

Natural Resources 4/27, Case 4/4

FILED FEB 26 1975

Senate File 240
Natural Resources
Bergman, Chairman
Culver
Norpel

SENATE FILE 240

House Natural Resources 4/21, Pass per 3639 (4/23) By REDMOND
Ret'd the Nat'l Resources 1/12/76 (Wells, Rinas, Horn and Patchett)

Senate File 240
Natural Resources
Halvorson, Chairman
Hinkhouse
O'Halloran

Jan. '76 - Pass per 3639 B

Passed Senate, Date 4-17-75 (966) Passed House, Date 1-23-76 (p. 111)

Vote: Ayes 42 Nays 7 Vote: Ayes 63 Nays 24

Approved 2-6-76

Re-passed Senate per House amendment S-5029
2-2-76 p. 207
39-0

A BILL FOR

1 An Act relating to undesirable fish.

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

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1 Section 1. Section one hundred nine point seventy-six
2 (109.76), Code 1975, is amended to read as follows:

3 109.76 UNLAWFUL MEANS--EXCEPTION. It shall be unlawful,
4 except as otherwise provided, to use on or in the waters of
5 the state any grabhook, snaghook, artificial light, any kind
6 of a net, seine, trap, firearm, dynamite, or other explosives,
7 or poisonous or stupefying substances, lime, ashes or
8 electricity in the taking or attempting to take any fish,
9 except that gaffhooks or landing nets may be used to assist
10 in landing fish. No person shall take or kill, or attempt
11 to take or kill any fish by hand fishing. However, carp,
12 buffalo, quillback, gar, sheepshead, dogfish, and other rough
13 fish designated by the commission may be taken by hand fishing,
14 by spear, by bow and arrow, day or night, and with artificial
15 light. The snagging of paddlefish may be permitted at such
16 times and at such places as may be determined by rule of the
17 commission. ~~The spearing of carp, buffalo, quillback, gar,~~
18 ~~sheepshead and dogfish, or the taking of such fish with a~~
19 ~~bow and arrow with attached bow fishing reel and ninety pound~~
20 ~~minimum line attached to the arrow may be permitted under~~
21 ~~section 444.42 by persons lawfully permitted to fish shall~~
22 ~~be lawful between the hours of sunrise and sunset each day~~
23 ~~and at such times and at such places as the commission may~~
24 ~~determine necessary to carry out the purposes of section~~
25 ~~409.38, subsection 4, except that it shall be unlawful to~~
26 ~~spear from within an enclosure of the type that materially~~
27 ~~hides the fisherman from view.--This provision shall not be~~
28 ~~construed to prevent the spearing of such fish by a person~~
29 ~~using skin diving equipment, or underwater breathing apparatus,~~
30 ~~where the only concealment is the fact that he is wholly or~~
31 ~~partially submerged in the water.--The commission may make~~
32 ~~rules regulating such activity by said persons.~~

33 EXPLANATION

34 This bill allows rough fish to be taken by handfishing,
35 spear, or bow and arrow, during the day or night and with
36 artificial light.

HOUSE AMENDMENT TO SENATE FILE 240

S-5029

- 1 Amend Senate File 240 as passed by the Senate
- 2 as follows:
- 3 1. Page 1, line 13, by inserting after the words
- 4 "hand fishing," the words "by snagging,".

S-5029

JANUARY 26, 1976

RECEIVED FROM THE HOUSE

Senate concurred 2/2

S-3534

- 1 Amend Senate File 240 as follows:
- 2 1. Page 1, line 5, by striking the words "artificial
- 3 light" and inserting in lieu thereof the words
- 4 "artificial-light".
- 5 2. Page 1, line 14 by striking the words "by spear"
- 6 and inserting in lieu thereof the words "snagging,
- 7 spearing or".
- 8 3. Page 1, lines 14 and 15 by striking the words
- 9 "and with artificial light".

S-3534 FILED - W.D. 4/17 (965) BY JAMES M. REDMOND
APRIL 15, 1975

H-3639

- 1 Amend Senate File 240 as passed by the Senate a
- 2 as follows:
- 3 1. Page 1, line 13, by inserting after the words
- 4 "hand fishing," the words "by snagging,".
- 5 2. Page 1, lines 14 and 15, by striking the words b
- 6 ", and with artificial light".

H-3639 FILED - a - Adopted 4/28 (1392)
APRIL 23, 1975 B - Adopted 1/23 (110)
B - Lost 1/23 (111)

BY COMMITTEE ON NATURAL RESOURCES
MIDDLESWART of Warren, Chairman