

Amend per 5084 v Do Pass 2/19/86 (p. 363)

FILED FEB 1 1986

SENATE FILE 166
BY Miller of Des Moines

Passed Senate, Date 3-3-86 (p. 515) Passed House, Date 4-4-86 (p. 1219)
Vote: Ayes 41 Nays 6 Vote: Ayes 64 Nays 24
Approved April 28, 1986
Motion to reconsider 3/4 (5-40) w/d 3/7 (A.C.14)

A BILL FOR

1 An Act to authorize the setting of seasons for pigeons.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

SF 166

1 Section 1. Section 109.48, unnumbered paragraph 1, Code
2 1985, is amended to read as follows:

3 No person, except as otherwise provided by law, shall
4 willfully disturb, pursue, shoot, kill, take or attempt to
5 take or have in possession any of the following game birds or
6 animals except within the open season established by the
7 commission: Gray or fox squirrel, bobwhite quail, cottontail
8 or jack rabbit, duck, snipe, pheasant, goose, woodcock,
9 partridge, coot, rail, ruffed grouse, wild turkey, wild rock
10 doves, or deer. The seasons, bag limits, possession limits
11 and locality shall be established by the commission under the
12 authority of sections 107.24, 109.38, and 109.39.

13 EXPLANATION

14 This bill authorizes the setting of a season for the taking
15 of wild rock doves, i.e., pigeons.

16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

SENATE FILE 166

S-5084

1 Amend Senate File 166 as follows:

2 1. Page 1, by inserting before line 1 the
3 following:

4 "Section 1. Section 109.41, subsection 5, Code
5 1985, is amended to read as follows:

6 5. The Columbidae: Mourning doves and ~~wild-rock~~
7 doves pigeons only."

8 2. Page 1, lines 9 and 10, by striking the words
9 "wild rock doves," and inserting "pigeons,".

10 3. Page 1, by inserting after line 12 the
11 following:

12 "Sec. 3. Section 109.48, Code 1985, is amended by
13 adding the following new unnumbered paragraph:

14 NEW UNNUMBERED PARAGRAPH. The commission shall
15 establish an open season for pigeons which extends
16 throughout the year.

17 Sec. 4. Section 109.58, Code 1985, is amended to
18 read as follows:

19 109.58 TRAPPING BIRDS OR POISONING ANIMALS.

20 No person except those acting under the authority
21 of the state conservation director shall capture or
22 take or attempt to capture or take, with any trap,
23 snare or net, any game bird, nor shall any person use
24 any poison or any medicated or poisoned food or any
25 other substance for the killing, capturing or taking
26 of any game bird or animal. This section does not
27 apply to roosting or nesting pigeons."

S-5084 Filed February 19, 1986 BY COMM. ON NATURAL RESOURCES,
HALL, CHAIR

*Adopted or amended by S-5238
3/3/86 (J 515)*

SENATE FILE 166

S-5238

1 Amend amendment S-5084 to Senate File 166 as
2 follows:

3 1. Page 1, line 16, by inserting after the word
4 "year" the following: ", and shall establish, subject
5 to chapter 17A, methods by which pigeons may be taken
6 which may include trapping or poisoning".

7 2. Page 1, by striking lines 17 through 27.

S-5238 Filed and adopted March 3, 1986

BY PRIEBE (J 515)

1 Section 1. Section 109.41, subsection 5, Code 1985, is
2 amended to read as follows:

3 5. The Columbidae: Mourning doves and wild-rock-doves
4 pigeons only.

5 Sec. 2. Section 109.48, unnumbered paragraph 1, Code 1985,
6 is amended to read as follows:

7 No person, except as otherwise provided by law, shall
8 willfully disturb, pursue, shoot, kill, take or attempt to
9 take or have in possession any of the following game birds or
10 animals except within the open season established by the
11 commission: Gray or fox squirrel, bobwhite quail, cottontail
12 or jack rabbit, duck, snipe, pheasant, goose, woodcock,
13 partridge, coot, rail, ruffed grouse, wild turkey, pigeons, or
14 deer. The seasons, bag limits, possession limits and locality
15 shall be established by the commission under the authority of
16 sections 107.24, 109.38, and 109.39.

