



Notice Soliciting Comments Regarding an Economic Impact Analysis

Subject: Trolling regulations on inland and boundary waters of Wisconsin

Notice Date: 2/17/2014

Comment Period: 3/3/2014

The Department of Natural Resources is in the process of preparing an economic impact analysis (EIA) for proposed rules relating to trolling on inland and boundary waters of Wisconsin. A preliminary draft of the EIA and a draft of the rule order FH-34-13 are available for download as a clickable link by going to the following site: <http://dnr.wi.gov> and searching for the keywords "Administrative Rules" or at <http://adminrules.wisconsin.gov>.

If you are not able to access or download the information, please send an email to the following address: timothy.simonson@wisconsin.gov

Notice is hereby given that the Department of Natural Resources will accept written comments on the EIA until 3/3/2014. If a local governmental unit wishes to coordinate with the department on preparation of the EIA, the governmental unit must notify the department of its request to coordinate at the time comments on the EIA are submitted. Comments may be submitted electronically to: timothy.simonson@wisconsin.gov or may be mailed to: Tim Simonson, Wisconsin Dept. of Natural Resources, P.O. Box 7921, Madison, WI 53707

When submitting comments, please provide specific information in the following areas and include any supporting economic data, studies, or reports. Please do NOT submit comments on revisions to the rule language at this time. The department is soliciting information on the following from you and others:

Would you, your business, your association, or your local unit of government be affected in a material economic way by the implementation of the trolling rules, as described in FH-34-13?

Additionally, the department is seeking comments on the following from people who indicate they will be affected economically:

1. Any implementation or compliance costs that are reasonably expected to be incurred.
2. Actual quantifiable benefits of the proposed rule.
3. Whether the proposed rule would adversely affect in a material way the economy, a sector of the economy, productivity, jobs, or the overall economic competitiveness of the state.
4. Economic impacts of specific alternatives to the proposed rule.
5. Whether the proposed rule will have an economic impact (savings or increased costs) on public utilities or their ratepayers.

If you are a small business as defined in s. 227.114(1), Wis. Stats., please identify yourself as a small business in your comments. Small business means a business entity, including its affiliates, which is independently owned and operated and not dominant in its field, and which employs 25 or fewer full-time employees or which has gross annual sales of less than \$5,000,000. If needed, refer to s. 227.19(3)(e)3. and 4., Wis. Stats., for further information when you are preparing your comments as a small business.

Following the public comment period for the EIA, a revised EIA will be prepared and the department will submit the rule package and EAI to the Wisconsin Legislative Council. Hearings on the proposed rule will be held by the department after proper notice.

NOTE: Chapter 227 of the statutes may be found at the following web site:

<https://docs.legis.wisconsin.gov/statutes/statutes/227.pdf>.

Further information on the process for enacting rules is contained in Executive Order #50 signed by Governor Walker on November 2, 2011 (available at

http://docs.legis.wisconsin.gov/code/executive_orders/2011_scott_walker/2011-50).

ADMINISTRATIVE RULES Fiscal Estimate & Economic Impact Analysis

1. Type of Estimate and Analysis

Original Updated Corrected

2. Administrative Rule Chapter, Title and Number

NR 20, Fishing: Inland Waters; Outlying Waters and NR 23, Wisconsin-Michigan Boundary Waters

3. Subject

Trolling regulations on inland and boundary waters of Wisconsin

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

This rule is being pursued in order to allow some form of trolling on all inland waters in Wisconsin, which would simplify current regulations and reduce angler confusion between trolling and position fishing.

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.

For comments on the economic impact of the rule, the department will be contacting the Wisconsin Conservation Congress, the Wisconsin Counties Association, League of Wisconsin Municipalities, tribal entities, and many other angling associations throughout the state.

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

If any local governmental units request to coordinate with the department on preparation of the EIA they will be listed here.

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 does not apply directly to businesses, but to sport anglers. 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.

