

Clearinghouse Rule 00-031  
State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

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

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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-1-00 was duly approved and adopted by this Department on May 23 and 24, 2000. 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 13th day of July, 2000



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

(SEAL)

00-031

11/18/00  
5/01/01

Quality Natural Resources Management  
Through Excellent Customer Service



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 10.01(1)(g)1.d., 2.d. and 3.d., 10.06 (3) and (4), 10.145(5)(a)2, 10.31(1)(d), 11.02(2)(a), 15.022(11); to amend NR 10.01(3)(es), 10.06(2)(a) and (b), 10.02 (5), 10.06(6) and (7), 10.06(8)(a) and (b), 10.09(1)(c)1.c, 10.13(3)(a), 10.145(5)(a)1.; to repeal and recreate NR 10.01(3)(h)1.a., 10.06(5), 10.31(3)(a), 10.34(1); and to create NR 10.01(1)(h), 10.20, 11.05(2), 16.02(5)(e) relating to hunting, trapping and captive wildlife.

WM-1-00

Analysis Prepared by Department of Natural Resources

Statutory authority: ss. 29.014, 29.192, 29.604, 21.621, and 227.11, Stats.

Statutory interpreted: ss. 29.192, 29.604, and 29.621, Stats.

**Sections 1, 2, 3 and 18.** wildlife refuge – eliminates the New Auburn subzone for migratory birds.

**Section 4-** dove hunting - establishes mourning dove hunting season, daily bag limit and possession limit.

**Section 5.** deer hunting – allows unfilled gun deer licenses to be used during the muzzleloader deer season and allows deer of either sex to be harvested with the unfilled deer tag in the Mississippi River Block Units during the muzzleloader season.

**Section 6.** coyote hunting- changes the area closed to coyote hunting during the gun deer season.

**Section 7.** protected animal list - removes mourning dove from the protected animal list.

**Section 8.** hunting zones – creates hunting hour areas and zones to more accurately reflect the intended opening and closing times.

**Section 9.** gun deer hunting hours - repeals old hunting hours table.

**Sections 10, 11, 12, 13 and 14.** hunting hours- establishes hunting hours for gun bear, bow deer, deer with firearms and small game.

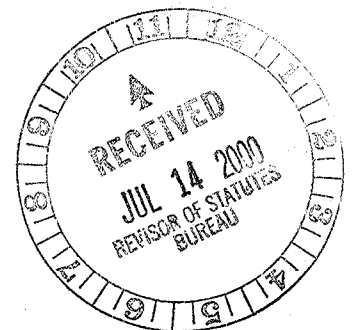
**Section 15.** handgun use – allows the same cartridges that are legal to hunt deer or bear in a rifle, to be legal in a handgun.

**Section 16.** trapping hours – lengthens legal trapping hours.

**Section 17 and 19.** bobcat, fisher and otter – establishes timely registration of bobcat, fisher and otter harvest.

**Section 20.** wolves- creates wolf management zones.

**Section 21.** Horicon zone – modifies Horicon Zone boundary.



**Section 22. pheasants** – adds portions of Eau Claire and Pepin counties to the pheasant management zones.

**Section 23 and 25. Pine Island Wildlife Refuge**- eliminates the Pine Island refuge.

**Section 24. wildlife refuge** – creates a closed season for resting waterfowl in the Winx Flowage area.

**Section 26. captive mute swans** – requires game farm mute swans to be penned or sterilized.

**Section 1. NR 10.01(1)(g) 1.d. is repealed.**

**Section 2. NR 10.01(1)(g) 2.d. is repealed.**

**Section 3. NR 10.01(1)(g) 3.d. is repealed.**

**Section 4. NR 10.01 (1)(h) is created to read:**

NR 10.01 (1) MIGRATORY GAME BIRDS.

Kind of animal	Locality	Open season (all dates inclusive)	Daily bag limit	Possession limit
NR 10.01(1)				
(h) <i>Mourning dove</i>	Entire state	Sept. 1- Oct. 30	15	30

**Section 5. NR 10.01(3)(es) is amended to read:**

*NR10.01(3)(es) Muzzleloader deer season*

Kind of animal and locality	Open season (all dates inclusive)	Limit
1. Entire state, <u>except for the areas described in subd 1m. and 2.</u>	Beginning on the Monday immediately following the Thanksgiving holiday and continuing for 7 consecutive days.	As One buck deer and additional deer as authorized by <del>hunter's choice</del> and antlerless deer permits issued under s. NR 10.104.
<u>1m. Deer management units 1,2,3,4,5, 6,7,8,9,10,11,12,13,14,17,18,19,20,24, 28,29A,29B,30,31,34,35,36,37,38,44, 49B,50,52,53,55,56,78 and the Tuscobia-Park Falls state trail.</u>	<u>Muzzleloader season beginning November 27, 2000 and ending on December 3, 2000.</u>	<u>One deer of either sex and additional deer as authorized by antlerless deer permits issued under s. NR 10.104.</u>
<u>2. Zone B as described in par. (3)(e)2.</u>	<u>Beginning the Monday immediately following the Thanksgiving holiday and continuing for 7 consecutive days.</u>	<u>One deer of either sex and additional deer as authorized by antlerless deer permits issued under s. NR 10.104.</u>

