

Report to
Legislative Council Rules Clearinghouse
NR 25.05(1)(d), Wis. Adm. Code
Natural Resources Board Order No. FH-35-06

Wisconsin Statutory Authority

ss. 29.014(1), 29.041, 29.519(1)(b) and 227.11(2)(a), Stats., interpreting ss. 29.014(1), 29.041, 29.516(2) and 29.519(1)(b), Stats.

Federal Authority

N/A

Court Decisions Directly Relevant

None

Analysis of the Rule - Rule Effect - Reason for the Rule

The proposed rule will repeal a sunset clause pertaining to commercial fishing for chubs in Lake Michigan. Natural Resources Board Order No. FH-34-01 (Clearinghouse Rule No. 01-145) revised commercial fishing depth limits, but included a sunset provision by which the changes would expire on July 1, 2007. The proposed rule would allow the present rules to continue indefinitely. Under those rules, the minimum depth for commercial chub nets is 45 fathoms from January 16 through April 25. If the proposed rule is not adopted and the sunset clause is allowed to take effect, minimum depths would vary by area and season. During January 16 through the end of February, the minimum depth would be 55 fathoms in the northern chub fishing zone and 60 fathoms in the southern chub fishing zone. During March 1 through April 25, the minimum depth would be eliminated.

Agency Procedures for Promulgation

Public hearing, Natural Resources Board final adoption, followed by legislative review.

Description of any Forms (attach copies if available)

None

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