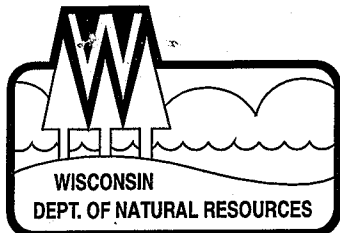


Clearinghouse Rule 99-097

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES



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

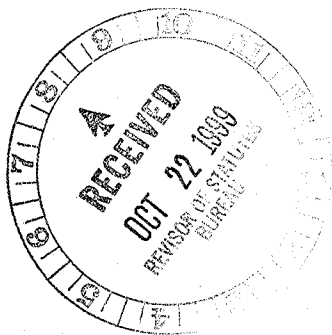
Box 7921
101 South Webster Street
Madison, Wisconsin 53707-7921
TELEPHONE 608-266-2621
FAX 608-267-3579
TDD 608-267-6897

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-3-99 was duly approved and adopted by this Department on August 25, 1999. 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 20th day of October, 1999



George E. Meyer
George E. Meyer, Secretary

(SEAL)

99-097



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

The Wisconsin Natural Resources Board proposes an order to amend NR 10.01(1)(v), 10.06(4) and 10.12(1)(h)(intro.) and to repeal and recreate NR 10.01(1)(b), (g)1.a. to k., (g)2., (g)3., (u)1., and (u)2 and 10.31(1)(c) relating to the 1999 migratory game bird season.

WM-3-99

Analysis Prepared by Department of Natural Resources

Statutory authority: ss. 29.014, 29.197, 29.041 and 227.11(2)(a), Stats.

Statutes interpreted: ss. 29.014, 29.041 and 29.197, Stats.

The proposed rules establish the regulations for the 1999 migratory game bird season. The significant regulations are:

Section 1.

Ducks. The state is divided into two zones each with a 60-day season. The season in the southern duck zone begins at noon October 2 and continues for 60 days, closing November 30. The north duck zone season begins at noon October 2 and continues through November 30. The daily bag limit in both zones is 6 ducks, including 4 mallards, of which only one may be a hen, and one canvasback for the entire 60 days in both zones.

Canada Geese. The state is apportioned into 3 goose hunting zones: Horicon, Collins and Exterior. Other special goose management subzones within the Exterior Zone include Brown County, Burnett County, New Auburn, Rock Prairie and the Mississippi River. Season lengths are: Collins Zone - 68 days; Horicon Zone - 95 days; Exterior Zone - 94 days; and Mississippi River Subzone - 80 days. The Burnett County and New Auburn subzones are closed to Canada goose hunting.

Section 2.

Rule has been amended to allow non-resident youth to participate in the special youth waterfowl hunt.

Section 3.

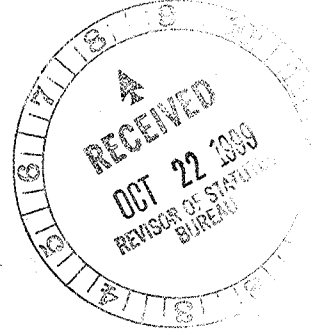
Migratory game bird hunting hours are amended to include the open and closing hours for the month of January.

Section 4.

This rule amends administrative code to be consistent with Fish and Wildlife Service baiting rules.

Section 5.

Recreates the map showing the new name of the railroad that serves as the eastern border of the Mississippi River subzone.



SECTION 1. NR 10.01(1)(b), (g)1.a. to k., (g)2., (g)3., (u) 1 and (u)2. are repealed and recreated to read:

Kind of Animal	Locality	Open season (all dates inclusive)	Daily Bag Limit	Possession Limit
NR 10.01(1)(b) <u>All species of wild duck</u>	Entire state	As established by zone	As established by season and zone	Double the daily bag limit through the entire season, except opening day when it is the same as the daily bag limit.
	South zone as established in s. NR 10.32	Oct. 2 at 12:00 noon - Nov. 30	6 ducks to include not more than 4 mallards of which only one may be a hen mallard, one pintail, one black duck, one canvasback, 2 redheads, 2 wood ducks and 3 scaup; 5 mergansers to include not more than one hooded merganser.	
	North zone as established in s. NR 10.32	Oct. 2 at 12:00 noon - Nov. 30	6 ducks to include not more than 4 mallards of which only one may be a hen mallard, one pintail, one black duck, one canvasback, 2 redheads, 2 wood ducks and 3 scaup; 5 mergansers to include not more than one hooded merganser.	
NR 10.01(1) (g) <u>Geese</u> 1. Canada geese and its subspecies	a. All that part of the exterior zone lying north of the boundaries established in s. NR 10.32 except for the subzone described in subpar. e.	Sept. 25 – Oct. 1 and Oct. 2 at 12:00 noon – Dec. 27	1	2
	c. Burnett county subzone	None	None	None
	d. New Auburn subzone	None	None	None
	e. Brown county subzone	Sept. 25 – Oct. 1 and Oct. 2 at 12:00 noon – Dec. 27	1	2
	f. All that part of the	Sept. 25 - Oct. 1 and	1	2

