Form 1100-001
(R 9/07)

NATURAL RESOURCES BOARD AGENDA ITEM

Item No. 3.B.2

SUBJECT: Authorization to conduct hearings on Board Order WM-20-09 related to the seasons for hunting deer.

FOR: SEPTEMBER, 2009 **BOARD MEETING**

NOTE: 9/11/09 CORRECTION on page 2 of memo in Table 1 Deer Season Alternatives, Season Component - Bonus Buck Incentive

TO BE PRESENTED BY: Keith Warnke, Big Game Biologist

SUMMARY:

The department requests approval to hold hearings on proposed changes to the deer season structure. We recommend the proposed changes be tried as an earn-a-buck requirement replacement for two years and evaluated for effectiveness.

November firearm season Statewide, including CWD zones, 16-day season beginning two Saturdays prior to the Thanksgiving holiday.
Archery season Opens on the Saturday nearest September 15 and continues through the 2nd Sunday in January except closed on the Friday before the 16-day firearm season. In herd-control units, the archery season would continue through January 31.
Youth season Statewide 5-day, either-sex season beginning the 2nd Saturday in October.
Early Muzzleloader season - Statewide 5-day, antlerless-only by permit beginning the 2nd Saturday in October.
October herd control season - Herd control units only. 5-day, antlerless-only season beginning the 2nd Saturday in October. CWD October season would use same dates.
Late muzzleloader season - Statewide 7-day season beginning the Monday after the 16-day firearm season.
December firearm season - Central Forest & Farmland zones. 4-day, antlerless-only season beginning the Thursday immediately following the late muzzleloader season.
Holiday gun hunt Central Forest & Farmland zone, herd control units only, 10-day antlerless season beginning December 26th. CWD zone would use same dates.
Bonus buck incentive Harvest of an antlerless deer in herd control units beginning December 26 firearm authorizes harvest of an additional buck.

RECOMMENDATION: Authorize hearings on Board Order WM-20-09 related to the seasons for hunting deer.

LIST OF ATTACHED MATERIALS:

No	☐	Fiscal Estimate Required	Yes	☑	Attached
No	☑	Environmental Assessment or Impact Statement Required	Yes	☐	Attached
No	☐	Background Memo	Yes	☑	Attached

APPROVED:

Tom Hauge — Date 9/4/09
Bureau Director, Tom Hauge

Laurie Osterndorf — Date 9/4/09
Administrator, Laurie Osterndorf

Secretary, Matt Frank — Date 9-4-09

cc: Laurie J. Ross - AD/8
Tom Hauge, WM/6
Scott Loomans, WM/6
Keith Warnke, WM/6

CORRESPONDENCE/MEMORANDUM

State of Wisconsin

DATE: September 4, 2009 FILE REF:

TO: Natural Resources Board

FROM: Matthew J. Frank

SUBJECT: Earn- a- Buck (EAB) alternative deer seasons

I am recommending Natural Resources Board (NRB) authorization to conduct public hearings on the attached Earn-a-Buck (EAB) alternatives. The recommended alternatives are based upon the input of the NRB's special committee on EAB-alternatives. This committee developed a list of eighty-three (83) potential alternatives compiled from other states, past working committees, past studies, and current Wisconsin practices. The NRB guidance to the special committee was that "acceptable alternatives must be shown to be effective for deer population management and supported by hunters and landowners and able to be evaluated through established benchmarks."

Background

The board appointed a special committee in May to develop effective and hunter/landowner acceptable alternatives to EAB. The committee held three Saturday meetings, several conference calls, communicated via their web site, and conducted several web based surveys to help inform their decision making. The committee included the Conservation Congress, Wisconsin Wildlife Federation, Wisconsin Deer Hunters Association., Wisconsin Bowhunters Association, Wisconsin County Forest Association, UW Forestry and Wildlife Ecology, Wisconsin Farm Bureau Federation, Wisconsin Woodland Owners Association, Quality Deer Management Association, Whitetails Unlimited, and the Hunters' Rights Coalition.

The committee's final report was presented to the NRB on August 12th in Hayward, Wisconsin. The full final report is available at the following website: wiherdcontrol.org. The final report indicates, "The Committee was unable in the time allotted to completely finalize and agree upon a complete detailed Season Package consisting of both Season Components and Targeted Incentives. Instead, after considering over a dozen different structures of season components and over eighty hunter/landowner incentives, the Committee's work process gravitated towards recommending a16 day regular firearm season to provide additional hunting day opportunities to increase the potential effectiveness of the non-EAB alternative hunter incentives being considered. Based upon the historical harvest by day and season data reviewed, the regular firearm season was the base upon which to build the remainder of the season structure."

The department wishes to extend its thanks to the committee for their dedication to completing their task as charged. We believe their work includes some very well reasoned season proposals that came from representatives from around the deer management world of Wisconsin.

We agree with the special committee that the best way to avoid the need for special "herd control" measures is to provide sufficient gun hunting opportunities to keep deer herds that are near goal from growing to levels requiring additional action. The positioning of the added gun season opportunities requires a blending of social and biological considerations such as when people are likely to hunt and when deer are more active, thus creating the potential for increased herd control. We have also attempted to structure the seasons to minimize conflicts with other major outdoor recreation activities, but frankly it is simply not possible to avoid all such situations.

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Safeguarding against over-harvest
An understandable reaction to creating additional hunting seasons is a concern that deer herds will be over harvested. The "safeguard" against this is the variable-quota system that currently exists. Under this system, the antlerless harvest is limited by the number of permits issued for each unit. Using 2009 as an example, we have a number of units where no antlerless tags are being issued. A deer season framework that adds new antlerless-only gun hunting opportunities for antlerless permit holders is a "non-event" in zero quota units. In units with quotas, antlerless permit holders will have more seasons available within which they may use their permit.

Recommendation
The department is requesting board approval to hold public hearings regarding proposed changes to the deer season structure outlined below in Table 1.

Table 1. Deer Season Alternatives

Season Component	
November Firearm Season	Statewide 16-day season beginning two Saturdays prior to the Thanksgiving holiday. CWD zone would use the same dates. Season would be the normal Bucks plus variable quota system with unlimited antlerless permits in herd control units.
Archery Seasons	Opens statewide on the Saturday closest to September 15 and continues through the Thursday immediately prior to November Firearm Season. Statewide season reopens on 1st day of the November gun seasons and continuing through the 2nd Sunday in January. In Herd-control units, the archery season would continue through January 31. Bonus buck incentive December 26th through January 31.
Youth Season	Statewide 5-day, either-sex season beginning the 2nd Saturday in October.
Early Muzzleloader Season	Statewide 5-day, antlerless-only by permit beginning the 2nd Saturday in October.
October Herd Control Season	Herd control units only. 5-day, antlerless-only season beginning the 2nd Saturday in October. CWD October season would use same dates.
Late Muzzleloader Season	Statewide 7-day season beginning the Monday immediately following the November Firearm Season. (Bucks plus quota)
December Firearm Season	Central Forest & Farmland zones. 4-day, antlerless-only season beginning the Thursday immediately following the Late Muzzleloader Season. Appropriate antlerless permit required.
Holiday Gun Hunt	Central Forest & Farmland zones. Herd control units only, 10-day antlerless-only season beginning December 26th. CWD zone would use same dates. Bonus buck incentive in effect.
Bonus Buck Incentive **CORRECTION**	Hunters harvesting an antlerless deer in herd control units during seasons after December 25th ~~or after the close of the regular gun season?)~~ with this incentive are eligible for a bonus buck tag valid through the end of all deer seasons.
Public/private land tags	Herd control units only. Herd control tags will be specific to public or private lands. Public land tags will be issued based on the percentage of public land within herd control units.

