

February 26, 1965.

Senate File 397

Passed on File.

By RENO.

*conservation + recreation 3/8*

Passed Senate, Date: *5/7*

Passed House, Date: *5/26*

Vote: Ayes: *34* Nays: *7*

Vote: Ayes: *83* Nays: *26*

Approved

*be amended by Messrs. Reno (4/19) - 4/21 Staffing Committee 5/11*

# A BILL FOR

*passed senate as amended 5/28 (53-0) motion to reconsider filed 5/26 motion withdrawn 5/27*

An Act relating to the training of dogs for hunting.

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

1 Section 1. Section one hundred nine point twenty-two (109.22),

2 Code 1962, is hereby amended by adding thereto the following:

3 "All field meets or trials and retriever meets or trials where

4 the skill of dogs is demonstrated in pointing, retrieving, trail-

5 ing, or chasing any game bird, game animal, or fur bearing animal

6 shall require a field trial permit. Except as otherwise provided

7 by law, it shall be unlawful to kill any wildlife in such events."

1 Sec. 2. Section one hundred nine point fifty-six (109.56),

2 Code 1962, is hereby repealed.

1 Sec. 3. Chapter one hundred nine (109), Code 1962, is hereby

2 amended by adding the following sections:

3 1. "Except during the open season for hunting deer at which

4 time no training of dogs shall be allowed:

5 a. "Any person having a valid hunting license may train any

6 bird dog on game birds in the wild at all times of the year in-

7 cluding during the closed season on such birds.

8 b. "Any coon hound, fox hound, or trailing dog may be trained

9 on fur bearing animals at any time of the year including during

10 the closed season on such animals, provided the animals when pur-

11 sued to a tree or den shall not be further chased or removed in

12 any manner from said tree or den.

13 "Only a pistol, revolver, or other gun shooting blank cartridges  
14 shall be used while training dogs during closed season except as  
15 provided in subsection two (2) of this section."

16 2. "Any pen raised game bird may be used and may be shot in  
17 the training of bird dogs. Before any bird is released or used  
18 in the training of dogs, the bird shall have attached a band pro-  
19 cured from the state conservation commission. The commission may  
20 charge a fee for such bands but the fee shall not exceed ten (10)  
21 cents for each band."

22 3. "A call back pen or live trap may be used for the purpose  
23 of retrieving banded birds when released in the wild for training  
24 purposes. Any bird not so banded when taken in a call back pen or  
25 trap shall be immediately returned unbanded to the wild. All call  
26 back pens or live traps when in use shall have attached a metal  
27 tag plainly labeled with the owner's name and address. Conservation  
28 officers shall have authority to confiscate such traps when found  
29 in use and not properly labeled."

1 Sec. 4. Section one hundred ten point seventeen (110.17), Code  
2 1962, is hereby amended by adding the following paragraph:

3 "No person having a dog entered in a licensed field trial shall  
4 be required to have a hunting license to participate in the event  
5 or to exercise his dog on the area on which the field trial is to  
6 be held during the twenty-four (24) hour period immediately pre-  
7 ceding the trial."

SENATE FILE 397

1 Amend Senate File 397 by striking all after the enacting  
 2 clause and inserting in lieu thereof the following:

3 Section 1. Section one hundred nine point twenty-two  
 4 (109.22), Code 1962, is hereby amended by adding at the  
 5 beginning thereof the following:

6 "All field meets or trials and retriever meets or trials  
 7 where the skill of dogs is demonstrated in pointing, retriev-  
 8 ing, trailing, or chasing any game bird, game animal, or fur-  
 9 bearing animal shall require a field trial permit. Except  
 10 as otherwise provided by law, it shall be unlawful to kill  
 11 any wildlife in such events."

12 Sec. 2. Section one hundred nine point fifty-six  
 13 (109.56), Code 1962, is hereby repealed.

14 Sec. 3. Chapter one hundred nine (109), Code 1962, is  
 15 hereby amended by adding the following sections:

16 1. "Except during the open gun season for hunting deer  
 17 at which time no training of dogs shall be allowed, any person  
 18 having a valid hunting license may train any bird dog, coon  
 19 hound, fox hound, or trailing dog on any game birds or fur-  
 20 bearing animals at any time of the year including during the  
 21 closed season on such birds or animals, provided the animals  
 22 when pursued to a tree or den shall not be further chased  
 23 or removed in any manner from said tree or den.

24 "Only a pistol, revolver, or other gun shooting blank  
 25 cartridges shall be used while training dogs during closed  
 26 season except as provided in subsection two (2) of this sec-  
 27 tion."

28 2. "Any pen raised game bird may be used and may be  
 29 shot in the training of bird dogs. Before any bird is re-  
 30 leased or used in the training of dogs, the bird shall have  
 31 attached a band procured from the state conservation  
 32 commission. The commission may charge a fee for such bands  
 33 but the fee shall not exceed ten (10) cents for each band."

34 3. "A call back pen or live trap may be used for the  
 35 purpose of retrieving banded birds when released in the wild  
 36 for training purposes. Any bird not so banded when taken  
 37 in a call back pen or trap shall be immediately returned  
 38 unbanded to the wild. All call back pens or live traps when  
 39 in use shall have attached a metal tag plainly labeled with  
 40 the owner's name and address. Conservation officers shall  
 41 have authority to confiscate such traps when found in use  
 42 and not properly labeled."

43 Sec. 4. Section one hundred ten point seventeen (110.17),  
 44 Code 1962, is hereby amended by adding the following paragraph:

45 "No person having a dog entered in a licensed field trial  
 46 shall be required to have a hunting license to participate  
 47 in the event or to exercise his dog on the area on which the  
 48 field trial is to be held during the twenty-four (24) hour  
 49 period immediately preceding the trial."

50 Sec. 5. The commission shall have the power to adopt  
 51 rules and regulations prohibiting the training of any hunting  
 52 dog on any game bird, game animal, or fur-bearing animal in  
 53 the wild at any time when it has determined that such train-  
 54 ing might have an adverse effect on the populations of these  
 55 species.

Filed *adopted 5/7*  
 April 19, 1965.

By MESSERLY and RENO.

SENATE FILE 397

1 Amend Senate File 397 by adding at the end of paragraph "a",  
 2 subsection 1 of section 3 the following:

3 "and except the commission shall make such rules as are  
 4 necessary to protect such birds during the nesting season."

Filed *withdrawn 5/7*  
 April 2, 1965.

By MESSERLY.

SENATE FILE 397

- 1 Amend Senate File 397, as passed by the Senate, by
- 2 inserting in line four (4) section one (1) after the
- 3 word "ALL" the following: "officially sanctioned".

Filed  
May 24, 1965.

*adopted 5/26*

*Senate concurred 7/28*

KENNEDY of Linn.