

**Wisconsin Department of Natural Resources  
Natural Resources Board Agenda Item**

**SUBJECT:**

Request that the Board adopt Fisheries Spring Hearing Board Order FH-18-12, proposed rules affecting chs. NR 20 and 23 related to recreational fishing regulations on inland, outlying, and boundary waters. All trolling proposals were removed and will be added to the 2014 spring hearings. A sunset date was also added to the proposed change to a one bag, 28-inch size limit for walleye on Silver Lake, Barron County.

**FOR: August 2013 Board meeting**

**PRESENTER'S NAME AND TITLE:** Michael Staggs, FM Bureau Director, and Tim Andryk, LS Bureau Director

**SUMMARY:**

The Natural Resources Board approved Order FH-18-12, the Fisheries Management spring hearings rule, on May 22, 2013. Afterward, the Governor's Office of Regulatory Compliance notified the DNR of its disapproval of the rule and suggested removing all changes that affect trolling because they did not receive adequate public review. The rule was amended by eliminating all trolling related rule changes.

In addition, the Department proposes to add a 10-year sunset date to the daily bag limit of 1 fish and a 28-inch minimum length limit on walleye, sauger, and hybrids on Silver Lake in Barron County. The sunset has been added because of comments received at a July 22 public meeting. Silver Lake is scheduled for a full fish population survey in 2021. Survey data will be used to evaluate the 28-inch minimum length limit regulation and, if necessary, allow for time to make a regulation change before the 2024 sunset.

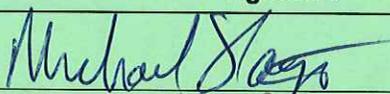
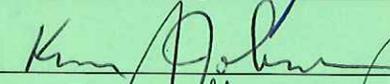
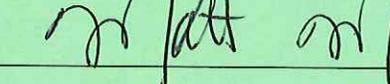
No other changes were made to the rule.

The Department is requesting approval from the Board of the revised fishing regulations. We will return to the Board in January 2014 with plans for holding a public hearing at the 2014 Fish and Wildlife Spring Hearings on the trolling elements that were removed from the rule. If that occurs, the earliest they could be effective would be July 2015.

**RECOMMENDATION:** That the Board adopt revised Board Order FH-18-12.

**LIST OF ATTACHED MATERIALS (check all that are applicable):**

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> background memo   | <input checked="" type="checkbox"/> Attachments to background memo    |
| <input type="checkbox"/> Statement of scope   | <input type="checkbox"/> Governor approval of statement of scope      |
| <input checked="" type="checkbox"/> Fiscal estimate and economic impact analysis (EIA) form | <input type="checkbox"/> Environmental assessment or impact statement |
| <input checked="" type="checkbox"/> Response summary  | <input checked="" type="checkbox"/> Board order/rule                  |

Approved by	Signature	Date
Mike Staggs, Bureau Director		7-22-2013
Ken Johnson, Administrator		7/29/2013
Cathy Stepp, Secretary		7/30/13

cc: Board Liaison - AD/8

Program attorney - LS/8

Department rule coordinator - LS/8

DATE: July 17, 2013

TO: All Members of the Natural Resources Board

FROM: Cathy Stepp, Secretary

SUBJECT: Background memo on Board Order FH-18-12, relating to sport fishing regulations on inland, outlying, and boundary waters.

\*\*The Natural Resources Board approved Order FH-18-12 on May 22, 2013. Afterward, the Governor's Office of Regulatory Compliance notified the DNR of its disapproval of the rule and suggested removing all changes that affect trolling because they did not receive adequate public review. The rule was amended by eliminating all trolling related rule changes.

In addition, after the Natural Resources Board initially approved FH-18-12, the Silver Lake Association in Barron County notified the Department that it was not adequately notified of the regulation change for walleye on the lake. The 28-inch minimum length limit and 1-fish daily bag limit proposal had passed at spring hearings as a local resolution in 2009, in 2010 was passed as a Conservation Congress advisory question, and in 2013 was passed as a formal Department question (43-19 vote in Barron County). To address the Silver Lake Association's concerns, the Department held a public meeting on July 22 to discuss the proposed regulation and advantages and disadvantages of other regulation types. Twenty people attended the meeting, including 8 lake residents. Of the 20 attendees, 9 wanted to continue with the proposed 28-inch size limit, 6 wanted the current 15-inch size limit, 4 wanted to pursue other regulations, and 1 did not vote. Based on the survey and comments received at the July 22 meeting, the Department proposes to move forward with the daily bag limit of 1 fish and a 28-inch minimum length limit on walleye, sauger, and hybrids, but to include a 10-year sunset date. Silver Lake is scheduled for a full fish population survey in 2021. Survey data will be used to evaluate the 28-inch minimum length limit regulation and, if necessary, allow for time to make a regulation change before the 2024 sunset.

No other changes were made to the rule.

The Department is requesting approval of the revised rule. We will return to the Board in January 2014 with plans for holding a public hearing at the 2014 Fish and Wildlife Spring Hearings on the trolling elements that were removed from the rule. If that occurs, the earliest the trolling rules could be effective would be July 2015.

#### 1. Subject of Proposed Rule:

The proposed rule would make modifications to portions of chs. NR 20 and 23 pertaining to sport fishing regulations on inland, outlying, and boundary waters of Wisconsin. These changes are proposed to protect and enhance the State's fish resources.

#### 2. Background:

Fishing regulations in this rule, such as length and bag limits or season dates, are used as a tool to ensure good fishing exists into the future. The Department has used different types of fishing regulations in order to control angler impacts on fish populations, maintain numbers and sizes of fish

in a lake or stream, provide different types of fishing experiences, and make access to fishing as fair as possible.

All rule change proposals were submitted by fish biologists and peer-reviewed for justification and enforceability by Fisheries Management supervisors and the Bureau Director, species management teams, and the Bureaus of Law Enforcement and Legal Services. Proposals were discussed with Wisconsin Conservation Congress members and were presented at the 2013 Fish and Wildlife Spring Hearings. Proposals that simplify regulations or eliminate a special regulation in favor of a statewide one were given preference.

**3. Why is the rule being proposed?**

The proposed rule addresses changes to fish size limits, bag limits, seasons, and other regulations. Fishing regulations are in place to help meet management goals and objectives for waters and their fish species, such as providing a trophy walleye fishery or a bass fishery that maximizes predation on smaller fishes. New regulations are proposed when management goals have changed or the Department must address a critical need, such as a major fish population decline. They are based on input solicited from stakeholders when the proposals were developed as well as plans for evaluating the regulations after they are in place.

**4. Summary of the rule.**

A summary of the rule elements can be found in the Plain Language Analysis section of the attached Board Order.

**5. How does this proposal affect existing policy?**

The rule does not change existing policy behind regulating angler harvest. Fishing regulations are intended to provide diverse fishing opportunities throughout the State and that policy will be continued and enhanced by these rule changes.

**6. Has Board dealt with these issues before?**

A package of fishing regulation changes have typically been brought before the Board annually to make improvements for the following general fishing season. The previous package was approved by the Board in May 2011 and rules went into effect for the 2012-13 fishing season. If approved by the Board, the proposals in FH-18-12 will go into effect prior to the 2014-15 fishing season.

**7. Who will be impacted by the proposed rule? How?**

The proposed rule will primarily affect sport anglers. As with any change in regulations, there will be a requirement for anglers to learn the new rules. The Fisheries Management Bureau works to notify the public of new regulations via press releases, the internet, and fishing regulations pamphlets.

**8. Soliciting public input on economic impact synopsis**

No comments were received during the economic impact analysis open comment period held November 23 to December 7, 2012. The Fiscal Estimate/Economic Impact Analysis is attached.

**9. Environmental Analysis**

This is a Type III action under Chapter NR 150, Wis. Admin. Code. No environmental assessment is required.

## **10. Small Business Analysis**

The proposed rule will primarily affect sport anglers. It is not expected that there will be any economic impact directly related to these rule changes. The proposed rule does not impose any compliance or reporting requirements on small businesses nor are any design or operational standards contained in the rule.

## **Response Summary – Public Hearing Synopsis**

A public hearing was held in each county of the State on April 8, 2013. Public input was collected through electronic ballots distributed at each meeting and also through written comments received by the Fisheries Management Bureau before April 9, 2013.

The Fisheries rule proposals were presented as questions 1-32 in the Spring Hearings questionnaire distributed to the 6,096 hearing attendees statewide. All but one of the Fisheries proposals received a statewide majority of supportive (yes) votes.

Questions 1 through 10 presented regional or statewide fishing regulation changes and questions 11 through 32 presented fishing regulation changes that would affect individual waters. Descriptions of each proposal can be found in the Plain Language Analysis section of the attached Board Order. Attachment A summarizes all of the voting results. The bullet points below summarize all comments the Department received by mail or email related to Fisheries rule proposals. (The full set of comments was provided to the Board in May, and can easily be provided again at its request.) Any “votes” and comments submitted by mail or email were not tallied along with the responses received at the Spring Hearings.

Q1. Allow rough fish harvest within 200 feet of a fishway, lock, or dam

- One “vote” in support

Q4. Northern Bass Management Zone catch and release season for smallmouth bass only

- Three “votes” in support
- Four comments in support
- One comment opposed

Q6. Allow trolling on all inland waters with up to three hooks, baits, or lures

- One “vote” in support (no address)
- Five comments in support (Couderay, WI; 2-Chippewa Flowage; and 2-Dane County)
- Two “votes” opposed (no address)
- Twenty-five comments opposed (15 from Vilas or Oneida counties, 5 from unknown location, 2 from Chippewa Flowage area, 2 from Dane County, 1 from Washburn County)

Q7. Alternate length and bag limits under certain conditions

- One comment in support

Q9. Length limit for muskellunge in Lake Michigan waters

- One comment in support

Q10. Ceded territory length limit adjustments

- One comment in support (Vilas County)

Q28. Length and bag limits for bass and walleye on Big Chetac Lake, Sawyer County

- One comment in support and to also apply the same regulations on Birch Lake, which is connected to Big Chetac. These two lakes already share a special panfish regulation.

All of the proposals for individual waters received a majority of supportive votes statewide as well as a majority of supportive votes in the counties where the waters are located. One proposal (question 13) - to change length and bag limits for walleye, bass, and northern pike on Park Lake and the Fox River in Columbia County – had a tie vote in Columbia County, but the Department recommends moving forward with the proposal because it is expected to help reduce the number of detrimental fish in the waterbodies and meet objectives in the 2009 Park Lake Comprehensive Management Plan.

All but one of the statewide proposals received a majority of supportive votes at the Spring Hearings. However, there are three proposals that should be explained more in order for Board members to make a well-informed decision on how to proceed with the rule order:

**Q4. Northern Bass Management Zone catch and release season for smallmouth bass only**

This proposal would remove the Northern Bass Management Zone early catch and release season for largemouth bass and allow harvest under existing size and bag limits. Currently both largemouth and smallmouth bass must be released if caught in the Northern Bass Zone from the first Saturday in May to the Friday preceding the third Saturday in June. This change would mean that smallmouth bass must continue to be immediately released during the early catch and release season but largemouth bass may be harvested beginning the first Saturday in May so long as the length and bag limits are followed.

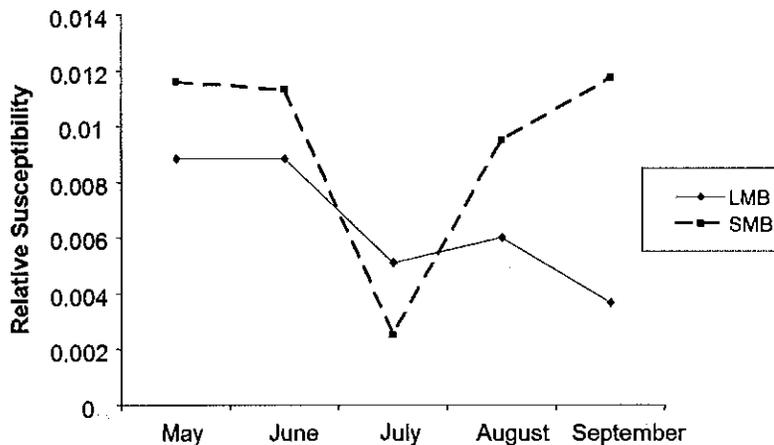
In 2010 and 2011, attendees of the Fish and Wildlife Spring Hearings supported questions related to separately managing largemouth and smallmouth bass with different regulations as needed. In 2012, hearing attendees voted in favor of a Conservation Congress advisory question to eliminate the early catch and release bass season in northwest Wisconsin for largemouth bass. Analyses of available data conducted in 2001, 2010, and 2012 indicate that elimination of the Northern Bass Zone, and with it the current early catch and release season, would not alter overall season harvest of largemouth and smallmouth bass. The studies revealed that bass that are saved during the early season are generally just caught later in the summer. As such, harvest of bass during this May and June period would likely not have a negative impact on the vast majority of bass populations. However, the studies also indicate that smallmouth bass populations in the early catch and release zone have shown greater improvements in size structures compared to populations in lakes with similar regulations that do not have the early catch and release season. The same effect has not been seen for largemouth bass.

- An analysis of smallmouth bass catch per mile of fish greater than 18 inches (CPE18) showed a positive change in smallmouth bass CPE18 in the Northern Bass Zone and no change in the Southern Bass Zone, suggesting a positive response in CPE18 associated with the early catch and release season not seen in the Southern Bass Zone.
- Angling simulations conducted on an 18-inch minimum length limit Vilas County lake showed that smallmouth bass during the early catch and release season are highly vulnerable and minimal effort could quickly result in at least 20% exploitation on fish greater than 18 inches if anglers chose to keep legal size fish. The modeling exercise was used to project the impact of such an

exploitation rate on the number of large smallmouth bass and suggests that over time 20% exploitation can lead to a 52% reduction in fish >18 inches relative to an unexploited population.

- Creel interviews from 1990-2008 indicated that smallmouth bass are more vulnerable than largemouth bass to harvest during May and June and compared to other times of the summer.

Vulnerability of bass >18 inches in the Southern Bass Zone. Relative susceptibility is defined as the number of fish harvested per creel interview from 1990-2008:



There is indication that the early catch and release season in the Northern Bass Zone protects large fish, particularly smallmouth bass. This claim is supported by the relatively high vulnerability in the spring based on creel data and harvest simulations as well as the disproportionate increase in the abundance of large smallmouth bass in the Northern Bass Zone compared to the Southern Bass Zone.

*The Department suggests advancing the proposal based on:*

- 1) Conservation Congress advisory question spring hearing results in 2012 to eliminate the early catch and release bass season in northwest Wisconsin for largemouth bass;
- 2) studies conducted by the Department showing that this proposal will not adversely affect bass populations; and
- 3) the 2013 Spring Hearing votes in favor of the proposal (2877 (63%) of statewide votes in support, 1672 (37%) opposed).

*APPROVED BY THE NRB IN MAY 2013*

#### **Q8. Lead tackle restriction on Escanaba, Nebish, and Palette lakes in Vilas County**

In 2010 the Air, Waste, and Water committee of the Wisconsin Conservation Congress included a question in the annual questionnaire regarding support of restrictions on lead tackle. The question was: "Would you support efforts by the state to phase out use of the lead fishing tackle less than one inch in length and less than one ounce in weight for use in Wisconsin waters?" It passed 1,980 yes to 1,818 no. 33 counties approved, 37 rejected, and 2 counties tied.

At the February 2011 NRB meeting, an information session was held on the impacts of lead on wildlife from both fishing tackle and firearm ammunition. After the session the NRB members discussed steps the Department might take in addressing the issue. As a result, NRB members suggested that lead tackle restrictions be implemented as a pilot on a small number of lakes to advance public education of the lead tackle issue.

The proposed pilot project regulations would require anglers fishing Escanaba, Nebish, and Palette lakes in the Northern Highlands Fishing Research Area in Vilas County to use non-lead sinkers, weights, and jig-heads if they weigh less than one ounce or are smaller than one inch in any dimension. The purpose of the project is to protect loons and other water birds that have been shown to ingest smaller sizes of tackle and to increase public awareness of the hazard that small sizes of lead-containing tackle pose to water birds. Evaluation of angler experience with lead-free tackle would likely be accomplished as follows:

1. Science Services staff will develop a short survey to measure years of fishing experience, tackle typically used, fish typically pursued, type of lead-free tackle used on day of survey administration, overall assessment (satisfaction) of lead-free tackle used, willingness/likelihood of purchasing similar lead-free tackle.

