

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

File No.: 1944 Docket No.: 05 0009 0700

GAME AND FISH RULES

Date Received 8-24-92

Date (Dis)Approved and Faxed 8-27-92
Chuck Armstrong Fax 296-4799

Due Date 8-31-92

Date Rule ~~Sent~~ picked up 8-27-92
Chuck Armstrong
DNR - 500 Lafayette Road
6th Floor, Box 33

Attorney Amy Kvalheim
Phone 296-9422

Date Rule Sent
Revisor

Minnesota Rules: 6230.0200, 6230.1400, 6232.0200, 6232.0400, 6232.0300, 6232.0500, 6232.0600, 6232.0700, 6232.0800, 6232.1200, <1> 6232.1600, 6232.1800, 6232.1900, 6232.2000, 6232.2400, 6232.2500, 6232.2700, 6232.2800, 6234.0400, 6234.1300, 6234.1900, 6234.2100.

✓ Rules (7 copies)

✓ Revisor's Certificate

✓ Statement of Emergency Conditions

.....

<1> Minnesota Rules as above

<2> Approval Date 8-27-92 by AK

MSM 8-25-92

File No.: 1944 Docket No.: 05 0009 0700

GAME AND FISH RULES

Date Received 8-24-92

Date (Dis)Approved Faxed _____
Chuck Armstrong Fax 296-4799

Due Date 8-31-92

Date Rule Sent _____
Chuck Armstrong
DNR - 500 Lafayette Road
6th Floor, Box 33

Attorney ~~Mary Jo Murray~~ Amy Kvalseth
Phone ~~296-3258~~ 296-9422

Date Rule Sent _____
Revisor

Rule Amendments:

✓ Rules (6 copies)

✓ Revisor's Certificate

✓ Statement of Emergency Conditions

nolt.bu7

Rules - fees - page 8 do they have authority to do fees

is this an emergency. N

97B.301 subd 4 doesn't apply

Chuck - going to call back with authority.

authority = 97A.401 subd 4

STATE OF MINNESOTA

Office of the Attorney General

TO : CHUCK ARMSTRONG
DNR - 500 Lafayette
6th Floor, Box 33
Fax 296-4799

DATE : August 27, 1992

FROM : AMY V. KVALSETH
Special Assistant
Attorney General

PHONE : 296-9422

SUBJECT : **In the Matter of the Adopted DNR GAME and FISH Rules; Deer, Raccoon, Pine Marten, and Otter Taking; 6230.0200, 6230.1400, 6232.0240, 6232.0400, 6232.0300, 6232.0500, 6232.0600, 6232.0700, 6232.0800, 6232.1200, 6232.1600, 6232.1800, 6232.1900, 6232.2000, 6232.2400, 6232.2500, 6232.2700, 6232.2800, 6234.0400, 6234.1300, 6234.1900, and 6234.2100**

The above-referenced rules have been approved as to legality by the Attorney General on August 27, 1992.

Enclosed is your copy of the approved rule(s). Your next step is to:

1. publish a notice in the State Register, pursuant to Minn. Stat. § 3.846, subd. 2, which contains: (1) a citation to the statutory authority for the exempt rule(s) and, (2) contains two of the certified copies of the rule(s),

2. file a copy of the notice and two certified copies of the rule(s) with the Secretary of State,

3. file a copy of the notice and one copy of the certified rule(s) with the legislative commission to review administrative rules, and

4. retain one certified copy for your rule file.

If you have any questions in this regard, please contact me.

Enclosure

AVK:jj.rules.az3

STATE OF MINNESOTA

OFFICE OF THE ATTORNEY GENERAL

HUBERT H. HUMPHREY, III
ATTORNEY GENERAL

GOVERNMENT SERVICES SECTION
525 PARK STREET
SUITE 500
ST. PAUL, MN 55103
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MINNESOTA ATTORNEY GENERAL'S OFFICE
Government Services Section
525 Park Street, Suite 500
St. Paul, Minnesota 55103
Telephone: (612) 297-2040
Facsimile: (612) 297-2576

12:42

DATE: 8/27/92 TIME: ~~12:50~~ (approx) NO. OF PAGES: 2 4
(Including this Page)

TO: Chuck Armstrong DNR -6-4799

FROM: Amy Koalseth

MESSAGE:

IF THERE ARE PROBLEMS RECEIVING THIS TRANSMISSION, PLEASE CALL:
Julie Jackson AT (612) 297-5915

Department of Natural Resources

Adopted Emergency Game and Fish Rules; Deer, Raccoon, Pine Marten, and Otter Taking

ADOPTED EMERGENCY AMENDMENTS TO AND PARTIAL EMERGENCY REPEAL OF COMMISSIONER'S ORDER

6230.0200 SPECIAL PROVISIONS FOR WILDLIFE MANAGEMENT AREAS.

[For text of subps 1 to 8, see 16 SR 2799]

Subp. 9. **Areas closed to firearms deer hunting.** The Lake Blanche Wildlife Management Area in Ottertail County is closed to firearms deer hunting.

