand Traverse Islands, Kinnickinnic, Mirror Lake, Newport, Rock Island, Tuscobia-Park Falls, <del>Wildcat Mountain</del> and Willow River.	The firearm type and season length is the same as authorized for the surrounding deer management unit.	The bag limit is the same as authorized for the surrounding deer management unit.

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

NR 10.01(3)(e)3.cm.

Kind of animal and Locality	Open season (all dates inclusive)	Limit
cm. Rocky Arbor state park	The firearm type and season length is the same as authorized for the surrounding deer management unit.	The bag limit is the same as authorized for the surrounding deer management unit.

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

NR 10.01(3)(e)3.d.

Kind of animal and Locality	Open season (all dates inclusive)	Limit
d. Loew Lake Unit - Kettle Moraine state forest (unit 77D) and Wildcat Mountain (unit 72A)	Muzzleloading firearm season beginning on the Saturday immediately preceding the Thanksgiving holiday and continuing for up to 16 consecutive days as indicated on the permit.	One deer as authorized by hunter's choice and antlerless deer permits issued under s. NR 10.104.

SECTION 4. NR 10.01(4)(a) is amended to read:

NR 10.01(4)(a) .

Kind of animal and Locality	Open season (all dates inclusive)	Limit
(a) Muskrat <del>and mink</del> trapping.		
1. 'North zone' - All that part of Wisconsin north of state highway 64	Beginning on the Saturday nearest October 21 and continuing through <del>December 31</del> <u>the last day of February</u>	None
2. 'Central zone' - All that part of Wisconsin south of state highway 64 and north of the line beginning at the junction of U.S. highway 18 with the western boundary of the state, then east along highway 18 to its junction with U.S. highway 51, then north along highway 51 to its junction with state highway 60, then east along highway 60 to its junction with Ozaukee county highway "Q" extended east to Lake Michigan except as described in subd. 3	Beginning on the Saturday nearest October 28 and continuing through <del>December 31</del> <u>the last day of February</u>	None
3. 'Winnebago zone' - All that part of Dodge county lying north of state highway 60, Fond du Lac, Outagamie, Waupaca, Waushara and Winnebago counties	Beginning on the Saturday nearest October 28 and continuing through March 15	None
4. 'Mississippi River zone' - All that part of Buffalo, Crawford, Grant, LaCrosse, Trempeleau, and Vernon counties lying east of the Chippewa river and west of the Burlington Northern railway	Beginning on the day following the close of the open season for ducks as established under sub. (1)(b)1. and continuing through <del>January 15</del> <u>the last day of February</u>	None
5. 'South zone' - All other parts of the state	Beginning on the Saturday nearest November 4 and continuing through <del>December 31</del> <u>the last day of February</u>	None

SECTION 5. NR 10.01(4)(e) is created to read:

Kind of animal and Locality	Open season (all dates inclusive)	Limit
(e) Mink trapping.		
1. 'North zone' - All that part of Wisconsin north of state highway 64	Beginning on the Saturday nearest October 21 and continuing through December 31	None
2. 'Central zone' - All that part of Wisconsin south of state highway 64 and north of the line beginning at the junction of U.S. highway 18 with the western boundary of the state, then east along highway 18 to its junction with U.S. highway 51, then north along highway 51 to its junction with state highway 60, then east along highway 60 to its junction with Ozaukee county highway "Q" extended east to Lake Michigan except as described in subd. 3	Beginning on the Saturday nearest October 28 and continuing through December 31	None
3. 'Winnebago zone' - All that part of Dodge county lying north of state highway 60, Fond du Lac, Outagamie, Waupaca, Waushara and Winnebago counties	Beginning on the Saturday nearest October 28 and continuing through March 15	None
4. 'Mississippi River zone' - All that part of Buffalo, Crawford, Grant, LaCrosse, Trempeleau, and Vernon counties lying east of the Chippewa river and west of the Burlington Northern railway	Beginning on the day following the close of the open season for ducks as established under sub. (1)(b)1. and continuing through January 15	None
5. 'South zone' - All other parts of the state	Beginning on the Saturday nearest November 4 and continuing through December 31	None

SECTION 6. NR 10.07(1)(g)2. is amended to read:

NR 10.07(1)(g)2. Except as established in s. NR 10.12(1)(h), for the purpose of hunting or training dogs, place, use ~~any~~ or hunt over bait material, liquid or scent for attracting wild animals containing honey, bones, fish, meat, solid animal fat or parts of animal carcasses, or in excess of 10 gallons of bait material or liquid scent in a baited area.