9/11/09 CORRECTION to Bonus Buck Incentive -
"(or after the close of the regular gun season?)"
has been deleted

Figure 1. Chronology of proposed deer seasons

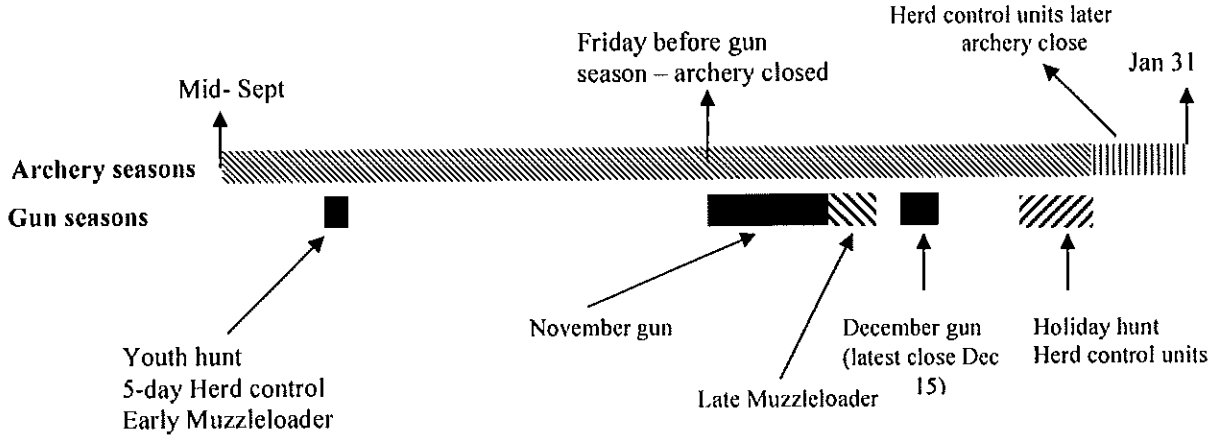

Table 2. A comparison of deer season alternatives.

		Days of regular gun hunting	Days of bow hunting
Current	Regular	13	105+/-
	Herd control	17	105+/-
Proposed	Regular	20 (4 fewer in the northern forest deer management region)	114+/-
	Herd control	35 (14 fewer in the northern forest deer management region)	130+/-

Raccoon hunting
Raccoon hunting at night would be open during all firearm seasons, except for the opening weekend of the November gun season.

Kettle Moraine State Forest
These state forests are very heavily utilized in the first half of October by non-hunting outdoor recreationalists from SE Wisconsin. To enhance and maximize use of these two properties, the department proposes having a 5-day "teacher's convention" youth and antlerless hunt instead of the early

October framework outlined for the rest of the state. The season would run from Thursday through the following Monday.

Trial period and benchmarks
EAB was an extremely effective deer harvesting tool and equaling EAB's effectiveness by increasing other opportunities will be very difficult if not impossible. We believe that this proposal may be effective at providing enough antlerless deer hunting opportunity to manage deer populations in much of the state. It is likely, however, that there are Deer Management Units where additional herd control tools will be needed after the two-year trial. We will evaluate the effectiveness of these changes on a unit by unit basis after the 2011 season. If additional herd control is needed, we will make recommendations to the NRB at that time.

Dr. Tim Van Deelen, UW-Madison, has been studying the antlerless harvesting power of various season frameworks. His analysis shows that EAB regulations resulted in a 121% increase in antlerless harvest (controlling for population size, hunter density, habitat, amount of public land, etc.) compared to a combined 51% increase from the 4 day October + 4 day December antlerless-only gun seasons. His analysis indicated that a 40% increase antlerless harvest was achieved with only a the 4 day December gun season. We would expect that the season structure changes proposed in this rule would fall somewhere between EAB (+121%) and herd control (+51%). This analysis indicates that added days does increase the harvest but not in a directly proportional fashion. It suggests that harvest incentives are important in addition to season length.

The department will continue to estimate deer populations in each deer management unit. We will evaluate the population response to the new season structure for two seasons. If, in units that are more than 20% over goal, the expected harvest with a third season under this proposal is unlikely to bring the herd to within 20% of goal additional harvest measures will be considered.

Incentives
The EAB-alternative committee considered a number of incentives that might have a positive impact on antlerless harvest and over-abundant deer herds. We have incorporated two of them in this proposal.

Bonus buck – The concept of a "bonus buck" is that hunters would be rewarded for harvesting an antlerless deer with the opportunity to harvest an additional buck. We have built this incentive into the herd control unit framework. In these units, hunters that harvest an antlerless deer during either holiday hunt and or late archery season (after December 25) will have a buck tag valid through the close of all deer seasons. There would be 1-tag limit per hunter.

Public/private land herd control tags – The concept of this incentive is to direct herd control season harvest pressure to private lands where deer herds are generally more abundant. A similar system is used in Michigan. This rule proposal would create both public-lands and private-lands versions of the herd control tags for herd control units. We would limit the number of public-land tags issued in these units based upon the percentage of land area in these units that are public. For example, if in 2010 there are 15 herd control units and 10% of their land area is publicly owned then we would limit public land herd control tags to 10% of the harvest needed to reach goal. Public land tags would be issued on a first-come, first-served basis.

Private land herd control tags would continue to be unlimited. As before, both versions of the herd control tags for these units would be valid in any designated herd control unit.

Description of Policy Issues
There are over 650,000 gun deer hunters and 250,000 bow hunters in Wisconsin. In the past couple years EAB has been implemented where necessary to reduce deer populations. With that there has been increasing discontent within the hunting community with the use of EAB. In April 2009, the Natural Resources Board indefinitely suspended EAB outside of CWD zones and in May, they appointed an 11 member special committee to develop effective and acceptable alternatives to the EAB requirements. Following the recommendations of that committee and additional recommendations from stakeholders, department experts, and human dimensions experts, the department recommends this proposal for public hearing.

Public hearings
We anticipate holding eight public hearings throughout the state to collect opinion and comments on these proposed changes. Suggested hearing locations are: Park Falls, Eau Claire, LaCrosse, Stevens Point, Green Bay, Madison, Waukesha, Spooner, and Rhinelander.

Timeline
The timeline for implementing these changes is tight. Public hearings would be held in October. The department will evaluate results of the public hearings and the results of a deer hunter survey we are conducting and make a recommendation for NRB adoption of a final rule proposal at the December 2009 meeting. Legislative review will hopefully be complete by March of 2010. The Effective date of the changes would be March 2010 in time for deer season setting in April.

Wisconsin Department of Administration
Division of Executive Budget and Finance
DOA-2048 (R10/2000)

Fiscal Estimate — 2009 Session

☒ Original	☐ Updated	LRB Number	Amendment Number if Applicable
☐ Corrected	☐ Supplemental	Bill Number	Administrative Rule Number WM-20-09

Subject

Deer hunting seaon frameworks and regualtory alternatives to the requirement that a hunter first tag an antlerless deer before harvesting a buck.

Fiscal Effect

State: ☒ No State Fiscal Effect
☐ Indeterminate

Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.

