

CR 83-165

State of Wisconsin

DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny
Secretary

BOX 7921
MADISON, WISCONSIN 53707

STATE OF WISCONSIN)
DEPARTMENT OF NATURAL RESOURCES) ss


RECEIVED

APR 27 1984
2:30 pm
Sec of Statutes

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Carroll D. Besadny, 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. G-37-83 was duly approved and adopted by this Department on February 22, 1984. 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 General Executive Facility, #2 in the City of Madison, this 23rd day of April, 1984.



Carroll D. Besadny, Secretary

(SEAL)

7-1-84

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

.....
 IN THE MATTER of repealing s. NR 10.01(1)(t);
 amending s. NR 10.01(1)(j), (L)2. and b., 3.b.,
 5. & (q); and repealing and recreating
 s. NR 10.01(1)(a), (b), (c), (g), (k), and (n)
 of the Wisconsin Administrative Code pertaining
 to the 1983 migratory bird season.

G-37-83

Analysis Prepared by Department of Natural Resources

The proposed rules establish the regulations for the 1983 migratory bird season. The significant changes from the previous regulations are:

1. Duck Season. The federal framework was changed in 1983 to allow a zoned duck season for Wisconsin crossing the state approximately on U.S. Hwy. 10. The zoned duck season allows a continuous season to be set in the north where freezing weather limits opportunity while retaining the standard split season in the south. The 50-day season in the north begins at noon on October 1 and runs continuously through November 19. The southern season runs from noon on October 1 through October 9 and, following a 5-day closed period, reopens October 15 and continues through November 24. Wisconsin again chose the point system option and the federal low point category of 10 for scaup, wigeon and teal.
2. Special Scaup Season. This season continues for 16 days in selected waters following the close of the duck season as it has in previous years.
3. Canada Geese. The federal framework expanded the east-central Canada goose tag zone to include the entire counties of Columbia, Green Lake, Dodge, Fond du Lac, Marquette and Winnebago plus Theresa Marsh in northeastern Washington County. The season will run 40 days in the above tag zone, 50 days in western Wisconsin, and either 20 or 25 days in eastern Wisconsin outside of the tag zone. Special extended seasons are provided for the Mississippi River, Brown County and the Rock Prairie in Walworth and Rock Counties.
4. Other Geese. Other goose seasons run in conjunction with the 50-day duck season except on the Mississippi River and Rock Prairie where they end with the Canada goose season. In the Horizon and Central Zones, other goose seasons are concurrent with the Canada goose season.
5. Horizon and Central Zones Canada Goose Permits. An additional 10,500 Canada goose permits are available in the Horizon and Central Zones this year (1982 - 23,150 permits; 1983 - 33,650 permits).
6. MVP Goose Management Area. The MVP Goose Management Area includes only 14 counties within which a free permit is again required to hunt Canada geese.

Pursuant to the authority vested in the State of Wisconsin Natural Resources Board by ss. 29.085, 29.174, and 227.014(2)(a), Stats., the State of Wisconsin Natural Resources Board hereby repeals, amends and repeals and recreates rules interpreting ss. 29.085 and 29.174, Stats., as follows:

SECTION 1. NR 10.01(1)(a) is repealed and recreated to read:

Kind of animal	Locality	Open season (all dates inclusive)	Daily bag limit	Possession limit
(a) <u>Canvasback duck</u>	All that part of the state lying west of the Burlington Northern railway and extending north from lock and dam 9 in Crawford county to the center line of the Chippewa river	None	None	None

SECTION 2. NR 10.01(1)(b) is repealed and recreated to read:

Kind of animal	Locality	Open season (all dates inclusive)	Daily bag limit	Possession limit
(b) All species of wild duck except as provided in par. (a)	Entire state	As established by zone	The daily bag limit is reached when the last bird taken plus the total value of birds already taken during that day equals or exceeds 100 points	Double the daily bag limit through the entire open season
	North Zone - All that part of Wisconsin lying north of a line beginning at the junction of the center line of the western state boundary on the Mississippi river and the center line of the Chippewa river, then north on the center line of the Chippewa river to its junction with state highway 35, then east on highway 35 to its junction with state highway 25, then north on highway 25 to its junction with U.S. highway 10, then east on U.S. highway 10 to its junction with the Manitowoc harbor in the city of Manitowoc and east to the eastern state boundary in Lake Michigan	Oct. 1 at 12:00 noon-Oct. 9	Point values - 100 points: canvasback, black duck and hen mallard	70 points: redhead, wood duck, hooded merganser and drake mallard
		25 points: ringneck, ruddy duck, goldeneye, bufflehead, pintail, gadwall, shoveler, all other mergansers, and all other ducks not specifically listed	10 points: scaup, blue-winged teal, green-winged teal and wigeon	
		Oct. 10 - Nov. 19	Point values - 100 points: canvasback and black duck	70 points: redhead, hen mallard, wood duck and hooded merganser
10 points: scaup, blue-winged teal, green-winged teal and wigeon				