6230.1400 SPECIAL PROVISIONS FOR NATIONAL WILDLIFE REFUGES.

[For text of subps 1 to 7, see 16 SR 2807, 2808]

Subp. 8. **Minnesota Valley National Wildlife Refuge, Carver, Dakota, Hennepin, and Scott ~~county~~ counties.** Portions of the Minnesota Valley National Wildlife Refuge known as Louisville Swamp located near Carver in Scott county, and the Wilkie unit in Scott county, are open to deer hunting ~~of deer~~ in accordance with state and special regulations. Maps of the open areas and copies of the special regulations are available at Minnesota Valley National Wildlife Refuge Visitor Center, 3815 East 80th Street, Bloomington, ~~MN~~ Minnesota 55425. Portions of the refuge in Hennepin, Scott, Carver, and Dakota counties may be open to waterfowl hunting. Areas open will be posted with signs saying "Open to Waterfowl Hunting - Special Regulations in Effect - Consult Refuge Manager." Other areas may be open to waterfowl hunting by special use permit for the Young Waterfowlers ~~program~~ and Handicap Access programs.

6232.0200 DEFINITIONS.

[For text of subps 1 to 4, see 16 SR 2808]

Subp. 5. [See repealer.]

Subp. 5a. **Deer management permit.** "Deer management permit" means a license to take and tag a second deer available for

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one-half the cost of a regular resident or nonresident license. Deer management permits are subject to Minnesota Statutes, sections 97A.301, 97A.331, and 97A.421, in the same manner as a license to take deer.

[For text of subps 6 to 8, see 16 SR 2808]

6232.0400 REGISTRATION OF DEER.

Subpart 1. **Bow and arrow deer registration.** ~~This subpart applies to the registration of deer taken by bow and arrow.~~

~~A.~~ Persons taking deer by archery must, within 48 hours after taking, present the deer to a designated deer registration station or other authorized agent who must provide a possession tag to be affixed to the carcass as specified by part 6232.0300, subpart 9.

~~B. All bonus deer taken by archery in the metropolitan bonus bow area must be registered at a registration station in the seven-county Twin Cities metropolitan area before being removed from the seven-county area.~~

[For text of subps 2 to 4, see 16 SR 2809]

6232.0500 DEER LICENSES FOR MILITARY PERSONNEL.

Military personnel and disabled veterans may obtain a license to hunt deer as authorized by Minnesota Statutes, sections 97A.441 and 97A.465, under the conditions in this part.

[For text of items A and B, see 16 SR 2810]

C. The license entitles the holder to take a deer in the zone and during the date option selected. Antlerless deer may be taken in that portion of the zone where quotas are prescribed as provided by part 6232.1900, but taking antlerless deer must be confined to the dates when antlerless deer permits are valid within the zone selected. A license is not valid in the special areas provided by parts 6232.0800 to 6232.1100, 6232.1600 to 6232.1800, and 6232.2500 to 6232.2600. Military or disabled veteran licensees are not eligible for ~~bonus~~ deer management permits or multizone buck licenses.

[For text of items D to G, see 16 SR 2810]

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6232.0600 SEASONS AND ZONES FOR TAKING DEER BY ARCHERY.

Subpart 1. **Southwest Minnesota Zone.** The following provisions apply to ~~the~~ taking ~~of~~ deer by archery in the Southwest Minnesota Zone:

[For text of item A, see 16 SR 2810]

B. Open dates are from the Saturday on or nearest September 16 through ~~November 30~~ the Sunday on or nearest December 6.

[For text of subps 2 and 3, see 16 SR 2810]

6232.0700 LEGAL DEER BY ARCHERY.

Antlerless deer and legal bucks may be taken by archery except when the regular firearms season is open. Only legal bucks may be taken in a zone open during the regular firearms season, except that persons authorized under an archery ~~bonus license~~ deer management permit or special permit may take antlerless deer.

6232.0800 ~~ARCHERY~~ SPECIAL ARCHERY HUNT AREAS AND PROCEDURES.

Subpart 1. **Special hunt areas.** Special archery hunt areas, open dates, and quotas are determined annually by the commissioner. Information on these areas can be found in the annual hunting regulations.

A. Open areas, dates, and quotas:

(1) Crow-Hassan Park Reserve in Hennepin county shall be open for taking antlerless deer and legal bucks October 31, November 1, November 19, and November 20, 1992. Not more than 140 permits will be issued. Applications with the nonrefundable application fee of $5 per hunter must be postmarked or delivered on or before Thursday, September 10, 1992, at Hennepin Parks Bow Hunt, 3800 County Road 24, Maple Plain, Minnesota 55359.

(2) Murphy-Hanrehan Park Reserve and Cleary Lake Regional Park in Scott county shall be open for taking antlerless deer and legal bucks November 13 to November 15, 1992. Not more than 200 permits will be issued for the Murphy-Hanrehan hunt, and not more than 55 permits will be

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issued for the Cleary Lake hunt. Applications with the nonrefundable application fee of $5 per hunter must be postmarked or delivered on or before Thursday, September 10, 1992, at Hennepin Parks Bow Hunt, 3800 County Road 24, Maple Plain, Minnesota 55359.