☐ Increase Existing Appropriation ☐ Increase Existing Revenues
☐ Decrease Existing Appropriation ☐ Decrease Existing Revenues
☐ Create New Appropriation

☐ Increase Costs — May be possible to absorb within agency's budget.
☐ Yes ☐ No

☐ Decrease Costs

Local: ☒ No Local Government Costs
☐ Indeterminate

1. ☐ Increase Costs
   ☐ Permissive ☐ Mandatory
2. ☐ Decrease Costs
   ☐ Permissive ☐ Mandatory
3. ☐ Increase Revenues
   ☐ Permissive ☐ Mandatory
4. ☐ Decrease Revenues
   ☐ Permissive ☐ Mandatory
5. Types of Local Governmental Units Affected:
   ☐ Towns ☐ Villages ☐ Cities
   ☐ Counties ☐ Others _____
   ☐ School Districts ☐ WTCS Districts

Fund Sources Affected

☐ GPR ☐ FED ☐ PRO ☐ PRS ☐ SEG ☐ SEG-S

Affected Chapter 20 Appropriations

Assumptions Used in Arriving at Fiscal Estimate

These proposed rules establish the deer season framework for hunting with archery gear, firearms and muzzleloaders.

November firearm season - Statewide 16-day season beginning two Saturdays prior to the Thanksgiving holiday. CWD zone would use the same dates.

Archery season - Opens statewide on the Saturday closest to September 15 and continues through the Thursday immediately prior to November firearm season. Statewide season reopens on 1st day of the November gun seasons and continuing through the 2nd Sunday in January. In herd-control units, the archery season would continue through January 31. Bonus buck incentive for all hunters beginning after the 16-day firearm season through January 31.

Youth season - Statewide 5-day, either-sex season beginning the 2nd weekend in October. Saturday through Wednesday.

Early muzzleloader season - Statewide 5-day, antlerless-only by permit beginning the 2nd weekend in October. Saturday through Wednesday.

October herd control season - Herd control units only. 5-day, antlerless-only season beginning the 2nd weekend in October. CWD October season would use same dates. Saturday through Wednesday.

Late muzzleloader season - Statewide 7-day season beginning the Monday immediately following the November firearm season. (Bucks plus quota)

December firearm season - Central Forest & Farmland zones. 4-day, antlerless-only season beginning the Thursday immediately following the late muzzleloader season. Appropriate antlerless permit required.

Holiday gun hunt - Central Forest & Farmland zones. Herd control units only, 10-day antlerless-only season beginning December 26th. CWD zone would use same dates

Long-Range Fiscal Implications

None

Prepared By:	Telephone No.	Agency
Joe Polasek	266-2794	Department of Natural Resources
Authorized Signature	Telephone No.	Date (mm/dd/ccyy)
	266-2794	09-04-09

Fiscal Estimate — 2009 Session

Page 2 Assumptions Narrative Continued

LRB Number	Amendment Number if Applicable
Bill Number	Administrative Rule Number WM-20-09

Assumptions Used in Arriving at Fiscal Estimate – Continued

The proposed new season framework is a signficant modification to the existing structure. The Department already administers hunting seasons for firearm, archery, and muzzleloader hunters; therefore, it is anticipated that the amount of effort and expense that the Department incurs while administering the deer seasons will be similar for the proposed new season framework.

Wisconsin Department of Administration
Division of Executive Budget and Finance
DOA-2047 (R10/2000)

Fiscal Estimate Worksheet — 2009 Session

Detailed Estimate of Annual Fiscal Effect

		LRB Number	Amendment Number if Applicable
☒ Original	☐ Updated		
☐ Corrected	☐ Supplemental	Bill Number	Administrative Rule Number WM-20-09

Subject

Deer hunting seaon frameworks and regualtory alternatives to the requirement that a hunter first tag an antlerless deer before harvesting a buck.

One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):

Annualized Costs:	Annualized Fiscal Impact on State Funds from:	
A. State Costs by Category	Increased Costs	Decreased Costs
State Operations — Salaries and Fringes	$ 0	$ - 0
(FTE Position Changes)	(0.00 FTE)	(- 0.00 FTE)
State Operations — Other Costs	0	- 0
Local Assistance	0	- 0
Aids to Individuals or Organizations	0	- 0
Total State Costs by Category	$ 0	$ - 0
B. State Costs by Source of Funds	Increased Costs	Decreased Costs
GPR	$	$ -
FED		-
PRO/PRS		-
SEG/SEG-S		-
State Revenues — Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)	Increased Revenue	Decreased Revenue
GPR Taxes	$	$ -
GPR Earned		-
FED		-
PRO/PRS		-
SEG/SEG-S		-
Total State Revenues	$ 0	$ - 0

Net Annualized Fiscal Impact

	State	Local
Net Change in Costs	$ 0	$ 0
Net Change in Revenues	$ 0	$ 0

Prepared By:	Telephone No.	Agency
Joe Polasek	266-2794	Department of Natural Resources
Authorized Signature	Telephone No.	Date (mm/dd/ccyy)
	266-2794	09-04-09

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 amend s. NR 10.01(3)(e), 10.01(3)(em)1., 10.01(3)(em)4. c. and d., 10.01(3)(es)1., 10.01(3)(et)1., 10.03(3)(ev), and 10.06(8)(b) and 10.104(8)(a) and to create 10.001(23b), 10.001(23m), 10.01(3)(e)1., 10.01(3)(ed)1.d. and 10.01(3)(em)6. relating to the seasons for hunting deer.

WM-20-09

Analysis Prepared by the Department of Natural Resources

Statutory Authority and Explanation: Statutes that authorize the promulgation of this rule order include ss. 29.014 , 29.063, 29.177 and 227.11, Stats. These sections grant rule making authority to the department to establish and maintain open and closed seasons for hunting and provides that all rules promulgated under this authority are subject to review under ch. 227, Stats.

Statutes Interpreted and Explanation: In promulgating this rule ss. 29.063, and 29.177 Stats., have been interpreted as allowing the department the authority to establish additional CWD zones and regulations for the control and management of the disease.

Related Rule or Statute: One administrative rule that is currently under promulgation, CR 09-024, would amend language in section 2. of this board order. This board order reflects that proposed change.

Plain Language Analysis: These proposed rules establish the deer season framework for hunting with archery gear, firearms and muzzleloaders.

November firearm season	Statewide 16-day season beginning two Saturdays prior to the Thanksgiving holiday. CWD zone would use the same dates. Season would be the normal bucks plus variable quota system
Archery seasons	Opens statewide on the Saturday closest to September 15 and continues through the Thursday immediately prior to November firearm season. Statewide season reopens on 1st day of the November gun season and continuing through the 2nd Sunday in January. In herd-control units, the archery season would continue through January 31. Bonus buck incentive for all hunters beginning after the 16-day firearm season through January 31 in herd control units.
Youth season	Statewide 5-day, either-sex season beginning the 2nd Saturday in October. Saturday through Wednesday.
Early muzzleloader season	Statewide 5-day, antlerless-only by permit beginning the 2nd Saturday in October. Saturday through Wednesday.
October herd control firearm season	Herd control units only. 5-day, antlerless-only season beginning the 2nd Saturday in October. CWD October season would use same dates. Saturday through Wednesday.
Late muzzleloader season	Statewide 7-day season beginning the Monday immediately following the November firearm season. (Bucks plus quota)
December firearm season	Central Forest & Farmland zones. 4-day, antlerless-only season beginning the Thursday immediately following the late muzzleloader season. Appropriate antlerless permit required.
Holiday herd control firearm season	Central Forest & Farmland zones. Herd control units only, 10-day antlerless-only season beginning December 26th. CWD zone would use

	same dates
Bonus buck incentive	Hunters harvesting an antlerless deer in herd control units beginning on December 26 with this incentive are eligible for a bonus buck tag valid through the end of all deer seasons.
Public/private land tags	Herd control units only. Herd control tags will be specific to public or private lands. Public land tags will be issued based on the percentage of public land within herd control units.