2. Science Services staff would administer a volunteer survey to anglers at Northern Highlands Fishery Research Area (NHFRA). All anglers at NHFRA must check in prior to fishing and check out prior to leaving. The survey will be printed on colored paper to reduce the risk of someone copying the survey and submitting multiple responses in an attempt to bias the results.

4. Survey administration will run for 12 months; thereby capturing input during both open water and ice fishing seasons.

5. Periodic reports of preliminary results will be produced. Final results will be used to inform any future policy changes regarding the use of lead tackle.

Total 2013 votes supported going forward with the proposal (2560/55% yes – 2100/45% no), but the opposite was true with the number of counties (34 yes, 37 no, 1 tie).

*The Department suggests advancing this proposal, which originated with the NRB, with the goal of improving public education about the wildlife health concerns posed by the loss of lead-containing tackle to Wisconsin's lakes, rivers, and streams. This proposal will provide treatment lakes that could be studied to examine angler response to lead-free tackle regulations.*

*APPROVED BY THE NRB IN MAY 2013*

#### **Q6. Allow trolling statewide with up to 3 hooks, baits or lures per angler**

Trolling means trailing a lure or bait from a boat propelled by a means other than drifting or rowing. It is generally prohibited, except where specifically authorized by rule. Trolling is currently allowed for certain disabled anglers by special permit and on all waters in 18 counties; on one or more waters in 45 counties (105 total waters); and on all boundary waters with IA, MN, and MI, except in Vilas County boundary waters with MI. Under current rules, motorboats trailing a sucker or other minnow behind the moving boat while occupants are casting and retrieving another lure is not allowed on waters closed to trolling. However, "position fishing" is fishing in a manner where the line extends vertically into the water while the boat is maneuvered by the use of a motor and is not considered trolling. This method is allowed on all waters statewide.

Motor trolling is already allowed on many Wisconsin waters, as well as in all surrounding states and provinces, with no known adverse effects. Allowing trolling statewide would:

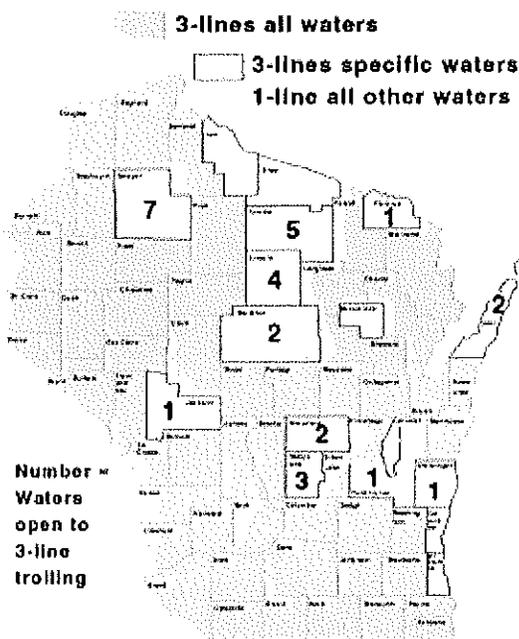
- 1) simplify regulations by eliminating confusion about where trolling is or is not allowed;
- 2) allow moving boats to trail behind suckers or other minnows while occupants are casting on all waters;
- 3) eliminate the need to define "position fishing;"
- 4) eliminate the need for disabled anglers to have to apply for trolling permits; and
- 5) provide additional fishing opportunities for anglers who may have difficulty fishing by other methods.

The voting results at the Spring Hearings were 2391 (46%) in support, 2775 (54%) against allowing trolling on all inland waters statewide. Among counties, though, 44 (61%) were in support, and 27 (38%) were against allowing trolling, with 1 county tied. However, Department staff observed incorrect information shared by hearing attendees in some counties that may have affected voting choices, and the most comments in opposition to the proposal came from Vilas and Oneida counties.

*\*\*After the Spring Hearings, the Fisheries Management Bureau worked with Conservation Congress delegates to obtain additional input on county preferences for allowing trolling. The map below shows the compromise made to allow trolling statewide with one hook, bait, or lure and additional areas where trolling would be allowed with up to three hooks, baits, or lures person. The Board approved this compromise at its May 22, 2013, meeting. However, with consent from the Board, these trolling changes will not be made to Administrative Code. The Governor's Office of Regulatory Compliance stated that the compromise did not have adequate public comment and disapproved of the trolling changes. The Office requested that the trolling compromise be brought back to future Spring Hearings for public input. The Department has removed the proposal to allow trolling statewide in FH-18-12. The existing trolling rules will not be affected by FH-18-12.*

*The Department is also requesting prospective approval for holding a public hearing at the 2014 Fish and Wildlife Spring Hearings on the trolling elements that were removed from the rule. If that occurs, the earliest they could be effective would be June 2015.*

**DO NOT ADVANCE AT THIS TIME:**



## MOTION

3-line Trolling – 56 Counties and 29 specific waters

1-line Trolling – All other inland waters statewide

Question Number	Question Description	Statewide Votes Yes	Percentage of Total	Statewide Votes No	Percentage of Total	Statewide Result	Result By County (Yes/No/Tie)	Local County Votes (Yes/No)	Local County Result	FM Board Recommendation
<b>Statewide Fisheries Rule Changes</b>										
1	Rough fish harvest within 200 feet of a fishway, lock, or dam	3900	80.3%	959	19.7%	Yes	72/0/0			Advance
2	Sturgeon spearing hours on the Winnebago System	3544	80.8%	843	19.2%	Yes	72/0/0			Advance
3	Rough fish spearing seasons	3881	84.4%	716	15.6%	Yes	72/0/0			Advance
4	Apply Northern Bass Management Zone catch and release season to smallmouth bass only	2877	63.2%	1672	36.8%	Yes	66/6/0			Advance
5	Length and bag limits for walleye on the Wisconsin River	3305	77.9%	938	22.1%	Yes	70/2/0			Advance
6	Allow trolling statewide	2391	46.3%	2775	53.7%	No	44/27/1			Do Not Advance
7	Alternate length and bag limits under certain conditions	3208	68.8%	1452	31.2%	Yes	68/2/2			Advance
8	Lead tackle restriction on Escanaba, Nebish, and Pallette lakes, Vilas County	2560	54.9%	2100	45.1%	Yes	34/37/1	Vilas 78/104		Advance
9	Length limit for muskellunge in Lake Michigan waters	2992	68.6%	1367	31.4%	Yes	66/5/1			Advance
10	Ceded territory walleye or muskellunge bag and length limit adjustments	3849	82.5%	819	17.5%	Yes	72/0/0			Advance

2013 SPRING HEARING RESULTS - FISHERIES

Local Fisheries Rule Changes										
11	Length and bag limits for walleye on Silver Lake, Barron County	2166	68.5%	998	31.5%	Yes	65/4/3	43-19	Yes	Advance
12	Length and bag limits for northern pike in Diamond Lake, Bayfield County	2133	72.4%	813	27.6%	Yes	67/2/3	30-5	Yes	Advance
13	Predator fish in Park Lake and the Fox River, Columbia County	2106	72.3%	808	27.7%	Yes	66/4/2	33-33	Tie	Advance
14	Urban fishing program designation in Dane County	2163	74.0%	760	26.0%	Yes	69/2/1	275-160	Yes	Advance
15	Length and bag limits for walleye on Beaver Dam Lake and Mill Creek, Dodge County	2207	77.4%	643	22.6%	Yes	70/2/0	81-20	Yes	Advance
16	Length and bag limits for walleye on Lake Nebagamon, Douglas County	2095	76.5%	644	23.5%	Yes	68/2/2	29-7	Yes	Advance
17	Length limits for walleye on Minong Flowage and Cranberry Lake, Douglas and Washburn counties	1947	70.9%	799	29.1%	Yes	70/1/1	Douglas 20-17, Washburn 32-10	Yes	Advance
18	Bass protected slot size limit on Half Moon Lake, Eau Claire County	1978	74.8%	666	25.2%	Yes	66/3/3	55-3	Yes	Advance
19	Length and bag limits for walleye on Patten Lake, Florence County	2141	82.5%	454	17.5%	Yes	70/0/2	26-2	Yes	Advance
20	Bass protected slot size limit on Trump Lake, Forest County	1828	72.5%	694	27.5%	Yes	66/3/3	23-5	Yes	Advance
21	Length and bag limits for walleye on Sandy Beach Lake, Iron County	2050	82.5%	434	17.5%	Yes	72/0/0	13-0	Yes	Advance
22	Length and bag limits for northern pike on Lake Six, Iron County	1875	76.4%	579	23.6%	Yes	71/0/1	13-0	Yes	Advance
23	Length and bag limits for catfish in Yellowstone Lake, Lafayette County	2086	80.6%	501	19.4%	Yes	71/1/0	36-2	Yes	Advance

2013 SPRING HEARING RESULTS - FISHERIES

24	Lake Tomah rehabilitation and predator protection, Monroe County	1853	74.9%	620	25.1%	Yes	65/5/2	43-4	Yes	Advance
25	Bag limit for panfish in Thompson Lake, Pepin County	1962	76.9%	589	23.1%	Yes	70/2/0	13-8	Yes	Advance
26	No minimum length limit for bass on Balsam Lake, Polk County	1963	74.9%	659	25.1%	Yes	70/1/1	96-13	Yes	Advance
27	Urban fishing program designation in Rock County	1962	77.8%	561	22.2%	Yes	71/1/0	56-19	Yes	Advance
28	Length and bag limits for bass and walleye in Birch and Big Chetac Lake, Sawyer and Washburn county	1964	76.1%	617	23.9%	Yes	69/2/1	Sawyer 57-11, Washburn 29-9	Yes	Advance
29	Bass protected slot size limit on Bass Lake, St. Croix County	1825	74.7%	618	25.3%	Yes	64/5/3	39-8	Yes	Advance
30	Control of exotic species in Sparkling Lake, Vilas County	2185	79.3%	571	20.7%	Yes	68/3/1	133-30	Yes	Advance
31	Urban fishing program designation in Waukesha County	1951	76.4%	604	23.6%	Yes	71/1/0	102-26	Yes	Advance
32	Bag limit for panfish on Little Hills Lake, Waushara County	1845	71.6%	732	28.4%	Yes	66/5/1	23-7	Yes	Advance

## ADMINISTRATIVE RULES Fiscal Estimate & Economic Impact Analysis

1. Type of Estimate and Analysis

Original  Updated  Corrected

2. Administrative Rule Chapter, Title and Number

Sections of chs. NR 20 and 23 related to fishing in inland, outlying, and boundary waters

3. Subject

The rule will make changes to fish size limits, bag limits, seasons, and other regulations related to fishing in inland, outlying, and boundary waters

4. Fund Sources Affected

GPR  FED  PRO  PRS  SEG  SEG-S

5. Chapter 20, Stats. Appropriations Affected

6. Fiscal Effect of Implementing the Rule

No Fiscal Effect  Increase Existing Revenues  Increase Costs  
 Indeterminate  Decrease Existing Revenues  Could Absorb Within Agency's Budget  
 Decrease Cost

7. The Rule Will Impact the Following (Check All That Apply)

State's Economy  Specific Businesses/Sectors  
 Local Government Units  Public Utility Rate Payers  
 Small Businesses (if checked, complete Attachment A)

8. Would Implementation and Compliance Costs Be Greater Than \$20 million?

Yes  No

9. Policy Problem Addressed by the Rule

Rule changes are proposed to protect and enhance the State's fish resources.

10. Summary of the businesses, business sectors, associations representing business, local governmental units, and individuals that may be affected by the proposed rule that were contacted for comments.

The proposed rule will primarily affect sport anglers. The Department contacted organizations with an interest in fishing, such as the WI Conservation Congress, the WI Association of Lakes, the WI Council of Sport Fishing Organizations, Walleyes for Tomorrow, and many others for comments on the rule's economic impact. In addition, the WI Towns Association, League of WI Municipalities, and WI Counties Association were contacted for comments. No comments were received by the Department.

11. Identify the local governmental units that participated in the development of this EIA.

The economic impact open comment period was conducted from November 23 to December 7, 2012. No local governments commented on the rule and therefore no LGUs participated in the development of the EIA.

12. Summary of Rule's Economic and Fiscal Impact on Specific Businesses, Business Sectors, Public Utility Rate Payers, Local Governmental Units and the State's Economy as a Whole (Include Implementation and Compliance Costs Expected to be Incurred)

It is not expected that there will be any economic impact directly related to these rule changes. The proposed rule will primarily affect sport anglers. Regulations are already in place and this rule is intended to continue protection and enhancement of the State's fish resources. One intention of the rule is to help maintain or improve the general economic impact of fishing throughout Wisconsin.

The proposed rule does not impose any compliance or reporting requirements on small businesses nor are any design or operational standards contained in the rule. The rule does not allow for the potential to establish a reduced fine for small businesses, nor does it establish "alternative enforcement mechanisms" for "minor violations" of administrative rules made by small businesses.

## ADMINISTRATIVE RULES Fiscal Estimate & Economic Impact Analysis

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### 13. Benefits of Implementing the Rule and Alternative(s) to Implementing the Rule

Fishing regulations are in place to help meet management goals and objectives for waters and their fish species, such as providing a trophy walleye fishery or a bass fishery that maximizes predation on smaller fishes. New regulations are proposed when management goals have changed or the Department must address a critical need, such as a major fish population decline. They are based on input solicited from stakeholders when the proposals were developed as well as plans for evaluating the regulations after they are in place. Alternatives, such as not making the regulation changes that are included in rule, have been discussed by Fisheries Management Bureau policy staff but are not recommended in order to meet fisheries management goals. As stated in s. NR 1.01(2), Wis. Adm. Code, the Department's goal is "to provide opportunities for the optimum use and enjoyment of Wisconsin's aquatic resources, both sport and commercial. A healthy and diverse environment is essential to meet this goal and shall be promoted through management programs."

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### 14. Long Range Implications of Implementing the Rule

The existing policy behind fishing regulations is to provide diverse fishing opportunities throughout the State and that policy will be continued and enhanced by these rule changes. Based on the management goals for individual waters and species, the Fisheries Management Program strives to provide:

- consumptive opportunities where anglers can fish for a meal from a self-sustained fish population;
- quality and memorable opportunities where anglers can catch large fish and the density of adult fish in the populations are sustained or increased; and
- trophy opportunities where anglers can catch large trophy-size fish and the survival of older and larger fish is increased.

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### 15. Compare With Approaches Being Used by Federal Government

Authority to promulgate fishing regulations is granted to states. None of the proposed changes violate or conflict with federal regulations.

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### 16. Compare With Approaches Being Used by Neighboring States (Illinois, Iowa, Michigan and Minnesota)

Fisheries management rules are generally similar in the states surrounding Wisconsin. Each bordering state regulates fishing by the use of seasons, bag limits and size limits. Specific seasons and bag and size limits may differ for species among the surrounding states, but the general principles are similar. Michigan, Minnesota, Iowa, and Illinois all have statewide seasons and bag and size limits for fish species, along with special or experimental regulations on individual waters. The Department meets with the Michigan and Minnesota departments of natural resources each year to discuss management and regulation changes.

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<b>17. Contact Name</b>	<b>18. Contact Phone Number</b>
Kate Strom Hiorns	608-266-0828

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

The statement of scope for this rule, SS 057-12, was approved by the Governor on July 25, 2012, published in Register No. 680 on August 14, 2012, and approved by the Natural Resources Board on September 26, 2012. This permanent rule was approved by the Governor on \_\_\_\_\_.