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

Restrictions on motor trolling are inconsistently applied across the inland waters of Wisconsin. There is no biological justification for this inconsistency from lake-to-lake or county-to-county; angling success (catch rates) and harvest of muskellunge, walleye, or northern pike do not differ between casting and trolling. Also, a variety of interpretations still exist among anglers regarding the differences between "motor trolling" and "position fishing." For example, the practice of drifting with live bait and occasionally repositioning the boat, usually with an electric motor (often while also casting and retrieving an artificial lure), is specifically prohibited, yet many anglers believe this method is consistent with the definition of "position fishing." There are two primary concerns related to motor trolling: first, that trolling will result in more conflicts among anglers on small lakes, and second, that trolling negatively impacts the size-structure of fish

ADMINISTRATIVE RULES Fiscal Estimate & Economic Impact Analysis

populations (mainly muskellunge). However, the department has had no reports of user conflicts from the considerable number of waters already open to motor trolling, even though most are less than 400 acres in size.

14. Long Range Implications of Implementing the Rule
No state fiscal impact is expected.

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 for disabled anglers to have to apply for trolling permits; and
 - 4) provide additional fishing opportunities for anglers who may have difficulty fishing by other methods.
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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.

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

Motor trolling has been allowed for decades in Michigan (3 lines) and Minnesota (1 line). Trolling is allowed in Illinois provided the angler has not more than three poles and lines with not more than two hooks or lures on each. Iowa anglers may not use more than two lines or more than two hooks on each line when still fishing or trolling; if trolling and bait casting, one cannot use more than two trolling spoons or artificial baits on one line. A third line may be used when possessing a valid third line fishing permit.

A 2013 department rule (FH-18-12) originally included a trolling proposal that would have allowed trolling on all inland waters statewide with up to three hooks, baits, or lures per angler (three is the maximum number of hooks, baits, or lures that a person may use while hook and line fishing). After public hearings in each county and discussions with Wisconsin Conservation Congress delegates, the rule was modified to allow trolling on all inland waters statewide with one hook, bait, or lure per angler, and allowing trolling with up to three hooks, baits, or lures in most counties of the State and some individual waters. However, after submitting the rule to the Governor's Office of Regulatory Compliance, it requested that the department remove all trolling elements from the rule and obtain additional public input on a trolling proposal.

17. Contact Name

Tim Simonson

18. Contact Phone Number

608-266-5222

This document can be made available in alternate formats to individuals with disabilities upon request.

ADMINISTRATIVE RULES
Fiscal Estimate & Economic Impact Analysis

ATTACHMENT A

1. Summary of Rule's Economic and Fiscal Impact on Small Businesses (Separately for each Small Business Sector, Include Implementation and Compliance Costs Expected to be Incurred)

2. Summary of the data sources used to measure the Rule's impact on Small Businesses

3. Did the agency consider the following methods to reduce the impact of the Rule on Small Businesses?

- Less Stringent Compliance or Reporting Requirements
 - Less Stringent Schedules or Deadlines for Compliance or Reporting
 - Consolidation or Simplification of Reporting Requirements
 - Establishment of performance standards in lieu of Design or Operational Standards
 - Exemption of Small Businesses from some or all requirements
 - Other, describe:
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4. Describe the methods incorporated into the Rule that will reduce its impact on Small Businesses

5. Describe the Rule's Enforcement Provisions

6. Did the Agency prepare a Cost Benefit Analysis (if Yes, attach to form)

- Yes No
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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 153-13, was approved by the Governor on November 21, 2013, published in Register No. 696 on December 14, 2013, and approved by the Natural Resources Board on January 22, 2014. This permanent rule was approved by the Governor on _____.

Wisconsin Natural Resources Board proposes an order to repeal NR 20.20(1)(a), (2)(a), (3)(a), (6)(a), (7)(a), (9)(a), (9)(d), (10)(a), (11)(a), (12)(a), (13)(a), (14)(a), (17)(a), (18)(a), (21)(a), (22)(a), (24)(a), (25)(a), (28)(a), (29)(a), (32)(a), (33)(a), (38)(a), (43)(a), (47)(a), (49)(a), (50)(a), (51)(a), (53)(a), (55)(a), (56)(a), (58)(a), (60)(a), (60)(f), (61)(a), (66)(a), (69)(a), (71)(a), and (72)(a); to amend NR 20.03(40), 20.06(1), 20.20(4)(a), (15)(a), (16)(a), (19)(a), (27)(a), (30)(a), (34)(a), (35)(a), (37)(a), (39)(a), (44)(a), (45)(a), (52)(a), (54)(a), (57)(a), (59)(a), (65)(a), (67)(a), (68)(a), (73)(a), and 23.08; and to create NR 20.15(4) relating to trolling fishing regulations on inland and boundary waters of Wisconsin.