Section 1 establishes a definition of private land that will serve as a basis for determining where antlerless deer permits for public land only are not valid.

Section 2 establishes a definition of public land that will serve as a basis for determining where antlerless deer permits for public land only are valid.

Section 3 establishes a 16 day statewide firearm deer season beginning on the second Saturday preceding the Thanksgiving holiday.

Additionally, this section would establish that, in units where it is unlikely the deer population will be reduced to within 20% of the overwinter population goal under the established deer hunting seasons, an antlerless-only firearm season may be held beginning on December 26 and continuing for 10 days.

This section also establishes that the muzzleloader-only season at Perot, High Cliff and Peninsula state parks and the Loew Lake Unit of the Kettle Moraine State Forest begins on the second Saturday before the Thanksgiving holiday. A 16 day firearm season is also established at the following state parks; the portion of Big Bay state park located on Madeline Island west of a north-south line beginning at the park entrance on Haines road, Governor Thompson, Elroy-Sparta, Hartman Creek, Interstate, the Plum Island portion of Grand Traverse Islands, Mill Bluff, Newport, Rock Island, Straight Lake, Wyalusing (73A), Tuscobia-Park Falls, Kinnickinnic and Willow River, Council Grounds (unit 52A), Brunet Island (unit 23A), and Lake Wissota (unit 59E) state parks.

Finally, this section opens the deer hunting season one week earlier in metro units so that those seasons will run for 26 days.

Section 4 establishes a voluntary earn-a-buck program. The harvest of one antlerless deer during a gun or archery season beginning on December 26 will authorize the harvest of a buck that is in addition to the one authorized under a firearm or archery deer hunting license.

Section 5 establishes that archery hunting is for antlerless deer only during the days of the December 4-day firearm season for antlerless deer.

Section 6 extends the statewide archery deer hunting season so that the last day is the second Sunday in January instead of the Sunday nearest January 6. This section does not include state parks. In units that are designated as herd control, the season is extended through January 31.

Section 7 Opens the archery deer hunting season on the same day as the 16-day firearm season in certain state parks that already have an archery season. This section maintains the current last day for archery hunting season at certain state parks so that it will continue to end on the Sunday nearest January 6. The season will not be extended to January 31at the following state parks and trails; Elroy-Sparta, Council Grounds (52A), Hartman Creek, Interstate, Kinnickinnic, Wildcat Mountain (unit 72A), Rib Mountain (unit 57D), Harrington Beach (unit 69C), Kohler-Andrae (unit 77E), Willow River, Newport, Tuscobia-Park Falls, and Brunet Island (unit 23A).

Section 8 establishes a statewide, antlerless deer only, muzzleloader-only season beginning on the second Saturday in October and continuing for 5 consecutive days. This section reduces the length of the existing muzzleloader only season by three days.

Section 9 revises the deer seasons in the CWD Management Zone so that they are consistent with the deer seasons in the areas of the state that are herd control units.

Section 10 Amends the youth deer hunting season so that it runs concurrently with the October muzzleloader and herd control seasons.

Section 11 establishes that the hunting hours for all species of game except migratory birds shall occur during the hours when firearm deer hunting is allowed during the first two days of the firearm deer season. Following the first two days of the firearm deer season and at other times when firearm deer hunting is allowed, species for which there are no hunting hours restrictions may be hunted at any time.

Section 12 establishes that antlerless deer permits may be valid for hunting on either public land or private lands but not both. The number of permits issued for public land only will be based on the percent of public land in a deer management unit and the harvest quota needed to manage the herd at goal.

Summary of, and Comparison with, Existing or Proposed Federal Regulations: Federal regulations allow states to manage the wildlife resources located within their boundaries provided they do not conflict with regulations established in the Federal Register. None of these rule changes violate or conflict with the provisions established in the Federal Code of Regulations.

Comparison with rules in Adjacent States: All of Wisconsin's surrounding states use hunting seasons to provide hunting opportunities and to manage white-tailed deer herds. All of the surrounding states utilize a range of hunting seasons and allow the use of archery equipment, firearms and muzzleloading firearms at certain times. The seasons proposed in this rule order do not vary significantly from the hunting opportunities that are available in other states.

Illinois
The Illinois archery season in most of the state runs from October 1 - January 17 except that it is closed during the firearm deer season. Illinois has two periods for firearm deer hunting. The first firearm season in 2009 is November 20, 21, 22 and the second season is December 3, 4, 5, 6. The Illinois muzzleloader only season will be December 11, 12, 13 in 2009.

Iowa
There are two archery hunting periods, the first is October 1 - Dec. 4 and the second is December 21 - January 10, 2010. Iowa also has two periods for firearm hunting, December 5 – 9 and December 12 – 20. Iowa's two muzzleloader only hunting periods are October 17 – 25 and December 21 - January 10.

Michigan
Michigan has two archery hunting periods, the first beginning on October 1 and continuing through November 14 and the second running December 1 – January 1. The Michigan firearm season begins on November 15 and continues through November 30. Michigan's muzzleloader-only seasons vary in three zones, all occurring in December and vary from 10 to 17 days in length.

Minnesota
Minnesota's archery season runs from September 19 to December 31. Minnesota's firearm season begins on November 7 and continues to November 15 or 22 depending on the zone. The muzzleloader-only season runs from November 28 to December 13.

Summary of Factual Data and Analytical Methodologies: Deer affect nearly every Wisconsin citizen's life in some way. Many of these effects are significant from a recreational, economic, and/or social perspective. There are over 650,000 gun deer hunters and 250,000 bow hunters in Wisconsin. Regulations which require the harvest of an antlerless deer before a buck, called earn-a-buck, have been implemented where necessary to reduce deer populations since 2004. In May of 2009 the department, general public, and members of a committee created by the Natural Resources Board were charged with

working together to recommend a deer hunting season structure that could be an effective alternative to earn-a-buck regulations. Acceptable alternatives must be shown to be effective for deer population management and supported by hunters and landowners and able to be evaluated through established benchmarks. The committee's majority recommended season structure is the basis for construction of this rule proposal.

The committee arrived at its recommendations after evaluating the expected effectiveness of each season component using conservation warden and biologist/wildlife manager input on enforceability and effectiveness, while also taking into consideration the acceptable level of hunter and landowner support needed to ensure participation in herd control seasons. Effectiveness was defined as the ability of a season or incentive to maintain herd populations at or near goal. This includes requiring the ability to allow targeted herd control to reduce over population while also allowing the flexibility to protect from over harvest in units that are at or below goal.

The guidelines for deer management in Wisconsin are established by administrative code and require consideration of the following criteria; 1) carrying capacity relative to habitat and winter severity, 2) hunter success and public deer viewing opportunities, 3) ecological and economic impacts of deer browsing, 4) disease transmission. 5) concern for deer-vehicle collisions 6) Chippewa treaty harvest, 7) hunter access, 8) ability to keep the herd in a unit at goal, 9) tolerable levels of crop damage.