Wisconsin Natural Resources Board proposes an order to repeal NR 20.20 (7)(f), (9)(d), (10)(c), (29)(e), (34)(c), (35)(e), (36)(c), (37)(f), (47)(dm), (48)(a), (49)(d), (50)(e), (55)(c), (60)(f), (61)(b), (66)(e), and (72)(e); to amend NR 20.05(3), 20.09(1) and (2), 20.10(10) and (10m), 20.15(1), 20.20(1)(h)1., (2)(b), (3)(d), (4)(c), (4)(e), (5)(f), (6)(e), (7)(c), (8)(b), (11)(k)1., (14)(f)2., (15)(b)2., (16)(c), (16)(f), (16)(h)3., (17)(e), (18)(e), (19)(c), (19)(e), (20)(d), (21)(c), (24)(f), (26)(a), (26)(c)1., (26)(e)3., (26)(g)3., (27)(f), (29)(h)1., (31)(a), (32)(e), (33)(am), (33)(b), (33)(g)2., (34)(b), (35)(b)1., (35)(g)1m., (37)(i), (38)(b), (38)(d), (42)(d), (42)(f)1., (43)(d), (44)(b), (45)(e), (47)(e), (49)(am)2., (49)(f)2., (50)(h), (51)(b), (55)(b), (56)(j)2., (57)(d), (57)(g), (57)(i)4., (58)(e), (59)(a), (60)(b)2., (62)(b), (64)(c), (64)(h)9., (66)(bm), (66)(g), (68)(a)2., (69)(e), (70)(dm), (70)(e), (71)(e)3., (72)(h)1., (73)(f), (73)(g)1., (73)(L)6., 20.35(3), 20.36(2), 23.05(5)(d) and (e), and 23.055(2); and to create NR 20.15(1m), 20.20(3)(f)2., (11)(e)3., (11)(g)3., (13)(a)2., (16)(h)4., (18)(c)2., (39)(e), (42)(b)2., (42)(c)2., (54)(a)2., and 20.41(4) relating to fishing regulations on inland, outlying, and boundary waters of Wisconsin.

FH-18-12

Analysis Prepared by Department of Natural Resources

- 1. Statutes interpreted.** Sections 29.014(1), 29.041, and 29.053(2), Stats., have been interpreted as giving the department the authority to make changes to fishing regulations on inland, outlying, and boundary waters of Wisconsin.
- 2. Statutory authority.** ss. 29.014(1), 29.041, and 29.053(2), Stats.
- 3. Explanation of agency authority to promulgate the proposed rules under the statutory authority.** Section 29.014(1), Stats., directs the department to establish and maintain conditions governing the taking of fish that will conserve the fish supply and ensure the citizens of this state continued opportunities for good fishing.

Section 29.041, Stats., provides that the department may regulate fishing on and in all interstate boundary waters and outlying waters.

Section 29.053(2), Stats., provides that the department may establish conditions governing the taking of fish for the state as a whole, for counties or parts of counties, or for waterbodies or parts of waterbodies. It also allows the department to establish a fishing season on specified bodies of water in certain urban areas to allow fishing only by persons who are under 16 years old or who are disabled, as specified in s. 29.193(3)(a), (b), or (c), Stats.

- 4. Related statutes or rules.** Section 29.039, Stats., Nongame species

**5. Plain language analysis of the proposed rule.**

The proposed rule would make modifications to portions of chs. NR 20 and 23 pertaining to sport fishing regulations on inland, outlying, and boundary waters of Wisconsin. These changes are proposed to protect and enhance the State's fish resources. Please note, some elements of ch. NR 20 in this Board Order will be amended prior to this rule by Natural Resources Board Order FH-19-12 (CR13-001).

The existing policy behind fishing regulations is to provide diverse fishing opportunities throughout the State and that policy will be continued and enhanced by these rule changes. Based on the management goals for individual waters and species, the Fisheries Management Program strives to provide:

- consumptive opportunities where anglers can fish for a meal from a self-sustained fish population;
- quality and memorable opportunities where anglers can catch large fish and the density of adult fish in the populations are sustained or increased; and
- trophy opportunities where anglers can catch large trophy-size fish and the survival of older and larger fish is increased.

Sections 1, 2, 6, and 7 allow rough fish to be taken by hand year round or by handheld spear from June 1 to August 31, where spearing is allowed, on inland waters within 200 feet of a fishway, lock, or dam. This would expand fishing opportunities for rough fish that are considered undesirable in Wisconsin waters. Anglers may currently only use hook and line to take fish, including rough fish, within 200 feet of a fishway, lock, or dam.

Sections 3, 10, 14, 15, 17, 18, 19, 20, 26, 28, 31, 33, 34, 36, 38, 41, 43, 44, 46, 47, 52, 54, 56, 57, 60, 61, 64, 66, 68, 70, 71, 73, 75, 79, 83, 85, 88, 89, 90, 94, 97, 99, 100, 101, and 105 simplify rough fish spearing season dates on inland waters statewide by opening waters in all but 9 northern counties to rough fish spearing year-round. The following areas will now be open to rough fish spearing year-round:

- 61 counties that currently have any open season for rough fish spearing,
- Pierce County that is currently closed to spearing, and
- all tributaries to Lake Michigan.

All Lake Winnebago System waters will have an April 21 to February 1 open season. Most of the System waters already have these open season dates, but some new waters will be included to ensure the entire system has the same open season. Lake Winnebago System waters include Lakes Buttes des Morts, Winneconne, Poygan, Winnebago and all their tributaries from their mouths upstream to the first dam including the Fox river from Lake Winnebago upstream to the dam above Princeton and all its tributaries from their mouths upstream to the first dam and the Wolf river from its mouth upstream to the dam in the City of Shawano and all its tributaries from their mouths upstream to the first dam including Cincoe lake, Partridge Crop lake and Partridge lake in Calumet, Fond du Lac, Green Lake, Marquette, Outagamie, Shawano, Waupaca, Waushara, and Winnebago counties.

Special nighttime spearing seasons for burbot, but no other species, will remain in Douglas and Ashland counties on four rivers, and a bow and arrow or crossbow only season from May 20 to July 1 in Fish Creek Slough in Bayfield County will also remain.

With this rule change, Ashland, Bayfield, Forest, Iron, Menominee, Oneida, Price, Sawyer, and Vilas counties will remain closed to rough fish spearing year-round. All trout streams statewide and Devils Lake in Sauk County will also remain closed. The May 20 to July 1 bow and arrow seasons in Iron and Sawyer counties as well as the March 15 to the Saturday before May 1 season on trout streams in Waushara County will be closed.

No changes will be made on Lake Michigan and Lake Superior which are already open year-round, and no changes will be made to Wisconsin-Minnesota boundary waters which are open April 21 to March 1. All Wisconsin-Michigan boundary waters will be closed to rough fish spearing through Natural Resources Board Order FH-19-12 (CR13-001).

Sections 4 and 5 alter the hours to legally spear sturgeon on lakes Winnebago, Butte des Morts, Winneconne, and Poygan from 6:30 AM - 12:30 PM to 7:00 AM - 1:00 PM, and change the daily deadline for sturgeon spearkers to register their fish from 1:30 PM to 2:00 PM. The season would not change, which begins the second Saturday in February and continues for up to 16 days. This change addresses sunlight and visibility safety concerns while anglers are traveling on the frozen lakes.

Sections 8, 23, 45, 55, 58, 65, 76, 81, and 102 make permanent a protected slot limit regulation on walleye, sauger, and hybrids where there is a daily bag limit of 5 fish and the minimum length is 15 inches, but fish from 20 to 28 inches may not be kept and only 1 fish over 28 inches is allowed. The season is open year round. The regulation would apply to the Wisconsin River north of the Prairie du Sac

Dam in Columbia County up to the Grandfather Dam in Lincoln County. The regulation also applies to the river's sloughs, bayous, and flowages and certain connected waters: the Eau Claire River upstream to the Schofield Dam in Marathon County; the Yellow River to Lake Dexter Dam and Buena Vista Creek to the Nepco Dam in Wood County, and the Lemonweir River in Juneau and Monroe counties. The regulation has been in effect since 2002 and is scheduled to expire in 2014. The walleye protected slot limit regulation would also be applied to additional waters connected to the Wisconsin River under this proposal, but the season would only be open from the first Saturday in May to the first Sunday in March. Those waters are the Big Rib River downstream from Highway 29, Peplin Creek, Johnson Creek, Little Eau Claire River, and Little Eau Pleine River in Marathon County; and the Little Eau Claire River and the Little Eau Pleine River in Portage County. The regulation provides harvest, catch-and-release, and trophy fishing opportunities.

Sections 9, 12, 16, 27, 37, 39, 51, 53, 59, 67, 77, 80, 82, 91, 93, 103, and 109 would remove the Northern Bass Management Zone early catch and release season for largemouth bass and allow their harvest under existing size and bag limits. Currently both largemouth and smallmouth bass must be released if caught in the Northern Bass Zone from the first Saturday in May to the Friday preceding the third Saturday in June. This change would mean that smallmouth bass must be immediately released during the early catch and release season but largemouth bass may be harvested beginning the first Saturday in May so long as the length and bag limits are followed. This proposal affects all waters that currently have an early catch and release season for bass in the Zone, including Lake Superior and its connected sloughs and the Kakagon River, tributaries to Lake Michigan north of STH 29 in Door and Kewaunee counties, and Wisconsin-Michigan boundary waters. The Northern Bass Zone includes waters north of State Trunk Highway (STH) 77 from its bridge over the St. Croix River east to STH 27, south on STH 27 to STH 64, east on STH 64 to where it ends in the City of Marinette and continuing due east to the shore of Green Bay and all waters north of STH 29 from its bridge over the Fox River east to where it ends in the City of Kewaunee.

Section 11 applies a daily bag limit of 1 fish and a 28-inch minimum length limit on walleye, sauger, and hybrids with a 10-year sunset date on Silver Lake, Barron County. Silver Lake is scheduled for a full fish population survey in 2021. Survey data will be used to evaluate the 28" minimum length limit regulation and, if necessary, allow for time to make a regulation change before the 2024 sunset.

Section 13 applies a daily bag limit of 2 fish and a 26-inch minimum length limit on northern pike on Diamond Lake, Bayfield County. The current regulation is a 1-fish daily bag limit and 32-inch minimum length limit.

Sections 21, 22, and 23 apply a 3-fish daily bag limit and 18-inch minimum length limit on walleye, sauger and hybrids; a 1-fish daily bag limit and 18-inch minimum length limit on largemouth and smallmouth bass; and a 1-fish daily bag limit and a 32-inch minimum length limit on northern pike on Park Lake and the Fox River upstream to the Highway 33 bridge. The management goal is to maintain low numbers of detrimental species, specifically common carp and gizzard shad, with the desired outcome of improving water clarity.

Section 24 designates Token Creek Ponds and Syene Ponds in Dane County as urban fishing waters with the following regulations:

- year round season only for youth 15 years of age and younger and certain disabled anglers,
- no length limits, and
- daily bag limits of 3 trout; 1 largemouth bass, smallmouth bass, walleye, sauger, walleye-sauger hybrid, or northern pike; and 10 panfish.

Sections 79 and 97 designate Lions Park Pond in Rock County and Lapham Peak Pond in Waukesha County as urban fishing waters with the following regulations:

- year round season – but a special season mid-March to mid-April only for youth 15 years of age and younger and certain disabled anglers,
- no length limits, and

- daily bag limits of 3 trout; 1 largemouth bass, smallmouth bass, walleye, sauger, walleye-sauger hybrid, or northern pike; and 10 panfish.

Section 86 corrects the regulations applied to urban ponds in Sheboygan County. Under this change, all designated urban ponds in Sheboygan County will have the same regulations, which provide a year-round open season and a special season for only youth and disabled anglers in March and April. This was the original intent of designating these waters and biologists and law enforcement staff encourage the change.

Section 25 would make permanent a daily bag limit of 3 fish and an 18-inch minimum length limit for walleye, sauger, and hybrids on Beaver Dam Lake and its tributaries, including Mill Creek from the mouth upstream to the Fox Lake dam and all portions of Beaver Creek in Dodge County. The regulation has been in effect since 2002 and is scheduled to expire in 2014.

Sections 29 and 95 apply a 5-fish daily bag limit and no minimum length limit, with only 1 fish over 14 inches allowed, to walleye, sauger, and hybrids on Minong Flowage, Douglas and Washburn counties. The regulation would apply upstream to the confluence of the Totagatic River with Bergen creek in Washburn County and to the connected Cranberry Lake in Douglas County. The current regulation is a 5-fish daily bag limit and 15-inch minimum length limit.

Section 30 applies a daily bag limit of 3 fish and an 18-inch minimum length limit on walleye, sauger, and hybrids on Lake Nebagamon, Douglas County. The current regulation is a 5-fish daily bag limit and 15-inch minimum length limit.

Section 32 applies a daily bag limit of 3 fish and no minimum length limit on largemouth and smallmouth bass, however all bass from 14 to 18 inches must be released and only 1 fish greater than 18 inches is allowed, in Half Moon Lake, Eau Claire County. The current regulation is 14-inch minimum length limit and daily bag limit of 5 fish.

Section 35 applies a daily bag limit of 5 fish and a 15-inch minimum length limit on walleye, sauger, and hybrids in Patten Lake, Florence County, simplifying regulations to match general statewide walleye rules. The current regulation is a 5-fish daily bag limit and no minimum length limit, but only one fish over 14 inches is allowed.

Section 37 applies a daily bag limit of 3 fish and no minimum length limit on largemouth and smallmouth bass, however all bass from 14 to 18 inches must be released and only 1 fish greater than 18 inches is allowed in Trump Lake, Forest County. The current regulation is 18-inch minimum length limit and daily bag limit of 1 fish.

Section 40 applies a daily bag limit of 5 fish and no minimum length limit for northern pike on Lake Six in Iron County, simplifying regulations to match current northern zone pike rules. The current regulation is a 2-fish daily bag limit and 26-inch minimum length limit.

Section 42 applies a daily bag limit of 5 fish and a 15-inch minimum length limit on walleye, sauger, and hybrids on Sandy Beach Lake, Iron County, simplifying regulations to match general statewide walleye rules. The current regulation is a 5-fish daily bag limit and no minimum length limit but only 1 fish over 14 inches may be kept.

Sections 48, 49, and 50 apply a daily bag limit of 10 fish and no minimum length limit on catfish and open the catfish season year round in Yellowstone Lake, Lafayette County. This simplifies regulations to match general statewide rules. The current regulation is a 2-fish daily bag limit in combination with walleye or bass and only catfish between 15 and 24 inches may be kept. A combined walleye and bass bag limit regulation will remain.

Sections 62 and 63 apply a daily bag limit of 1 fish and an 18-inch minimum length limit on largemouth and smallmouth bass, as well as a 1-fish daily bag limit and 32-inch minimum length limit on northern pike in Lake Tomah. Currently, the regulations are a daily bag limit of 5 and a 14-inch length limit for

bass and a daily bag limit of 2 and a 26-inch length limit for pike. The management goal is to protect large predator fish from harvest in order to maximize predation on smaller fishes and complete a chemical treatment plan.

Section 69 applies a daily bag limit of 25 fish and no minimum length limit for panfish on Thompson Lake, Pepin County, simplifying regulations to match general statewide rules. The current regulation is a 10-fish daily bag limit and no minimum length limit.

Section 72 applies a daily bag limit of 5 fish and no minimum length limit on largemouth and smallmouth bass on Balsam Lake, Polk County. The current regulation is a 5-fish daily bag limit and 14-inch minimum length limit. Section 74 makes administrative code language consistent with Section 72 and with current management practices.

Sections 82, 84, 93, and 95 apply a daily bag limit of 5 fish and no minimum length limit on largemouth and smallmouth bass and a daily bag limit of 3 fish and 18-inch minimum length limit on walleye, sauger, and hybrids on Big Chetac Lake, Sawyer County, and connected Birch Lake, Sawyer and Washburn counties. The current regulation is a 5-fish daily bag limit and 14-inch minimum length limit for bass and 5-fish daily bag limit and 15-inch minimum length limit for walleye.

Section 87 applies a daily bag limit of 3 fish and no minimum length limit on largemouth and smallmouth bass, however all bass from 14 to 18 inches must be released and only 1 fish greater than 18 inches is allowed on Bass Lake, St. Croix County. The current regulation is 14-inch minimum length limit and daily bag limit of 5 fish.

Sections 91 and 92 makes permanent the current 1-fish daily bag limit and 18-inch minimum length limit for largemouth and smallmouth bass and changes the daily bag limit to 3 fish and the minimum length limit to 18 inches for walleye, sauger, and hybrids on Sparkling Lake, Vilas County. The current limits on walleye are a 1-fish daily bag limit and 28-inch minimum length limit which both sunset in March 2014.

Section 98 applies a daily bag limit of 10 fish for panfish on Little Hills Lake, Waushara County. The current daily bag limit is 25 panfish.

Sections 104 and 110 apply a daily bag limit of 1 fish and a 54-inch minimum length limit on muskellunge in Green Bay, Lake Michigan, and its tributaries north of Waldo Boulevard (in Manitowoc) and the Menominee River upstream to the Hattie Street Dam. The current regulation is a 1-fish daily bag limit and 50-inch minimum length limit.