17 Sec. 3. Section 109.48, Code 1985, is amended by adding
18 the following new unnumbered paragraph:

19 NEW UNNUMBERED PARAGRAPH. The commission shall establish
20 an open season for pigeons which extends throughout the year,
21 and shall establish, subject to chapter 17A, methods by which
22 pigeons may be taken which may include trapping or poisoning.

23
24
25
26
27
28
29
30
31
32
33
34
35

SENATE FILE 166

H-5556

- 1 Amend Senate File 166 as amended, passed and
- 2 reprinted by the Senate as follows:
- 3 1. Page 1, by striking lines 20 through 22 and
- 4 inserting the following: "methods by which pigeons
- 5 may be taken which may include, but are not limited
- 6 to, the use of trapping or chemical repellants."

H-5556 FILED MARCH 26, 1986 BY COMMITTEE ON NATURAL
RESOURCES & OUTDOOR RECREATION
Adopted as amended by 5691
4/4 (p. 1219)

SENATE FILE 166

H-5685

- 1 Amend Senate File 166 as amended, passed and
- 2 reprinted by the Senate as follows:
- 3 1. Page 1, by striking line 22 and inserting the
- 4 following: "pigeons may be taken. The pigeons must
- 5 be causing economic damage or causing a potential
- 6 health hazard to be taken. The methods may include,
- 7 but are not limited to, the use of trapping, chemical
- 8 repellents or toxic perches."

H-5685 FILED APRIL 3, 1986 BY PLATT of Muscatine
BLACK of Jasper
Placed o/s 4/4 (p. 1219)

SENATE FILE 166

H-5691

- 1 Amend the Committee amendment, H-5556, to Senate
- 2 File 166 as amended, passed and reprinted by the
- 3 Senate as follows:
- 4 1. Page 1, by striking line 6 and inserting the
- 5 following: "to, the use of trapping, chemical
- 6 repellants, or toxic perches."

H-5691 FILED APRIL 4, 1986 BY PLATT of Muscatine
BLACK of Jasper
Adopted 4/4 (p. 1219)

HOUSE AMENDMENT TO
SENATE FILE 166

S-5628

- 1 Amend Senate File 166 as amended, passed and
- 2 reprinted by the Senate as follows:
- 3 1. Page 1, by striking lines 20 through 22 and
- 4 inserting the following: "methods by which pigeons
- 5 may be taken which may include, but are not limited
- 6 to, the use of trapping, chemical repellants, or toxic
- 7 perches."

S-5628 Filed April 8, 1986 REC'D FROM THE HOUSE
Senate concurred 4/15 (p. 1222)

are not limited to, the use of trapping, chemical repellants, or toxic perches.

SENATE FILE 166

AN ACT

TO AUTHORIZE THE SETTING OF SEASONS FOR PIGEONS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 109.41, subsection 5, Code 1985, is amended to read as follows:

5. The Columbidae: Mourning doves and wild-rock-doves pigeons only.

Sec. 2. Section 109.48, unnumbered paragraph 1, Code 1985, is amended to read as follows:

No person, except as otherwise provided by law, shall willfully disturb, pursue, shoot, kill, take or attempt to take or have in possession any of the following game birds or animals except within the open season established by the commission: Gray or fox squirrel, bobwhite quail, cottontail or jack rabbit, duck, snipe, pheasant, goose, woodcock, partridge, coot, rail, ruffed grouse, wild turkey, pigeons, or deer. The seasons, bag limits, possession limits and locality shall be established by the commission under the authority of sections 107.24, 109.38, and 109.39.

Sec. 3. Section 109.48, Code 1985, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. The commission shall establish methods by which pigeons may be taken which may include, but

ROBERT T. ANDERSON
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 166, Seventy-first General Assembly.

K. MARIE THAYER
Secretary of the Senate

Approved April 28, 1986

TERRY E. BRANSTAD
Governor