Analysis and Supporting Documents Used to Determine Effect on Small Business or in Preparation of Economic Impact Report: 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. Additionally, no significant costs are associated with compliance to these rules.

Effects on Small Businesses: The proposed revisions to NR 10 Wis. Adm. Code, pertaining to deer hunting and deer harvest management, impose no compliance or reporting requirements for small businesses, nor are there any design or operational standards contained within the proposed rule.

Agency Contact Person: Keith Warnke, 101 S. Webster St., PO Box 7921, Madison, WI 53707-7921. (608) 264-6023. keithwarnke@wisconsin.gov

Deadline for Written Comments: The deadline for written comments is October 31, 2009. Comments may also be submitted electronically at the following internet site: http://adminrules.wisconsin.gov

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Section 1. NR 10.001(23b) is created to read:

NR 10.001(23b) Private land for purposes of s. NR 10.104(8)(a) means land that is not public land under sub. (23m).

Section 2. NR 10.001(23m) is created to read:

NR 10.001(23m) Public land for purposes of s. NR 10.104(8)(a) means land owned, under easement to, or lease by federal, state, county, if that land is open to public hunting, and does not include private lands enrolled in the managed forest or forest crop program under ch.77, Stats.

Section 3. NR 10.01(3)(e), as amended by CR 09-024, is repealed and recreated to read:

Kind of animal and locality	Open season (all dates inclusive)	Limit
NR 10.01(3)(e)1.		
		The season limit is one

			deer unless the hunter possesses additional antlerless deer permits issued under s. NR 10.104. or, beginning on December 26, as authorized under 10.01(3)(ed)1.d.
a.	All that part of the state not otherwise listed in subd. 1. b., subds. 2. to 6., or in CWD zones described in s. NR 10.28 (3).	Firearm season beginning on the second Saturday ~~immediately~~ preceding the Thanksgiving holiday and continuing for ~~9~~ 16 consecutive days.	One buck deer and additional antlerless deer as authorized by antlerless deer permits issued under s. NR 10.104.
b.	In the counties or parts of counties and deer management units of Brown, Calumet, Dane, Dodge, Door (Detroit, Plum, Rock and Washington Islands only), Dunn (unit 59B portion), Fond du Lac, Green, Jefferson, Kenosha, Lafayette, Manitowoc, Outagamie, Ozaukee, Pierce (unit 59B, 60A, 60B and 61 portions), Racine, Rock, St. Croix (unit 59B and 60B portions), Sheboygan, Shawano (south of highway 29), Trempealeau national wildlife refuge, Walworth, Washington, Waukesha, Waupaca and Winnebago.	Shotgun season beginning on the second Saturday ~~immediately~~ preceding the Thanksgiving holiday and continuing for ~~9~~ 16 consecutive days.	One buck deer and additional antlerless deer as authorized by antlerless deer permits issued under s. NR 10.104.
Table (3) (continued)			
c.	All that part of the state not otherwise listed in subds. 2. to 5., in the Northern Forest Region under NR 10.28(4), or in CWD zones described in s. NR 10.28 (3).	4-day deer gun season beginning the second Thursday following the Thanksgiving holiday. Allowable types of guns are those authorized on the first day of the deer gun season identified in subdivision paragraph a. or b.	One antlerless deer per antlerless deer permit issued under s. NR 10.104.
e.	Except for units 77C and 77C CWD and areas identified in subds. 2. and 3., this season may be implemented in deer management units that meet the criteria established in par. (ed) 2., if the harvest resulting from the permit issuance procedures established in	Firearm season beginning on the ~~Thursday nearest October 15~~ second Saturday in October and continuing for ~~4~~ 5 consecutive days. The firearm type in a deer management unit is the same as authorized during the seasons	One antlerless deer per antlerless deer permit issued under s. NR 10.104.

	par. (ed) 1. a. in a deer management region does not meet the performance measures established in par. (ef).	listed in subdivision paragraphs a. and b.	
f.	In unit 77C this season may be implemented when the criteria established in par. (ed) 2. are met, if the harvest resulting from the permit issuance procedures established in par. (ed) 1. a. in a deer management region does not meet the performance measures established in par. (ef).	Firearm season beginning on the Thursday nearest October 27 and continuing for 5 consecutive days. The firearm type is the same as authorized during the seasons listed in subdivision paragraphs a. and b.	One antlerless deer per antlerless deer permit issued under s. NR 10.104.
g.	Except for areas identified in subds. 2. and 3. or in the Northern Forest Region under NR 10.28(4), this season may be implemented in deer management units that meet the criteria established in par. (ed) 2., if the harvest resulting from the permit issuance procedures established in par. (ed) 1. a. in a deer management region does not meet the performance measures established in par. (ef).	Firearm season beginning on December 26 and continuing for 10 days.	One antlerless deer per antlerless deer permit issued under s. NR 10.104.
2.	State parks and forests. No person may hunt deer with a firearm on the state-owned portions of state parks and recreation areas except as provided in this section. Portions of the properties listed may be posted closed to deer hunting. Additionally, no person may hunt deer with a firearm in Perrot, High Cliff, Lake Wissota, Peninsula, Wyalusing, Wildcat Mountain, Council Grounds, Rib Mountain, Harrington Beach, Kohler-Andrae, Brunet Island state parks or the Loew Lake Unit - Kettle Moraine state forest without first obtaining a permit which authorizes access to the park.		
a.	Perrot (unit 61A), High Cliff (unit 64A) and Peninsula (unit 80C) state parks.	Muzzleloading season beginning on the second Saturday ~~immediately~~ preceding the Thanksgiving holiday and continuing for ~~9~~ 16 consecutive days.	One buck deer and additional antlerless deer as authorized by antlerless deer permits issued under s. NR 10.104.
b.	The following state parks and trails: the portion of Big Bay state park located on Madeline Island west of a north-south line beginning at the park entrance on Haines road, Governor Thompson, Elroy-Sparta, Hartman Creek, Interstate, the Plum Island portion of Grand Traverse Islands, Mill Bluff, Newport, Rock Island, Straight Lake, Wyalusing (73A) and Tuscobia-Park Falls.	Firearm season beginning on the second Saturday ~~immediately~~ preceding the Thanksgiving holiday and continuing for ~~9~~ 16 consecutive days.	One buck deer and additional antlerless deer as authorized by antlerless deer permits issued under s. NR 10.104.