FH-34-13

Analysis Prepared by Department of Natural Resources

1. **Statutes interpreted.** Sections 29.014(1) and 29.041, 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.** Sections 29.014(1) and 29.041, 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.

4. **Related statutes or rules.** N/A

5. Plain language analysis of the proposed rule.

The proposed rule would make modifications to portions of chs. NR 20 and 23 pertaining to trolling fishing regulations on inland and boundary waters of Wisconsin.

This rule would allow some form of trolling on all inland waters in Wisconsin, which would simplify current regulations and reduce confusion between trolling and position fishing. Trolling means fishing by trailing any lure, bait, or similar device that may be used to attract or catch fish from a boat propelled by a means other than drifting or rowing. Drifting or "row trolling" is allowed in all waters statewide. Position fishing means fishing from a boat in a manner where the fishing line extends vertically into the water while the boat is maneuvered by the use of a motor. Position fishing could be a musky angler fishing with a sucker as bait while maneuvering the boat, but the fishing line would have to remain vertical. If it is trailed out behind the boat or fished under a bobber, then a significant part of the fishing line is no longer vertical in the water and the person is then motor trolling, which is prohibited on many waters. Many anglers want the option to trail a fishing line behind their boat while maneuvering the boat and not need to worry whether the line is staying completely vertical in the water. Allowing trolling in all inland waters may remove the need to define position fishing and allow anglers to trail bait behind their boats as well as do other forms of trolling, such as using planar boards that extend fishing lines far from the boat while motoring through the water.

Allowing trolling statewide would:

lines) and Minnesota (1 line). Trolling is allowed in Illinois provided the angler has not more than three poles and lines with not more than two hooks or lures on each. Iowa anglers may not use more than two lines or more than two hooks on each line when still fishing or trolling; if trolling and bait casting, one cannot use more than two trolling spoons or artificial baits on one line. A third line may be used when possessing a valid third line fishing permit.

8. Summary of factual data and analytical methodologies.

Restrictions on motor trolling are inconsistently applied across the inland waters of Wisconsin. There is no biological justification for this inconsistency from lake-to-lake or county-to-county; angling success (catch rates) and harvest of muskellunge, walleye, or northern pike do not differ between casting and trolling. Also, a variety of interpretations still exist among anglers regarding the differences between “motor trolling” and “position fishing.” For example, the practice of drifting with live bait and occasionally repositioning the boat, usually with an electric motor (often while also casting and retrieving an artificial lure), is specifically prohibited, yet many anglers believe this method is consistent with the definition of “position fishing.” There are two primary concerns related to motor trolling: first, that trolling will result in more conflicts among anglers on small lakes, and second, that trolling negatively impacts the size-structure of fish populations (mainly muskellunge). However, the department has had no reports of user conflicts from the considerable number of waters already open to motor trolling, even though most are less than 400 acres in size.

In 2012, attendees of the statewide Spring Fish and Wildlife Hearings voted in favor of a Conservation Congress advisory question to allow motor trolling statewide, with 1,928 people in favor and 1,576 people opposed. In a 2010-11 statewide mail survey, 64% of musky anglers reported doing some amount of trolling for muskellunge in Wisconsin during 2010, and 91% indicated they would do some amount of trolling if it were legalized statewide.

A 2013 rule (FH-18-12) proposed by the department originally included a trolling proposal that would have allowed trolling on all inland waters statewide with up to three hooks, baits, or lures per angler (three is the maximum number of hooks, baits, or lures that a person may use while hook and line fishing). After public hearings in each county and discussions with Wisconsin Conservation Congress delegates, the rule was modified to allow trolling on all inland waters statewide with one hook, bait, or lure per angler, and allowing trolling with up to three hooks, baits, or lures in most counties of the State and some individual waters. However, after submitting the rule to the Governor’s Office of Regulatory Compliance, it requested that the department remove all trolling elements from the rule and obtain additional public input on a trolling proposal.

9. Analysis and supporting documents used to determine effect on small business or in preparation of an economic impact analysis. It is not expected that there will be any economic impact directly related to these rule changes. The proposed rule does not apply directly to businesses, but to sport anglers. The department will conduct an economic impact analysis to determine if any individuals, businesses, local governments, or other entities expect to be affected economically.

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.