(3) Brainerd-Crow Wing County Airport in Crow Wing county shall be open for taking antlerless deer and legal bucks during the open archery deer season. Hunters must check in with the airport director before hunting.

(4) The Wilkie and Louisville units of the Minnesota Valley National Wildlife Refuge and the Carver Rapids State Wayside shall be open for taking antlerless deer and legal bucks during the open archery deer season according to special federal regulations. Copies of special regulations may be obtained from the Refuge Visitor Center, 3815 East 80th Street, Bloomington, Minnesota 55425. Phone (612) 725-3723.

[For text of subp 2, see 16 SR 2810]

6232.1200 ARCHERY ~~BONUS~~ DEER MANAGEMENT PERMITS.

The purchase of ~~a bonus~~ an archery ~~license~~ deer management permit is authorized for any person who has purchased and presents an archery deer license from the current year. ~~Bonus~~ Archery ~~licenses~~ deer management permits may be purchased from county auditors' offices and the license bureau. The ~~bonus~~ archery ~~license~~ deer management permit authorizes ~~the~~ taking ~~of~~ an antlerless deer in the following areas:

A. special hunt areas by permittees where ~~bonus licenses~~ management permits are valid; and

~~B. metro bonus archery area, which consists of portions of the seven county metropolitan area as shown on the metropolitan bonus deer archery area map included in the annual hunting regulations; and~~

~~C.~~ ~~bonus archery~~ designated antlerless permit areas, which consist of antlerless permit areas that the commissioner anticipates will be undersubscribed, as listed in the annual hunting regulations.

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Archery deer management permits are valid in the following antlerless permit areas in 1992: 154-156, 157-158, 159, 201, 203, 206, 208, 209, 225, 226, 227, 236, 244, 245, 246, 248, 249, 284-286, 337, 338, 339, 343, 346, 347, 348, 401, 402, 403, 405, 406, 407, 409, 419, 420, 421, 422, 425, 452, and 456.

6232.1600 SPECIAL HUNT AREAS.

Subpart 1. **Special hunt areas.** Special hunt areas, open dates, and quotas are determined annually by the commissioner. Information on these areas can be found in the annual hunting regulations.

Subp. 2. **Open areas, dates, and quotas.**

A. Special hunt area 901. Rice Lake National Wildlife Refuge in Aitkin county shall be open for taking antlerless deer and legal bucks November 14 to November 16, 1992. Not more than 100 permits will be issued.

B. Special hunt area 902. St. Croix State Park in Pine county shall be open for taking antlerless deer and legal bucks November 14 and November 15, 1992. Not more than 700 permits will be issued. Permittees may purchase a deer management permit valid for taking antlerless deer.

C. Special hunt area 903. Lake Bronson State Park in Kittson county shall be open for taking antlerless deer and legal bucks November 12 to November 15, 1992. Not more than 40 permits will be issued. Permittees may purchase a deer management permit valid for taking antlerless deer.

D. Special hunt area 904. Wild River State Park in Chisago county shall be open for taking antlerless deer and legal bucks November 14 and November 15, 1992. Not more than 125 permits will be issued.

E. Special hunt area 905. Zippel Bay State Park in Lake of the Woods county shall be open for taking antlerless deer November 7 to November 15, 1992. Not more than 50 permits will be issued. Permittees may purchase a deer management permit valid for taking antlerless deer.

F. Special hunt area 906. Lake Rebecca Park Reserve

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in Hennepin county shall be open for taking antlerless deer and legal bucks November 14 and November 15, 1992. Not more than 85 permits will be issued. Permittees may purchase a deer management permit valid for taking antlerless deer.

G. Special hunt area 907. Beaver Creek Valley State Park in Houston county shall be open for taking antlerless deer November 21 to November 23, 1992. Not more than 20 permits will be issued. Permittees may purchase a deer management permit valid for taking antlerless deer.

H. Special hunt area 908. Crow-Hassan Park Reserve in Hennepin county shall be open for taking antlerless deer and legal bucks December 12 and December 13, 1992. Not more than 75 permits will be issued. A license validated for Zone 3B is required to apply for and take part in the hunt. Permittees may purchase a deer management permit valid for taking antlerless deer.

I. Special hunt area 909. Elm Creek Park Reserve in Hennepin county shall be open for taking antlerless deer and legal bucks November 21 and November 22, 1992. Not more than 165 permits will be issued. Permittees may purchase a deer management permit valid for taking antlerless deer.

J. Special hunt area 910. Forestville State Park in Fillmore county shall be open for taking antlerless deer November 21 to November 23, 1992. Not more than 100 permits will be issued. Permittees may purchase a deer management permit valid for taking antlerless deer.

K. Special hunt area 911. Frontenac State Park in Goodhue county shall be open for taking antlerless deer November 21 to November 23, 1992. Not more than 30 permits will be issued. Permittees may purchase a deer management permit valid for taking antlerless deer.

L. Special hunt area 912. Minnesota Valley State Park in Scott county shall be open for taking antlerless deer and legal bucks November 21 to November 23, 1992. Not more than 60 permits will be issued. Permittees may purchase a deer management permit valid for taking antlerless deer.