SECTION 7. NR 10.07(1)(g)5. is repealed and recreated to read:

NR 10.07(1)(g)5. Hunt or pursue animals, or train dogs, in an area baited in violation of subd. 1. or 2. from July 1 through January 1 unless the area is completely free of baiting material for at least 10 consecutive days prior to hunting, pursuing animals or dog training.

SECTION 8. NR 10.12(4)(a) is amended to read:

NR 10.12(4)(a) Zone restrictions. On any land within the Horicon intensive management subzone established in s. NR 10.31(3)(b) no person may hunt geese except from a blind unless the person is a disabled person located no more than 20 feet from the blind and in possession of a class A permit issued by the department, except that no person is required to hunt geese from a blind during the early goose hunt established in s. NR 10.01(1)(g)1.L.

SECTION 9. NR 10.13(1)(b)3 is repealed.

SECTION 10. NR 10.145 (2)(a) is repealed and recreated to read:

NR 10.145(2)(a) Fisher. The overwinter population goal for fisher management zones A,B,C, and D described under s. NR 10.01 (4) (dm) is one fisher per 2 square miles of fisher range.

SECTION 11. NR 10.27 (1) is amended to read:

NR 10.27(1) MUZZLELOADER SEASON. Deer hunting by muzzleloader is allowed in Blue Mound, Governor Dodge, Harrington Beach, Peninsula, Wildcat Mountain and Perrot state parks during the season specified in s. NR 10.01(3)(e).

SECTION 12. NR 10.27(5)(h) and (k) are repealed.

SECTION 13. NR 10.27(5)(m) is created to read:

NR 10.27(5)(m) Rocky Arbor state park

SECTION 14. NR 10.27(6) and (7) are created to read:

NR 10.27(6) LATE BOW AND MUZZLELOADER SEASON. Deer hunting by bow and arrow is established for the December portion of s. NR 10.01(3)(em) and by muzzleloader during the season established in s. NR 10.01(3)(e)3 for Wildcat Mountain state park.

