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3/10/98 Motion to R/c by Block  
3/17/98 Motion to R/c by Block  
FILED FEB 18 1998  
W/D.

SENATE FILE 2256  
BY COMMITTEE ON NATURAL  
RESOURCES AND ENVIRONMENT

(SUCCESSOR TO SSB 2121)

Passed Senate <sup>(p. 609)</sup> Date 3/10/98 Passed House, Date \_\_\_\_\_  
Vote: Ayes 47 Nays 0 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to the regulation of the deer population.  
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. 2256

1 Section 1. Section 481C.2, Code Supplement 1997, is  
2 amended to read as follows:

3 481C.2 DUTIES.

4 The director of the department of natural resources shall  
5 enter into a memorandum of agreement with the United States  
6 department of agriculture, animal damage control division.  
7 The wild animal depredation unit shall serve and act as the  
8 liaison to the department for the producers in the state who  
9 suffer crop and nursery damage due to wild animals. The  
10 department shall issue depredation permits as necessary to  
11 reduce crop and nursery damage due to wild animals. The  
12 criteria for issuing depredation permits shall be established  
13 in administrative rules in consultation with the farmer  
14 advisory committee created in section 481A.10A. The  
15 administrative rules adopted pursuant to this section shall  
16 not require a producer to erect or maintain fencing at a cost  
17 exceeding one thousand five hundred dollars as a requisite for  
18 receiving a depredation permit or for participation in a  
19 depredation plan.

20 Sec. 2. Section 483A.8, subsection 3, Code 1997, is  
21 amended to read as follows:

22 3. A nonresident deer hunter is required to have only a  
23 nonresident deer license and a wildlife habitat stamp. ~~The~~  
24 ~~commission shall annually limit to five thousand licenses the~~  
25 ~~number of nonresidents allowed to have deer hunting licenses.~~  
26 The number of nonresident deer hunting licenses shall be  
27 determined as provided in section 481A.38. The commission  
28 shall allocate the nonresident deer hunting licenses issued  
29 among the zones based on the populations of deer. However, a  
30 nonresident applicant may request one or more hunting zones,  
31 in order of preference, in which the applicant wishes to hunt.  
32 If the request cannot be fulfilled, the applicable fees shall  
33 be returned to the applicant. A nonresident applying for a  
34 deer hunting license must exhibit proof of having successfully  
35 completed a hunter safety and ethics education program as

1 provided in section 483A.27 or its equivalent as determined by  
2 the department before the license is issued.

3 Sec. 3. Section 483A.8, Code 1997, is amended by adding  
4 the following new subsection:

5 NEW SUBSECTION. 4. The commission may provide, by rule,  
6 for the issuance of an additional antlerless deer tag to a  
7 person who has been issued a deer license and tag for one of  
8 the annual seasons. The rules shall specify the number of  
9 additional antlerless deer tags which may be issued, and the  
10 season and zone in which the tag is valid. The fee for an  
11 additional antlerless deer tag shall be five dollars for  
12 residents and ten dollars for nonresidents.

13 EXPLANATION

14 This bill prohibits the department of natural resources  
15 from requiring the erection or maintenance of fencing which  
16 costs more than \$1,500 as a requisite for being issued a  
17 depredation permit or for participating in a depredation plan

18 The bill also strikes the maximum annual limit of 5,000  
19 deer hunting licenses for nonresidents. The number of annual  
20 nonresident deer hunting licenses will be set by the natural  
21 resource commission based on population and other factors.

22 The bill provides that the natural resource commission may  
23 authorize an additional antlerless deer tag to a resident or  
24 nonresident who has been issued a deer license and tag for an  
25 annual season. The additional deer tag costs \$5 for a  
26 resident and \$10 for a nonresident.

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SENATE FILE 2256  
FISCAL NOTE

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A fiscal note for Senate File 2256 is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note is available from the Legislative Fiscal Bureau to members of the Legislature upon request.

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Senate File 2256 changes requirements for hunting deer.

BACKGROUND

The Bill makes the following changes regarding deer hunting:

1. Eliminates the requirement for a producer to build and maintain a fence costing more than \$1,500 prior to receiving a depredation permit.
2. Nonresident deer hunters can apply for a deer hunting license in one or more hunting zones and pay an additional fee of \$110 per application.
3. A licensed deer hunter is eligible to purchase an additional antlerless deer tag for one of the hunting seasons. The cost for residents is \$5 and \$10 for nonresidents.

ASSUMPTIONS

1. The elimination of the fencing requirement would have no fiscal impact on the Department of Natural Resources.
2. There would be 1,642 additional nonresident deer licenses sold at \$110 each. The Department received 6,642 applications in 1997, but only issued 5,000 licenses.
3. Selling antlerless deer tags would not have a significant fiscal impact.

FISCAL IMPACT

The fiscal impact of SF 2256 would be an increase in nonresidential deer hunting license revenue of approximately \$180,000 annually. The license fees would be deposited in the Fish and Game Trust Fund.

SOURCE

Department of Natural Resources

(LSB 4224SV, DFK)

FILED FEBRUARY 25, 1998

BY DENNIS PROUTY, FISCAL DIRECTOR

SENATE FILE 2256

S-5167

- 1 Amend the amendment, S-5069, to Senate File 2256 as
- 2 follows:
- 3 1. Page 1, line 13, by striking the word "five"
- 4 and inserting the following: "ten".

