

CHAPTER 191**COUNTY CONSERVATION BOARD LAND ACQUISITIONS AND EXCHANGES***H.F. 141*

AN ACT relating to the approval of the natural resource commission of county conservation board acquisitions or developments.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 111A.4, subsections 2 and 3, Code 1989, are amended to read as follows:

2. To acquire in the name of the county by gift, purchase, lease, agreement, exchange, or otherwise, in fee or with conditions, suitable real estate within or without the territorial limits of the county for public museums, parks, preserves, parkways, playgrounds, recreation centers, forests, wildlife, and other conservation purposes and for participation in watershed, drainage, and flood control programs for the purpose of increasing the recreational resources of the county. The natural resource commission, the county board of supervisors, or the governing body of any city, upon request of the county conservation board, may transfer to the county conservation board for use as museums, parks, preserves, parkways, playgrounds, recreation centers, play fields, tennis courts, skating rinks, swimming pools, gymnasiums, rooms for arts and crafts, camps and meeting places, community forests, wildlife areas, and other recreational purposes, any land and buildings owned or controlled by the department of natural resources or the county or city and not devoted or dedicated to any other inconsistent public use. In acquiring or accepting land, due consideration shall be given to its scenic, historic, archaeological, recreational, or other special features, and land shall not be acquired or accepted unless, in the opinion of the board and the natural resource commission, it is suitable or, in the case of exchange, is suitable and of substantially the same value as the property exchanged from the standpoint of its proposed use. An exchange of property approved by the county conservation board and the board of supervisors is not subject to section 331.361, subsection 2.

3. The county conservation board shall file with ~~and obtain approval of~~ the natural resource commission ~~on all proposals for acquisition or exchange~~ acquisitions or exchanges of land, ~~and all general development plans before any such program is executed within one year.~~ Approval of the natural resource commission is not necessary unless the value of the proposed exchange property or the cost of the proposed acquisition or development program exceeds twenty-five thousand dollars.

Approved May 22, 1989

CHAPTER 192**COMMERCIAL FISHING LICENSES***H.F. 198*

AN ACT relating to the issuance and possession of commercial fishing operators' licenses.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 109B.4, subsection 1, Code 1989, is amended to read as follows:

1. A person shall not use or operate commercial gear ~~without possessing unless at least one individual at the site where the commercial gear is being operated possesses an appropriate valid commercial license, or a designated operator's license.~~ without possessing unless at least one individual at the site where the commercial gear is being operated possesses an appropriate valid commercial license, or a designated operator's license. A license is valid from the date of issue to January 10 of the succeeding calendar year ~~for which it was issued.~~

Sec. 2. Section 109B.4, subsection 2, Code 1989, is amended to read as follows:

2. ~~It is lawful for a~~ A commercial fisher to may designate a person as a designated operator to lift and to fish with any or all licensed commercial fishing gear owned by the commercial fisher. The commercial fisher shall submit the names and addresses of the persons to be designated as designated operators when applying for a commercial fishing license. A commercial fisher shall not have more than five designated operators. A designated operator's license shall be assigned to not more than three operators during a year and a designated operator's license shall be valid for use only by an operator who possesses the license and has signed the license. The signature of any preceding designated operator who possessed the license shall be crossed out. A designated operator shall not lift or fish any commercial fishing gear without having first procured possessing a designated operator's license which is signed by the operator. A designated operator's license which is not signed by the operator in possession of the license is forfeited to the state.

Sec. 3. Section 109B.11, subsection 1, Code 1989, is amended by adding the following new lettered paragraph:

NEW PARAGRAPH. d. An individual possessing a valid commercial turtle license may have the assistance of one unlicensed individual in the commercial taking of turtles.

Sec. 4. Section 109B.12, subsection 1, Code 1989, is amended by adding the following new lettered paragraph:

NEW PARAGRAPH. d. An individual possessing a valid commercial mussel license may have the assistance of one unlicensed individual in the commercial taking of mussels.

Approved May 22, 1989

CHAPTER 193

MULTIFLORA ROSE AND PURPLE LOOSESTRIFE

H.F. 669

AN ACT prohibiting the sale or distribution of purple loosestrife (*lythrum salicaria*) and multiflora rose (*rosa multiflora*), and subjecting violators to a penalty.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 317.25, Code 1989, is amended to read as follows:

317.25 TEASEL AND PURPLE LOOSESTRIFE PROHIBITED.

No A person shall not sell, offer for sale, or distribute teasel (*Dipsacus*) biennial, the multiflora rose (*rosa multiflora*), purple loosestrife (*lythrum salicaria*), or seeds thereof of them in any form in this state. However, the multiflora rose (*rosa multiflora*) may be sold, offered for sale, or distributed when used for understock for either cultivated roses or ornamental shrubs in gardens. Any person violating the provisions of this section shall be is subject to a fine of not exceeding one hundred dollars.

Approved May 22, 1989