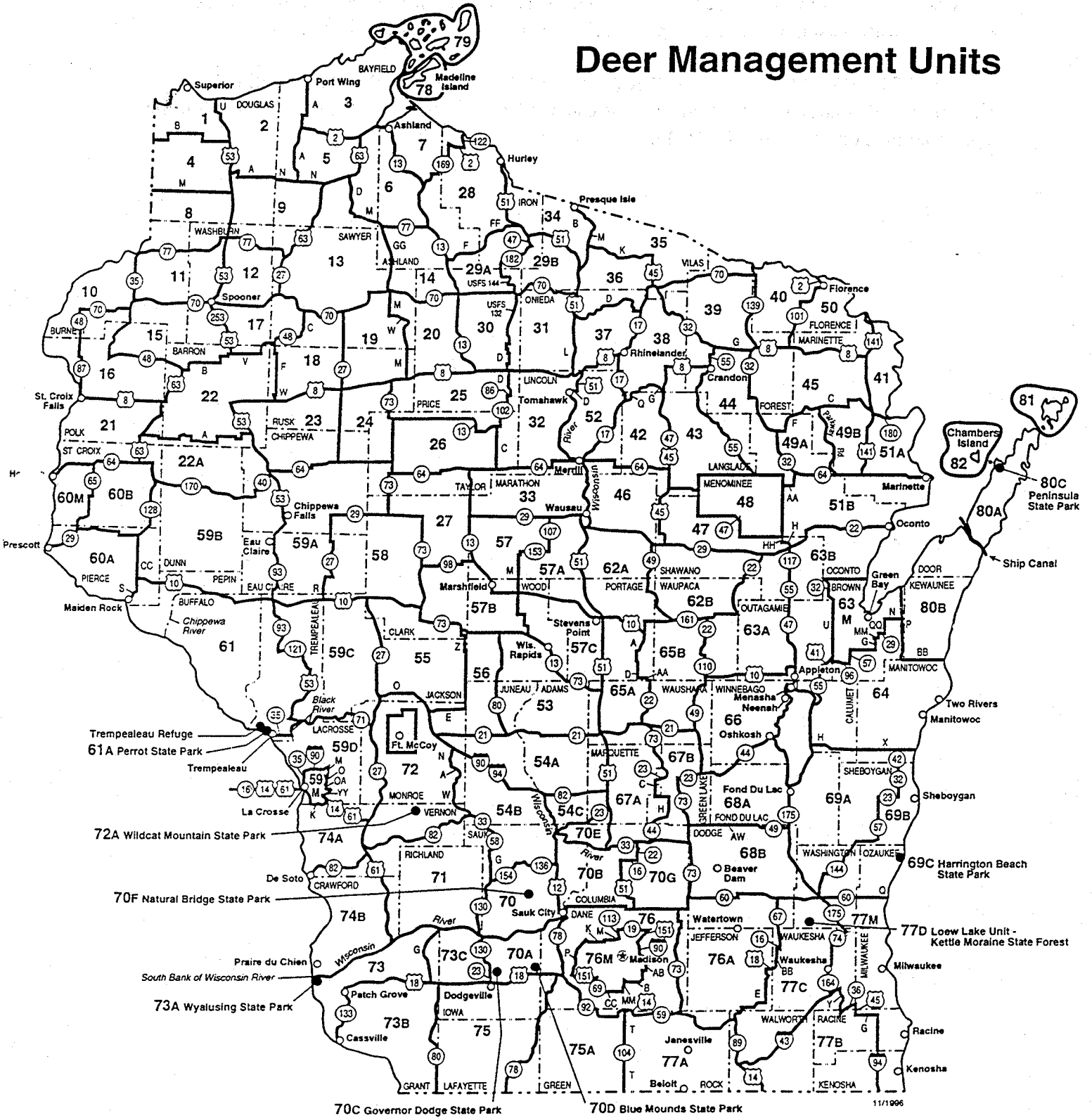
(7) FIREARM, MUZZLELOADER AND LATE BOW SEASON. Deer hunting by firearm, muzzleloader and bow and arrow is established by s. NR 10.01(3)(e)3, (es) and for the December portion of s. NR 10.01(3)(em) for Newport state park.



SECTION 15 NR 10 28 (1) is repealed and recreated to read:

(1) STATEWIDE DEER MANAGEMENT UNITS

# Deer Management Units



SECTION 16 NR 10.29 (map) is repealed and recreated to read:

## Wild Turkey Management Zones



\* Disabled Hunters Only

SECTION 17. NR 10.40(4)(title), (a), (d) and (e) are amended to read:

NR 10.40(4)(title) SPECIAL TURKEY HUNTS FOR DISABLED HUNTERS. (a)(title) Authorized state properties. ~~The following state parks are authorized to conduct special spring turkey hunts for disabled hunters possessing a Class A or Class C permit.~~ Turkey hunts for disabled hunters possessing a Class A or Class C permit are permitted at the following state owned properties: Belmont Mound (Lafayette county), Natural Bridge (Sauk county), Nelson Dewey (Grant county), New Glarus Woods (Green county), and Rocky Arbor (Juneau county) and Loew Lake unit - Kettle Moraine state forest (Washington county).

(d) Assistant identification. All successful applicants shall provide the park supervisor or property manager the name and address of their designated assistants at least 1 week prior to hunting.