exterior zone lying south of the boundary established in s. NR 10.32 except for the zones and subzones described in subpars. c. to d. and g. to k.

Oct. 2 at 12:00 noon – Dec. 27

g. Horicon zone

Four permit periods:

The possession limit is restricted by a season limit corresponding to the number of carcass tags issued.

Sept. 18 - Oct. 1 and Oct. 2 at 12:00 noon – Oct. 22; 2

Oct. 4 – Nov. 7; 2

Oct. 16 - Nov. 19; 2

Nov. 1 – Dec. 21 2

h. Collins zone

Four permit periods:

The possession limit is restricted by a season limit corresponding to the number of carcass tags issued.

Sept. 18 - Oct. 1 and Oct. 2 at 12:00 noon – Oct. 3; 2

Oct. 4 - Oct. 17; 2

Oct. 18 - Oct. 31; 2

Nov. 1 - Nov. 19 and Nov. 29 – Dec. 3 2

i. Rock Prairie subzone

Sept. 25 - Oct. 1 and Oct. 2 at 12:00 noon – Dec. 17 1

2

k. Mississippi River subzone

Oct. 2 at 12:00 noon – Dec. 20 1

2

2. Snow/blue and Ross geese

Entire state

As established by zone 10

20

a. All that part of the exterior zone lying north of the boundaries established in s. NR 10.32 except for the subzone described in subpar. e.

Sept. 25 – Oct. 1 and Oct. 2 at 12:00 noon – Dec. 27

c. Burnett county subzone Sept. 25 - Oct. 1 and Oct. 2 at 12:00 noon - Dec. 27

d. New Auburn subzone Sept. 25 - Oct. 1 and Oct. 2 at 12:00 noon - Dec. 27

e. Brown county subzone Sept. 25 - Oct. 1 and Oct. 2 at 12:00 noon - Dec. 27

f. All that part of the exterior zone lying south of the boundary established in s. NR 10.32 except for the zones and subzones described in subpars. c. to d. and g. to k. Sept. 25 - Oct. 1 and Oct. 2 at 12:00 noon - Dec. 27

g. Horicon zone Sept. 18 - Oct. 1 and Oct. 2 at 12:00 noon - Dec. 21

h. Collins zone Sept. 18 - Oct. 1 and Oct. 2 at 12:00 noon - Nov. 19 and Nov. 29 - Dec. 3

i. Rock Prairie subzone Sept. 25 - Oct. 1 and Oct. 2 at 12:00 noon - Dec. 17

k. Mississippi River subzone Oct. 2 at 12:00 noon - Dec. 20

3. All other geese and brant

Entire state As established by zone 1 white-fronted goose and 1 brant 2 white-fronted geese and 2 brant

a. All that part of the exterior zone lying north of the boundaries established in s. NR 10.32 except for the subzone described in subpar. e. Sept. 25 - Oct. 1 and Oct. 2 at 12:00 noon - Dec. 27

c. Burnett county subzone Sept. 25 - Oct. 1 and Oct. 2 at 12:00 noon - Dec. 27

d. New Auburn subzone Sept. 25 - Oct. 1 and Oct. 2 at 12:00 noon - Dec. 27

e. Brown county subzone Sept. 25 - Oct. 1 and Oct. 2 at 12:00 noon -

Dec. 27

f. All that part of the exterior zone lying south of the boundary established in s. NR 10.32 except for the zones and subzones described in subpars. c. to d. and g. to k.