Section 106 allows the department to make explicit, temporary changes to length or bag limits under certain conditions using a legally defined public notice process, a public information meeting if requested, and posting notice of the regulation change on public access sites of the water. The department currently may change length and bag limits using this process, rather than through an administrative rule change, if data show that there is slow growth or high contamination levels. This proposal would expand the DNR's ability to make length or daily bag limit changes to respond to the following conditions and for the following species:

a. A lake restoration project is in place to reduce detrimental fish species that includes bio-manipulation of a waterbody through increasing the abundance and biomass of predator game fish. The department may apply the following limits to particular species: 18-inch, 3-bag walleye; 18-inch, 1-bag largemouth or smallmouth bass; 32-inch, 1-bag northern pike; or 10-bag for panfish.

b. Fish have been removed or destroyed as a result of a rehabilitation program to reestablish a good supply of game fish. The department may apply the following limits to particular species: 18-inch, 3-bag walleye; 18-inch, 1-bag largemouth or smallmouth bass; 32-inch, 1-bag northern pike; or 10-bag for panfish.

c. An inland water has been documented to contain detrimental species, species nonindigenous to the waters of the state, or rough fish. In order to control the population of detrimental, nonindigenous, or rough fish species and protect the native fish populations, the department may apply the following

minimum size limits to particular species: 18-inch, 3-bag walleye; 18-inch, 1-bag largemouth or smallmouth bass; 32-inch, 1-bag northern pike; or 10-bag for panfish.

d. The department finds that an evaluation of a size limit could not be completed before a sunset date. The department may extend the size limit and the limit shall remain the same and in full force and effect for 7 years from the date specified or until a permanent rule change is in place, whichever occurs first. The determination to extend a size limit sunset date shall be made within two years prior to the sunset date.

Sections 107 and 111 allow the department to adjust bag and length limits for walleye or muskellunge in the Ceded Territory in response to actual tribal harvest, rather than currently waiting until after the third Monday in May. Under current law, the department must wait until after the third Monday in May to raise the daily bag limit or reduce the minimum length limit based on expected safe harvest levels for specific waters. However, if ice out occurs earlier in the year, tribal harvest may also occur earlier. With this rule change, the department will be able to adjust bag limits and get that information to the public as early as possible.

Section 108 prohibits the use of lead tackle that is less than 1-inch in diameter or less than 1-ounce in weight on Escanaba, Nebish, and Palette lakes in Vilas County. The Natural Resources Board requested that the department carry out a pilot project to evaluate angler acceptance of non-toxic fishing tackle. The purpose of the project is to protect loons and other water birds that have been shown to ingest smaller sizes of tackle and to increase public awareness of the hazard that small sizes of lead-containing tackle pose to water birds.

#### **6. Summary of and comparison with existing or proposed federal statutes and regulations.**

Authority to promulgate fishing regulations is granted to states. None of the proposed changes violate or conflict with federal regulations.

**7. Comparison with rules in adjacent states.** Fisheries management rules are generally similar in the states surrounding Wisconsin. Each bordering state regulates fishing by the use of seasons, bag limits, and size limits. Specific seasons and bag and size limits may differ for species among the surrounding states, but the general principles are similar. Michigan, Minnesota, Iowa, and Illinois all have statewide seasons and bag and size limits for fish species, along with special or experimental regulations on individual waters.

**8. Summary of factual data and analytical methodologies.** Fishing regulations in this rule, such as length and bag limits or season dates, are used as a tool to ensure good fishing exists into the future. The department has used different types of fishing regulations in order to: control angler impacts on fish populations, maintain numbers and sizes of fish in a lake or stream, provide different types of fishing experiences, and make access to fishing as fair as possible.

All rule change proposals were submitted by fish biologists and peer-reviewed for justification and enforceability by Fisheries Management supervisors and the Bureau Director, species management teams, and the Bureaus of Law Enforcement and Legal Services. Proposals were discussed with Wisconsin Conservation Congress members and were presented at the 2013 Fish and Wildlife Spring Hearings. Proposals that reduce regulation complexity or eliminate a special regulation in favor of a statewide one were given preference.

**9. Analysis and supporting documents used to determine effect on small business or in preparation of an economic impact analysis.** The proposed rule does not apply directly to businesses, but to sport anglers. It is not expected that there will be any economic impact directly related to these rule changes. The department conducted an economic impact analysis to determine if any individuals, businesses, local governments, or other entities expect to be adversely affected economically. No comments were received.

**10. Effects on small business.** The rule is not expected to have an effect on small businesses. The proposed rule does not impose any compliance or reporting requirements on small businesses nor are any

design or operational standards contained in the rule. The rules will be enforced by Conservation Wardens who have arrest powers and may use citations.

**11. Rules proposed by the Department of Veterans Affairs.** No information

**12. Agency contact person.**

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**13. Place where comments are to be submitted and deadline for submission.** Comments on this proposed rule were submitted to the agency contact person listed above. The deadline for written comments was April 9, 2013.

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SECTION 1. NR 20.05(3) is amended to read:

NR 20.05(3) Fish within 200 feet of any fishway, lock or dam by any means other than by hook and line in the inland waters, except as authorized under s. NR 20.15(1) and (1m).

SECTION 2. NR 20.09(1) is amended to read:

NR 20.09(1) Possess or control any bow, spear or similar device while on any water or on the banks or shores of any water that might be used for the purpose of fishing except as specifically authorized in s. ss. NR 20.15(1m), NR 20.20 or chs. NR 21, NR 22, or NR 23.

SECTION 3. NR 20.09(2) is amended to read:

NR 20.09(2) Use, possess or control any bow, spear or similar device from sunset to sunrise while on the waters or on the banks or shores of any waters except as authorized in s. NR 20.20, and that a bow and arrow or crossbow may be possessed and used for spearing rough fish from sunset to sunrise during the open season for spearing rough fish.

SECTION 4. NR 20.10(10) is amended to read:

NR 20.10(10) Possess a sturgeon unless each person who has speared a sturgeon during the open season for spearing sturgeon exhibits the sturgeon, with the person's sturgeon carcass tag attached as required by s. 29.237, Stats., to a warden or other authorized department personnel at an official sturgeon registration station. Sturgeon shall be intact and registered at a station on Lake Winnebago if speared in Lake Winnebago. Sturgeon shall be intact and registered at a station on Lake Butte des Morts, Winneconne or Poygan if speared in Lake Butte des Morts, Winneconne or Poygan. Sturgeon shall be exhibited at a sturgeon registration station not later than ~~1:30~~ 2:00 p.m. on the day speared. The

registration tag shall remain attached and locked to the sturgeon until the carcass is prepared for final consumption.

SECTION 5. NR 20.10(10m) is amended to read:

NR 20.10(10m) Fish for sturgeon during the open season by the method of spearing or possess or control a spear or similar device within a fishing shelter on Lake Winnebago system waters from ~~12:30~~ 1:00 p.m. until ~~6:30~~ 7:00 a.m. of the following day.

SECTION 6. NR 20.15(1) is amended to read:

NR 20.15(1) Take rough fish by hand at any time in all waters except ~~within 200 feet of a lock or dam~~ those waters established as fish refuges under ch. NR 26.

SECTION 7. NR 20.15(1m) is created to read:

NR 20.15(1m) Except as prohibited under ss. NR 21.065, NR 22.065, and NR 23.10, take rough fish by means of spearing with a hand held spear within 200 feet of a fishway, lock or dam from June 1 through August 31 where there is an open season for spearing of rough fish unless posted closed to spearing by department sign.

SECTION 8. NR 20.20(1)(h)1. is amended to read:

NR 20.20 (1) ADAMS (for species or waters not listed, see sub. (73))

(h) Walleye, sauger and hybrids	1. Wisconsin river including sloughs, bayous and flowages upstream to the first dam or highway bridge	a. Hook and line.	Continuous	5 in total <del>but until March 31, 2014</del> <del>none may be from 20<sup>2</sup> to 28<sup>2</sup></del> <del>and only 1 may be &gt; 28<sup>1</sup></del>	<u>15 minimum, but the possession of fish from 20 to 28 is prohibited and only 1 fish may be longer than 28</u>
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SECTION 9. NR 20.20(2)(b) is amended to read:

NR 20.20 (2) ASHLAND (for species or waters not listed, including Lake Superior, see sub. (73))

(b) Largemouth and smallmouth bass	1. Day lake, East Twin lake, Lake Three, Little Clam lake, Mineral lake, Spillerburg lake	a. Hook and line-	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth</u> <u>bass, 1 for</u> <u>largemouth</u> <u>bass</u>	<u>18 for</u> <u>largemouth</u> <u>bass only</u>
			Third Saturday in June to the first Sunday in March	1 in total	18

SECTION 10. NR 20.20(3)(d) is amended to read:

NR 20.20 (3) BARRON (for species or waters not listed, see sub. (73))

(d) Rough fish	1. Trout streams	a. Hook and line.	During the open season for trout	None	None
		b. By hand.	Continuous	None	None
	2. Beaver Dam lake	a. Hook and line, dip netting, <u>spearing</u> , by hand at any time for smelt only	Continuous	None	None
		b. Seining at any time for smelt with seines not more than 75 feet in length and 6 feet in depth	Continuous	None	None
	3. All other waters	a. Hook and line, dip netting, by hand, <u>spearing</u>	Continuous	None	None
		<del>b. Spearing</del>	Saturday nearest May 20 to November 1	<del>None</del>	<del>None</del>

SECTION 11. NR 20.20(3)(f)2. is created to read:

NR 20.20 (3) BARRON (for species or waters not listed, see sub. (73))

(f) Walleye, sauger and hybrids	2. Silver lake	a. Hook and line	First Saturday in May to the first Sunday in March	1 in total until March 3, 2024 when it becomes 5 in total	28 until March 3, 2024 when it becomes 15
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SECTION 12. NR 20.20(4)(c) is amended to read:

## NR 20.20 (4) BAYFIELD (for species or waters not listed, including Lake Superior, see sub. (73))

(c) Largemouth and smallmouth bass	1. Cable and Wiley lakes, Crooked lake, Lund lake	a. Hook and line-	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth</u> <u>bass, 1 for</u> <u>largemouth</u> <u>bass</u>	<u>18 for</u> <u>largemouth bass</u> <u>only</u>
			Third Saturday in June to the first Sunday in March	1 in total	18
	2. Pigeon lake	a. Hook and line	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth</u> <u>bass, 3 for</u> <u>largemouth</u> <u>bass</u>	<u>None for</u> <u>largemouth bass</u> <u>only except the</u> <u>possession of</u> <u>largemouth bass</u> <u>from 14</u> <u>through 18 is</u> <u>prohibited and</u> <u>only one may</u> <u>be longer than</u> <u>18</u>
Third Saturday in June to the first Sunday in March			3 in total but only 1 may be longer than 18"	<u>None except the</u> <u>possession of</u> <u>fish from 14"</u> <u>through 18" is</u> <u>prohibited None</u> <u>except the</u> <u>possession of</u> <u>fish from 14 to</u> <u>18 is prohibited,</u> <u>and only 1 fish</u> <u>may be longer</u> <u>than 18</u>	
	3. Lake Owen	a. Hook and line	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth</u> <u>bass, 5 for</u> <u>largemouth</u> <u>bass</u>	<u>None</u>

Third      5 in total      None  
 Saturday  
 in June to  
 the first  
 Sunday  
 in March

SECTION 13. NR 20.20(4)(e) is amended to read:

NR 20.20(4) BAYFIELD (for species or waters not listed, including Lake Superior, see sub. (73))

(e) Northern pike	1. <u>Diamond lake</u> , Muskellunge lake, Sand Bar lake, Tomahawk lake, all tributaries and connected sloughs to Lake Superior upstream to the first dam or lake	a. Hook and line-	First Saturday in May to the first Sunday in March	2	26
	<del>2. Diamond lake-</del>	<del>a. Hook and line-</del>	<del>First Saturday in May to the first Sunday in March-</del>	<del>1-</del>	<del>32-</del>

SECTION 14. NR 20.20(5)(f) is amended to read:

NR 20.20(5) BROWN (for species or waters not listed, including Green Bay and its tributaries not specified in this subsection, see sub. (73)).

(f) Rough fish	1. Trout streams	a. Hook and line.	During the open season for trout	None	None
		b. By hand.	Continuous	None	None
	2. Fox river upstream from DePere dam	a. Hook and line, dip netting, by hand, <u>spearing</u>	Continuous	None	None
		<del>b. Spearing-</del>	<del>April 21 to the first Sunday in March-</del>	<del>None-</del>	<del>None-</del>
		c. Set or bank pole and setline.	Saturday nearest May 20 to September 30	None	None
	3. All other waters except Green Bay and its tributaries	a. Hook and line, by hand, dip netting, <u>spearing</u>	Continuous	None	None

<del>b. Spearing-</del>	April 21 to the first Sunday in March-	<del>None</del>	<del>None</del>
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SECTION 15. NR 20.20(6)(e) is amended to read:

NR 20.20(6) BUFFALO (for species and waters not listed, see sub. (73))

(e) Rough fish	1. Trout streams	a. Hook and line	During open season for trout	None	None
		b. By hand	Continuous	None	None
	2. Buffalo river from the state highway 37 bridge and the Chippewa river downstream to the Burlington Northern and Santa Fe railroad tracks	a. Set or bank pole	Continuous	None	None
		b. Hook and line, by hand, dip netting, <u>spearing</u>	Continuous	None	None
		<del>e. Spearing-</del>	April 21 to the first Sunday in March-	<del>None</del>	<del>None</del>
	3. All other waters	a. Hook and line, by hand, dip netting, <u>spearing</u>	Continuous	None	None
<del>b. Spearing-</del>		April 21 to the first Sunday in March-	<del>None</del>	<del>None</del>	

SECTION 16. NR 20.20(7)(c) is amended to read:

NR 20.20(7) BURNETT (for species or waters not listed, see sub. (73))

(c) Largemouth and smallmouth bass	1. All waters not listed in this paragraph that are north of a line following STH 77, including all lakes and flowages north of that line	a. Hook and line	First Saturday in May to Friday preceding third Saturday in June	0 <u>for</u> <u>smallmouth</u> <u>bass, 5 for</u> <u>largemouth</u> <u>bass</u>	<u>None for</u> <u>largemouth</u> <u>bass only</u>
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			Third Saturday in June to the first Sunday in March	5 in total	None
2. Webb lake and all other waters not listed in this paragraph that are south of a line following STH 77, including all lakes and flowages south of that line	a. Hook and line		First Saturday in May to the first Sunday in March	5 in total	None
3. Namekagon river, St. Croix river, Totagatic river	a. Hook and line		First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth bass</u> , 5 for <u>largemouth bass</u>	14 for <u>largemouth bass only</u>
			Third Saturday in June to the first Sunday in March	5 in total	14

SECTION 17. NR 20.20(7)(f) is repealed.

SECTION 18. NR 20.20(8)(b) is amended to read:

NR 20.20(8) CALUMET (for species or waters not listed, see sub. (73))

(b) Rough fish	1. Trout streams	a. Hook and line.	During the open season for trout	None	None
		b. By hand.	Continuous	None	None
	2. Winnebago lake	a. Hook and line, by hand.	Continuous	None	None
		b. Spearing	April 21 to February 1	None	None
		c. Dip netting at any time within 500 feet of shore.	April 25 to May 31	None	None

	d. Set or bank pole and setline	Saturday nearest May 20 to September 30	None	None
3. All other waters except <u>Lake Winnebago System waters</u>	a. Hook and line, by hand, dip netting, spearing	Continuous	None	None
	b. <del>Spearing.</del>	<del>April 21 to the first Sunday in March</del>	<del>None</del>	<del>None</del>

SECTION 19. NR 20.20(9)(d) is repealed.

SECTION 20. NR 20.20(10)(c) is repealed.