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M. Special hunt area 913. O.L. Kipp State Park in Winona county shall be open for taking antlerless deer November 21 to November 23, 1992. Not more than 100 permits will be issued. Permittees may purchase a deer management permit valid for taking antlerless deer.

N. Special hunt area 914. Whitewater State Wildlife Management Area Game Refuge in Winona county shall be open for taking antlerless deer November 21 to November 27, 1992. Not more than 100 permits will be issued.

O. Special hunt area 915. Rice Lake State Park in Steele and Dodge counties shall be open for taking antlerless deer November 7 and November 8, 1992. Not more than 15 permits will be issued. Permittees may purchase a deer management permit valid for taking antlerless deer.

P. Special hunt area 916. Rice Lake State Park in Steele and Dodge counties shall be open for taking antlerless deer November 14 to November 17, 1992. Not more than 15 permits will be issued. Permittees may purchase a deer management permit valid for taking antlerless deer.

Q. Special hunt area 917. Glacial Lakes State Park in Pope county shall be open for taking antlerless deer November 14 to November 17, 1992. Not more than 30 permits will be issued. Permittees may purchase a deer management permit valid for taking antlerless deer and legal bucks, after taking and registering an antlerless deer.

R. Special hunt area 918. Nerstrand Big Woods State Park and Nerstrand Woods State Game Refuge in Rice county shall be open for taking antlerless deer November 14 to November 17, 1992. Not more than 50 permits will be issued. Permittees may purchase a deer management permit valid for taking antlerless deer.

S. Special hunt area ORC. The Orchard Subpermit area as shown on the map available in the annual hunting regulations, in Winona and Houston counties, shall be open for taking antlerless deer by permit during the Zone 3A season. An unlimited number of permits are available by submitting a permit

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application to Orchard Hunt, DNR Headquarters, Box 6247, Rochester, Minnesota 55903.

6232.1800 MINNESOTA VALLEY ALTERNATIVE DEER CONTROL PROGRAM.

Subpart 1. **Open areas, dates, and quotas.** Portions of Fort Snelling State Park, the Black Dog and Long Meadow Lake units of the Minnesota Valley National Wildlife Refuge, and adjacent public and private lands in Dakota and Hennepin counties, as designated on maps provided to permittees, may be open to ~~the~~ taking ~~of~~ antlerless deer and legal bucks by shotgun and slug, but not muzzleloaders under the Minnesota Valley alternative deer control program. Open dates and permit quotas are determined annually by the commissioner. Information on dates and quotas shall be provided annually by the department.

Subd. 1a. **Open dates and permit quotas.** Not more than 51 antlerless only and five either sex permits will be issued for each of three time periods: November 28 and November 29, December 4 to December 6, and December 11 to December 13, 1992.

Subp. 2. **Applications.** A person possessing a firearms or archery deer license for the current year may submit an application for the Minnesota Valley Alternative Deer Control Program. If applications exceed the number of available permits, a random drawing will be held. Applications must be made according to this subpart.

[For text of items A and B, see 16 SR 2814]

C. The application deadline is ~~the Friday nearest October 4~~ Thursday, September 10, 1992.

[For text of item D, see 16 SR 2814]

Subp. 3. **Special regulations.** Successful applicants must comply with the regulations in this subpart.

A. Attend an orientation session and receive a permit validated for an assigned area. There will be ~~an~~ a $3 administrative fee for each permit. ~~Bonus licenses~~ Deer management permits may only be purchased at the orientation session. Permits forfeited by those who do not attend an orientation session will be issued to alternates drawn from the

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list of applicants.

[For text of items B to J, see 16 SR 2814]

6232.1900 ANTLERLESS PERMITS.

[For text of subps 1 to 3, see 16 SR 2814, 2815]

Subp. 4. **Antlerless permit quotas.** Antlerless permit quotas are determined annually by the commissioner. Information on these quotas can be found in the annual hunting regulations.

A. Zone 1 Quotas:

(1) permit area 104-105-106: 1,800;

(2) permit area 107-108-109-195: 5,000;

(3) permit area 110: 1,200;

(4) permit area 119-120-121: 6,000;

(5) permit area 122-123-124-125: 3,350;

(6) permit area 126-128-129: 1,600;

(7) permit area 152: 300;

(8) permit area 154-155-156: 12,000;

(9) permit area 157-158: 18,000;

(10) permit area 159: 15,000;

(11) permit area 167-168-169: 12,850;

(12) permit area 170-171-172-173-174: 20,500;

(13) permit area 175-176-177-178-179: 12,000;

(14) permit area 180-181-182-183-184-199: 16,000; and

(15) permit area 197-198: 1,750.