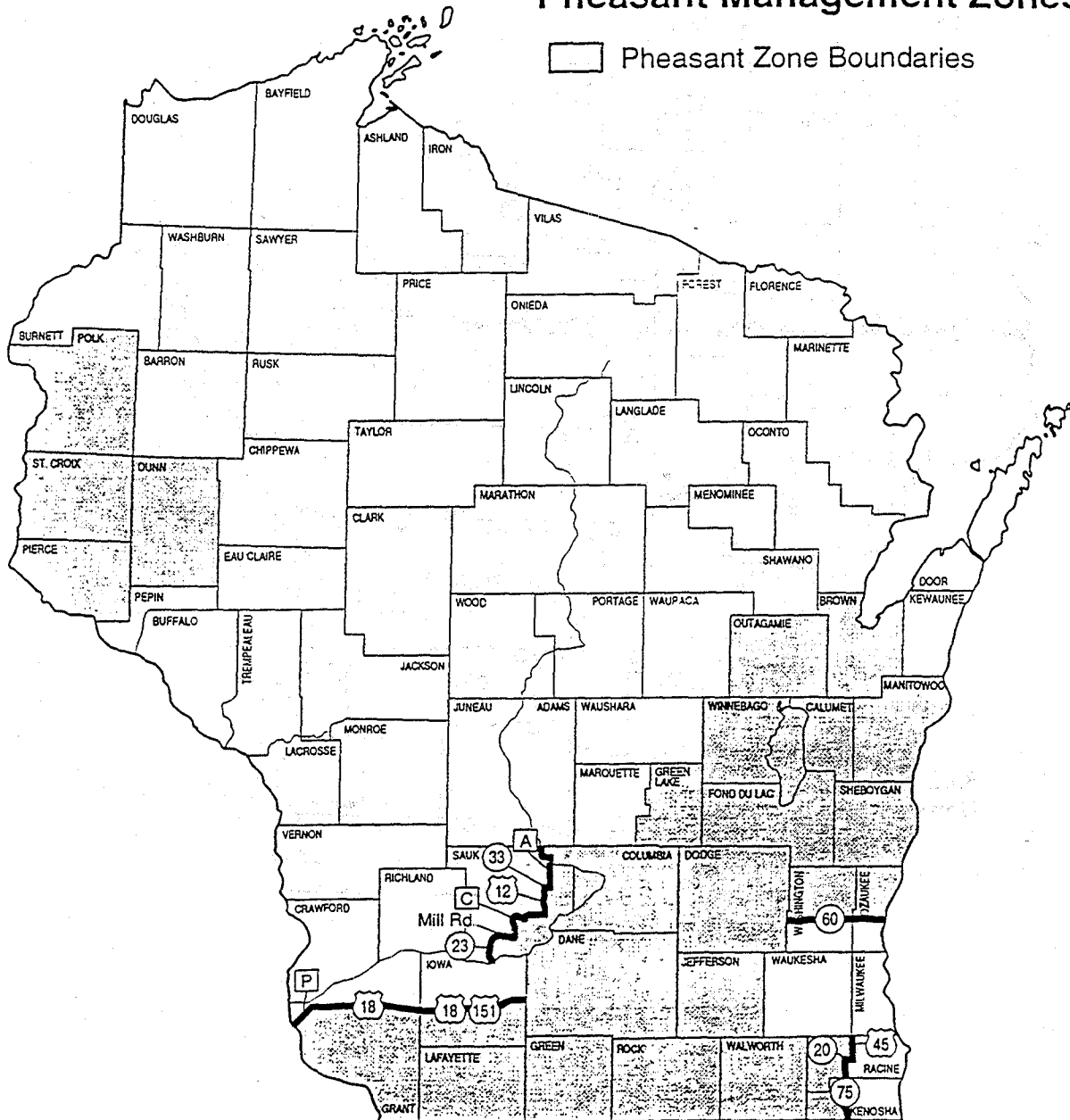
(e) Dates. All special ~~spring~~ turkey hunts shall be conducted during season dates established in s. NR 10.01(2)(f)3. Turkey hunting at Loew Lake unit (Kettle Moraine state forest) shall be conducted during dates established in s. NR 10.01(2)(f)1 and 2.

