

Report From Agency

REPORT TO LEGISLATURE

NR 10 and 45, Wis. Adm. Code

Board Order No. WM-18-22
Clearinghouse Rule No. 21-013

Basis and Purpose of the Proposed Rule

These rule changes were included in the 2023 Wildlife Management Spring Hearing rules package and questionnaire. The Spring Hearings are held annually to collect public input on conservation and environmental issues. This rule package will modify regulations for hunting, trapping, and target shooting found in Ch's. NR 10 Game and Hunting and 45 Miscellaneous Fur, Fish, Game and Outdoor Recreation
These rules will:

1. Allow the use of F-shot while hunting migratory birds.
2. Simplify the rules for quartering deer, bear and elk.
3. Make youth antlerless permits valid on either public or private lands.
4. Increase the student registration fee for trapper education.
5. Allow individuals to aid disabled trappers in the field without holding specific harvest permits or authorizations for that animal.
6. Allow the issuance of an either-sex diseased deer replacement permit if a hunter harvests a diseased antlerless deer.
7. Allow landowners to shoot a bear in the act of killing, wounding, or biting a domestic animal without the need for written authorization from DNR.
8. Regulate shooting on department lands in Brown County.

Summary of Public Comments

2023 Total Participants: 12,642

Question Number	Question Description	Yes	No	No Opinion	WCC Approval	County Approval (Yes/No/Tie)	Local Approval (Yes / No)
1	Allow the use of F-shot while hunting waterfowl.	3,955	1,352	2,696	Yes	72 / 0 / 0	
2	Expand the October youth deer season to four consecutive days.	3,492	3,649	825	No	23 / 48 / 1	
3	Simplify the rules for quartering deer, bear and elk.	4,191	1,935	1,809	Yes	72 / 0 / 0	
4	Increase the student registration fee for trapper education.	5,758	1,183	967	Yes	71 / 0 / 1	
5	Remove the public/ private designation on the junior antlerless deer harvest authorization.	4,659	2,046	1,182	Yes	72 / 0 / 0	
6	Allow additional assistance for disabled trappers.	4,570	1,323	1,953	Yes	71 / 0 / 0	
7	Allow individuals to shoot a bear in the act of attacking a domestic animal.	5,720	1,387	718	Yes	71 / 0 / 1	
8	Issue either-sex diseased deer replacement permits.	4,640	2,050	1,118	Yes	71 / 1 / 0	

9	Allow DNR to regulate target shooting on DNR lands in Brown County.	3,639	1,354	2,788	Yes	67 / 5 / 0	Brown Yes: 105 No: 54
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The department received only one written comment during the official comment period. This individual didn't express support or opposition to any of the proposals but expressed concern that expanding the youth deer season and allowing youth antlerless permits to be valid on any property type would expand entitlements to youth which they don't feel increases independent youth enrollment.

Modifications Made

The department solicited public input on one proposal that it ultimately elected not to include in this rule. The department also proposed expanding the October youth gun deer season from two to four days. After reviewing the public input and further discussing the rule proposals, the department chose to not move forward with the proposal at this time.

Appearances at the Public Hearing

The Department held a virtual public hearing on the proposed permanent rule, WM-18-22 on May 17, 2023.. No members of the public attended the hearing.

Changes to Rule Analysis and Fiscal Estimate

No changes were made to the rule analysis or fiscal estimate through the public comment process, as no public comments on either were received.

Response to Legislative Council Rules Clearinghouse Report

The Legislative Council Rules Clearinghouse submitted comments on May 9, 2023.

Changes to the proposed rule were made to address all recommendations by the Legislative Council Rules Clearinghouse.

Final Regulatory Flexibility Analysis

These rules, and the legislation which grants the department rule making authority, do not have a significant fiscal effect on the private sector or small businesses. These rules are applicable to individual sportspersons and impose no compliance or reporting requirements for small business, nor are any design or operational standards contained in the rule. Therefore, under s. 227.19 (3m) Stats., a final regulatory flexibility analysis is not required.

Response to Small Business Regulatory Review Board Report

The Small Business Regulatory Review Board did not prepare a report on this rule proposal.