B. Zone 2 Quotas:

(1) permit area 201: 1,000;

(2) permit area 202: 1,000;

(3) permit area 203: 1,000;

(4) permit area 204: 2,250;

(5) permit area 205: 1,500;

(6) permit area 206: 1,800;

(7) permit area 207: 1,400;

(8) permit area 208: 900;

(9) permit area 209: 1,500;

(10) permit area 210: 1,800;

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(11) permit area 211-212: 1,300;

(12) permit area 221: 2,000;

(13) permit area 222: 2,500;

(14) permit area 223: 1,800;

(15) permit area 224: 150;

(16) permit area 225: 4,350;

(17) permit area 226: 2,550;

(18) permit area 227: 2,500;

(19) permit area 235: 200;

(20) permit area 236: 1,750;

(21) permit area 244-245: 18,000;

(22) permit area 246: 15,000;

(23) permit area 247: 3,000;

(24) permit area 248: 2,000;

(25) permit area 249: 6,000;

(26) permit area 251: 750;

(27) permit area 284-285-286: 13,500;

(28) permit area 287: 700; and

(29) permit area 297-298: 500.

C. Zone 3 Quotas:

(1) permit area 337: 1,200;

(2) permit area 338: 1,400;

(3) permit area 339: 1,200;

(4) permit area 341: 2,300;

(5) permit area 342: 1,600;

(6) permit area 343: 2,200;

(7) permit area 344: 1,700;

(8) permit area 345: 1,600;

(9) permit area 346: 2,800;

(10) permit area 347: 1,800;

(11) permit area 348: 2,000; and

(12) permit area 349: 2,500.

D. Zone 4 Quotas:

(1) permit area 401A: 500;

(2) permit area 402A: 400;

(3) permit area 403A: 400;

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(4) permit area 404A: 750;

(5) permit area 405A: 800;

(6) permit area 406A: 800;

(7) permit area 407A: 700;

(8) permit area 408A: 500;

(9) permit area 409A: 2,600;

(10) permit area 410A: 3,500;

(11) permit area 411A: 3,000;

(12) permit area 412A: 1,900;

(13) permit area 413A: 1,250;

(14) permit area 414A: 1,250;

(15) permit area 415A: 900;

(16) permit area 416A: 850;

(17) permit area 417A: 1,300;

(18) permit area 418A: 1,400;

(19) permit area 419A: 1,600;

(20) permit area 420A: 600;

(21) permit area 421A: 500;

(22) permit area 422A: 450;

(23) permit area 423A: 450;

(24) permit area 424A: 600;

(25) permit area 425A: 425;

(26) permit area 426A: 650;

(27) permit area 427A: 525;

(28) permit area 428A: 600;

(29) permit area 431A: 400;

(30) permit area 433A: 200;

(31) permit area 435A: 375;

(32) permit area 440A: 375;

(33) permit area 442A: 600;

(34) permit area 443A: 450;

(35) permit area 446A: 300;

(36) permit area 447A: 300;

(37) permit area 448A: 400;

(38) permit area 449A: 600;

(39) permit area 450A: 250;

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(40) permit area 451A: 450;

(41) permit area 452A: 425;

(42) permit area 453A: 300;

(43) permit area 454A: 700;

(44) permit area 455A: 125;

(45) permit area 456A: 550;

(46) permit area 457A: 400;

(47) permit area 458A: 350;

(48) permit area 459A: 700;

(49) permit area 461A: 400;

(50) permit area 462A: 500;

(51) permit area 463A: 400;

(52) permit area 464A: 200;

(53) permit area 465A: 200;

(54) permit area 466A: 400;

(55) permit area 467A: 300;

(56) permit area 401B: 500;

(57) permit area 402B: 500;

(58) permit area 403B: 500;

(59) permit area 404B: 750;

(60) permit area 405B: 800;

(61) permit area 406B: 900;

(62) permit area 407B: 800;

(63) permit area 408B: 700;

(64) permit area 409B: 1,900;

(65) permit area 410B: 2,000;

(66) permit area 411B: 2,000;

(67) permit area 412B: 1,700;

(68) permit area 413B: 1,250;

(69) permit area 414B: 1,250;

(70) permit area 415B: 900;

(71) permit area 416B: 850;

(72) permit area 417B: 1,900;

(73) permit area 418B: 1,600;

(74) permit area 419B: 2,000;

(75) permit area 420B: 600;

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(76) permit area 421B: 350;

(77) permit area 422B: 350;

(78) permit area 423B: 350;

(79) permit area 424B: 600;

(80) permit area 425B: 425;

(81) permit area 426B: 650;

(82) permit area 427B: 525;

(83) permit area 428B: 800;

(84) permit area 431B: 400;

(85) permit area 433B: 300;

(86) permit area 435B: 375;

(87) permit area 440B: 375;

(88) permit area 442B: 780;

(89) permit area 443B: 650;

(90) permit area 446B: 450;

(91) permit area 447B: 400;

(92) permit area 448B: 400;

(93) permit area 449B: 600;

(94) permit area 450B: 350;

(95) permit area 451B: 450;

(96) permit area 452B: 425;

(97) permit area 453B: 300;

(98) permit area 454B: 700;

(99) permit area 455B: 125;

(100) permit area 456B: 550;

(101) permit area 457B: 400;

(102) permit area 458B: 350;

(103) permit area 459B: 700;

(104) permit area 461B: 500;

(105) permit area 462B: 700;

(106) permit area 463B: 500;

(107) permit area 464B: 400;

(108) permit area 465B: 200;

(109) permit area 466B: 500; and

(110) permit area 467B: 500.