**Section 6. NR 10.01(3)(h) 1. a. is repealed and recreated to read:**

Kind of animal and locality	Open season	Limit
NR10.01(3)(h) <i>Coyote</i>		
1. Hunting		
a. Wolf management zone 1, as described in s. NR 10.20.	All year except closed during the gun deer seasons as established under ss. NR 10.01(3)(e) and (es) and 10.117.	None

**Section 7. NR 10.02(5) is amended to read:**

NR 10.02(5) Prairie chicken, Canada spruce grouse (spruce hen), ~~mourning doves~~, swans, cranes, bitterns, plovers, kingfishers, cormorants, herons, sandpipers and grebes.

**Section 8. NR 10.06(2)(a) and (b) are amended to read:**

NR10.06(2)(a) *General*. ~~General~~ Two general hunting hour zones areas are established as follows: Northern area: all of the following counties and all counties north of them: Pierce, Dunn, Eau Claire, Clark, Marathon, Shawano, Oconto and Door. Southern area: remainder of state. In addition, the following zones are established across the northern and southern areas:

- A--- all that part of the state lying east of 88°-00F longitude.
- B--- all that part of the state lying between 88°-00F and 89°-00F long.
- C--- all that part of the state lying between 89°-00F and 90°-00F long.
- D--- all that part of the state lying between 90°-00F and 91°-00F long.
- E--- all that part of the state lying between 91°-00F and 92°-00F long.
- F--- all that part of the state lying west of 92°-00F longitude.

(b) *General prohibition*. Except as provided in subs. (4), ~~(5)~~, (6), (7) and (8), no person may hunt or shoot any game species on which an open season is prescribed on any day during the open season before the a.m. times or after the p.m. times established in sub. ~~(3)~~ (5).

**Section 9. NR 10.06(3) and (4) are repealed.**

**Section 10. NR 10.06(5) is repealed and recreated to read:**

NR 10.06 (5) *HUNTING HOURS*. Hunting hours for bear, bow deer, deer with firearms and small game are 30 minutes before sunrise through 20 minutes after sunset. Hunting hours for migratory game birds are 30 minutes before sunrise to sunset. 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). The department shall establish the specific opening and closing times annually in the hunting regulations pamphlets. Opening and closing times for zone A southern and northern areas shall be based on astronomical data collected by the U.S. naval observatory, Washington D.C., 20392-5420 for Sheboygan, Wisconsin and Powers, Michigan,

respectively. The hunting hours for the other zones shall be obtained by adding minutes to the Zone A a.m. and p.m. columns as follows:

<u>Zone ---- Adjustment</u>	
B---Add 4 minutes	E---Add 16 minutes
C---Add 8 minutes	F---Add 20 minutes
D---Add 12 minutes	

**Section 11. NR 10.06(6) is amended to read:**

NR 10.06(6) (intro.) *PHEASANT HUNTING*. (intro.) Except as provided in this subsection, pheasant hunting hours are those hunting hours established for small game in s. NR 10.06 ~~(3)~~ sub. (5). Pheasant hunting hours shall close at 2:00 p.m. daily within the posted boundaries of the following state wildlife areas beginning the third day of the pheasant hunting season established in s. NR 10.01 (2)(c) and continuing through November 3.

**Section 12. NR 10.06 (7) is amended to read:**

NR 10.06(7) *WILD TURKEY HUNTING*. The hunting hours for pursuing wild turkeys shall be the same as the hours established in sub. ~~(3)~~ (5) except that spring season hunting hours shall close at 5:00 p.m. daily.

**Section 13. NR 10.06(8)(a) is amended to read:**

NR 10.06(8)(a) *Bow bear and deer seasons*. Hunting hours established in sub. ~~(3)~~ (5) shall apply to archers pursuing any species during the bow bear season established in s. NR 10.01(3)(g) and during the bow deer season established in s. NR 10.01 (3)(em).

**Section 14. NR 10.06(8)(b) is amended to read:**

NR 10.06(8)(b) *Gun deer season*. Hunting hours established in sub. (5) shall apply to bow and gun hunters pursuing any species, except migratory game birds listed in s. NR 10.01(1), during the regular gun deer season established in s. NR 10.01(3) (e).