SECTION 21. NR 20.20(11)(e)3. is created to read:

NR 20.20(11) COLUMBIA (for species and waters not listed, see sub. (73))

(e)	3. Fox river upstream from Park lake to the easterly crossing of highway 33, Park lake	a. Hook and line	First Saturday in May to the first Sunday in March	1 in total	18
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SECTION 22. NR 20.20(11)(g)3. is created to read:

NR 20.20(11) COLUMBIA (for species and waters not listed, see sub. (73))

(g) Northern pike	3. Fox river upstream from Park lake to the easterly crossing of highway 33, Park lake	a. Hook and line	First Saturday in May to the first Sunday in March	1	32
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SECTION 23. NR 20.20(11)(k)1. is amended to read:

NR 20.20(11) COLUMBIA (for species and waters not listed, see sub. (73))

(k) Walleye, sauger and hybrids	1. <u>Fox river upstream from Park lake to the easterly crossing of highway 33, Park lake, Silver lake</u>	a. Hook and line	First Saturday in May to the first Sunday in March	3 in total	18
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2. Columbia lake, Baraboo river, Fox river downstream from the westerly crossing of highway #33 at Portage, Crawfish river	a. Hook and line	Continuous	5 in total	15
3. Lower Wisconsin river upstream from the Prairie du Sac dam	a. Hook and line	Continuous	5 in total but until March 31, 2014 none may be from 20 <sup>2</sup> to 28 <sup>2</sup> and only 1 may be > 28 <sup>1</sup>	15 <u>minimum, but the possession of fish from 20 to 28 is prohibited and only 1 fish may be longer than 28</u>
4. Lower Wisconsin river downstream from the Prairie du Sac dam	a. Hook and line	Continuous	3 in total	Sauger and hybrids 15, walleye 18

SECTION 24. NR 20.20(13)(a)2. is created to read:

NR 20.20(13) DANE (For species or waters not listed, see sub. (73))

(a) All species	2. The following posted urban waters: Token Creek ponds, Syene ponds	a. Hook and line	Continuous but only persons under 16 years of age or disabled pursuant to s. 29.193 (3) (a), (b) or (c), Stats., may fish	1 largemouth bass, smallmouth bass, northern pike, walleye, sauger or hybrid in total; 10 panfish and bullheads in total; 3 trout and salmon in total; none for rough fish	None
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SECTION 25. NR 20.20(14)(f)2. is amended to read:

NR 20.20(14) DODGE (for species or waters not listed, see sub. (73))

(f) Walleye, sauger and hybrids	2. Fox lake, Beaver Dam lake and its tributaries <del>until March 31, 2014, and Beaver creek, Mill creek until March 31, 2014</del>	a. Hook and line-	First Saturday in May to the first Sunday in March	3 in total	18
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SECTION 26. NR 20.20(15)(b)2. is amended to read:

NR 20.20(15) DOOR (for species or waters not listed, including Green Bay, Lake Michigan and their tributaries, see sub. (73))

(b) Rough fish	1. Trout streams	a. Hook and line.	During the open season for trout	None	None
		b. By hand.	Continuous	None	None
	2. All other waters except Green Bay, Lake Michigan and their tributaries	a. Hook and line, by hand, dip netting, <u>spearing</u>	Continuous	None	None
		b. <del>Spearing-</del>	<del>April 21 to the first Sunday in March-</del>	<del>None-</del>	<del>None-</del>

SECTION 27. NR 20.20(16)(c) is amended to read:

NR 20.20(16) DOUGLAS (for species or waters not listed, including Lake Superior, see sub. (73)). Note: Allouez bay, Little Pokegama bay, Kimballs bay and Pokegama bay are considered part of the St. Louis river, a Wisconsin-Minnesota boundary water. See chapter NR 21. The Nemadji river is an inland water that is contiguous with these Wisconsin-Minnesota boundary waters but is regulated under this subsection.

(c) Largemouth and smallmouth bass	1. Nemadji river	a. Hook and line-	Saturday preceding Memorial day to the first Sunday in March	5 in total	12
	2. All lakes and flowages partially within Burnett and Washburn counties	a. Hook and line	First Saturday in May to Friday preceding third Saturday in June	0 <u>for smallmouth bass, 5 for largemouth bass</u>	<u>None for largemouth bass only</u>

Third      5 in total      None  
 Saturday  
 in June to  
 the first  
 Sunday  
 in March

SECTION 28. NR 20.20(16)(f) is amended to read:

NR 20.20(16) DOUGLAS (for species or waters not listed, including Lake Superior, see sub. (73)). Note: Allouez bay, Little Pokegama bay, Kimballs bay and Pokegama bay are considered part of the St. Louis river, a Wisconsin-Minnesota boundary water. See chapter NR 21. The Nemadji river is an inland water that is contiguous with these Wisconsin-Minnesota boundary waters but is regulated under this subsection.

(f) Rough fish	1. Trout streams	a. Hook and line.	During the open season for trout	None	None
		b. By hand.	Continuous	None	None
		c. Dip netting at any time for smelt only on tributaries to Lake Superior from the mouth upstream for one-half mile.	April 1 to May 25	None	None
	2. Amnicon river, Nemadji river	a. Hook and line, by hand, <u>spearing</u>	Continuous	None	None
		b. Dip netting at any time for smelt only.	April 1 to May 25	None	None
		<del>c. Spearing-</del>	<del>Saturday nearest May 20 to November 1</del>	<del>None</del>	<del>None</del>
		<del>d. c. Spearing sunset to sunrise only for burbot.</del>	<del>December 15 to January 31</del>	<del>None</del>	<del>None</del>
	3. All other tributaries to Lake Superior	a. Hook and line, by hand, <u>spearing</u>	Continuous	None	None
		b. Dip netting at any time for smelt only.	April 1 to May 25	None	None
<del>c. Spearing-</del>		<del>Saturday nearest May 20 to November 1</del>	<del>None</del>	<del>None</del>	

4. Black river from its mouth on the Nemadji river upstream to the first railroad bridge (Minneapolis, St. Paul and Sault St. Marie)	a. Hook and line, by hand, dip netting, <u>spearing</u>	Continuous	None	None
	<del>b. Spearing.</del>	<del>Saturday nearest May 20 to November 1</del>	<del>None</del>	<del>None</del>
	e. <u>b.</u> Spearing sunset to sunrise only for burbot.	December 15 to January 31	None	None
6. All other waters or portions of waters not listed except Lake Superior	a. Hook and line, by hand, dip netting, <u>spearing</u>	Continuous	None	None
	<del>b. Spearing.</del>	<del>Saturday nearest May 20 to November 1</del>	<del>None</del>	<del>None</del>

SECTION 29. NR 20.20(16)(h)3. is amended to read:

NR 20.20(16) DOUGLAS (for species or waters not listed, including Lake Superior, see sub. (73)). Note: Allouez bay, Little Pokegama bay, Kimballs bay and Pokegama bay are considered part of the St. Louis river, a Wisconsin-Minnesota boundary water. See chapter NR 21. The Nemadji river is an inland water that is contiguous with these Wisconsin-Minnesota boundary waters but is regulated under this subsection.

(h) Walleye, sauger and hybrids	3. Beaugard lake, <u>Minong flowage including Cranberry lake and upstream to the confluence of Totagatic river and Bergen creek in Washburn county</u>	a. Hook and line:	First Saturday in May to the first Sunday in March	5 in total <del>but only 1 may be longer than 14</del> inches	None, <u>but only 1 may be longer than 14</u>
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SECTION 30. NR 20.20(16)(h)4. is created to read:

NR 20.20(16) DOUGLAS (for species or waters not listed, including Lake Superior, see sub. (73)). Note: Allouez bay, Little Pokegama bay, Kimballs bay and Pokegama bay are considered part of the St. Louis river, a Wisconsin-Minnesota boundary water. See chapter NR 21. The Nemadji river is an inland water that is contiguous with these Wisconsin-Minnesota boundary waters but is regulated under this subsection.

(h) Walleye, sauger and hybrids	4. Lake Nebagamon	a. Hook and line	First Saturday in May to the first Sunday in March	3 in total	18
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## SECTION 31. NR 20.20(17)(e) is amended to read:

NR 20.20(17) DUNN (for species and waters not listed, see sub. (73))

(e) Rough fish	1. Trout streams	a. Hook and line	During open season for trout	None	None
		b. By hand	Continuous	None	None
	2. Chippewa river	a. Hook and line, by hand, dip netting, set or bank pole, <u>spearing</u>	Continuous	None	None
		<del>b. Spearing-</del>	<del>April 21 to the first Sunday in March-</del>	<del>None-</del>	<del>None-</del>
		3. All other waters	a. Hook and line, by hand, dip netting, <u>spearing</u>	Continuous	None
		<del>b. Spearing-</del>	<del>April 21 to the first Sunday in March-</del>	<del>None-</del>	<del>None-</del>

## SECTION 32. NR 20.20(18)(c)2. is created to read:

NR 20.20(18) EAU CLAIRE (for species or waters not listed, see sub. (73))

(c) Largemouth and smallmouth bass	2. Half Moon Lake	a. Hook and line	First Saturday in May to the first Sunday in March	3 in total	None except the possession of fish from 14 to 18 is prohibited, and only 1 fish may be longer than 18
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## SECTION 33. NR 20.20(18)(e) is amended to read:

NR 20.20(18) EAU CLAIRE (for species or waters not listed, see sub. (73))

(e) Rough fish	1. Trout streams	a. Hook and line	During the open season for trout	None	None
		b. By hand	Continuous	None	None
	2. Chippewa river downstream from the dam in Eau Claire	a. Hook and line, by hand, dip netting, set or bank pole, <u>spearing</u>	Continuous	None	None
		<del>b. Spearing</del>	<del>April 21 to the first Sunday in March</del>	<del>None</del>	<del>None</del>
	3. All other waters	a. Hook and line, by hand, dip netting, <u>spearing</u>	Continuous	None	None
		<del>b. Spearing</del>	<del>April 21 to the first Sunday in March</del>	<del>None</del>	<del>None</del>

SECTION 34. NR 20.20(19)(c) is amended to read:

NR 20.20(19) FLORENCE (for species or waters not listed, see sub. (73))

(c) Rough fish	1. Trout streams	a. Hook and line	During the open season for trout	None	None
		b. By hand.	Continuous	None	None
	2. All waters not listed	a. Hook and line, by hand, dip netting, <u>spearing</u>	Continuous	None	None
		<del>b. Spearing</del>	<del>April 21 to the first Sunday in March</del>	<del>None</del>	<del>None</del>

SECTIONS 35. NR 20.20(19)(e) is amended to read:

NR 20.20(19) FLORENCE (for species or waters not listed, see sub. (73))

(e) Walleye, sauger and hybrids	<del>1. Patten lake</del>	<del>a. Hook and line</del>	<del>First Saturday in May to the first Sunday in March</del>	<del>5 in total but only 1 may be longer than 14"</del>	<del>None</del>
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2. <u>1.</u> Keyes lake	a. Hook and line	First Saturday in May to the first Sunday in March	3	18
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## SECTION 36. NR 20.20(20)(d) is amended to read:

## NR 20.20(20) FOND DU LAC (for species or waters not listed, see sub. (73))

(d) Rough fish	1. Trout streams	a. Hook and line.	During the open season for trout	None	None
		b. By hand	Continuous	None	None
	2. Winnebago lake	a. Hook and line, by hand, dip netting.	Continuous	None	None
b. Spearing.		April 21 to February 1	None	None	
c. Set or bank pole and setline 500 feet or more from any dam		Saturday nearest May 20 to September 30	None	None	
3. Fond du Lac river from its mouth upstream for 3 miles	a. Hook and line, by hand.	Continuous	None	None	
	b. Spearing sunrise to sunset.	April 21 to the first Sunday in March <u>April 21 to February 1</u>	None	None	
	c. Dip netting.	May 1 to March 15	Suckers 0, other rough fish none	None	
4. All other waters <u>except Lake Winnebago system waters</u>	a. Hook and line, by hand, dip netting, spearing	Continuous	None	None	
	b. Spearing.	April 21 to the first Sunday in March	None	None	

## SECTION 37. NR 20.20(21)(c) is amended to read:

## NR 20.20(21) FOREST (for species or waters not listed, see sub. (73))

(c) Largemouth and smallmouth bass	1. Crane lake, Luna lake, McKinley lake, Pickerel lake, Three Johns lake, <del>Trump</del> lake, White Deer lake, Windfall lake	a. Hook and line.	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth</u> bass, 1 for <u>largemouth</u> bass	18 for <u>largemouth</u> bass only
			Third Saturday in June to the first Sunday in March	1 in total	18
	2. <u>Trump lake</u>	a. <u>Hook and line</u>	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth</u> bass, 3 for <u>largemouth</u> bass	None for <u>largemouth</u> bass only except the possession of <u>largemouth</u> bass from 14 through 18 is prohibited and only one may be longer than 18
			Third Saturday in June to the first Sunday in March	3 in total	None except the possession of fish from 14 to 18 is prohibited, and only 1 fish may be longer than 18

SECTION 38. NR 20.20(24)(f) is amended to read:

NR 20.20(24) GREEN LAKE (for species or waters not listed, see sub. (73))

(f) Rough fish	1. Trout streams	a. Hook and line	During the open season for trout	None	None
		b. By hand.	Continuous	None	None
	2. Fox river downstream from first dam upstream from Princeton	a. Hook and line, by hand, dip netting	Continuous	None	None

	b. Spearing.	April 21 to <del>February 1</del> the first Sunday in March	None	None
	c. Set or bank pole and setline 500 feet or more from any dam.	Saturday nearest May 20 to September 30	None	None
3. All other waters <u>except</u> <u>Lake Winnebago</u> <u>system waters</u>	a. Hook and line, by hand, <u>spearing</u> , dip netting sunrise to sunset.	Continuous	None	None
	<del>b. Spearing sunrise to sunset.</del>	<del>April 21 to the first Sunday in March</del>	<del>None</del>	<del>None</del>

SECTION 39. NR 20.20(26)(a) is amended to read:

NR 20.20(26) IRON (for species or waters not listed, including Lake Superior, see sub. (73))

(a) Largemouth and smallmouth bass	1. Evelyn lake, O'Brien lake, One Man lake	a. Hook and line.	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth</u> <u>bass, 1 for</u> <u>largemouth</u> <u>bass</u>	<u>18 for</u> <u>largemouth</u> <u>bass only</u>
			Third Saturday in June to the first Sunday in March	1 in total	18
	2. Wilson lake	a. Hook and line.	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth</u> <u>bass, 5 for</u> <u>largemouth</u> <u>bass</u>	<u>None for</u> <u>largemouth</u> <u>bass only</u> <u>except the</u> <u>possession of</u> <u>largemouth</u> <u>bass from 12</u> <u>through 16 is</u> <u>prohibited</u>

		Third Saturday in June to the first Sunday in March	5 in total	<del>No minimum length but</del> <u>None except the possession of fish from 12 through 16 inches is prohibited</u>
3. Turtle-Flambeau flowage	a. Hook and line.	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth bass, 2 for largemouth bass</u>	<u>15 for largemouth bass only</u>
		Third Saturday in June to the first Sunday in March	2 in total	15
4. Gile flowage	a. Hook and line	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth bass, 3 for largemouth bass</u>	<u>None for largemouth bass only except the possession of largemouth bass from 14 through 18 is prohibited and only one may be longer than 18</u>
		Third Saturday in June to the first Sunday in March	3 in total <del>but only 1 may be larger than 18</del>	<u>None except the possession of fish from 14 through 18 is prohibited and only one may be longer than 18</u>

SECTION 40. NR 20.20(26)(c)1. is amended to read:

NR 20.20(26) IRON (for species or waters not listed, including Lake Superior, see sub. (73))

(c) Northern pike	1. <del>Lake Six, all tributaries</del> <u>Tributaries and connected sloughs to Lake Superior upstream to the first dam or lake</u>	a. Hook and line-	First Saturday in May to the first Sunday in March	2	26
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SECTION 41. NR 20.20(26)(e)3. is amended to read:

NR 20.20(26) IRON (for species or waters not listed, including Lake Superior, see sub. (73))

(e) Rough fish	3. All other waters	a. Hook and line, by hand, dip netting.	Continuous	None	None
		b. <del>Spearing with bow and arrow only.</del>	Saturday nearest May 20 to July 1-	None	None

SECTION 42. NR 20.20(26)(g)3. is amended to read:

NR 20.20(26) IRON (for species or waters not listed, including Lake Superior, see sub. (73))

(g) Walleye, sauger and hybrids	3. Catherine lake, Cedar lake, Echo lake, Gile flowage, Island lake, Little Oxbow lake, Oxbow lake, Pine lake, Randall lake, Sandy Beach lake, Sherman lake, Spider lake, North Fork Flambeau river and its tributaries, West Branch Montreal river, Turtle river upstream from Echo lake	a. Hook and line-	First Saturday in May to the first Sunday in March	5 in total but only <del>1</del> may be longer than 14 inches	None, but only <u>1 may be longer than 14</u>
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SECTION 43. NR 20.20(27)(f) is amended to read:

NR 20.20(27) JACKSON (for species and waters not listed, see sub. (73))

(f) Rough fish	1. Trout streams	a. Hook and line.	During open season for trout	None	None
		b. By hand.	Continuous	None	None

2. Black river from the U.S. highway 12 bridge in the city of Black River Falls downstream	a. Hook and line, by hand, dip netting, <u>spearing</u> . Set or bank pole and setline but no whole or live bait fish may be used	Continuous	None	None
	<del>c. Spearing-</del>	<del>April 21 to the first Sunday in March-</del>	<del>None-</del>	<del>None-</del>
3. All other waters	a. Hook and line, by hand, dip netting, <u>spearing</u>	Continuous	None	None
	<del>b. Spearing-</del>	<del>April 21 to the first Sunday in March-</del>	<del>None-</del>	<del>None-</del>

SECTION 44. NR 20.20(29)(e) is repealed.