Kind of animal	Locality	Open season (all dates inclusive)	Daily bag limit	Possession limit
	South zone - Remainder of the state	Oct. 1 at 12:00 noon-Oct. 9	Point values - 100 points: canvasback, black duck and hen mallard 70 points: rethead, wood duck, hooded merganser and drake mallard 25 points: ringneck, ruddy duck, goldeneye, bufflehead, pintail, gadwall, shoveler, all other mergansers, and all other ducks not specifically listed	
		Oct. 15-Nov. 24	10 points: scaup, blue-winged teal, green-winged teal and wigeon Point values - 100 points: canvasback and black duck 70 points: rethead, hen mallard, wood duck and hooded merganser 25 points: drake mallard, ringneck, ruddy duck, goldeneye, bufflehead, pintail, gadwall, shoveler, all other mergansers, and all other ducks not specifically listed	
			10 points: scaup, blue-winged teal, green-winged teal and wigeon	

SECTION 3. NR 10.01(1)(c) is repealed and recreated to read:

Kind of animal	Locality	Open season (all dates inclusive)	Daily bag limit	Possession limit
(c) Scaup (special season)	1. North zone-Shawano lake, Lake Pepin, all state waters north of state highway 64 including all that part of Lake Michigan located in the north zone described in par. (b), and beyond 500 feet from the shoreline in the waters of Green Bay and Lake Superior	Nov. 20-Dec. 5	5	10

Kind of animal	Locality	Open season (all dates inclusive)	Daily bag limit	Possession limit
	2. South zone-The waters of the Mississippi river in Grant county, all that part of Lake Michigan located in the south zone as described in par. (b) except waters adjacent to Milwaukee county, and beyond 500 feet from the shoreline in Lake Winnebago	Nov. 25-Dec. 10	5	10

SECTION 4. NR 10.01(1)(g) is repealed and recreated to read:

Kind of animal	Locality	Open season (all dates inclusive)	Daily bag limit	Possession limit
(g) Geese I. 'Canada geese and its subspecies'	a. Northwest zone-The counties of Ashland, Barron, Bayfield, Burnett, Chippewa, Douglas, Dunn, Eau Claire, Iron, Pierce, Polk, Price, Rusk, Sawyer, St. Croix, Taylor and Washburn except those zones described in subpars. e-f.; all that part of Buffalo, Clark, Jackson, Pepin, and Trempealeau counties located in the north zone described in par. (b)	Oct. 1 at 12:00 noon - Nov. 19	1	2
	b. Northeast zone-The counties of Brown, Door, Florence, Forest, Kewaunee, Langlade, Lincoln, Marathon, Marinette, Menominee, Oconto, Oneida, Shawano, Vilas and all that part of Calumet, Manitowoc, Outagamie, Portage, Waupaca, and Wood counties located in the north zone described in par. (b)	Oct. 1 at 12:00 noon - Oct. 20	1	2
	c. Southwest zone - The counties of Crawford, Grant, Iowa, La Crosse, Lafayette, Monroe, Richland and Vernon and all that part of Buffalo, Clark, Jackson, Pepin and Trempealeau counties located in the south zone described in par. (b)	Oct. 1 at 12:00 noon- Oct. 9; Oct. 15-Nov. 24	1	2