Sept. 25 - Oct. 1 and Oct. 2 at 12:00 noon - Dec. 27

g. Horicon zone

Sept. 18 - Oct. 1 and Oct. 2 at 12:00 noon - Dec. 21

h. Collins zone

Sept. 18 - Oct. 1 and Oct. 2 at 12:00 noon - Nov. 19 and Nov. 29 - Dec. 3

i. Rock Prairie subzone

Sept. 25 - Oct. 1 and Oct. 2 at 12:00 noon - Dec. 17

k. Mississippi River subzone

Oct. 2 at 12:00 noon - Dec. 20

NR 10.01(1)(u)

1. All species of wild ducks, mergansers and coots

North zone as established in s. NR 10.32

Sept. 11 - Dec. 7

3 in aggregate with those species listed under subd. 2

6 in aggregate with those species listed under subd. 2

Feb. 20 - Mar. 10

3 in aggregate with those species listed under subd. 2

6 in aggregate with those species listed under subd. 2

South zone as established in s. NR 10.32

Sept. 11 - Dec. 7

3 in aggregate with those species listed under subd. 2

6 in aggregate with those species listed under subd. 2

Feb. 20 - Mar. 10

3 in aggregate with those species listed under subd. 2

6 in aggregate with those species listed under subd. 2

2. Gallinules, Sora rail, Virginia rail, common snipe and woodcock

Entire state

Sept. 1 - Dec. 16

3 in aggregate with those species listed under subd. 1

6 in aggregate with those species listed under subd. 1

SECTION 2. NR 10.01(1)(v) is amended to read:

NR 10.01(1)(v) *Special youth waterfowl hunt event.* Persons 12 years of age or older but under 16 years of age who possess a certificate of accomplishment under s. 29.591, Stats., or its equivalent from another state or province, may hunt all species of wild duck, mergansers, geese, coots and gallinules on the 14th day before the opening of the regular duck season. Approvals under ch. 29, Stats., are not required pursuant to s. 29.197(1), Stats. except for registration in the harvest information program under s. NR 10.12(11) and Canada goose hunting permit, if hunting Canada geese. Daily bag limits are those described under s. NR 10.01(1)(b), (c), and (g) and all other waterfowl hunting regulations apply. Hunters shall be accompanied by an adult 18 years of age or older. One adult may not accompany more than 2 hunters.

SECTION 3. NR 10.06(4) is amended to read:

NR10.06(4) *Migratory game bird hunting.* 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). All waterfowl hunting starts at 12:00 noon on the first day of the duck hunting season established in s. NR 10.01 (1) (b).