SECTION 45. NR 20.20(29)(h)1. is amended to read:

NR 20.20(29) JUNEAU (for species and waters not listed, see sub. (73))

(h) Walleye, sauger and hybrids	1. Yellow river and its sloughs, bayous and flowages upstream to the first dam or highway bridge, Lemonweir river and its sloughs, bayous and flowages upstream to the first dam or highway bridge, Wisconsin river and its sloughs, bayous and flowages upstream to the first dam or highway bridge, except the western boundary of the Wisconsin River on Lake Petenwell is County Highway G, and the western boundary of the Wisconsin river on Castle Rock	a. Hook and line:	Continuous	5 in total but until March 31, 2014 none may be from 20 <sup>2</sup> to 28 <sup>2</sup> and only 1 may be → 28 <sup>1</sup>	<u>15 minimum, but the possession of fish from 20 to 28 is prohibited and only 1 fish may be longer than 28</u>
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lake north of  
county highway  
G is the  
confluence of the  
Yellow river and  
Castle Rock  
lake, and county  
highway G  
between 41st  
Street and county  
highway HH  
does not  
establish a  
boundary for  
Castle Rock  
lake

SECTION 46. NR 20.20(31)(a) is amended to read:

NR 20.20(31) KEWAUNEE (for species or waters not listed, including Lake Michigan, Green Bay and their tributaries, see sub. (73))

(a) Rough fish	1. Trout streams	a. Hook and line	During the open season for trout	None	None
		b. By hand.	Continuous	None	None
	2. All other waters except Lake Michigan, Green Bay and their tributaries	a. Hook and line, by hand, <u>spearing</u> , dip netting sunrise to sunset	Continuous	None	None
		b. <del>Spearing sunrise to sunset.</del>	<del>April 21 to the first Sunday in March</del>	<del>None</del>	<del>None</del>

SECTION 47. NR 20.20(32)(e) is amended to read:

NR 20.20(32) LA CROSSE (for species and waters not listed, see sub. (73))

(e) Rough fish	1. Trout streams	a. Hook and line	During open season for trout	None	None
		b. By hand	Continuous	None	None
	2. Black river downstream to the Burlington Northern and Santa Fe railroad tracks	a. Hook and line, by hand, dip netting, <u>spearing</u> . Set or bank pole and setline but no whole or live bait fish may be used.	Continuous	None	None

	<del>b. Spearing</del>	<del>April 21 to the first Sunday in March</del>	<del>None</del>	<del>None</del>
3. All other waters	a. Hook and line, by hand, dip netting, spearing	Continuous	None	None
	<del>b. Spearing</del>	<del>April 21 to the first Sunday in March</del>	<del>None</del>	<del>None</del>

SECTION 48. NR 20.20(33)(am) is amended to read:

NR 20.20(33) LAFAYETTE (for species or waters not listed, see sub. (73))

(am) Catfish	<del>1. Yellowstone lake</del>	<del>a. Hook and line</del>	<del>First Saturday in May to the first Sunday in March</del>	<del>2 in total with largemouth bass, smallmouth bass, walleye, sauger and hybrids</del>	<del>Minimum length limit 15"; maximum length limit 24"</del>
	2. <del>1.</del> East Branch Pecatonica river, Pecatonica river (west branch) downstream from U.S. hwy. 151	a. Hook and line, set or bank pole, setline.	Continuous	10 in total	None

SECTION 49. NR 20.20(33)(b) is amended to read:

NR 20.20(33) LAFAYETTE (for species or waters not listed, see sub. (73))

(b) Largemouth and smallmouth bass	1. East Branch Pecatonica river, Pecatonica river (west branch) downstream from U.S. hwy. 151, Yellowstone river downstream from Yellowstone lake dam	a. Hook and line	Continuous	5 in total	14
	2. Yellowstone lake	a. Hook and line	First Saturday in May to the first Sunday in March	2 in total with catfish, walleye, sauger and hybrids	Minimum length limit 12" ; maximum length limit 15"

3. Yellowstone river upstream from county highway F.	a. Hook and line.	First Saturday in May to the first Sunday in March	0 until March 1, 2007, when it becomes 5 in total	14 after March 1, 2007
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SECTION 50. NR 20.20(33)(g)2. is amended to read:

NR 20.20(33) LAFAYETTE (for species or waters not listed, see sub. (73))

(g) Walleye, sauger and hybrids	2. Yellowstone lake	a. Hook and line.	First Saturday in May to the first Sunday in March	2 in total with eatfish, largemouth bass and smallmouth bass	Minimum length limit 15" ; maximum length limit 18"
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SECTION 51. NR 20.20(34)(b) is amended to read:

NR 20.20(34) LANGLADE (for species or waters not listed, see sub. (73))

(b) Largemouth and smallmouth bass	1. Sawyer lake	a. Hook and line.	First Saturday in May to day Friday preceding the third Saturday in June	0 for <u>smallmouth bass, 5 for largemouth bass</u>	<u>None for largemouth bass only except the possession of largemouth bass from 12 through 16 is prohibited</u>
			Third Saturday in June to the first Sunday in March	5 in total	None but <u>except the possession of fish from 12 through 16 inches is prohibited</u>
	2. McGee lake	a. Hook and line, only artificial lures may be used	First Saturday in May at 5:00 a.m. to September 30	5 in total	None

3. Greater Bass lake	a. Hook and line	First Saturday in May to day Friday preceding the third Saturday in June	0 for <u>smallmouth bass, 1 for largemouth bass</u>	<u>18 for largemouth bass only</u>
		Third Saturday in June to the first Sunday in March	1 in total	18

SECTION 52. NR 20.20(34)(c) is repealed.

SECTION 53. NR 20.20(35)(b)1. is amended to read:

NR 20.20(35) LINCOLN (for species or waters not listed, see sub. (73))

(b) Largemouth and smallmouth bass	1. Muskellunge lake	a. Hook and line	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth bass, 1 for largemouth bass</u>	<u>18 for largemouth bass only</u>
			Third Saturday in June to the first Sunday in March	1	18

SECTION 54. NR 20.20(35)(e) is repealed.

SECTION 55. NR 20.20(35)(g)1m. is amended to read:

NR 20.20(35) LINCOLN (for species or waters not listed, see sub. (73))

(g) Walleye, sauger and hybrids	1m. Wisconsin river downstream from Grandfather dam including sloughs, bayous and flowages upstream to the first dam or highway bridge.	a. Hook and line.	Continuous	5 in total <del>but until March 31, 2014</del> none may be from 20 <sup>2</sup> to 28 <sup>2</sup> and only 1 may be > 28 <sup>1</sup> .	15 <u>minimum, but the possession of fish from 20 to 28 is prohibited and only 1 fish may be longer than 28</u>
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SECTION 56. NR 20.20(36)(c) is repealed.

SECTION 57. NR 20.20(37)(f) is repealed.

SECTION 58. NR 20.20(37)(i) is amended to read:

NR 20.20(37) MARATHON (for species and waters not listed, see sub. (73))

(i) Walleye, sauger and hybrids	1. Wisconsin river including sloughs, bayous and flowages upstream to the first dam or highway bridge, except the eastern boundary of the Wisconsin River and Peplin and Johnson Creeks and the Little Eau Claire River, at Lake DuBay, is the south-bound lane of Interstate 39, <u>Eau Claire river downstream from the Schofield dam</u>	a. Hook and line.	Continuous	5 in total <del>but until March 31, 2014</del> none may be from 20 <sup>2</sup> to 28 <sup>2</sup> and only 1 may be > 28 <sup>1</sup> .	15 <u>minimum, but the possession of fish from 20 to 28 is prohibited and only 1 fish may be longer than 28</u>
	<u>2. Big Rib river downstream from Highway 29, Johnson creek, Little Eau Claire river, Little Eau Pleine river, Peplin creek</u>	a. Hook and line	<u>First Saturday in May to the first Sunday in March</u>	<u>5 in total</u>	<u>15 minimum, but the possession of fish from 20 to 28 is prohibited and only 1 fish may be longer than 28</u>

SECTION 59. NR 20.20(38)(b) is amended to read:

NR 20.20(38) MARINETTE (for species or waters not listed, including Green Bay and its tributaries, see sub. (73))

(b) Largemouth and smallmouth bass	1. Peshtigo flowage	a. Hook and line.	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth</u> bass, 5 for <u>largemouth</u> bass	<u>14 for</u> <u>largemouth</u> bass only
			Third Saturday in June to the first Sunday in March	5 in total	14

SECTION 60. NR 20.20(38)(d) is amended to read:

NR 20.20(38) MARINETTE (for species or waters not listed, including Green Bay and its tributaries, see sub. (73))

(d) Rough fish	1. Trout streams	a. Hook and line.	During the open season for trout	None	None
		b. <u>By hand</u>	<u>Continuous</u>	<u>None</u>	<u>None</u>
	2. All other waters except Green Bay and its tributaries	a. Hook and line, by hand, dip netting, <u>spearing</u>	Continuous	None	None
		b. <del>Spearing.</del>	<del>April 21 to the first Sunday in March.</del>	<del>None.</del>	<del>None.</del>

SECTION 61. NR 20.20(39)(e) is created to read:

NR 20.20(39) MARQUETTE (for species or waters not listed, see sub. (73))

(e) Rough fish	1. Trout streams	a. Hook and line	During open season for trout	None	None
		b. By hand	Continuous	None	None
	2. All other waters except Lake Winnebago system waters	a. Hook and line, by hand, dip netting, spearing	Continuous	None	None

SECTION 62. NR 20.20(42)(b)2. is created to read:

NR 20.20(42) MONROE (for species and waters not listed, see sub. (73))

(b)	2. Lake Tomah	a. Hook and line	First Saturday in May to the first Sunday in March	1 in total	18
Largemouth and smallmouth bass					

SECTION 63. NR 20.20(42)(c)2. is created to read:

NR 20.20(42) MONROE (for species and waters not listed, see sub. (73))

(c) Northern pike	2. Lake Tomah	a. Hook and line	First Saturday in May to the first Sunday in March	1	32
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SECTION 64. NR 20.20(42)(d) is amended to read:

NR 20.20(42) MONROE (for species and waters not listed, see sub. (73))

(d) Rough fish	1. Trout streams	a. Hook and line.	During open season for trout	None	None
		b. By hand.	Continuous	None	None
	2. Black river	a. Hook and line, by hand, dip netting, set or bank pole, setline, <u>spearing</u>	Continuous	None	None
		<del>b. Spearing.</del>	<del>April 21 to the first Sunday in March.</del>	<del>None</del>	<del>None</del>
	3. All other waters	a. Hook and line, by hand, dip netting, <u>spearing</u>	Continuous	None	None
		<del>b. Spearing.</del>	<del>April 21 to the first Sunday in March.</del>	<del>None</del>	<del>None</del>

SECTION 65. NR 20.20(42)(f)1. is amended to read:

NR 20.20(42) MONROE (for species and waters not listed, see sub. (73))

(f) Walleye, sauger and hybrids	1. Lemonweir river including all connecting flowages, bays, sloughs and bayous upstream to the first dam or bridge or water control structure, east fork Lemonweir river upstream to highway 173 bridge, south fork Lemonweir river upstream to Tomah dam	a. Hook and line.	Continuous	5 in total but until March 31, 2014 none may be from 20 <sup>2</sup> to 28 <sup>2</sup> and only 1 may be > 28I-	15 minimum, but the possession of fish from 20 to 28 is prohibited and only 1 fish may be longer than 28
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SECTION 66. NR 20.20(43)(d) is amended to read:

NR 20.20(43) OCONTO (for species or waters not listed, including Green Bay and its tributaries, see sub. (73))

(d) Rough fish	1. Trout streams	a. Hook and line.	During the open season for trout	None	None
		b. By hand	Continuous	None	None
	2. All other waters except Green Bay and its tributaries	a. Hook and line, by hand, dip netting, spearing	Continuous	None	None
b. Spearing on waters east of highway 141 only.		April 21 to the first Sunday in March.	None	None	

SECTION 67. NR 20.20(44)(b) is amended to read:

NR 20.20(44) ONEIDA (for species or waters not listed, see sub. (73))

(b) Largemouth and smallmouth bass	1. Bearskin lake, Crescent lake, Pelican lake, Stella lake, Burrows lake	a. Hook and line.	First Saturday in May to Friday preceding third Saturday in June	0 for smallmouth bass, 1 for largemouth bass	18 for largemouth bass only
			Third Saturday in June to the first Sunday in March	1 in total	18

2. Little Bass lake	a. Hook and line. Only artificial lures may be used.	First Saturday in May to Friday preceding the third Saturday in June	0 for <u>smallmouth bass</u> , 5 for <u>largemouth bass</u>	<u>14 for largemouth bass only</u>
		Third Saturday in June to November 15	5 in total	14
3. Oneida lake	a. Hook and line	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth bass</u> , 3 for <u>largemouth bass</u>	<u>None for largemouth bass only except the possession of largemouth bass from 14 through 18 is prohibited and only one may be longer than 18</u>
		Third Saturday in June to the first Sunday in March	3 in total but only 1 may be longer than <del>18</del>	<u>None except the possession of fish from 14" through 18" is prohibited and only one may be longer than 18</u>
4. Minocqua chain (includes Kawaguesaga, Little Tomahawk, Mid, Minocqua, Mud, and Tomahawk lakes and connecting waters)	a. Hook and line	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth bass</u> , 5 for <u>largemouth bass</u>	<u>None for largemouth bass only</u>
		Third Saturday in June to the first Sunday in March	5 in total	<u>None</u>

SECTION 68. NR 20.20(45)(e) is amended to read:

NR 20.20(45) OUTAGAMIE (for species or waters not listed, see sub. (73))

(e) Rough fish	1. Trout streams	a. Hook and line.	During the open season for trout	None	None
		b. By hand	Continuous	None	None
	2. Embarrass river, Shioc river	a. Hook and line, by hand, dip netting sunrise to sunset.	Continuous	None	None
		b. <del>Spearing sunrise to sunset.</del>	<del>April 21 to the first Sunday in March</del> <u>April 21 to February 1</u>	None	None
		c. Set or bank pole and setline 500 feet or more from any dam	Saturday nearest May 20 to September 30	None	None
	3. All other waters <del>except Lake Winnebago system waters</del>	a. Hook and line, by hand, <del>spearing</del> , dip netting sunrise to sunset.	Continuous	None	None
b. <del>Spearing sunrise to sunset.</del>		<del>April 21 to the first Sunday in March</del>	None	None	

SECTION 69. NR 20.20(47)(dm) is repealed.

SECTION 70. NR 20.20(47)(e) is amended to read:

NR 20.20(47) PEPIN (for species and waters not listed, see sub. (73))

(e) Rough fish	1. Trout streams	a. Hook and line	During open season for trout	None	None
		b. By hand	Continuous	None	None
	2. Chippewa river downstream to the Burlington Northern and Santa Fe railroad tracks	a. Hook and line, by hand, dip netting, set or bank pole, <u>spearing</u>	Continuous	None	None

	<del>b. Spearing.</del>	April 21 to the first Sunday in March	None	None
3. All other waters	a. Hook and line, by hand, dip netting, <u>spearing</u>	Continuous	None	None
	<del>b. Spearing.</del>	April 21 to the first Sunday in March	None	None

SECTION 71. NR 20.20(48)(a) is repealed.

SECTION 72. NR 20.20(49)(am)2. is amended to read:

NR 20.20(49) POLK (for species or waters not listed, see sub. (73))

(am)	<del>1. Balsam lake,</del>	a. Hook and line	First	5 in total	None
Largemouth and smallmouth bass	Big Butternut <u>lake</u> , Half Moon <u>lake</u> , Pipe and <u>North Pipe lakes combined, and</u> Ward lakes <u>lake</u> , and all lakes and flowages partially within Burnett county		Saturday in May to the first Sunday in March		

SECTION 73. NR 20.20(49)(d) is repealed.

