

GREAT LAKES INDIAN FISH & WILDLIFE COMMISSION

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• MEMBER TRIBES •

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Bay Mills Community
Keweenaw Bay Community
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Lac Courte Oreilles Band
Lac du Flambeau Band
Red Cliff Band
St. Croix Chippewa
Sokaogon Chippewa

MINNESOTA

Fond du Lac Band
Mille Lacs Band



GREAT LAKES INDIAN FISH AND WILDLIFE COMMISSION ORDER

Order No. 2021-01

Wisconsin 1837 and 1842 Ceded Territory Tribal Fish Harvesting Regulations

This Commission Order establishes amendments to the Tribes' fish harvesting regulations for the Wisconsin portion of the 1837 and 1842 ceded territory pursuant to the authority granted by §3.33 of the Tribes' Off-Reservation Conservation Codes, which provides for the issuance of a Commission Order to provide tribal members more treaty harvest opportunities in line with state harvesters.

Sec. 1: Authority and Applicability; Terms Used and Definitions.

Subd. 1: This Order is issued in accordance with the provisions of the Tribes' Off-Reservation Conservation Codes (hereinafter "Code" or "Codes") that codify the provisions of §3.33 of the Tribes' Model Code and authorizes each Tribal Conservation Department to amend §9.03 of each Tribe's Code. Upon the issuance of this Order, unless a Tribe chooses to adopt more restrictive measures, the regulations established herein shall be the Tribe's regulations as provide in each Tribe's Code.

Subd. 2: This Order is issued to establish culturally appropriate regulations to provide tribal members with treaty harvest opportunities in the implementation of *Section III.A. of the Stipulation for Technical, Management and Other Updates: Second Amendment of the Stipulation Incorporated into the Final Judgment* and as amended *Section 3.h and 10.a of the Stipulation on Biological and Certain Remaining Issues* (Docket Number 911). In this Stipulation the Parties agreed that the number of any species of fish (tribal quota) which shall be available for harvest pursuant to this ordinance shall be for the twelve-month period from April 1 through March 31 of the following year. As a result of the unusual weather conditions and to allow tribal member access to the current spring spawning run, this Order is being presented to establish a technical clarification of the Model Code as a way to provide the tribes with the opportunity to harvest fish pursuant to the number established for the 2021 annual fishing year if bodies of water are available for tribal harvest before April 1 in a manner that is consistent with previous early spring spearing seasons (2000, 2010, 2012, 2016 and 2017), consistent with §1.06 of the Tribes' Model Code, and is the least restrictive possible.

Subd. 3: Terms used in the Codes shall be given the meaning set forth in the Codes when used in this Order.

Sec. 2: Tribal Fish Harvesting Regulations. Starting in 2021, and for this annual fishing season only, unless changed by a subsequent order, or the parties make permanent the provisions of this order, the following parameters for Tribal fish harvesting shall apply:

Subd. 1: Number of Fish Available for Harvest. The number of any species of fish (tribal quota) which shall be available for harvest to a member for the annual quota 2021 year will begin on March 22, 2021, and will end on March 31, 2022.

Sec. 3: Reservation of Each Tribe's Authority. Nothing in this order is intended to, or shall be construed to, limit the authority of each Tribe to establish tribal fishing regulations or other measures that are more restrictive than what is provided in this Order.

Dated this 22nd day of March, 2021.



Michael J. Isham, Jr., Executive Administrator
Great Lakes Indian Fish and Wildlife Commission