

CHAPTER 93
COMMERCIAL USE OF CAPTIVE-REARED WATERFOWL
[Prior to 12/31/86, see Conservation Commission[290] Ch 10]

Chapter rescission date pursuant to Iowa Code section 17A.7: 1/1/28

571—93.1(481A) General. Nothing in this chapter shall be construed to permit the taking of live waterfowl or their eggs from the wild.

571—93.2(481A) Required markings. All waterfowl released for shooting purposes or sold by a licensed taxidermist must be captive-reared and marked pursuant to Iowa Code section 481A.22 and these rules.

571—93.3(481A) Definitions. In addition to definitions contained in Iowa Code section 481A.1, as used in this chapter:

“*Bred in captivity*” or “*captive-reared*” refers to waterfowl, including eggs hatched in captivity from parents that mated or otherwise transferred gametes in captivity.

“*Captivity*” means that live waterfowl are held in a controlled environment that is intensively manipulated by man for the purpose of producing waterfowl of selected species, and that has boundaries designed to prevent waterfowl, eggs or gametes of the selected species from entering or leaving the controlled environment. General characteristics of captivity may include, but are not limited to, artificial housing, waste removal, health care, protection from predators, and artificially supplied food.

“*Waterfowl*” means any goose, brant, or duck.

571—93.4(484B) Marked for shooting. All waterfowl released for shooting purposes shall be physically marked by removal of the hind toe from the right foot at not more than four weeks of age.

571—93.5(481A) Commercial sale of captive-reared waterfowl by a taxidermist.

93.5(1) Taxidermist permit required. A taxidermist permit is required before any person may perform taxidermy services on migratory birds or their parts, nests, or eggs for any reason other than personal use.

93.5(2) In addition to the records required by Iowa Code section 481A.126, the permittee must maintain files containing the original of federal Form 3-186, Notice of Waterfowl Sale or Transfer, confirming acquisition of captive-reared, properly marked waterfowl from the holder of a current waterfowl sale and disposal permit. Properly marked, captive-reared mallards are exempt from this requirement.

93.5(3) All captive-reared waterfowl being purchased or held by a taxidermist for mounting and resale shall have been physically marked by at least one of the following methods:

- a. Removal of the hind toe from the right foot.
- b. Pinioning of a wing: Provided, this method shall be the removal of the metacarpal bones of one wing or a portion of the metacarpal bones which renders the bird permanently incapable of flight.
- c. Banding of one metatarsus with a seamless metal band.
- d. Tattooing of a readily discernible number or letter or combination thereof on the web of one foot.

93.5(4) When any mounted captive-bred waterfowl (except captive-red, properly marked mallards) are acquired from a taxidermist, the taxidermist shall furnish a copy of federal Form 3-186, Notice of Waterfowl Sale or Transfer, indicating all information required by the form and the method or methods by which individual birds are marked as required in subrule 93.5(3).

93.5(5) The buyer shall retain Form 3-186 on file for the duration of the buyer’s possession of such mounted, captive-reared waterfowl.

These rules are intended to implement Iowa Code sections 481A.55, 481A.126, and 484B.8.

[Filed 8/23/67]

[Filed without Notice 12/12/86—published 12/31/86, effective 2/4/87]

[Filed 8/17/89, Notice 6/14/89—published 9/6/89, effective 10/11/89]