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

12. Agency contact person.

Tim Simonson
Department of Natural Resources
P.O. Box 7921
Madison, WI 53707-7921
Telephone: (608) 266-5222
Email: timothy.simonson@wisconsin.gov

13. Place where comments are to be submitted and deadline for submission. Comments on this proposed rule may be submitted to the agency contact person listed above. The deadline for written comments is April 14, 2014.

SECTION 1. NR 20.03(40) is amended to read:

NR 20.03(40) "Troll" or "trolling" means fishing by trailing any lure, bait or similar device that may be used to attract or catch fish from a boat propelled by a means other than drifting, pedaling, paddling, or rowing. Casting and immediate retrieval of a bait, lure or similar device while the motor is running or position fishing is not trolling.

SECTION 2. NR 20.06(1) is amended to read:

NR 20.06(1) Fish in inland waters by the method of trolling with more than one hook, bait, or lure except where specifically authorized in s. ss. NR 20.15(4) or NR 20.20 or as provided in s. 29.193 (1m), Wis. Stats.

SECTION 3. NR 20.15(4) is created to read:

NR 20.15(4) Fish by the method of trolling with up to 3 hooks, baits, or lures on all inland waters located in the following counties: Adams, Ashland, Barron, Bayfield, Brown, Buffalo, Burnett, Calumet, Chippewa, Clark, Columbia, Crawford, Dane, Dodge, Douglas, Dunn, Eau Claire, Forest, Grant, Green, Green Lake, Iowa, Jefferson, Juneau, Kenosha, Kewaunee, La Crosse, Lafayette, Langlade, Manitowoc, Marinette, Monroe, Oconto, Outagamie, Pepin, Pierce, Polk, Portage, Price, Racine, Richland, Rock, Rusk, Sauk, Shawano, St. Croix, Taylor, Trempealeau, Vernon, Walworth, Washburn, Waukesha, Waupaca, Winnebago, and Wood.

SECTION 4. NR 20.20(1)(a) is repealed.

SECTION 5. NR 20.20(2)(a) is repealed.

SECTION 6. NR 20.20(3)(a) is repealed.

SECTION 7. NR 20.20(4)(a) is amended to read:

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

(a) All species	±. All waters-	a. Motor trolling is permitted-	As specified in this subsection or sub. (73)-	As specified in this subsection or sub. (73)-	As specified in this subsection or sub. (73)-
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2. <u>1. Inch lake</u>	a. Hook and line, only artificial lures may be used	As specified in this subsection or sub. (73).	0	--
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SECTION 8. NR 20.20(6)(a) is repealed.

SECTION 9. NR 20.20(7)(a) is repealed.

SECTION 10. NR 20.20(9)(a) is repealed.

SECTION 11. NR 20.20(10)(a) is repealed.

SECTION 12. NR 20.20(11)(a) is repealed.

SECTION 13. NR 20.20(12)(a) is repealed.

SECTION 14. NR 20.20(13)(a) is repealed.

SECTION 15. NR 20.20(14)(a) is repealed.

SECTION 16. NR 20.20(15)(a) 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))

(a) All species	1. Clarks lake, Kangaroo lake	a. Motor trolling is permitted <u>with up to 3 hooks, baits, or lures</u>	As specified in this subsection or sub. (73)	As specified in this subsection or sub. (73)	As specified in this subsection or sub. (73)
	<u>2. All other waters except Green Bay and Lake Michigan</u>	<u>a. Motor trolling is permitted with 1 hook, bait, or lure</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>

SECTION 17. NR 20.20(16)(a) 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.

(a) All species	1. All waters-	a. Motor trolling is permitted-	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. <u>1. Brule river downstream from U.S. hwy. 2</u>	a. Hook and line fishing is only allowed from one-half hour before sunrise to one-half hour after sunset during the period from the last Saturday in March to November 15	As specified in this subsection or sub. (73)	As specified in this subsection or sub. (73)	As specified in this subsection or sub. (73)

SECTION 18. NR 20.20(17)(a) is repealed.

SECTION 19. NR 20.20(18)(a) is repealed.

SECTION 20. NR 20.20(19)(a) is amended to read:

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

(a) All species	1. Halsey lake	a. Motor trolling is permitted <u>with up to 3 hooks, baits, or lures</u>	As specified in this subsection or sub. (73)	As specified in this subsection or sub. (73)	As specified in this subsection or sub. (73)
	<u>2. All other waters</u>	<u>a. Motor trolling is permitted with 1 hook, bait, or lure</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>

SECTION 21. NR 20.20(21)(a) is repealed.