**Section 15. NR 10.09(1)(c)1.c. is amended to read:**

NR 10.09(1)(c)1.c. Deer or bear may be hunted with handguns loaded with ~~.357, .41 and .44~~ magnum caliber centerfire cartridges or any other caliber handgun chambered for commercially manufactured cartridges which produce a minimum muzzle energy of 1000 foot pounds. of .22 caliber or larger ~~Such handguns shall and that~~ and that have a minimum barrel length of 5 ½ inches measured from the muzzle to the firing pin with the action closed.

**Section 16. NR 10.13(3)(a) is amended to read:**

NR 10.13(3)(a) *Legal time period*. The trapping hours shall be from ~~6:00~~ 4:00 a.m. to ~~7:00~~ 8:00 p.m. (CST).

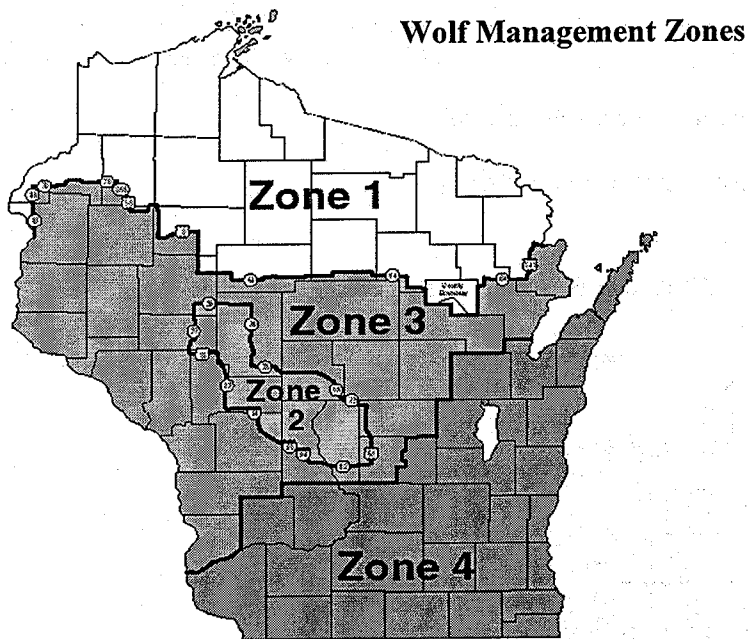
**Section 17. NR 10.145 (5)(a)1. is amended to read:**

NR 10.145 (5)(a)1. 'Bobcat, fisher and otter'. Unless authorized by the department, each person who has killed a bobcat, fisher or otter during the respective open season shall exhibit the pelt to an authorized department representative no later than 5 days after ~~the close of the season~~ the month of harvest.