Kind of animal	Locality	Open season (all dates inclusive)	Daily bag limit	Possession limit
	d. Southeast zone-The counties of Adams, Dane, Green, Jefferson, Juneau, Kenosha, Milwaukee, Ozaukee, Racine, Rock, Sauk, Sheboygan, Walworth, Washington, Waukesha and Waushara except those zones described in subpar. g.-i., all waters of Lake Winnebago and all that part of Calumet, Manitowoc, Outagamie, Portage, Waupaca and Wood counties located in the south zone described in par. (b)	Oct. 15-Nov. 8	1	2
	e. Burnett county zone as described in par. (m)	None	None	None
	f. New Auburn zone as described in par. (o)	None	None	None
	g. Rock Prairie zone as described in par. (p)	Nov. 1-Nov. 30	1	2
	h. Horicon zone as described in par. (j)	Oct. 15-Oct. 30 Oct. 31-Nov. 13 Dec. 10-Dec. 19	The daily bag and possession limits are restricted by a season limit of one through November 13 and 2 through December 19	
	i. Central zone as described in par. (k)	Oct. 15-Nov. 13 Dec. 10-Dec. 19	The daily bag and possession limits are restricted by a season limit of one through November 13 and 2 through December 19	
	j. Brown county zone as described in par. (n)	Dec. 1-Dec. 31	2	4
	k. Mississippi river zone as described in par. (s)	Nov. 25-Dec. 11	2	4
2. 'All other species'	a. Northwest zone as described in subd. 1.	Oct. 1 at 12:00 noon - Nov. 19	A total of 5 including no more than one Canada goose or its subspecies and 2 white-fronted geese	A total of 10 including no more than 2 Canada geese or its subspecies and 4 white-fronted geese
	b. Northeast zone as described in subd. 1.	Oct. 1 at 12:00 noon - Nov. 19	A total of 5 including no more than one Canada goose or its subspecies (during the open season for Canada geese) and 2 white-fronted geese	A total of 10 including no more than 2 Canada geese or its subspecies (during the open season for Canada geese) and 4 white-fronted geese
	c. Southwest zone as described in subd. 1.	Oct. 1 at 12:00 noon - Oct. 9; Oct. 15-Nov. 24	A total of 5 including no more than one Canada goose or its subspecies and 2 white-fronted geese	A total of 10 including no more than 2 Canada geese or its subspecies and 4 white-fronted geese
	d. Southeast zone as described in subd. 1.	Oct. 1 at 12:00 noon - Oct. 9; Oct. 15-Nov. 24	A total of 5 including no more than one Canada goose or its subspecies (during the open season on Canada geese) and 2 white-fronted geese	A total of 10 including no more than 2 Canada geese or its subspecies (during the open season on Canada geese) and 4 white-fronted geese

Kind of animal	Locality	Open season (all dates inclusive)	Daily bag limit	Possession limit
	e. Burnett county zone	Oct. 1 at 12:00 noon - Nov. 19	A total of 5 including no Canada geese or its subspecies and 2 white-fronted geese	A total of 10 including no Canada geese or its subspecies and 4 white-fronted geese
	f. New Auburn zone	Oct. 1 at 12:00 noon - Nov. 19	A total of 5 including no Canada geese or its subspecies and 2 white-fronted geese	A total of 10 including no Canada geese or its subspecies and 4 white-fronted geese
	g. Rock Prairie zone	Oct 1-Oct. 9; Oct. 15-Nov. 30	A total of 5 including no more than one Canada goose or its subspecies (during the open season on Canada geese) and 2 white-fronted geese	A total of 10 including no more than 2 Canada geese or its subspecies (during the open season on Canada geese) and 4 white-fronted geese
	h. Horicon zone	Oct. 15-Oct. 30 Oct. 31-Nov. 13	A total of 5 including no more than one Canada goose or its subspecies and 2 white-fronted geese	A total of 10 including no more than one Canada goose or its subspecies and 4 white-fronted geese
		Dec. 10-Dec. 19	A total of 5 including no more than 2 Canada geese or its subspecies and 2 white-fronted geese	A total of 10 including no more than 2 Canada geese or its subspecies and 4 white-fronted geese
	i. Central zone	Oct. 15-Nov. 13	A total of 5 including no more than one Canada goose or its subspecies and 2 white-fronted geese	A total of 10 including no more than one Canada goose or its subspecies and 4 white-fronted geese
		Dec. 10-Dec. 19	A total of 5 including no more than 2 Canada geese or its subspecies and 2 white-fronted geese	A total of 10 including no more than 2 Canada geese or its subspecies and 4 white-fronted geese
	j. Mississippi river zone	Nov. 25-Dec. 11	A total of 5 including no more than 2 Canada geese or its subspecies and 2 white-fronted geese	A total of 10 including no more than 4 Canada geese or its subspecies and 4 white-fronted geese

SECTION 5. NR 10.01(1)(j) is amended to read:

NR 10.01(1)(j) The following described area is established as the Horicon zone: All that part of the counties of Fond du Lac, Green Lake, Washington and Dodge enclosed by a line beginning at the intersection of state highway 75 45 and state highway 23 in Fond du Lac county, then southerly south on state highway 75 45 to its intersection with state highway 33, then westerly west on state highway 33 to the city of Beaver Dam, then northerly north on state highway 33 to its intersection with county highway A, then northerly north on county highway A to its intersection with county highway S, then easterly east on county highway S and

continuing ~~easterly~~ east on county highway AS to its intersection with county highway E, then ~~northerty~~ north on county highway E to its intersection with state highway 23, then ~~easterly~~ east on state highway 23 to the point of beginning.