SECTION 74. NR 20.20(49)(f)2. is amended to read:

NR 20.20(49) POLK (for species or waters not listed, see sub. (73))

(f) Walleye, sauger and hybrids	2. Big Round <u>lake</u> , Big Butternut <u>lake</u> , Half Moon <u>lake</u> , Pipe and <u>North Pipe lakes combined, and</u> Ward lakes <u>lake</u>	a. Hook and line	First	3	18
			Saturday in May to the first Sunday in March		

SECTION 75. NR 20.20(50)(e) is repealed.

SECTION 76. NR 20.20(50)(h) is amended to read:

NR 20.20(50) PORTAGE (for species or waters not listed, see sub. (73))

(h) Walleye, sauger and hybrids	1. Bass lake, Pleasant lake	a. Hook and line	Continuous	5 in total	15
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<p>2. Wisconsin river including sloughs, bayous and flowages upstream to the first dam or highway bridge except that the eastern boundary of the Wisconsin River and the Little Eau Claire River, at Lake DuBay, will be defined by the south-bound lane of Interstate 39</p>	<p>a. Hook and line.</p>	<p>Continuous</p>	<p>5 in total but until March 31, 2014 none may be from 20<sup>2</sup> to 28<sup>2</sup> and only 1 may be &gt; 28I</p>	<p>15 <u>minimum</u>, but the possession of fish from 20 to 28 is prohibited and only 1 fish may be longer than 28</p>
<p>3. Little Eau Claire river, Little Eau Pleine river</p>	<p>a. Hook and line</p>	<p>First Saturday in May to the first Sunday in March</p>	<p>5 in total</p>	<p>15 <u>minimum</u>, but the possession of fish from 20 to 28 is prohibited and only 1 fish may be longer than 28</p>

SECTION 77. NR 20.20(51)(b) is amended to read:

NR 20.20(51) PRICE (for species or waters not listed, see sub. (73))

<p>(b) Largemouth and smallmouth bass</p>	<p>1. Bass lake (T38N R2W S18), Cochram lake, Sailor lake</p>	<p>a. Hook and line.</p>	<p>First Saturday in May to Friday preceding third Saturday in June</p>	<p>0 for <u>smallmouth bass</u>, 1 for <u>largemouth bass</u></p>	<p>18 for <u>largemouth bass only</u></p>
			<p>Third Saturday in June to the first Sunday in March</p>	<p>1 in total</p>	<p>18</p>

SECTION 78. NR 20.20(54)(a)2. is created to read:

NR 20.20(54) ROCK (for species or waters not listed, see sub. (73))

(a) All species	2. The following posted urban waters: Lions Park pond	Hook and line	Continuous but only persons under 16 years of age or disabled pursuant to s 29.193 (3) (a), (b) or (c), Stats., may fish from the second Saturday in March to but not including the last Saturday in April	1 largemouth bass, smallmouth bass, northern pike, walleye, sauger or hybrid in total; 10 panfish and bullheads in total; 3 trout and salmon in total; none for rough fish	None
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SECTION 79. NR 20.20(55)(c) is repealed.

SECTION 80. NR 20.20(55)(b) is amended to read:

NR 20.20(55) RUSK (for species or waters not listed, see sub. (73))

(b) Largemouth and smallmouth bass	1. Murphy flowage	a. Hook and line-	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth bass</u> , 1 for <u>largemouth bass</u>	<u>18 for largemouth bass only</u>
			Third Saturday in June to the first Sunday in March	1 in total	18

SECTION 81. NR 20.20(56)(j)2. is amended to read:

NR 20.20(56) SAUK (for species or waters not listed, see sub. (73))

(j) Walleye, sauger and hybrids	2. Lower Wisconsin river upstream from the Prairie du Sac dam	a. Hook and line.	Continuous	5 in total but until March 31, 2014 none may be from 20 <sup>2</sup> to 28 <sup>2</sup> and only 1 may be > 28 <sup>1</sup>	15 <u>minimum</u> , but the <u>possession of fish from 20 to 28 is prohibited and only 1 fish may be longer than 28</u>
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SECTION 82. NR 20.20(57)(d) is amended to read:

NR 20.20(57) SAWYER (for species or waters not listed, see sub. (73))

(d) Largemouth and smallmouth bass	1. Black lake, Christner lake	a. Hook and line.	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth bass, 1 for largemouth bass</u>	18 for <u>largemouth bass only</u>
			Third Saturday in June to the first Sunday in March	1 in total	18
	2. Nelson lake, and Whitefish lakes <u>lake</u>	a. Hook and line	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth bass, 5 for largemouth bass</u>	None for <u>largemouth bass only</u>
			Third Saturday in June to the first Sunday in March	5 in total	None
	3. <u>Big Chetac lake, Birch lake, Sissabagama lake</u>	a. Hook and line	First Saturday in May to the first Sunday in March	5 in total	None

4. All lakes and flowages that are partially within Washburn county and are north of a line following STH 77 east to STH 27 and south on STH 27	a. Hook and line	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth bass</u> , 5 for <u>largemouth bass</u>	<u>None for largemouth bass only</u>
		Third Saturday in June to the first Sunday in March	5 in total	None
5. All lakes and flowages that are partially within Washburn county and that are south of a line following STH 77 east to STH 27 and south on STH 27, excluding Birch lake	a. Hook and line	First Saturday in May to the first Sunday in March	5 in total	None

SECTION 83. NR 20.20(57)(g) is amended to read:

NR 20.20(57) SAWYER (for species or waters not listed, see sub. (73))

(g) Rough fish	1. Trout streams	a. Hook and line.	During the open season for trout	None	None
		b. By hand.	Continuous	None	None
	2. All other waters	a. Hook and line, by hand, dip netting.	Continuous	None	None
		b. <del>Spearing with bow and arrow only.</del>	<del>Saturday nearest May 20 to July 1</del>	<del>None</del>	<del>None</del>

SECTION 84. NR 20.20(57)(i)4. is amended to read:

NR 20.20(57) SAWYER (for species or waters not listed, see sub. (73))

(i) Walleye, sauger and hybrids	4. <u>Big Chetac lake, Birch lake, Black Dan lake, Island lake (T39N R5W S2), Sand lake, including Sissabagama creek upstream to Sand lake road, Nelson lake, Sissabagama lake, and Whitefish lake</u>	a. Hook and line	First Saturday in May to the first Sunday in March	3 in total	18
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SECTION 85. NR 20.20(58)(e) is amended to read:

NR 20.20(58) SHAWANO (for species or waters not listed, see sub. (73))

(e) Rough fish	1. Trout streams	a. Hook and line.	During the open season for trout	None	None
		b. By hand	Continuous	None	None
	2. Embarrass river downstream from Pella dam, Wolf river downstream from <u>Shawano dam</u>	a. Hook and line, by hand, dip netting	Continuous	None	None
		b. Spearing.	April 21 to <del>the first Sunday in March</del> to <u>February 1</u>	None	None
		c. Set or bank pole and setline 500 feet or more from any dam.	Saturday nearest May 20 to September 30	None	None
	3. All other waters <u>except Lake Winnebago system waters</u>	a. Hook and line, by hand, <u>spearing</u> , dip netting sunrise to sunset.	Continuous	None	None
<del>b. Spearing.</del>		<del>April 21 to the first Sunday in March</del>	<del>None</del>	<del>None</del>	

SECTION 86. NR 20.20(59)(a) is amended to read:

NR 20.20(59) SHEBOYGAN (for species or waters not listed, including Lake Michigan and its tributaries, see sub. (73))

(a) All species	1. Sheboygan marsh	a. Motor trolling is allowed	As specified in this subsection or sub. (73)	As specified in this subsection or sub. (73)	As specified in this subsection or sub. (73)
	2. The following posted urban waters: Kohler-Andrae State Park pond Memorial park pond, <u>River Park lagoon</u> , Sheboygan quarry	a. Hook and line	Continuous but only persons under 16 years of age or disabled pursuant to s 29.193 (3) (a), (b) or (c), Stats., may fish from the second Saturday in March to but not including the last Saturday in April	1 largemouth bass, smallmouth bass, northern pike, walleye, sauger or hybrid in total; 10 panfish and bullheads in total; 3 trout and salmon in total; none for rough fish	None
	<del>3. The following posted urban waters: River Park lagoon</del>	<del>a. Hook and line</del>	<del>Continuous</del>	<del>1 largemouth bass, smallmouth bass, northern pike, walleye, sauger or hybrid in total; 10 panfish and bullheads in total; 3 trout and salmon in total; none for rough fish</del>	<del>None</del>

SECTION 87. NR 20.20(60)(b)2. is amended to read:

NR 20.20(60) ST. CROIX (for species and waters not listed, see sub. (73))

(b) Largemouth and smallmouth bass	2. <u>Bass lake,</u> Glen lake, Squaw lake	a. Hook and line	First Saturday in May to the first Sunday in March	3 in total	No minimum length, but the possession of fish from 14 to 18 inches is prohibited, and only 1 fish may be longer than 18 inches-
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SECTION 88. NR 20.20(60)(f) is repealed.

SECTION 89. NR 20.20(61)(b) is repealed.

SECTION 90. NR 20.20(62)(b) is amended to read:

NR 20.20(62) TREMPPEALEAU (for species and waters not listed, see sub. (73))

(b) Rough fish	1. Trout streams	a. Hook and line.	During open season for trout	None	None
		b. By hand.	Continuous	None	None
	2. Black river	a. Hook and line, by hand, dip netting, <u>spearing</u> . Set or bank pole and setline but no whole or live bait fish may be used.	Continuous	None	None
		<del>b. Spearing-</del>	<del>April 21 to the first Sunday in March-</del>	<del>None-</del>	<del>None-</del>
		3. All other waters	a. Hook and line, by hand, dip netting, <u>spearing</u>	Continuous	None
		<del>b. Spearing-</del>	<del>April 21 to the first Sunday in March-</del>	<del>None-</del>	<del>None-</del>

SECTION 91. NR 20.20(64)(c) is amended to read:

NR 20.20(64) VILAS (for species or waters not listed, see sub. (73))

(c) Largemouth and smallmouth bass	1. Big lake (T42N R6E S4), Bittersweet lake, Oberlin lake, Prong lake, Smith lake	a. Hook and line.	First Saturday in May to the first Sunday in March	0	--
	2. Averill lake, Big Portage lake, Big Muskellunge lake, East Ellerson lake, Forest lake, Gunlock lake, Little Bass lake (T40N, R8E, S15), Kentuck lake, Middle Ellerson lake, Papoose lake, Plum lake, Presque Isle lake, Salsich lake, <u>Sparkling lake</u> , Star lake, Trout lake, Van Vliet lake, Wabasso lake, West Plum lake, White Sand lake (T42N, R7E, S27), Whitney lake	a. Hook and line.	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth</u> <u>bass, 1 for</u> <u>largemouth</u> <u>bass</u>	<u>18 for</u> <u>largemouth</u> <u>bass only</u>
			Third Saturday in June to the first Sunday in March	1 in total	18
	3. Nebish lake	a. Hook and line. Daily permit required (see s. NR 20.41).	Continuous	5 in total	No minimum length except the possession of fish from 9 to 12 inches is prohibited
	4. Spruce lake	a. Hook and line. Only artificial lures may be used. Daily permit required (see s. NR 20.41).	Continuous	2 in total	12
	5. Palette lake	a. Hook and line. Daily permit required (see s. NR	Continuous	1	22

20.41)

6. Wildwood lake	a. Hook and line. Only artificial lures may be used.	First Saturday in May to Friday preceding the third Saturday in June	0 for <u>smallmouth bass</u> , 5 for <u>largemouth bass</u>	14 for <u>largemouth bass only</u>
		Third Saturday in June to November 15	5 in total	14
7. Sparkling lake	a. Hook and line.	First Saturday in May to Friday preceding the third Saturday in June	0	—
		Third Saturday in June to the first Sunday in March	1 until March 3, 2014 when it becomes 5 in total	18 until March 3, 2014 when it becomes 14

SECTION 92. NR 20.20(64)(h)9. is amended to read:

NR 20.20(64) VILAS (for species or waters not listed, see sub. (73))

(h) Walleye, sauger and hybrids	9. Sparkling lake	a. Hook and line.	First Saturday in May to the first Sunday in March	1 until March 3, 2014 when it becomes 5 in total	28 until March 3, 2014 when it becomes 15 18
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SECTION 93. NR 20.20(66)(bm) is amended to read:

NR 20.20(66) WASHBURN (for species or waters not listed, see sub. (73))

(bm) Largemouth and smallmouth bass	1. All waters not listed in this paragraph that are north of a line following STH 77, including all lakes and flowages north of	a. Hook and line	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth bass</u> , 5 for <u>largemouth bass</u>	None for <u>largemouth bass only</u>
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that line

		Third Saturday in June to the first Sunday in March	5 in total	None
2. All waters not listed in this paragraph that are south of a line following STH 77, including all lakes and flowages south of that line	a. Hook and line	First Saturday in May to the first Sunday in March	5 in total	None
3. Balsam lake, Birch lake, Namekagon river south of STH 77, Red Cedar lake, Shell lake, Trego flowage	a. Hook and line	First Saturday in May to the first Sunday in March	5 in total	14
4. Namekagon river north of STH 77, Totagatic river	a. Hook and line	First Saturday in May to Friday preceding third Saturday in June	0 for <u>smallmouth</u> bass, 5 for <u>largemouth</u> bass	<u>14 for</u> <u>largemouth</u> bass only
		Third Saturday in June to the first Sunday in March	5 in total	14

SECTION 94. NR 20.20(66)(e) is repealed.

SECTION 95. NR 20.20(66)(g) is amended to read:

NR 20.20(66) WASHBURN (for species or waters not listed, see sub. (73))

(g) Walleye, sauger and hybrids	1. Bass (Patterson) lake, <u>Minong flowage upstream to the confluence of Totagatic river and Bergen creek</u>	a. Hook and line.	First Saturday in May to the first Sunday in March	5 in total but only 1 may be longer than 14 inches	None, but only 1 may be longer than 14
	2. Shell lake	a. Hook and line.	First Saturday in May to the first Sunday in March	5 in total	None
	3. <u>Balsam lake, Birch lake, Red Cedar lake, Long lake, Middle McKenzie lake, Nancy lake and Nancy lakes</u>	a. Hook and line.	First Saturday in May to the first Sunday in March	3	18

SECTION 96. NR 20.20(68)(a)2. is amended to read:

NR 20.20(68) WAUKESHA (for species or waters not listed, see sub. (73))

(a) All species	2. The following posted urban waters: Calhoun park pond, Delafield Rearing pond, Foxbrook pond, Heyer park pond north, Heyer park pond south, <u>Lapham Peak pond</u> , Lepper Dam millpond from the dam upstream to Roosevelt drive, Lions-Overland park pond, Menomonee park pond, Minooka park pond, Muskego park pond, Nixon park pond, Regal park pond, Woodfield park pond north, Woodfield park pond south	a. Hook and line	Continuous but only persons under 16 years of age or disabled pursuant to s 29.193 (3) (a), (b) or (c), Stats., may fish from the second Saturday in March to but not including the last Saturday in April	1 largemouth bass, smallmouth bass, northern pike, walleye, sauger or hybrid in total; 10 panfish and bullheads in total; 3 trout and salmon in total; none for rough fish	None
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SECTION 97. NR 20.20(69)(e) is amended to read:

NR 20.20(69) WAUPACA (for species or waters not listed, see sub. (73))

(e) Rough fish	<u>1. Trout streams</u>	a. <u>Hook and line.</u>	<u>During open season for trout</u>	<u>None</u>	<u>None</u>
		b. <u>By hand.</u>	<u>Continuous</u>	<u>None</u>	<u>None</u>
	2. Embarrass river, Waupaca river downstream from Weyauwega dam, Wolf river	a. Hook and line, by hand, dip netting, spearing.	Continuous	None	None
		b. Set or bank pole and setline 500 feet or more from any dam	Saturday nearest May 20 to September 30	None	None
	c. <u>Spearing</u>	<u>April 21 to February 1</u>	<u>None</u>	<u>None</u>	
	3. <u>All other waters except Lake Winnebago system waters</u>	a. <u>Hook and line, by hand, dip netting, spearing</u>	<u>Continuous</u>	<u>None</u>	<u>None</u>

SECTION 98. NR 20.20(70)(dm) is amended to read:

NR 20.20(70) WAUSHARA (for species or waters not listed, see sub. (73))

(dm) Panfish	1. <u>Hartford lake, Little Hills lake</u>	a. <u>Hook and line.</u>	Continuous	10 in total	None
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SECTION 99. NR 20.20(70)(e) is amended to read:

NR 20.20(70) WAUSHARA (for species or waters not listed, see sub. (73))

(e) Rough fish	1. <u>White river from White River flowage upstream to the west branch, Willow creek upstream from Auroraville dam to the Bruce creek, Pine river from the Peysippi dam upstream to the first highway bridge Trout streams</u>	a. <u>Hook and line.</u>	During the open season for trout	None	None
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	<del>b. Spearing for suckers and carp only.</del>	<del>Saturday nearest March 15 to the day preceding the Saturday nearest May 1.</del>	<del>None</del>	<del>None</del>
	e. <u>b. By hand</u>	Continuous	None	None
3. <u>2. Poygan lake, Fox river</u>	a. Hook and line, by hand, dip netting.	Continuous	None	None
	b. Spearing.	April 21 to February 1	None	None
	c. Set or bank pole and setline 500 feet or more from any dam. Whole or live bait fish may not be used on Poygan lake.	Saturday nearest May 20 to September 30	None	None
<u>3. All other waters except Lake Winnebago system waters</u>	<u>a. Hook and line, by hand, dip netting, spearing</u>	<u>Continuous</u>	<u>None</u>	<u>None</u>

SECTION 100. NR 20.20(71)(e)3. is amended to read:

NR 20.20(71) WINNEBAGO (for species or waters not listed, see sub. (73))

(e) Rough fish	3. All other waters <u>except Lake Winnebago system waters</u>	a. Hook and line, by hand, dip netting, spearing	Continuous	None	None
		<del>b. Spearing.</del>	<del>April 21 to the first Sunday in March.</del>	<del>None</del>	<del>None</del>

SECTION 101. NR 20.20(72)(e) is repealed.