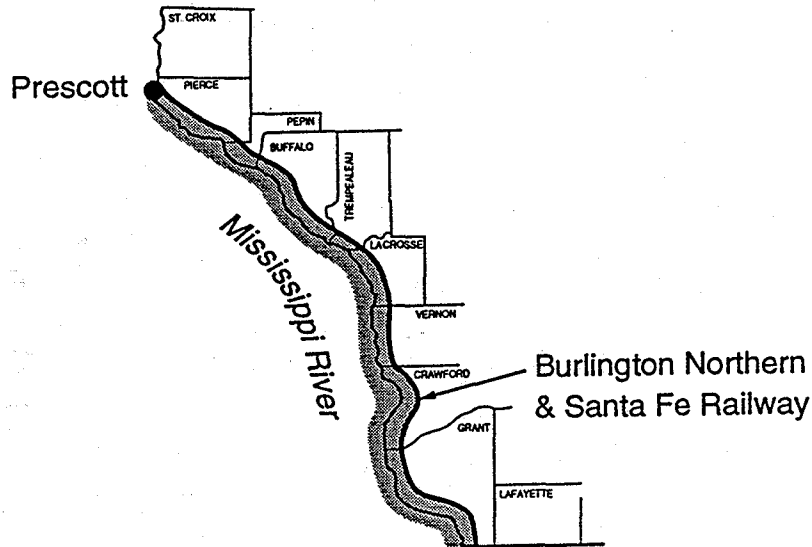
Migratory Game Bird Hunting Hours C.S.T.											
DAY	September		October		November		December		January		
	A.M.	M.	A.M.	P.M.	A.M.	P.M.	A.M.	P.M.	A.M.	P.M.	
1	4:46	:27	5:18	5:33	5:56	4:44	6:33	4:18	6:53	4:28	
2	4:47	:25	5:20	5:32	5:57	4:43	6:34	4:18	6:53	4:29	
3	4:48	:23	5:21	5:30	5:58	4:42	6:35	4:18	6:53	4:29	
4	4:49	:22	5:22	5:28	5:59	4:40	6:36	4:18	6:53	4:30	
5	4:50	:20	5:23	5:26	6:01	4:39	6:37	4:17	6:53	4:31	
6	4:51	:18	5:24	5:25	6:02	4:38	6:38	4:17	6:53	4:32	
7	4:52	:16	5:25	5:23	6:03	4:37	6:39	4:17	6:53	4:33	
8	4:53	:15	5:26	5:21	6:05	4:36	6:40	4:17	6:53	4:34	
9	4:54	:13	5:28	5:20	6:06	4:35	6:41	4:17	6:52	4:35	
10	4:55	:11	5:29	5:18	6:07	4:33	6:42	4:17	6:52	4:37	
11	4:56	:09	5:30	5:16	6:08	4:32	6:42	4:17	6:52	4:38	
12	4:58	:08	5:31	5:15	6:10	4:31	6:43	4:17	6:51	4:39	
13	4:59	:06	5:32	5:13	6:11	4:30	6:44	4:17	6:51	4:40	
14	5:00	:04	5:33	5:11	6:12	4:29	6:45	4:18	6:51	4:41	
15	5:01	:02	5:35	5:10	6:14	4:28	6:46	4:18	6:50	4:42	
16	5:02	:00	5:36	5:08	6:15	4:28	6:46	4:18	6:49	4:43	
17	5:03	:59	5:37	5:06	6:16	4:27	6:47	4:18	6:49	4:45	
18	5:04	:57	5:38	5:05	6:17	4:26	6:48	4:19	6:49	4:46	
19	5:05	:55	5:39	5:03	6:19	4:25	6:48	4:19	6:48	4:47	
20	5:06	:53	5:41	5:02	6:20	4:24	6:49	4:19	6:47	4:48	
21	5:07	:51	5:42	5:00	6:21	4:24	6:49	4:20	6:47	4:50	
22	5:08	:50	5:43	4:58	6:22	4:23	6:50	4:20	6:46	4:51	
23	5:10	:48	5:44	4:57	6:23	4:22	6:50	4:21	6:45	4:52	
24	5:11	:46	5:46	4:55	6:25	4:22	6:51	4:22	6:44	4:54	
25	5:12	:44	5:47	4:54	6:26	4:21	6:51	4:22	6:44	4:55	
26	5:13	:42	5:48	4:53	6:27	4:20	6:52	4:23	6:43	4:56	
27	5:14	:41	5:49	4:51	6:28	4:20	6:52	4:24	6:42	4:57	
28	5:15	:39	5:51	4:50	6:29	4:19	6:52	4:24	6:41	4:58	
29	5:16	:37	5:52	4:48	6:30	4:19	6:52	4:25	6:40	5:00	
30	5:17	:35	5:53	4:47	6:32	4:19	6:53	4:26	6:39	5:01	
31			5:54	4:46			6:53	4:27	6:38	5:02	

Note: Times listed are one half hour before sunrise and sunset.

SECTION 4. NR 10.12(1)(h) (intro.) is amended to read:

NR 10.12(1)(h)(intro.) *Baiting.* By the aid of baiting, or on or over any baited area where a person knows or reasonably should know that the area is or has been baited. As used in this paragraph, "baiting" shall mean the placing, exposing, depositing, distributing, or scattering of shelled, shucked, or unshucked corn, wheat or other grain, salt, or other feed so as to constitute for ~~such~~ birds a lure, attraction or enticement to, on, or over any areas where hunters are attempting to take them: and "baited area" means any area where shelled, shucked, or unshucked corn, wheat, or other grain salt, or other feed whatsoever capable of luring, attracting, or enticing ~~such~~ birds is directly or indirectly placed, exposed, deposited, distributed, or scattered; and ~~such~~ the area shall remain a baited area for 10 days following complete removal of all ~~such~~ corn, wheat or other grain, salt, or other feed. However, nothing in this paragraph shall prohibit:

SECTION 5. NR 10.31(1)(c) is repealed and recreated to read:



The foregoing rules are approved and adopted by the Natural Resources Board on August 25, 1999.

The rules 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 October 20, 1999

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES

By George E. Meyer
George E. Meyer, Secretary

(SEAL)