SECTION 18 NR 10 34 is repealed and recreated to read

NR 10.34 PHEASANT MANAGEMENT ZONES (1) PRIORITY HABITAT  
MANAGEMENT ZONES

### Pheasant Management Zones

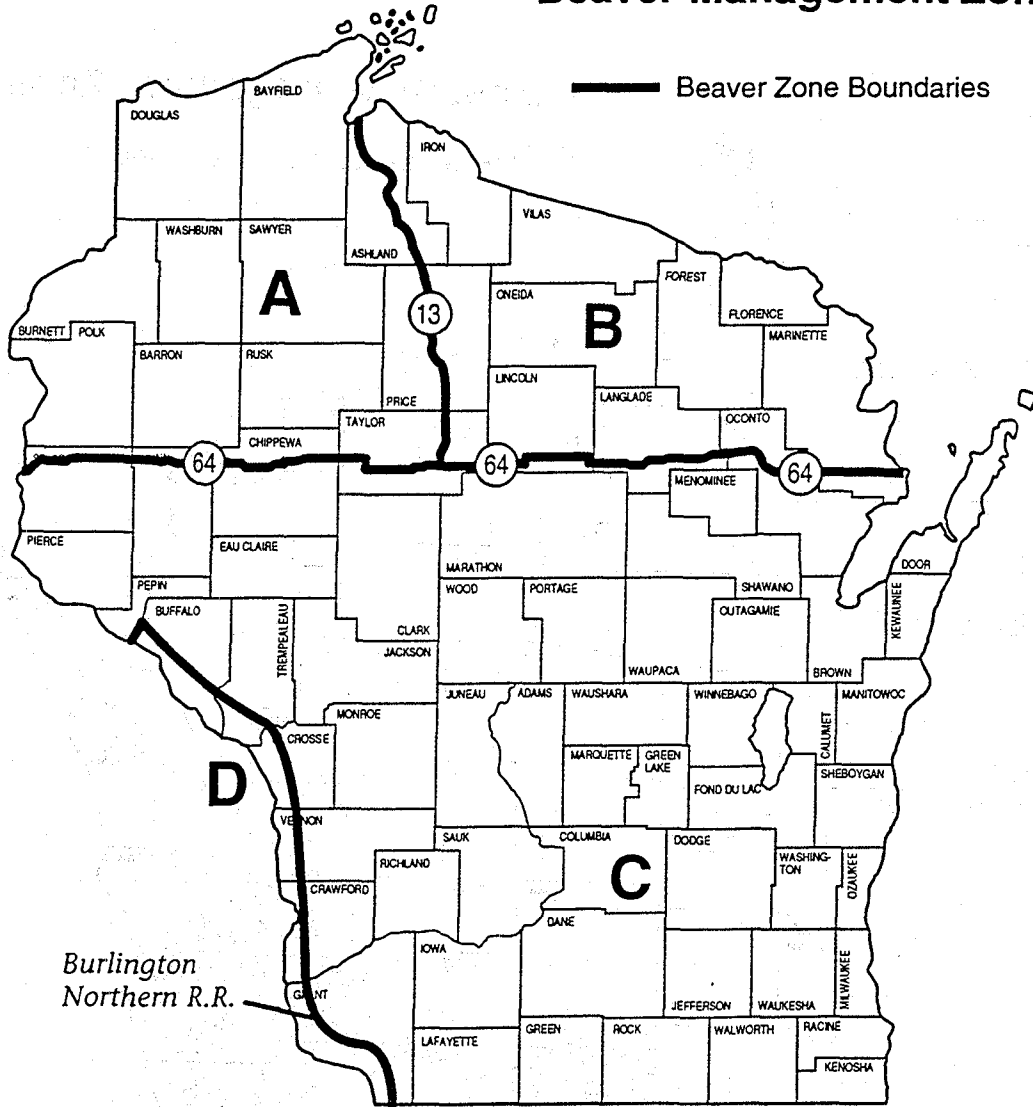
□ Pheasant Zone Boundaries



SECTION 19 NR 10.35 is repealed and recreated to read

NR 10.35 BEAVER MANAGEMENT ZONES

### Beaver Management Zones

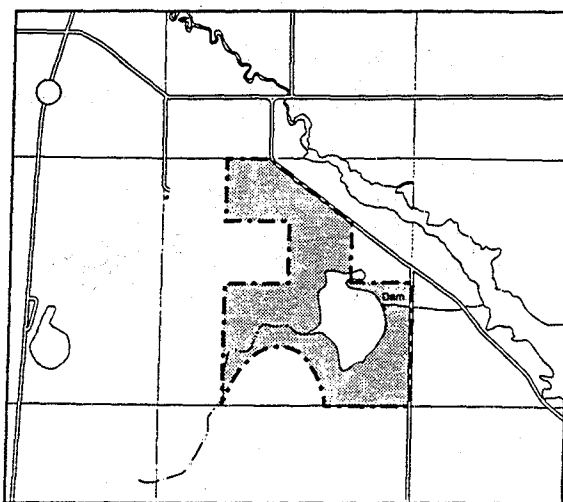


SECTION 20. NR 15.015 is created to read:

NR 15.015 WATERFOWL PRODUCTION AREAS A wildlife refuge is established in the following areas as posted with U.S. fish and wildlife service signs. No person may hunt or trap or have in his or her possession or under control within such area any firearm unless it is unloaded and completely enclosed within a carrying case, or any bow unless it is unstrung or completely enclosed within a carrying case, without authorization from the U.S. fish and wildlife service.

(1) WAUSHARA COUNTY. (a) Wilcox Lake waterfowl production area. Township 18 north, range 10 east, section 14, town of Dakota.

**Wilcox Lake Waterfowl Production Area**

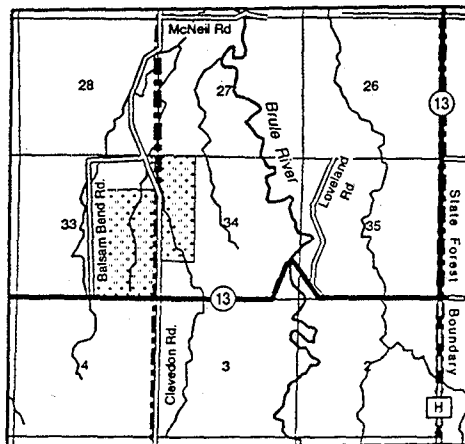


Closed to waterfowl hunting

SECTION 21. NR 15.022(3) is repealed and recreated to read:

NR 15.022(3) DOUGLAS COUNTY. (a) Brule river. Township 49 north, range 10 west, sections 33-34, town of Cloverland.