SECTION 102. NR 20.20(72)(h)1. is amended to read:

NR 20.20(72) WOOD (for species and waters not listed, see sub. (73))

(h) Walleye, sauger and hybrids	<p>1. <u>Buena Vista creek upstream to the Nepco dam, Yellow river downstream from the highway 54 dam at Dexterville including sloughs, bayous and flowages upstream to the first dam or highway bridge from the highway 54 dam at Dexterville downstream, Wisconsin river including all sloughs, bayous and flowages upstream to the first dam or highway bridge</u></p>	a. Hook and line-	Continuous	<p>5 in total but until March 31, 2014 none may be from 20<sup>2</sup> to 28<sup>2</sup> and only 1 may be &gt; 28L</p>	<p>15 <u>minimum, but the possession of fish from 20 to 28 is prohibited and only 1 fish may be longer than 28</u></p>
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SECTION 103. NR 20.20(73)(f) is amended to read:

NR 20.20(73) SPECIES OR WATERS NOT LISTED IN SUBS. (1) TO (72)

(f) Largemouth and smallmouth bass	<p>1. Lake Superior and connected sloughs, Kakagon river</p>	a. Hook and line.	<p>First Saturday in May to Friday preceding the third Saturday in June</p>	<p>0 for <u>smallmouth bass, 1 for largemouth bass</u></p>	<p><u>22 for largemouth bass only</u></p>
			<p>Third Saturday in June to the first Sunday in March</p>	<p>1 in total</p>	<p>22</p>
	<p>2. Outlying waters of Green Bay and Lake Michigan within 1/4 mile of Washington, Detroit, Plum, Pilot, Hog or Rock islands</p>	a. Hook and line.	<p>July 1 to the first Sunday in March</p>	<p>5 in total</p>	<p>12</p>
	<p>3. Lake Winnebago system waters</p>	a. Hook and line.	<p>Continuous</p>	<p>5 in total</p>	<p>14</p>

<p>4. All waters not listed in subs. (1) to (72) or this paragraph north of a line following STH 77 from its bridge over the St. Croix river east to STH 27, south on STH 27 to STH 64, east on STH 64 to its terminus in the city of Marinette and continuing due east to the shore of Green Bay and all waters north of STH 29 from its bridge over the Fox river east to its terminus in the city of Kewaunee and continuing due east to the shore of Lake Michigan</p>	<p>a. Hook and line.</p>	<p>First Saturday in May to Friday preceding the third Saturday in June</p>	<p>0 for <u>smallmouth bass</u>, 5 for <u>largemouth bass</u></p>	<p>14 for <u>largemouth bass only</u></p>
		<p>Third Saturday in June to the first Sunday in March</p>	<p>5 in total</p>	<p>14</p>
<p>5. All other waters not listed in subs. (1) to (72) or this paragraph</p>	<p>a. Hook and line.</p>	<p>First Saturday in May to the first Sunday in March</p>	<p>5 in total</p>	<p>14</p>

SECTION 104. NR 20.20(73)(g)1. is amended to read:

NR 20.20(73) SPECIES OR WATERS NOT LISTED IN SUBS. (1) TO (72)

(g) Muskellunge	1. Green Bay, Lake Michigan and Lake Michigan tributaries north of a line running due east from the eastern terminus of Waldo boulevard in the city of Manitowoc, all tributary streams, rivers and ditches to Green Bay upstream to the first dam or lake	a. Hook and line-	Saturday nearest Memorial day to November 30	1	50 <u>54</u>
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SECTION 105. NR 20.20(73)(L)6. is amended to read:

NR 20.20(73) SPECIES OR WATERS NOT LISTED IN SUBS. (1) TO (72)

(L) Rough fish	1. Green Bay, Lake Michigan	a. Hook and line, by hand, spearing, dip netting at any time.	Continuous	None	None
		b. Seining at any time with seines not more than 75 feet in length and 6 feet in depth 1500 feet or more below the DePere dam	April 1 to May 25	None	None
	2. Major Green Bay tributaries, Lake Michigan tributaries	a. Hook and line, by hand, <u>spearing</u> , dip netting at any time 500 feet or more below the first upstream dam or up to 5 miles straight inland from the mouth, whichever is less, except from September 15 through December 31 when fishing by any method is prohibited from one-half hour after sunset to one- half hour before sunrise.	Continuous	None	None

	b. Spearing-	Continuous for Lake Michigan tributaries in Kenosha, Milwaukee, Ozaukee, Racine and Sheboygan counties; April 21 to the first Sunday in March for all other tributaries but the Oconto river west of hwy. 141, Oconto county, has no open season on spearing-	None	None
3. All other tributary streams and ditches to Green Bay upstream to the first dam or lake	a. Hook and line	First Saturday in May to the first Sunday in March	None	None
	b. Spearing	April 21 to the first Sunday in March but portions of tributaries west of hwy. 141, Oconto county, and the Menominee river have no open season <u>Continuous except no open season on the Menominee river</u>	None	None
	c. Dip netting at any time 500 feet or more below the first upstream dam or up to 5 miles straight inland from the mouth, whichever is less, except from September 15 through December 31 when fishing by any method is prohibited from one-half hour after sunset to one-half hour before sunrise.	Continuous	None	None

	d. By hand.	Continuous	None	None
5. Lake Superior	a. Hook and line, by hand, spearing.	Continuous	None	None
	b. Dip netting at any time for smelt only.	April 1 to May 25	None	None
	c. Seining at any time for smelt only with seines not more than 75 feet in length and 6 feet in depth.	April 1 to May 25	None	None
6. All Lake Winnebago system waters not listed in subs. (1) to (72)	a. Hook and line, by hand, dip netting.	Continuous	None	None
	b. Spearing.	April 21 to February 1	None	None
7. All trout streams not listed in subs. (1) to (72)	a. Hook and line.	During the open season for trout	None	None
	b. By hand.	Continuous	None	None
8. All other waters not listed in subs. (1) to (72) or this paragraph	a. Hook and line, by hand, dip netting, spearing.	Continuous	None	None

SECTION 106. NR 20.35(3) is amended to read:

NR 20.35(3) ALTERNATE LIMIT.

(a) *Size limits.* If the department finds under sub. (2) that one or more of the following conditions exists in a particular water, the corresponding alternate size limit shall apply to the named species of fish in that water.

1. No size limit shall apply to walleye, largemouth bass or smallmouth bass if, for the particular species in a particular water, the department finds that at least one of the following conditions exist:

~~1.~~ a. Angler exploitation of the species is less than 15% of the population of fish larger than the original size limit.

~~2.~~ b. Total adult mortality for that species is less than 30% of the population.

~~3.~~ c. More than 10% of the fish tested of that species in the size range from the originally applicable size limit to 3 inches larger than the originally applicable size limit, in fillets with the skin on, contain .75 parts per million or more mercury, 2 parts per million or more PCB (polychlorinated biphenyl), 5 parts per million or more DDT (dichloro diphenyl trichloroethane), 5 parts per million or more Toxaphene, 0.3 parts per million or more Chlordane, or 0.3 parts per million or more Dieldrin.

~~4.~~ d. Walleye males do not grow to a length of at least 13 inches in 4 years or largemouth bass or smallmouth bass do not grow to a length of at least 12 inches in 5 years in all inland waters lying north of

a line beginning at the state highway 70 bridge over the St. Croix river, following state highway 77 from its bridge over the St. Croix river then east on state highway ~~70-77~~ to its intersection with state highway 27, then south on highway 27 to its intersection with state highway 64, then east along highway 64 to its end, then continuing east to the waters of Green Bay or in inland waters of Brown, Kewaunee or Door counties north of a line beginning with the state highway 29 bridge over the Fox river, then east along state highway 29 to its end, then continuing east to Lake Michigan.

~~5. e.~~ Largemouth bass or smallmouth bass do not grow to a length of at least 14 inches in 6 years in inland waters other than those identified in ~~subd.4.~~ subd. 1. d.

2. Alternate size limits may apply to walleye, largemouth bass, smallmouth bass, muskellunge, catfish, northern pike, or panfish if, for the particular species in a particular water, the department finds that at least one of the following conditions exist:

a. A lake restoration project is in place to reduce detrimental fish species that includes bio-manipulation of a waterbody through increasing the abundance and biomass of predator game fish. The department shall apply the following minimum size limits to particular species: 18-inch walleye, 18-inch largemouth or smallmouth bass, or 32-inch northern pike.

b. Fish have been removed or destroyed as a result of a rehabilitation program to reestablish a good supply of game fish. The department shall apply the following minimum size limits to particular species: 18-inch walleye, 18-inch largemouth or smallmouth bass, or 32-inch northern pike.

c. An inland water has been documented to contain detrimental species, species nonindigenous to the waters of the state, or rough fish. In order to control the population of detrimental, nonindigenous, or rough fish species and protect the native fish populations, the department shall apply the following minimum size limits to particular species: 18-inch walleye, 18-inch largemouth or smallmouth bass, or 32-inch northern pike.

d. The department finds that an evaluation of a size limit could not be completed before a sunset date listed in s. NR 20.20. The department may extend the size limit under sub. (2) and the limit shall remain the same and in full force and effect for 7 years from the date specified in s. NR 20.20 or until a permanent rule change is in place, whichever occurs first. The determination to extend a size limit sunset date under sub. (2) shall be made within two years prior to the sunset date listed in s. NR 20.20.

(b) *Bag limits.* If the department finds under sub. (2) that one or more of the following conditions exists in a particular water, the corresponding alternate bag limit shall apply to the named species of fish in that water.

1. Alternate daily bag limits may apply to walleye, largemouth bass, smallmouth bass, muskellunge, catfish, northern pike, or panfish if, for the particular species in a particular water, the department finds that at least one of the following conditions exist:

a. A lake restoration project is in place to reduce detrimental fish species that includes bio-manipulation of a waterbody through increasing the abundance and biomass of predator gamefish. The department shall apply the following daily bag limits to particular species: 3 walleye, 1 largemouth or smallmouth bass, 1 northern pike, or 10 panfish.

b. Fish have been removed or destroyed as a result of a rehabilitation program to reestablish a good supply of game fish. The following daily bag limits shall apply to particular species: 3 walleye, 1 largemouth or smallmouth bass, 1 northern pike, or 10 panfish.

c. An inland water has been documented to contain detrimental species, species nonindigenous to the waters of the state, or rough fish. In order to control the population of detrimental, nonindigenous, or rough fish species and protect the native fish populations, the department shall apply the following daily bag limits to particular species: 3 walleye, 1 largemouth or smallmouth bass, 1 northern pike, or 10 panfish.

d. The department finds that an evaluation of a daily bag limit could not be completed before a sunset date listed in s. NR 20.20. The department may extend the daily bag limit under sub. (2) and the limit shall remain the same and in full force and effect for 7 years from the date specified in s. NR 20.20 or until a permanent rule change is in place, whichever occurs first. The determination to extend a daily bag limit sunset date under sub. (2) shall be made within two years prior to the sunset date listed in s. NR 20.20.

SECTION 107. NR 20.36(2) is amended to read:

NR 20.36(2) READJUSTMENT. ~~After the third Monday in May,~~ In response to actual tribal harvest, the secretary may raise the daily bag limit or reduce the minimum size limit to the limit specified as appropriate using the percent of the safe harvest level expected to be harvested through the first Sunday in March of the next year as indicated in sub. (1). If actual harvest subsequently exceeds the expected harvest level, the daily bag limit for walleye may be reduced or the minimum size limit for muskellunge may be increased the following year to reflect actual harvest for that year and harvest goals of the Chippewa bands for the next year. If a new population estimate is made, the safe harvest level shall be changed accordingly and the secretary may adjust the daily bag limit or minimum size limit according to the percentage of the new safe harvest level that is expected to be harvested as indicated in sub. (1), where deemed necessary to remain consistent with the safety factors established under *Lac Courte Oreilles v. State of Wis.*, 707 F. Supp. 1034 (W. D. Wis. 1989). The readjusted daily bag and size limits shall be in effect until ~~March~~ the first Sunday in March of the year following the tribal harvest.

SECTION 108. NR 20.41(4) is created to read:

NR 20.41(4) AUTHORIZED METHODS. No person may fish in Escanaba, Nebish, or Palette lakes while possessing fishing line with attached lead-containing jig-heads, sinkers, and weights that weigh less than 1 ounce or that measure less than 1 inch in any dimension.

SECTION 109. NR 23.05(5)(d) is amended to read:

NR 23.05 **Hook and line fishing.** (5) The seasons, size limits and bag and possession limits for hook and line fishing in the Wisconsin–Michigan boundary waters for the species listed in this subsection, except as provided in s. NR 23.06, are as follows:

(d)	1. All boundary waters	First Saturday in May to December 31	0, 0 for <u>smallmouth bass, 5 for largemouth bass</u>	<u>14 for largemouth bass only</u>
LARGEMOUTH BASS AND SMALLMOUTH BASS			beginning the first Saturday in May to the Friday preceding the third Saturday in June	
			5 in total for the third Saturday in June to December 31	14

SECTION 110. NR 23.05(5)(e) is amended to read:

NR 23.05 **Hook and line fishing.** (5) The seasons, size limits and bag and possession limits for hook and line fishing in the Wisconsin–Michigan boundary waters for the species listed in this subsection, except as provided in s. NR 23.06, are as follows:

(e)	1. Menominee river from the Hattie Street dam in the city of Marinette downstream to the eastern end of the breakwalls in Green Bay	May 15 to November 30	1	<u>50 54</u>
MUSKELLUNGE				

SECTION 111. NR 23.055(2) is amended to read:

NR 23.055(2) **READJUSTMENT.** ~~After the third Monday in May,~~ In response to actual tribal harvest, the secretary may raise the daily bag limit or reduce the minimum size limit to the limit specified as appropriate using the percent of the safe harvest level expected to be harvested as indicated in sub. (1). If a new population estimate is made, the safe harvest level shall be changed accordingly and the daily bag limit or minimum size limit shall be adjusted according to the percentage of the new safe harvest level that is expected to be harvested as indicated in sub. (1). The readjusted daily bag and size limits shall be in effect

until the first Sunday in March of the year following the tribal harvest.

SECTION 112. EFFECTIVE DATE. This rule shall take effect April 1, 2014, except Sections 4, 5, 106, 107, and 111 that shall take effect on the first day of the month following publication in the Wisconsin Administrative Register, as provided in s. 227.22(2)(intro.), Stats.

SECTION 113. 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 \_\_\_\_\_  
Cathy Stepp, Secretary

(SEAL)