SECTION 22. NR 20.20(22)(a) is repealed.

SECTION 23. NR 20.20(24)(a) is repealed.

SECTION 24. NR 20.20(25)(a) is repealed.

SECTION 25. NR 20.20(27)(a) is amended to read:

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

(a) All species	1. Arbutus lake	a. Motor trolling is permitted <u>with up to 3 hooks, baits, or lures</u>	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. <u>All other waters</u>	a. Motor trolling is permitted <u>with 1 hook, bait, or lure</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>

SECTION 26. NR 20.20(28)(a) is repealed.

SECTION 27. NR 20.20(29)(a) is repealed.

SECTION 28. NR 20.20(30)(a) is amended to read:

NR 20.20(30) KENOSHA (for species or waters not listed, see sub. (73))

(a) All species	1. Elizabeth lake-	a. Motor trolling is permitted-	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. <u>1. The following posted urban waters: Anderson park pond, Bong recreation area children's pond, Poerio park pond</u>	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

SECTION 29. NR 20.20(32)(a) is repealed.

SECTION 30. NR 20.20(33)(a) is repealed.

SECTION 31. NR 20.20(34)(a) is amended to read:

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

(a) All species	1. Lower Post lake, Rolling Stone lake, Upper Post lake-	a. Motor trolling is permitted-	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. <u>1.</u> The following posted urban waters: Remington lake	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

SECTION 32. NR 20.20(35)(a) is amended to read:

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

(a) All species	1. Spirit River flowage, Wisconsin river downstream from CTH A including sloughs, bayous and flowages upstream to the first dam or highway bridge, except Lake Mohawksin	a. Motor trolling is permitted <u>with up to 3 hooks, baits, or lures</u>	As specified in this subsection or sub. (73)	As specified in this subsection or sub. (73)	As specified in this subsection or sub. (73)
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<u>2. All other waters</u>	<u>a. Motor trolling is permitted with 1 hook, bait, or lure</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>
2. <u>3.</u> The following posted urban waters: Mirror lake	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

SECTION 33. NR 20.20(37)(a) is amended to read:

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

(a) All species	1. Big Eau Pleine reservoir upstream to the first state hwy. 153 bridge, 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	a. Motor trolling is permitted <u>with up to 3 hooks, baits, or lures</u>	As specified in this subsection or sub. (73)	As specified in this subsection or sub. (73)	As specified in this subsection or sub. (73)
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<u>2. All other waters</u>	<u>a. Motor trolling is permitted with 1 hook, bait, or lure</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>
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SECTION 34. NR 20.20(38)(a) is repealed.

SECTION 35. NR 20.20(39)(a) is amended to read:

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

(a) All species	1. Buffalo lake, Mason lake, Fox river downstream from Buffalo lake, <u>Lake Winnebago system waters</u>	<u>a. Motor trolling is permitted with up to 3 hooks, baits, or lures</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>
	<u>2. All other waters</u>	<u>a. Motor trolling is permitted with 1 hook, bait, or lure</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>

SECTION 36. NR 20.20(43)(a) is repealed.

SECTION 37. NR 20.20(44)(a) is amended to read:

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

(a) All species	1. Columbus lake, Rainbow flowage, Sugar Camp lake, Thunder lake and Willow flowage	<u>a. Motor trolling is permitted with up to 3 hooks, baits, or lures</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>
	<u>2. All other waters</u>	<u>a. Motor trolling is permitted with 1 hook, bait, or lure</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>

SECTION 38. NR 20.20(45)(a) is amended to read:

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

(a) All species	1. Fox river-	a. Motor trolling is permitted.-	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. <u>1.</u> The following posted urban waters: Appleton Memorial Park pond	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

SECTION 39. NR 20.20(47)(a) is repealed.

SECTION 40. NR 20.20(49)(a) is repealed.

SECTION 41. NR 20.20(50)(a) is repealed.

SECTION 42. NR 20.20(51)(a) is repealed.