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6232.2000 FIREARMS ~~BONUS~~ DEER MANAGEMENT PERMITS.

Subpart 1. **Undersubscribed antlerless permit areas.** Firearms **bonus** deer ~~**licenses**~~ management permits are authorized in antlerless permit areas where the number of applications is less than the number of permits available. The number of **bonus** ~~**licenses**~~ deer management permits authorized is up to ~~**twice**~~ 1-1/2 times the difference between the number of available permits and the number of antlerless permits issued. A **bonus** deer ~~**license**~~ management permit for an undersubscribed antlerless permit area is valid only within the area designated on the ~~**bonus-license**~~ management permit. Certificates authorizing purchase of a **bonus** ~~**license**~~ management permit will be issued to hunters randomly drawn from permittees in each undersubscribed area who have checked the bonus **deer** option on their antlerless permit application. A **bonus** deer ~~**license**~~ management permit may be purchased by submitting the certificate and fee to the license bureau, a Minnesota county auditors' office, or other authorized agents. ~~**Bonus**~~ Deer ~~**licenses**~~ management permits for undersubscribed antlerless permit areas must be purchased on or before the day preceding the first day of the regular firearms season.

Subp. 2. **Special hunt areas.** ~~**Bonus-firearms-licenses**~~ Deer management permits may be issued for those special hunt areas listed in the annual hunting regulations. A **bonus** deer ~~**license**~~ management permit for a special hunt area is valid only within the area designated on that ~~**bonus-license**~~ permit. The maximum number of **bonus** deer ~~**licenses**~~ management permits authorized is equal to the number of special permits issued for each special hunt area. ~~**Bonus**~~ Deer ~~**licenses**~~ management permits must be purchased ~~**only**~~ at the headquarters for special hunt areas and prior to hunting in the special area, except as specifically authorized. Special hunt personnel are authorized to sell **bonus** deer ~~**licenses**~~ management permits.

6232.2400 MUZZLELOADER AREAS WITHOUT SPECIAL PERMITS.

Subpart 1. **Annual determination of areas.** Antlerless deer

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and legal bucks may be taken by legal muzzleloader during the muzzleloader season in areas designated by the commissioner. Information on these areas can be found in the annual hunting regulations.

Subp. 2. **Open areas; state wildlife management areas.** All lands within the boundaries of the following wildlife management areas (WMA's) are designated as open areas during the muzzleloader season:

A. Moose Willow WMA in Aitkin county;

B. Red Lake WMA in Beltrami, Lake of the Woods, and Roseau counties;

C. Blackhoof River WMA in Carlton county;

D. Meadowbrook and Mud Goose WMAs in Cass county;

E. Upper Rice and Old Red Lake Trail WMAs in Clearwater county;

F. Gores Pool WMA in Dakota and Goodhue counties;

G. Schletty, Teapail, and Vorce WMAs in Dodge county;

H. Bear Lake and Carex WMAs in Freeborn county;

I. Mille Lacs WMA in Mille Lacs and Kanabec counties;

J. Thief Lake, Eckvoll, and Elm Lake WMAs in Marshall county;

K. Raslynn WMA in McLeod county;

L. Whitewater WMA in Olmsted, Wabasha, and Winona counties;

M. Boyd and Faribault WMAs in Rice county;

N. Roseau River WMA (including the Pool 1 refuge) in Roseau county;

O. Aurora, Marsh Wren, and Oak Glen WMAs in Steele county;

P. Camp Kerk and Danvers WMAs in Swift county;

Q. McCarthy Lake WMA in Wabasha county;

R. Moonan WMA in Waseca county; and

S. Thorpe WMA in Winona county.

Subp. 3. **Open areas; state forests.** All lands within the boundaries of the following state forests are designated as open areas during the muzzleloader season:

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A. Beltrami Island State Forest in Beltrami, Lake of the Woods, and Roseau counties;

B. Chengwatana State Forest in Pine and Chisago counties;

C. Cloquet Valley State Forest in St. Louis county;

D. George Washington State Forest in Itasca county;

E. Kabetogama State Forest in St. Louis county;

F. Land-O-Lakes Forest (north of Cass County Road 58 and east of State Highway 6) in Cass county;

G. Lost River State Forest in Roseau county;

H. Nemadji State Forest in Carlton and Pine counties;

I. Red Lake State Forest in Beltrami county;

J. Rum River State Forest in Kanabec and Mille Lacs counties;

K. Savanna State Forest in Aitkin and St. Louis counties;

L. Sturgeon River State Forest in St. Louis county; and

M. Solana State Forest in Aitkin county.

Subp. 4. **Open areas; Richard J. Dorer Memorial Hardwood Forest.** Tracts posted as state forest and delineated on the Memorial Hardwood Forest map available from DNR offices are designated as open areas during the muzzleloader season.

Subp. 5. **Open areas; antlerless permit areas.** The following antlerless permit areas, as designated in part 6232.1900, subpart 3, are designated as open areas during the muzzleloader season:

A. permit area 157-158;

B. permit area 159; and

C. permit area 433.

Subp. 6. **Open areas; other areas.** The following areas containing a combination of public and private land, as shown on maps available from DNR offices, are designated as open areas during the muzzleloader season.