c.	Kinnickinnic and Willow River state parks.	Shotgun season beginning on the second Saturday ~~immediately~~ preceding the Thanksgiving holiday and continuing for ~~9~~ 16 consecutive days.	One buck deer and additional antlerless deer as authorized by antlerless deer permits issued under s. NR 10.104.
d.	Wildcat Mountain (unit 72A), Rib Mountain (unit 57D), Harrington Beach (unit 69C) and Kohler-Andrae (77E) state parks.	Muzzleloading firearm season beginning on the second Saturday ~~immediately~~ preceding the Thanksgiving holiday and continuing for ~~9~~ 16 consecutive days.	One buck deer and additional antlerless deer as authorized by antlerless deer permits issued under s. NR 10.104.
e.	Council Grounds state park (unit 52A)	Shotgun season beginning on the second Saturday ~~immediately~~ preceding the Thanksgiving holiday and continuing for ~~9~~ 16 consecutive days followed by a muzzleloading firearm season beginning on the following Monday and continuing for ~~10~~ 7 consecutive days.	One buck deer and additional antlerless deer as authorized by antlerless deer permits issued under s. NR 10.104.
f.	Brunet Island (unit 23A) and Lake Wissota (unit 59E) state parks.	Shotgun season beginning on the second Saturday ~~immediately~~ preceding the Thanksgiving holiday and continuing for ~~9~~ 16 consecutive days.	One antlerless deer or one deer of either sex as authorized by deer permits issued under s. NR 10.104.
g.	Loew Lake Unit - Kettle Moraine state forest (unit 77D).	Muzzleloading firearm season beginning on the second Saturday ~~immediately~~ preceding the Thanksgiving holiday and continuing for ~~9~~ 16 consecutive days.	One buck deer and additional antlerless deer as authorized by antlerless deer permits issued under s. NR 10.104.
3.	Federal properties		
a.	Badger army ammunition plant in Sauk county, Fort McCoy military reservation in Monroe county and Volk Field military facility in Juneau county.	Firearm season type as established by military permit and approved by the department by August 1 annually.	Sex and type of deer is as specified on permit issued by military facility.
Note: The department does not issue deer hunting permits for the Badger army ammunition plant, Fort McCoy and Volk Field military facilities. Hunters must apply directly to these facilities for a deer hunting permit and are limited to the type of deer specified on the permit.			

b.	Deer management unit 79 - Apostle Islands	Muzzleloading firearm season October 1-31.	One buck per carcass tag as described under s. NR 10.104 (15) (c). Additional deer may be taken pursuant to s. NR 10.104 (15) (d).
4.	Menominee county (unit 48)	Firearm season type as established by the Menominee tribe for tribal members only.	As established by the Menominee tribe.
5.	Metro units.		
a.	Deer management units 59M, 60M, 64M and 77M.	Shotgun season beginning on the second Saturday ~~immediately~~ preceding the Thanksgiving holiday and continuing for ~~19~~ 26 consecutive days.	One buck deer and additional antlerless deer as authorized by antlerless deer permits issued under s. NR 10.104.
		4-day shotgun season beginning the second Thursday following the Thanksgiving holiday.	One antlerless deer per antlerless deer permit issued under s. NR 10.104.
b.	Deer management unit 1M.	Firearm season beginning on the second Saturday ~~immediately~~ preceding the Thanksgiving holiday and continuing for ~~19~~ 26 consecutive days.	One buck deer and additional antlerless deer as authorized by antlerless deer permits issued under s. NR 10.104
		4-day firearm season beginning the second Thursday following the Thanksgiving holiday.	One antlerless deer per antlerless deer permit issued under s. NR 10.104.

Section 4. NR 10.01(3)(ed)1.d. is created to read:

NR 10.01(3)(ed)1.d. The department may, upon making the findings in subd. 2., allow that a person who harvests or tags an antlerless deer in that unit or units with either a bow or a gun during any open deer season beginning on December 26 may tag a buck with either weapon in that unit or units. One antlerless deer is required to authorize harvest of one buck in that unit or units, or in state parks with archery or gun deer seasons that are within or adjoining these units, for each archery and gun deer license. Bucks harvested as described in this paragraph may be tagged with any valid carcass tag but shall be transported in accordance with s. NR 10.105. Only one buck may be harvested during one

year's annual archery and gun seasons under this authority but this buck is in addition to the one allowed under NR 10.104(7)(a) and NR 10.104(7)(b). Harvesting or tagging an antlerless deer is not required prior to tagging a deer with an archery or gun buck carcass tag established in NR 10.104(7)(a) and 10.104(7)b.

Section 5. NR 10.01(3)(em)1. is amended to read:

	Kind of animal and locality	Open season (all dates inclusive)	Limit
NR 10.01(3)(em) Deer bow season			
1.	Statewide except as established under subds. 2. to 5. and pars. (ed) and (et).	Early archery season. Beginning on the Saturday nearest September 15 and continuing through the Thursday immediately prior to the opening of the deer gun season described in par. (e).	One buck and one antlerless deer as authorized by the appropriate archery deer carcass tag and additional antlerless deer as authorized by antlerless permits issued under s. NR 10.104. During an October firearm season established in par. (e) 1. e. or f. the bag limit is one antlerless deer per antlerless deer permit issued under s. NR 10.104.
		Late archery season. Reopening on the ~~day immediately after~~ first day of the deer gun season described in par. (e) 1. a. and b. and continuing through the second ~~Wednesday following the Thanksgiving holiday.~~ Sunday in January.	One buck and one antlerless deer as authorized by the appropriate archery deer carcass tag and additional antlerless deer as authorized by antlerless permits issued under s. NR 10.104. During a December firearm season established in par. (e) 1. c. the bag limit is one antlerless deer per antlerless deer permit issued under s. NR 10.104.
		~~Beginning on the second Thursday following the Thanksgiving holiday and~~	~~One antlerless deer per antlerless deer permit issued under~~

		~~continuing for 4 consecutive days.~~	~~s. NR 10.104.~~
		~~Beginning on the day immediately following the 4-day antlerless hunt above and continuing through the Sunday nearest January 6.~~	~~One buck and one antlerless deer as authorized by the appropriate archery deer carcass tag and additional antlerless deer as authorized by antlerless permits issued under s. NR 10.104.~~
2.	In deer management units that meet the criteria established in par. (ed) 2., if the harvest resulting from the permit issuance procedures established in par. (ed) 1. a. in a deer management region will not meet the performance measures established in par. (ef).	Beginning on the day immediately following the late archery hunt above and continuing through January 31.	One buck and one antlerless deer as authorized by the appropriate archery deer carcass tag and additional antlerless deer as authorized by antlerless permits issued under s. NR 10.104.

Section 6. NR 10.01(3)(em)4. c. and d. are amended to read:

	Kind of animal and locality	Open season (all dates inclusive)	Limit
NR 10.01(em)4.			
c.	The following state parks and trails: Elroy-Sparta, Council Grounds (52A), Hartman Creek, Interstate, Kinnickinnic, Wildcat Mountain (unit 72A), Rib Mountain (unit 57D), Harrington Beach (unit 69C), Kohler-Andrae (unit 77E), Willow River, Newport and Tuscobia-Park Falls.	~~During the late archery seasons described in subd. 1.~~ Beginning on the second Saturday preceding the Thanksgiving holiday and continuing through the Sunday nearest January 6.	One buck and one antlerless deer as authorized by the appropriate carcass tag and additional antlerless deer as authorized by antlerless permits issued under s. NR 10.104.
d.	Brunet Island (unit 23A) state park.	~~During the late archery seasons described in subd. 1.~~ Beginning on the second Saturday preceding the Thanksgiving holiday and	One antlerless deer as authorized by the appropriate carcass tag or one deer of either sex as authorized by deer

		continuing through the Sunday nearest January 6.	permits issued under s. NR 10.104.

Section 7. NR 10.01(3)(em)6. is created to read:

NR 10.01(3)(em)6. December antlerless deer hunt.			
	Kind of animal and locality	**Open season (all dates inclusive)**	**Limit**
	All units statewide where the antlerless gun deer hunt described in par. (e) 1.c. is in effect.	Archery season beginning on the second Thursday following the Thanksgiving holiday and continuing for 4 consecutive days.	One antlerless deer per antlerless deer permit issued under s. NR 10.104.

