

GREAT LAKES INDIAN FISH & WILDLIFE COMMISSION

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• MEMBER TRIBES •

MICHIGAN

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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. 2024-01

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 of tribes to enact provisions that are more restrictive than those provided in the Tribes' Off-Reservation Conservation Codes.

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

Subd. 1: This Order is issued in accordance with provisions of the *LCO v. Wisconsin* case that provide that tribal codes may be no less restrictive than the court-approved Model Off-Reservation Conservation Codes (hereinafter "Model Code" or "MORCC"). Tribes are free within their sovereign authority to adopt provisions that are more restrictive than the Model Code and have chosen to do so through the issuance of a Commission Order. 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 provided in each Tribe's Code.

Subd. 2: Section 9.03 of the Model Code provides 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 weather conditions in 2024, and to prevent application of spring 2024 open water spearing quota to last year's quota, this Order closes the 2023 fishing year before March 31, and begins the 2024 fishing year early. This Order is consistent with previous early spring spearing seasons (2000, 2010, 2012, 2016, and 2017), consistent with §1.06 of the Tribes' Model Code.

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. For the 2023-24 and 2024-5 annual fishing seasons only, unless changed by a subsequent 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 for the 2023-24 fishing year will end on March 7, 2024. The number of any species of fish (Tribal quota) which shall be available for

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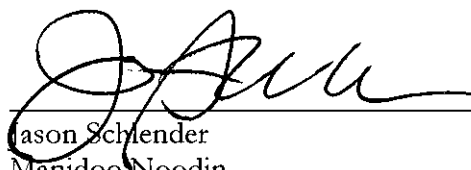
March 8, 2024

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harvest for the 2024-25 fishing year will begin on March 8, 2024, and will end on March 31, 2025. The MORCC Section 9.03 will be amended to reflect these changes.

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 provided in this Order.

Dated this 8th day of March, 2024.

A handwritten signature in black ink, appearing to read 'Jason Schlender', written over a horizontal line.

Jason Schlender
Manidoo Noodin
Executive Administrator
Great Lakes Indian Fish and Wildlife Commission

Model Code Amendment

Model Code revision regarding application of fish available for harvest regulations [§ 9.03 (Number of Fish Available for Harvest.)] are (deletions shown by ~~strikeout~~ and additions by **redline**):

9.03 Number of Fish Available for Harvest.

The number of any species of fish (tribal quota) which shall be available for harvest pursuant to this ordinance for each twelve month period from April 1 through March 31 shall be limited to the number established pursuant to the Chippewa Intertribal Agreement Governing Resource Management and Regulation of Off-Reservation Treaty Rights in the Ceded Territory **except as provided in subsection (a), below.**

(a) The twelve month period ending March 31, 2024 will end on March 7, 2024. The twelve month period ending March 31, 2025 will begin on March 8, 2024.