**Section 18. NR 10.145 (5)(a)2 is repealed.**

**Section 19. NR 10.20 is created to read:**

**NR 10.20 Wolf management zones.**

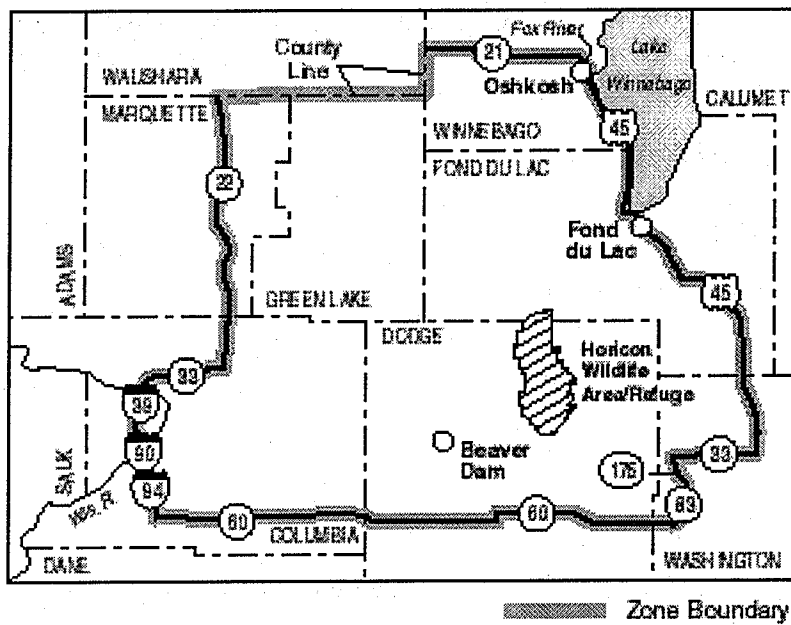


**Section 20. NR 10.31(1)(d) is repealed.**

**Section 21. NR 10.31(3)(a) is repealed and recreated to read:**

NR 10.31(3)(a) Horicon zone boundaries

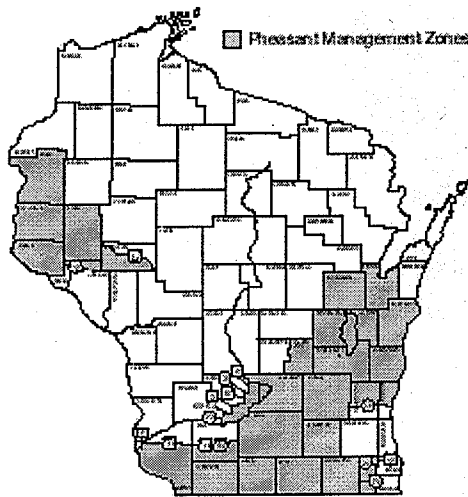
**HORICON ZONE**



Section 22. NR 10.34(1) is repealed and recreated to read:

NR 10.34(1) PRIORITY HABITAT MANAGEMENT ZONES

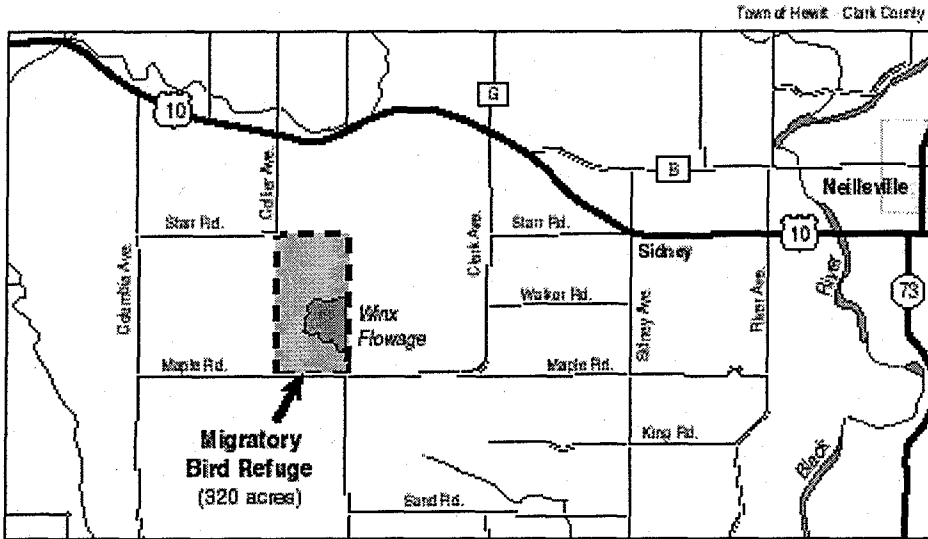
**Pheasant Management Zones**



Section 23. NR 11.02(2)(a) is repealed.

Section 24. NR 11.05 (2) is created to read:

NR 11.05(2) CLARK COUNTY. (a) *Winx Flowage area*. East ½ of township 24 north, range 3 west, section 24, town of Hewett.



Section 25. NR 15.022(11) is repealed.

Section 26. NR 16.02 (5)(e) is created to read:

NR 16.02 (5)(e) All mute swans held on a game farm licensed pursuant to this section shall be enclosed within a covered pen by the licensee year-round unless pinioned and rendered sterile by a licensed veterinarian.

The foregoing rule was approved and adopted by the State of Wisconsin Natural Resources Board on May 23 and 24, 2000.

Sections 1 to 4, 6, 7 and 16 to 26 shall take effect on May 1, 2001 and sections 5 and 8 to 15 if the rule, shall take effect on Nov. 18, 2000 as provided in s. 227.22(2), Stats.

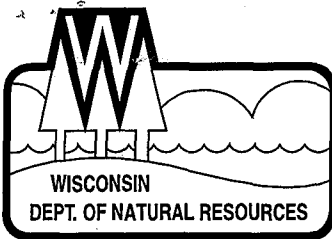
Dated at Madison, Wisconsin

July 13, 2000  
STATE OF WISCONSIN  
DEPARTMENT OF NATURAL RESOURCES

By George E. Meyer  
George E. Meyer, Secretary

(SEAL)





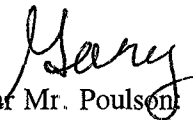
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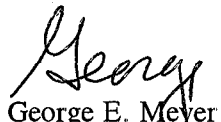
Mr. Gary L. Poulson  
Assistant Revisor of Statutes  
131 West Wilson Street - Suite 800  
Madison, WI

  
Dear Mr. Poulson:

Enclosed are two copies, including one certified copy, of State of Wisconsin Natural Resources Board Order No. WM-1-00. These rules were reviewed by the Assembly Committee on Natural Resources and the Senate Committee on Agriculture, Environmental Resources and Campaign Finance Reform 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.