By DENNIS H. BLACK

S-5167 FILED MARCH 10, 1998

ADOPTED

(p. 601)

SENATE FILE 2256

S-5173

- 1 Amend Senate File 2256 as follows:
- 2 1. Page 1, by striking lines 10 and 11 and
- 3 inserting the following: "department shall issue
- 4 depredation permits ~~as-necessary-to-reduce to any~~
- 5 landowner who incurs crop and nursery damage of five
- 6 hundred dollars or more due to wild animals. The".
- 7 2. Page 1, line 17, by striking the words "one
- 8 thousand".

By ALLEN BORLAUG

S-5173 FILED MARCH 10, 1998

ADOPTED

(p. 607)

SENATE FILE 2256

S-5112

1 Amend Senate File 2256 as follows:  
 2 1. Page 1, by inserting before line 1 the  
 3 following:  
 4 "Section 1. Section 481A.93, Code 1997, is amended  
 5 to read as follows:  
 6 481A.93 HUNTING BY ARTIFICIAL LIGHT.  
 7 1. A person shall not throw or cast the rays of a  
 8 spotlight, headlight, or other artificial light on a  
 9 highway, or in a field, woodland, or forest for the  
 10 purpose of spotting, locating, or taking or attempting  
 11 to take or hunt a bird or animal, except raccoons or  
 12 other fur-bearing animals when treed with the aid of  
 13 dogs, while having in possession or control, either  
 14 singly or as one of a group of persons, any firearm,  
 15 bow, or other implement or device whereby a bird or  
 16 animal could be killed or taken.  
 17 2. This section does not apply to deer being taken  
 18 by or under the control of a local governmental body  
 19 within its corporate limits pursuant to an approved  
 20 special deer population control plan."

By MERLIN E. BARTZ  
ROBERT E. DVORSKY

S-5112 FILED MARCH 2, 1998

*Adopted 3/10/98 (p.601)*

SENATE FILE 2256

S-5069

1 Amend Senate File 2256 as follows:  
 2 1. Page 2, by striking lines 3 through 12 and  
 3 inserting the following:  
 4 "Sec. 101. Section 483A.8, Code 1997, is amended  
 5 by adding the following new subsection:  
 6 NEW SUBSECTION. 4. The commission may provide, by  
 7 rule, for the issuance of an additional antlerless  
 8 deer license to a person who has been issued an  
 9 antlerless deer license. The rules shall specify the  
 10 number of additional antlerless deer licenses which  
 11 may be issued, and the season and zone in which the  
 12 license is valid. The fee for an additional  
 13 antlerless deer license shall be five dollars for  
 14 residents. If the commission provides for antlerless  
 15 deer licenses for nonresidents, the fee shall be  
 16 twenty-five dollars.  
 17 Sec. \_\_\_\_ . EFFECTIVE DATE. Section 101 of this  
 18 Act, being deemed of immediate importance, takes  
 19 effect upon enactment."

By PATTY JUDGE

S-5069 FILED FEBRUARY 26, 1998

*Adopted 3/10/98  
(p.601)*

SENATE FILE 2256  
BY COMMITTEE ON NATURAL  
RESOURCES AND ENVIRONMENT

(SUCCESSOR TO SSB 2121)

(AS AMENDED AND PASSED BY THE SENATE MARCH 17, 1998)

~~\_\_\_\_\_~~ - New Language by the Senate

\* - Language Stricken by the Senate

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

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S.F. 2256

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7 spotting, locating, or taking or attempting to take or hunt a  
8 bird or animal, except raccoons or other fur-bearing animals  
9 when treed with the aid of dogs, while having in possession or  
10 control, either singly or as one of a group of persons, any  
11 firearm, bow, or other implement or device whereby a bird or  
12 animal could be killed or taken.

13 2. This section does not apply to deer being taken by or  
14 under the control of a local governmental body within its  
15 corporate limits pursuant to an approved special deer  
16 population control plan.

17 Sec. 2. Section 481C.2, Code Supplement 1997, is amended  
18 to read as follows:

19 481C.2 DUTIES.

20 The director of the department of natural resources shall  
21 enter into a memorandum of agreement with the United States  
22 department of agriculture, animal damage control division.  
23 The wild animal depredation unit shall serve and act as the  
24 liaison to the department for the producers in the state who  
25 suffer crop and nursery damage due to wild animals. The  
26 department shall issue depredation permits ~~as necessary to~~  
27 reduce to any landowner who incurs crop and nursery damage of  
28 five hundred dollars or more due to wild animals. The  
29 criteria for issuing depredation permits shall be established  
30 in administrative rules in consultation with the farmer  
31 advisory committee created in section 481A.10A. The  
32 administrative rules adopted pursuant to this section shall  
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1     Sec. 3. Section 483A.8, subsection 3, Code 1997, is  
2 amended to read as follows:

3     3. A nonresident deer hunter is required to have only a  
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27 deer license shall be ten dollars for residents. If the  
28 commission provides for antlerless deer licenses for  
29 nonresidents, the fee shall be twenty-five dollars.

30     Sec. 5. EFFECTIVE DATE. Section 4 of this Act, being  
31 deemed of immediate importance, takes effect upon enactment.

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Bartz  
Judge  
Angelo

SSB 2121  
Natural Resources  
Succeeded By  
SF/HF 2256

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
NATURAL RESOURCES AND  
ENVIRONMENT BILL BY  
CHAIRPERSON BARTZ)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
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24 ~~commission-shall-annually-limit-to-five-thousand-licenses-the~~  
25 ~~number-of-nonresidents-allowed-to-have-deer-hunting-licenses-~~  
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4 This bill prohibits the department of natural resources  
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