Section 8. NR 10.01(3)(es)1. is amended:

	Kind of animal and locality	**Open season (all dates inclusive)**	**Limit**
NR 10.01(3)(es) Muzzleloader deer season.			
1.	Entire state, except for the areas described in subd. 2., par. (et), deer management units 1M, 59M, 60M, 64M, and 77M, and state parks.	Muzzleloader season beginning on the second Saturday in October and continuing for 5 consecutive days. Beginning on the Monday immediately following the Thanksgiving holiday and continuing for ~~10~~ 7 consecutive days.	One antlerless deer per antlerless deer permit issued under s. NR 10.104. One buck deer and additional antlerless deer as authorized by antlerless deer permits issued under s. NR 10.104.
2.	Loew Lake Unit - Kettle Moraine state forest (unit 77D).	Beginning on the Monday immediately following the Thanksgiving holiday and continuing for ~~10~~ 7 consecutive days. Muzzleloader deer hunting is limited to persons holding a permit which authorizes access to hunt deer in unit 77D issued by the department.	One buck deer and additional antlerless deer as authorized by antlerless deer permits issued under s. NR 10.104.
3.	Mill Bluff, Newport, Rock Island, and	Beginning on the Monday	One buck deer and

	Straight Lake state parks.	immediately following the Thanksgiving holiday and continuing for ~~10~~ 7 consecutive days.	additional antlerless deer as authorized by antlerless deer permits issued under s. NR 10.104.

Section 9. NR 10.01(3)(et)1. is amended to read:

NR 10.01(3)(et) Special disease control hunts.			
1. Disease management zone.			
a.	In the portions of deer management units included in the CWD management zone established in s. NR 10.28 (3), except as established in subdivision paragraphs b. through ~~d~~ e.	1. Archery season. An archery deer hunt beginning on the Saturday nearest September 15 and continuing through the ~~Wednesday~~ Friday immediately prior to the opening of the early firearm season in this section.	One deer of either sex per unused deer carcass tag or permit described under s. NR 10.104 (11).
		Beginning on the ~~Thursday nearest October 15~~ second Saturday in October and continuing for ~~4~~ 5 consecutive days except in unit 77C where the season begins on the Thursday nearest October 27 and continues for 5 consecutive days.	One antlerless deer per unused deer carcass tag or permit described under s. NR 10.104 (11).
		Beginning on the day immediately following the ~~4-day~~ 5-day antlerless hunt above and continuing through the Wednesday immediately prior to the opening of the late firearm season in this section.	One deer of either sex per unused deer carcass tag or permit described under s. NR 10.104 (11).
		Beginning the second Thursday following the Thanksgiving holiday and continuing for 4 consecutive days.	One antlerless deer per unused deer carcass tag or permit described under s. NR 10.104 (11).
		Beginning on the day immediately following the 4-day antlerless hunt above and	One deer of either sex per unused deer carcass tag or permit

		continuing through ~~the Sunday nearest January 6~~ January 31.	described under s. NR 10.104 (11).
		2. Early firearm season. A firearm deer hunt beginning on the ~~Thursday nearest October 15~~ second Saturday in October and continuing for ~~4~~ 5 consecutive days~~.~~ except in unit 77C where the season begins on the Thursday nearest October 27 and continues for 5 consecutive days.	One antlerless deer per unused deer carcass tag or permit described under s. NR 10.104 (11).
		3. Gun deer season. A firearm deer hunt beginning on the second Saturday ~~immediately~~ preceding the Thanksgiving holiday and continuing for ~~9~~ 16 consecutive days.	One deer of either sex per unused deer carcass tag or permit described under s. NR 10.104 (11).
		4. Muzzleloader season. A muzzleloader hunt as established in s. NR 10.01 (3) (es) beginning on the Monday immediately following the Thanksgiving holiday and continuing for ~~10~~ 7 consecutive days.	One deer of either sex per unused deer carcass tag or permit described under s. NR 10.104 (11).
		5. Late firearm season. A firearm deer hunt beginning on the second Thursday following the Thanksgiving holiday and continuing for 4 consecutive days.	One antlerless deer per unused deer carcass tag or permit described under s. NR 10.104 (11).
		6. Holiday firearm season. A firearm deer hunt beginning on December ~~24~~ 26 and continuing ~~through the Sunday nearest January 6.~~ for 10 days. Firearm season beginning on December 26 and continuing for 10 days.	One deer of either sex per unused deer carcass tag or permit described under s. NR 10.104 (11).
b.	Unit 76M.	1. Archery season. An archery	One deer of either

		deer hunt beginning on the Saturday nearest September 15 and continuing through the ~~Wednesday~~ Friday immediately prior to the opening of the early firearm season in this section.	sex per unused deer carcass tag or permit described under s. NR 10.104 (11).
		Beginning on the ~~Thursday nearest October 15~~ second Saturday in October and continuing for ~~4~~ 5 consecutive days.	One antlerless deer per unused deer carcass tag or permit described under s. NR 10.104 (11).
		Beginning on the day immediately following the ~~4-day~~ 5-day antlerless hunt above and continuing through the Wednesday immediately prior to the opening of the late firearm season in this section.	One deer of either sex per unused deer carcass tag or permit described under s. NR 10.104 (11).
		Beginning the second Thursday following the Thanksgiving holiday and continuing for 4 consecutive days.	One antlerless deer per unused deer carcass tag or permit described under s. NR 10.104 (11).
		Beginning on the day immediately following the 4-day antlerless hunt above and continuing through ~~the Sunday nearest January 6~~ January 31.	One deer of either sex per unused deer carcass tag or permit described under s. NR 10.104 (11).
		2. Early shotgun season. A shotgun hunt beginning on the ~~Thursday nearest October 15~~ second Saturday in October and continuing for ~~4~~ 5 consecutive days.	One antlerless deer per unused deer carcass tag or permit described under s. NR 10.104 (11).
		3. Shotgun deer season. A shotgun hunt beginning on the second Saturday ~~immediately~~ preceding the Thanksgiving holiday and continuing for ~~9~~ 16 consecutive days.	One deer of either sex per unused deer carcass tag or permit described under s. NR 10.104 (11).

		4. Muzzleloader season. A muzzleloader hunt as established in s. NR 10.01 (3) (es) beginning on the Monday immediately following the Thanksgiving holiday and continuing for ~~10~~ 7 consecutive days.	One deer of either sex per unused deer carcass tag or permit described under s. NR 10.104 (11).
		5. Late shotgun season. A shotgun hunt beginning on the second Thursday following the Thanksgiving holiday and continuing for 4 consecutive days.	One antlerless deer per unused deer carcass tag or permit described under s. NR 10.104 (11).
		6. Holiday shotgun season. A shotgun hunt beginning on December ~~24~~ 26 and continuing ~~through the Sunday nearest January 6.~~ for 10 days.	One deer of either sex per unused deer carcass tag or permit described under s. NR 10.104 (11).
c.	Belmont Mound, Cadiz Springs, Devil's Lake, Mirror Lake, Natural Bridge, New Glarus Woods, Rocky Arbor and Yellowstone state parks.	1. Early firearm season. A firearm deer hunt beginning on the ~~Thursday nearest October 15~~ second Saturday in October and continuing for ~~4~~ 5 consecutive days. Allowable types of firearms are those authorized on the first day of the regular gun deer season under s. NR 10.01 (3) (e). Legal hunting hours are those established in s. NR 10.06 (5) except that hunting hours shall close at 12:00 p.m. daily.	One antlerless deer per unused deer carcass tag or permit described under s. NR 10.104 (11).
		2. Gun deer season. A firearm deer hunt beginning on the second Saturday ~~immediately~~ preceding the Thanksgiving holiday and continuing for ~~9~~ 16 consecutive days. Allowable types of guns are those authorized on the first day of the regular gun deer season in the surrounding county under s. NR 10.01 (3) (e).	One deer of either sex per unused deer carcass tag or permit described under s. NR 10.104 (11).