SECTION 6. NR 10.01(1)(k) is repealed and recreated to read:

NR 10.01(1)(k) The following described area is established as the Central zone:

All of Fond du Lac, Winnebago, Green Lake, Marquette, Columbia and Dodge counties except for the Horicon zone as described in par. (j) and the waters of Lake Poygan in Waushara county and Lake Winnebago in Fond du Lac and Winnebago counties.

SECTION 7. NR 10.01(1)(L)2. is amended to read:

NR 10.01(1)(L)2. Permit application procedures. Application forms supplied by the department shall be completed and submitted by the applicant. Applications ~~must~~ shall be ~~received-by-the-department~~ postmarked no later than September ~~to~~ 15 of each year.

SECTION 8. NR 10.01(1)(L)2.b. is repealed and recreated to read:

NR 10.01(1)(L)2.b. Applicants may indicate, in declining order of preference, their selection of the following seasons:

1. Horicon zone Oct. 15-Oct. 30, or;
2. Horicon zone Oct. 31-Nov. 13, or;
3. Central zone Oct. 15-Nov. 13, or;
4. Horicon and Central zones combined Dec. 10-Dec. 19.

SECTION 9. NR 10.01(1)(L)3.b. is amended to read:

NR 10.01(1)(L)3.b. If applications for permits ~~received-prior-to~~ postmarked no later than September 10 5 exceed the number of permits available, successful applicants will be randomly selected and priority given to persons who applied for a permit but were unsuccessful the previous year ~~pursuant-to~~ under s. 19.174, Stats.

SECTION 10. NR 10.01(1)(L)5. is amended to read:

NR 10.01(1)(L)5. 'Permit quota.' The department shall issue the following numbers of Canada goose permits for the ~~1982~~ 1983 hunting season:

- a. Horicon zone ~~11,600~~ 14,500.
- b. Central zone ~~11,550~~ 17,150.
- c. Horicon and Central zones combined - 2,000.
- ~~e~~ d. MVP area ~~unlimited.~~

SECTION 11. NR 10.01(1)(n) is repealed and recreated to read:

NR 10.01(1)(n) The following described area is established as the Brown county zone: All of the Brown county waters of Green Bay and all of Brown county south and east of a line formed by state highway 29 from the western county line to the center line of the Fox river, then north on the center line of the Fox river to the bay of Green Bay.

SECTION 12. NR 10.01(1)(q) is amended to read:

NR 10.01(1)(q) The following described area is established as the MVP (Mississippi valley population) goose management area: Adams, Calumet, Dane, Columbia, Dodge, Fond du Lac, Green Lake, Jefferson, Juneau, Manitowoc, ~~Marquette, Outagamie,~~ Rock, Sauk, Sheboygan, Walworth, Washington, except that portion described in par. (j), Waukesha, Waushara, Winnebago and Wood counties and the waters of Lake Winnebago in Fond du Lac and Winnebago counties. ~~except those portions described in pars. (j) and (k).~~

SECTION 13. NR 10.01(1)(t) is repealed.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on February 22, 1984.

The rules contained herein shall take effect as provided in s. 227.026(1)(Intro.), Stats.

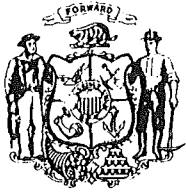
Dated at Madison, Wisconsin April 23, 1984

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By Carroll D. Besadny
Carroll D. Besadny, Secretary

(SEAL)

2265L



State of Wisconsin

DEPARTMENT OF NATURAL RESOURCES

Carroll D. Besadny
Secretary

BOX 7921
MADISON, WISCONSIN 53707

April 19, 1984

IN REPLY REFER TO: 1020

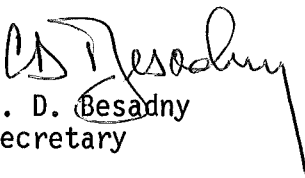
Mr. Orlan L. Prestegard
Revisor of Statutes
411 West
C A P I T O L

Dear Mr. Prestegard:

Enclosed are two copies, including one certified copy, of State of Wisconsin Natural Resources Board Order No. G-37-83. These rules were reviewed by the Assembly Committee on Tourism and Recreation and the Senate Committee on Energy and Environmental Resources pursuant to s. 227.018, Stats. Summaries of the final regulatory flexibility analysis and comments of the legislative review committees is also enclosed.

You will note that this order takes effect following publication. Kindly publish it in the Administrative Code accordingly.

Sincerely,


C. D. Besadny
Secretary

Enc.