A. Carlos Avery unit in Anoka and Chisago counties;

B. Victory unit in Big Stone county;

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C. Bashaw and Boesch units in Brown county;

D. Augusta, Swan Lake, and Talcot Lake units in Cottonwood county;

E. Brainerd-Crow Wing County Airport in Crow Wing county (hunters must check in at the airport director's office before hunting);

F. Walnut Lake unit in Faribault county;

G. Paul Bunyan Game Refuge in Hubbard county;

H. Dalbo unit in Isanti county;

I. Little Sioux unit in Jackson county;

J. Dietrich-Lange unit in Kandiyohi county;

K. Florida Creek unit in Lac qui Parle county;

L. Ottawa unit in LeSueur county;

M. Anderson Lake unit in Lincoln county;

N. Sodus and Vallers units in Lyon county;

O. Perch creek unit in Martin county;

P. Kunkel unit in Mille Lacs and Sherburne counties;

Q. Dovray and Southwick units in Murray county;

R. North Star unit in Nicollet county;

S. Herlein-Boote unit in Nobles county;

T. Nicholson/Ten Mile Lake unit in Ottertail county;

U. Altona and Terrace units in Pipestone county;

V. Daub's Lake, Tiger Lake, and Cedar Rock units in Redwood county;

W. Lyon's unit in Wadena county;

X. Wood Lake unit in Watonwan county;

Y. Rothsay unit in Wilkin county; and

Z. Miller-Richter unit in Yellow Medicine county.

6232.2500 MUZZLELOADER SPECIAL PERMIT AREAS.

Subpart 1. **Annual determination of areas.** Special muzzleloader hunt areas, open dates, and quotas are determined annually by the commissioner. Information ~~of~~ on these areas can be found in the annual hunting regulations.

Subp. 2. **Open areas, dates, and quotas.**

A. Special Hunt Area 921. Carlos Avery State

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Wildlife Management Area Sanctuary in Anoka and Chisago counties shall be open for taking antlerless deer and legal bucks November 28 to December 4, 1992. Not more than 20 permits will be issued.

B. Special Hunt Area 922. Carlos Avery State Wildlife Management Area Sanctuary in Anoka and Chisago counties shall be open for taking antlerless deer and legal bucks December 5 to December 13, 1992. Not more than 20 permits will be issued.

C. Special Hunt Area 923. Garvin County Park in Lyon county shall be open for taking antlerless deer November 28 to December 4, 1992. Not more than 20 permits will be issued. If fewer than 20 applications are received, some permittees will be allowed to purchase deer management permits valid for antlerless deer.

D. Special Hunt Area 924. Lake Louise State Park in Mower county shall be open for taking antlerless deer November 28 to November 30, and December 12 and December 13, 1992. Not more than 25 permits will be issued. Permittees may purchase deer management permits valid for taking antlerless deer.

E. Special Hunt Area 925. Lake Shetek State Park in Murray county shall be open for taking antlerless deer November 28 to December 4, 1992. Not more than 40 permits will be issued. If fewer than 40 applications are received, some permittees will be allowed to purchase deer management permits valid for antlerless deer.

F. Special Hunt Area 926. Myre-Big Island State Park in Freeborn county shall be open for taking antlerless deer November 28 to November 30, and December 5 and December 6, 1992. Not more than 50 permits will be issued. Permittees may purchase deer management permits valid for taking antlerless deer.

G. Special Hunt Area 927. Nerstrand Big Woods State Park and Nerstrand Woods State Game Refuge in Rice county shall be open for taking antlerless deer November 28 to December 2, 1992. Not more than 50 permits will be issued. Permittees may

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purchase a deer management permit valid for taking antlerless deer.

H. Special Hunt Area 928. Rice Lake State Park in Steele and Dodge counties shall be open for taking antlerless deer November 28 to December 1, 1992. Not more than 15 permits will be issued. Permittees may purchase a deer management permit valid for taking antlerless deer.

I. Special Hunt Area 929. Sibley State Park in Kandiyohi county shall be open for taking antlerless deer November 28 to December 4, 1992. Not more than 100 permits will be issued. If fewer than 100 applications are received, some permittees will be allowed to purchase deer management permits valid for antlerless deer.

6232.2700 ~~BONUS DEER BY~~ MUZZLELOADER DEER MANAGEMENT PERMITS.

~~Bonus licenses~~ Deer management permits may be issued for muzzleloader special hunt areas listed in the annual hunting regulations. The maximum number of ~~bonus licenses~~ deer management permits authorized is equal to the number of special permits issued for each special permit area. ~~Bonus~~ Deer ~~licenses~~ management permits may be purchased ~~only~~ from the license bureau, county auditors' offices, or other authorized agents. Permits may also be purchased at the headquarters for such areas and prior to the permit holder hunting in the special area. Special hunt personnel are authorized to sell ~~bonus~~ deer ~~licenses~~ management permits.