SECTION 43. NR 20.20(52)(a) is amended to read:

NR 20.20(52) RACINE (for species or waters not listed, including Lake Michigan and its tributaries, see sub. (73))

(a) All species	1. All waters-	a. Motor trolling is permitted.-	As specified in this subsection or sub. (73)-	As specified in this subsection or sub. (73)-	As specified in this subsection or sub. (73)-

<p>2. <u>1.</u> The following posted urban waters: Gorney park pond, Johnson park pond, Lockwood park pond, Pritchard park pond, Quarry lake, Reservoir park pond</p>	<p>a. Hook and line-</p>	<p>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</p>	<p>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</p>	<p>None</p>
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SECTION 44. NR 20.20(53)(a) is repealed.

SECTION 45. NR 20.20(54)(a) is amended to read:

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

<p>(a) All species</p>	<p>1. Koshkonong lake</p>	<p>a. Motor-trolling is allowed.</p>	<p>As specified in this subsection or sub. (73)</p>	<p>As specified in this subsection or sub. (73)</p>	<p>As specified in this subsection or sub. (73)</p>
	<p>2. <u>1.</u> The following posted urban waters: Lions Park pond</p>	<p>a. Hook and line</p>	<p>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</p>	<p>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</p>	<p>None</p>

SECTION 46. NR 20.20(55)(a) is repealed.

SECTION 47. NR 20.20(56)(a) is repealed.

SECTION 48. NR 20.20(57)(a) is amended to read:

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

(a) All species	1. Chetac lake, Grindstone lake, Lac Courte Oreilles lake, Nelson lake, Round lake, Whitefish lake, Windigo lake	a. Motor trolling is permitted <u>with up to 3 hooks, baits, or lures</u>	As specified in this subsection or sub. (73)	As specified in this subsection or sub. (73)	As specified in this subsection or sub. (73)
	<u>2. All other waters</u>	a. Motor trolling is permitted <u>with 1 hook, bait, or lure</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>

SECTION 49. NR 20.20(58)(a) is repealed.

SECTION 50. 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 <u>with up to 3 hooks, baits, or lures</u>	As specified in this subsection or sub. (73)	As specified in this subsection or sub. (73)	As specified in this subsection or sub. (73)
	<u>2. All other waters</u>	a. Motor trolling is permitted <u>with 1 hook, bait, or lure</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>	<u>As specified in this subsection or sub. (73)</u>

<p>2. 3. The following posted urban waters: Kohler-Andrae State Park pond Memorial park pond, River Park lagoon, Sheboygan quarry</p>	<p>a. Hook and line</p>	<p>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</p>	<p>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</p>	<p>None</p>
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SECTION 51. NR 20.20(60)(a) is repealed.

SECTION 52. NR 20.20(61)(a) is repealed.

SECTION 53. NR 20.20(65)(a) is amended to read:

NR 20.20(65) WALWORTH (for species or waters not listed, see sub. (73))

<p>(a) All species</p>	<p>1. All waters-</p>	<p>a. Motor trolling is permitted.-</p>	<p>As specified in this subsection or sub. (73)-</p>	<p>As specified in this subsection or sub. (73)-</p>	<p>As specified in this subsection or sub. (73)-</p>
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<p>2. <u>1.</u> The following posted urban waters: Ceylon lagoon, Congdon park pond, Millpond park pond</p>	<p>a. Hook and line-</p>	<p>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</p>	<p>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</p>	<p>None</p>
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SECTION 54. NR 20.20(66)(a) is repealed.

SECTION 55. NR 20.20(67)(a) is amended to read:

NR 20.20(67) WASHINGTON (for species or waters not listed, see sub. (73))

<p>(a) All species</p>	<p>1. Big Cedar lake, Pike lake</p>	<p>a. Motor trolling is permitted <u>with up to 3 hooks, baits, or lures</u></p>	<p>As specified in this subsection or sub. (73)</p>	<p>As specified in this subsection or sub. (73)</p>	<p>As specified in this subsection or sub. (73)</p>
	<p>2. <u>All other waters</u></p>	<p>a. <u>Motor trolling is permitted with 1 hook, bait, or lure</u></p>	<p><u>As specified in this subsection or sub. (73)</u></p>	<p><u>As specified in this subsection or sub. (73)</u></p>	<p><u>As specified in this subsection or sub. (73)</u></p>