**Brule River Refuge**



Refuge Land

The foregoing rule was approved and adopted by the State of Wisconsin Natural Resources Board on May 28, 1997.

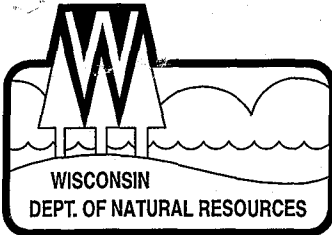
Sections 2,10,13, 20 and 21 shall take effect the first day of the month following publication as provided in s. 227.22(2)(intro.), Stats.. Sections 16 and 17 shall be effective January 1, 1998. Sections 1, 3, 6, 7, 8, 11, 12, 14 and 18 shall be effective March 1, 1998. Sections 4, 5, 9 and 19 shall be effective May 1, 1998.

Dated at Madison, Wisconsin August 7, 1997

STATE OF WISCONSIN  
DEPARTMENT OF NATURAL RESOURCES

By George E. Meyer  
George E. Meyer, Secretary

(SEAL)



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor  
George E. Meyer, Secretary

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August 7, 1997


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

Dear Mr. Poulson:

Enclosed are two copies, including one certified copy, of State of Wisconsin Natural Resources Board Order No. WM-5-97. These rules were reviewed by the Assembly Committee on Natural Resources and the Senate Committee on Agriculture and Environmental Resources 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 E. Meyer  
Secretary

Enc.