6232.2800 DISABLED HUNT.

Subpart 1. **Determination of areas and times.** The commissioner may authorize special areas and time periods for physically disabled persons to hunt as provided by Minnesota Statutes, section 97B.111. Hunters must be participants in a program for physically disabled hunters sponsored by a nonprofit organization and must be referred by an organization prior to being issued a permit. Permittees must purchase an archery or firearms deer hunting license. Each permittee may be accompanied by one or more assistants named by the nonprofit

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organizations and approved by the commissioner. Assistants are not required to purchase licenses and may assist permittees in taking deer. Both permittees and assistants must meet the bright red or blaze orange requirement for deer hunters.

Subp. 2. **Open areas.**

A. The Carlos Avery State Wildlife Management Area Sanctuary in Anoka county is open for taking antlerless deer and legal bucks using legal firearms or bow and arrow October 17 to October 25, 1992. Not more than 24 permits will be issued. The Minnesota Deer Hunters Association and Capable Partners are the sponsoring nonprofit organizations.

B. The Camp Ripley Military Reservation in Morrison county is open for taking antlerless deer and legal bucks using legal shotguns loaded with single slug shotgun shells October 14 and October 15, 1992. Not more than 25 permits will be issued. The St. Cloud Veterans Affairs Medical Center is the sponsoring nonprofit organization.

6234.0400 TAKING PHEASANTS.

Subpart 1. **Open season.** Only cock (male) pheasants may be taken by legal ~~firearm~~ firearms or legal bow and arrow from the Saturday on or nearest October ~~15~~ 13 to the Sunday on or nearest December 11 from 9:00 a.m. to sunset each day.

[For text of subps 2 to 4, see 16 SR 2846]

6234.1300 TAKING RACCOON.

Subpart 1. **Open season.** Raccoons may be taken statewide with legal firearms, bow and arrow, and by trapping from 9:00 a.m. on the ~~Saturday~~ Friday on or nearest October 15 to December 31.

[For text of subps 2 and 3, see 16 SR 2847]

6234.1900 TAKING PINE MARTEN.

[For text of subps 1 and 2, see 16 SR 2848]

Subp. 3. **Bag limits.** A person may not take more than ~~one~~ two pine marten per season or possess more than ~~one~~ two pine marten at a time, except that a person may possess additional

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pelts which the person has lawfully taken, tagged, and registered during previous seasons.

[For text of subp 4, see 16 SR 2848]

6234.2100 TAKING OTTER.

[For text of subps 1 and 2, see 16 SR 2848]

Subp. 3. **Bag limits.** A person may not take more than ~~three~~ four otter per season, or possess more than ~~three~~ four otter at a time, except that a person may possess additional pelts that the person lawfully took, tagged, and registered during previous seasons.

[For text of subp 4, see 16 SR 2848]

REPEALER. Commissioner's Order Number 2450, part 6232.0200, subpart 5, is repealed.

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by Revisor _____

Office of the Revisor of Statutes

Administrative Rules

TITLE: Adopted Emergency Game and Fish Rules;
Deer, Raccoon, Pine Marten, and Otter Taking

AGENCY: Department of Natural Resources

APPROVED AS TO FORM AND LEGALITY
August 27, 1992
HUBERT H. HUMPHREY, III
ATTORNEY GENERAL
BY Amy V. Knaeth
SPECIAL ASSISTANT ATTORNEY GENERAL

The attached rules are approved
as to form

PER | PHM

Paul E. Rohde
Senior Assistant Revisor

STATE OF MINNESOTA

Office Memorandum

DEPARTMENT: Natural Resources

DATE: August 24, 1992

RECEIVED
AUG 24 1992
Office of the Attorney General
Government Services Section
Capitol Office Bldg., Suite 500
525 Park Street
Paul, MN 5510

TO: Patty Nolte
Attorney General's Office

FROM: Chuck Armstrong
Administrative Rules Coordinator
Commissioner's Office

PHONE: 297-7031

SUBJECT: Review Of Emergency Game & Fish Rules

I am submitting the attached language for review by the Attorney General's Office as prescribed by Minnesota Statues, section 14.29, subd. 4(b). The Revisor's Office number for this document is RD2097. I have included six copies of the document and a signed copy of a statement of emergency conditions.

If you have any questions, please call.

Thank you.

STATE OF MINNESOTA
Office Memorandum

DEPARTMENT: Natural Resources

DATE: 8-19-92

TO: Attorney General's Office, c/o Patty Nolte

FROM: Rodney W. Sando, Commissioner

PHONE: 6-2540

SUBJECT: Statement of Emergency Conditions: Rulemaking on Deer Hunting Dates, Areas and Quotas; Pheasant Hunting Dates; Raccoon Hunting and Trapping Dates; and Pine Marten and Otter Bag Limits

The attached rulemaking is being promulgated under authority of M.S. 14.29, subd. 4(b). The emergency conditions that do not allow compliance with M.S. Sections 14.29 to 14.36 are:

1) Biological and harvest data used in decision-making on seasons, quotas and limits are not available until June. Regulations must be in effect beginning in September.

2) Authority to do Game and Fish rules did not take effect until July 1, 1992.

Att.