<p>2, 3. The following posted urban waters: Boot lake, Hartford millpond from the dam upstream to Marine drive, Homestead Hollow park pond, Kewaskum millpond from the dam upstream to STH 28, Sandy Knoll park pond, Wells lake from the dam upstream to the first dam on Silver creek, Regner pond</p>	<p>a. Hook and line:</p>	<p>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</p>	<p>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</p>	<p>None</p>
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SECTION 56. NR 20.20(68)(a) is amended to read:

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

<p>(a) All species</p>	<p>1. All waters-</p>	<p>a. Motor trolling is permitted.-</p>	<p>As specified in this subsection or sub. (73)-</p>	<p>As specified in this subsection or sub. (73)-</p>	<p>As specified in this subsection or sub. (73)-</p>
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<p>2- 1. The following posted urban waters: Calhoun park pond, Delafield Rearing pond, Foxbrook pond, Heyer park pond north, Heyer park pond south, Lapham Peak pond, 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</p>	<p>a. Hook and line</p>	<p>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</p>	<p>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</p>	<p>None</p>
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SECTION 57. NR 20.20(69)(a) is repealed.

SECTION 58. NR 20.20(71)(a) is repealed.

SECTION 59. NR 20.20(72)(a) is repealed.

SECTION 60. NR 20.20(73)(a) is amended to read:

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

<p>(a) All species</p>	<p>1. Green Bay, Lake Michigan, Lake Superior, Lake Winnebago system waters, <u>all Lake Michigan and Green Bay tributaries in Brown, Kenosha, Kewaunee, Manitowoc, Marinette, Oconto, and Racine counties</u></p>	<p>a. Motor trolling is permitted <u>with up to 3 hooks, baits, or lures</u></p>	<p>As specified in this subsection</p>	<p>As specified in this subsection</p>	<p>As specified in this subsection</p>
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<p><u>2. All Lake Michigan and Green Bay tributaries in Door, Milwaukee, Ozaukee, and Sheboygan counties</u></p>	<p><u>a. Motor trolling is permitted with 1 hook, bait, or lure</u></p>	<p><u>As specified in this subsection</u></p>	<p><u>As specified in this subsection</u></p>	<p><u>As specified in this subsection</u></p>
<p>2. <u>3.</u> Peshtigo river upstream to the first railroad bridge, Marinette county; Oconto river and tributaries except the Little river downstream from highway 141, Oconto county</p>	<p>a. From September 15 to the first Saturday in May only hooks with a one-half inch gap or less may be used while hook and line fishing.</p>	<p>As specified in this subsection</p>	<p>As specified in this subsection</p>	<p>As specified in this subsection</p>
<p>3. <u>4.</u> Lake Michigan tributaries; Peshtigo river upstream from the first railroad bridge to the first dam, Marinette county; Little river downstream from highway 141, Oconto county; Oconto river upstream from the upstream side of the highway 141 bridge to the first dam, Oconto county; and all other tributary streams, rivers and ditches - excluding the Menominee river- to Green Bay upstream to the first dam or lake</p>	<p>a. In addition to the restrictions under pars. (b) to (o), all of the following restrictions apply: Motor trolling is permitted in Lake Michigan tributaries of Racine county. From September 15 to the first Saturday in May only hooks with a one-half inch gap or less may be used and hook and line fishing is prohibited from one-half hour after sunset to one-half hour before sunrise. From September 15 to December 31, fishing by any method is prohibited from one-half hour after sunset to one-half hour before sunrise.</p>	<p>As specified in this subsection</p>	<p>As specified in this subsection</p>	<p>As specified in this subsection</p>

4. Lake Winnebago system waters	a. Motor trolling is permitted except on the Wolf river from its mouth at Lake Poygan upstream to the dam in the city of Shawano, and all its tributaries upstream to the first dam, including Cineoe and Partridge lakes in Winnebago, Waupaca, Outagamie and Shawano counties.	As specified in this subsection.	As specified in this subsection.	As specified in this subsection.
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SECTION 61. NR 23.08 is amended to read:

NR 23.08 ~~Motor trolling. Fishing from a motor-driven boat when the motor is running or from any boat in tow of a motor-driven boat when the motor is running~~ Trolling with up to 3 hooks, baits, or lures is authorized on all Wisconsin-Michigan boundary waters except trolling is authorized with only 1 hook, bait, or lure on Vilas county waters.

SECTION 62. EFFECTIVE DATE. This rule 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 63. 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)