		3. Muzzleloader season. A muzzleloader hunt as established in s. NR 10.01 (3) (es) beginning on the Monday immediately following the Thanksgiving holiday and continuing for ~~10~~ 7 consecutive days.	One deer of either sex per unused deer carcass tag or permit described under s. NR 10.104 (11).
		4. Late firearm season. A firearm deer hunt beginning on the second Thursday following the Thanksgiving holiday and continuing for 4 consecutive days. Allowable types of guns are those authorized on the first day of the regular gun deer season in the surrounding county under s. NR 10.01 (3) (e).	One antlerless deer per unused deer carcass tag or permit described under s. NR 10.104 (11).
		5. Archery season. An archery hunt beginning on the Saturday immediately preceding the Thanksgiving holiday and continuing through the Wednesday immediately prior to the opening of the late firearm season in this section.	One deer of either sex per unused deer carcass tag or permit described under s. NR 10.104 (11).
		Beginning the second Thursday following the Thanksgiving holiday and continuing for 4 consecutive days.	One antlerless deer per unused deer carcass tag or permit described under s. NR 10.104 (11).
		Beginning on the day immediately following the 4-day antlerless hunt above and continuing through ~~the Sunday nearest January 6~~ January 31.	One deer of either sex per unused deer carcass tag or permit described under s. NR 10.104 (11).
d.	Blue Mound, Governor Dodge and Tower Hill state parks.	1. Early firearm season. A firearm deer hunt beginning on the ~~Thursday nearest October 15~~ second Saturday in October and continuing for ~~4~~ 5 consecutive days. Allowable types of firearms are those authorized on the first day of the gun deer season under s. NR 10.01 (3) (e). Legal	One antlerless deer per unused deer carcass tag or permit described under s. NR 10.104 (11).

		hunting hours are those established in s. NR 10.06 (5) except that hunting hours shall close at 12:00 p.m. daily.	
		2. Gun deer season. A firearm deer hunt beginning on the second Saturday ~~immediately~~ preceding the Thanksgiving holiday and continuing for ~~9~~ 16 consecutive days. Allowable types of guns are those authorized on the first day of the regular gun deer season in the surrounding county under s. NR 10.01 (3) (e).	One deer of either sex per unused deer carcass tag or permit described under s. NR 10.104 (11).
		3. Muzzleloader season. A muzzleloader hunt as established in s. NR 10.01 (3) (es) beginning on the Monday immediately following the Thanksgiving holiday and continuing for ~~10~~ 7 consecutive days.	One deer of either sex per unused deer carcass tag or permit described under s. NR 10.104 (11).
		4. Late firearm season. A firearm deer hunt beginning on the second Thursday following the Thanksgiving holiday and continuing for 4 consecutive days. Allowable types of guns are those authorized on the first day of the regular gun deer season in the surrounding county under s. NR 10.01 (3) (e).	One antlerless deer per unused deer carcass tag or permit described under s. NR 10.104 (11).
		5. Archery season. An archery hunt beginning on the ~~Thursday nearest October 15~~ second Saturday in October and continuing for ~~4~~ 5 consecutive days. Legal hunting hours are the same as those established in s. NR 10.06 (5) except that hunting hours will close at 12:00 p.m. daily.	One antlerless deer per unused deer carcass tag or permit described under s. NR 10.104 (11).

		Beginning on the day immediately following the 4-day antlerless hunt above and continuing through the Wednesday immediately prior to the opening of the late firearm season in this section.	One deer of either sex per unused deer carcass tag or permit described under s. NR 10.104 (11).
		Beginning the second Thursday following the Thanksgiving holiday and continuing for 4 consecutive days.	One antlerless deer per unused deer carcass tag or permit described under s. NR 10.104 (11).
		Beginning on the day immediately following the 4-day antlerless hunt above and continuing through the ~~Sunday nearest January 6~~ January 31.	One deer of either sex per unused deer carcass tag or permit described under s. NR 10.104 (11).

Section 10. NR 10.03(3)(ev), as amended by CR 09-024, is amended to read:

NR 10.01(3)(ev) *Special youth gun deer hunt event.*
Persons may hunt deer with a firearm for ~~2~~ 5 consecutive days beginning on the ~~Saturday nearest October 8~~ second Saturday in October in all deer management units, except state park units and deer management unit 48. Allowable types of firearms are those authorized on the first day of the regular gun deer season under par. (e) or (et). The bag limit is one buck deer per valid gun deer carcass tag and additional antlerless deer per valid antlerless deer carcass tags issued under par. (ed) or s. NR 10.104 (8). Hunters shall be accompanied by an adult 18 years of age or older and be in compliance with s. 29.592, Stats. One adult may not accompany more than 2 hunters and pursuant to s. 29.592, Stats., not more than one of the 2 hunters may be age 10 or 11, or be a person who does not possess a certificate of accomplishment under s. 29.591, Stats., or its equivalent from another state, country or province. ~~and all~~ All other hunting regulations apply. Blaze orange requirements under s. 29.301 (2), Stats., apply to all hunters on these days except waterfowl hunters. Earn-a-buck requirements do not apply to youth hunters hunting in CWD zones identified in s. NR 10.28 (3) or non-CWD earn-a-buck units when using their regular gun buck deer carcass tag. Youth hunters may harvest and tag bucks or antlerless deer in CWD zones as authorized by CWD tags under s. NR 10.104 (11) or CWD landowner permit tags issued pursuant to s. NR 10.41 (3).

Section 11. 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 statewide to bow and gun hunters pursuing any species, except migratory game birds listed in s. NR 10.01 (1), during the first two days of the season established in s. NR 10.01 (3) (e) 1. a. and b.

Section 12. NR 10.104(8)(a) is amended to read:

NR 10.104(8)(a) Antlerless permits. The department may issue antlerless deer permits on a first-come, first-served basis to individuals who possess a valid deer hunting license. Permits may be valid for hunting on either public land or private land but the number of permits valid for taking an antlerless deer only on public land shall be based on the percent of public land in a deer management unit and the harvest quota needed to manage the herd at goal.

Note: The department conducts extensive publicity on the day when the antlerless permits are first available for sale beginning several months prior to the purchase date. Permit sale dates are published in news releases, license outlet handouts, and pertinent regulation pamphlets. Permits are available from department license agents, on-line at dnr.state.wi.us or by telephone at 1-877-945-4236.

Section 13. Effective dates. These rules shall take effect on the first day of the month following publication in the Administrative Register.

Section 14. Board adoption. This rule was approved and adopted by the State of Wisconsin Natural Resources Board on _____.

Dated at Madison, Wisconsin _____.

STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES

By _____
Matthew J. Frank, Secretary

(SEAL)