

3/10/83

Natural Resources
Rife. Chair
Hall
Gettings

Do Pass 2/20/83 (p. 1047)

BY COMMITTEE ON NATURAL RESOURCES

FEB 25 1983

Place On Calendar

(Formerly Study Bill 150)

Passed House, Date 3-7-83 (p. 628) Passed Senate, Date 4-19-83 (p. 1315)

Vote: Ayes 95 Nays 1 Vote: Ayes 42 Nays 3

Approved May 10, 1983 (p. 2093)

Repassed House as amended by Senate
4-25-83 (p. 1546)
91-3

A BILL FOR

- 1 An Act relating to the taking of fish for stocking and
- 2 exchange.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

SENATE AMENDMENT TO HOUSE FILE 341

H-3828

- 1 Amend House File 341 as passed by the House as
- 2 follows:
- 3 1. Page 1, by inserting after line 8 the following:
- 4 "Sec. ____ Section 109.107, unnumbered paragraph
- 5 4, Code 1983, is amended by striking the unnumbered
- 6 paragraph.
- 7 Sec. ____ Section 109.113, Code 1983, is amended
- 8 to read as follows:
- 9 109.113 SIZE LIMITS. ~~It shall be lawful for any~~
- 10 ~~person to take or catch, with commercial fishing gear,~~
- 11 ~~any catfish not less than thirteen inches long~~ The
- 12 conservation commission shall promulgate rules deter-
- 13 mining the size limit for any person to take or catch
- 14 catfish with commercial fishing gear. However, a
- 15 length limitation promulgated under this section does
- 16 not prohibit the commission or director from lawfully
- 17 taking catfish under section 109.16."

H-3828 FILED APRIL 21, 1983

RECEIVED FROM THE SENATE
House concurred 4/25/83 (p. 1546)

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1 Section 1. Section 109.16, Code 1983, is amended to read
2 as follows:

3 109.16 TAKING BY DIRECTOR FOR STOCKING AND EXCHANGE.

4 The director may take from ~~any-of~~ the public waters of the
5 state, at any time and in any manner, any fish for the purpose
6 of propagating or restocking other waters, or exchanging with
7 fish ~~commissioners-or-wardens~~ and wildlife agencies of other
8 states, ~~or~~ the federal government, or private fish hatcheries.

9 EXPLANATION

10 This bill allows the director who currently may deal only
11 with wardens and commissioners of other states and the federal
12 government to exchange with state fish and wildlife agencies
13 and private fish hatcheries. This bill takes effect July
14 1 after enactment.

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HOUSE FILE 341

S-3495

Amend House File 341 as passed by the House as follows:

1. Page 1, by inserting after line 8 the following:

"Sec. ____ . Section 109.107, unnumbered paragraph 4, Code 1983, is amended by striking the unnumbered paragraph.

Sec. ____ . Section 109.113, Code 1983, is amended to read as follows:

109.113 SIZE LIMITS. ~~It shall be lawful for any person to take or catch, with commercial fishing gear, any catfish not less than thirteen inches long~~ The conservation commission shall promulgate rules determining the size limit for any person to take or catch catfish with commercial fishing gear. However, a length limitation promulgated under this section does not prohibit the commission or director from lawfully taking catfish under section 109.16."

S-3495 FILED
APRIL 11, 1983

Adopted 4/12/83 (p. 1317)

BY BOB CARR
BASS VAN GILST
DALE L. TIEDEN

S-3487

- 1 Amend House File 341 as passed by the House as
 2 follows:
 3 1. Page 1, by inserting after line 8 the following:
 4 "Sec. ____ . Section 109.107, unnumbered paragraph
 5 4, Code 1983, is amended by striking the unnumbered
 6 paragraph.
 7 Sec. ____ . Section 109.111, Code 1983, is amended
 8 to read as follows:
 9 109.111 PERMISSIVE CATCH. It ~~shall-be~~ is lawful
 10 to take from the waters of the Mississippi river and
 11 Missouri river with licensed commercial fishing gear
 12 the following species of fish: Carp, buffalo, gar,
 13 suckers, quillback, sheepshead, bullheads, dogfish,
 14 sand sturgeon, or catfish ~~or-paddlefish~~, subject to
 15 the minimum weight or length ~~of~~ requirements provided
 16 by-law established by the commission by rule, except
 17 as provided in section 109.113.
 18 Sec. ____ . Section 109.113, Code 1983, is amended
 19 to read as follows:
 20 109.113 SIZE LIMITS. It ~~shall-be~~ is lawful ~~for~~
 21 ~~any-person~~ to take or catch, with commercial fishing
 22 gear, any a catfish not less than ~~thirteen~~ fifteen
 23 inches long, except that a person may lawfully take
 24 catfish with commercial fishing gear not less than
 25 thirteen inches long from the Mississippi river below
 26 lock and dam number seventeen.
 27 Sec. ____ . This Act takes effect January 1
 28 following enactment."

S-3487 FILED

APRIL 11, 1983

Placed out of order 4/19 (p. 1317)

BY ROBERT M. CARR

JAMES V. GALLAGHER

S-3491

- 1 Amend House File 341 as passed by the House as
 2 follows:
 3 1. Page 1, by inserting after line 8, the
 4 following:
 5 "Sec. ____ . Section 109.107, unnumbered paragraph
 6 4, Code 1983, is amended by striking the unnumbered
 7 paragraph.
 8 Sec. ____ . Section 109.113, Code 1983, is amended
 9 to read as follows:
 10 109.113 SIZE LIMITS. It ~~shall-be~~ is lawful ~~for~~
 11 ~~any-person~~ to take or catch, with commercial fishing
 12 gear, any a catfish not less than ~~thirteen~~ fifteen
 13 inches long, except that a person may lawfully take
 14 catfish with commercial fishing gear not less than
 15 thirteen inches long from the Mississippi river below
 16 lock and dam number seventeen. However, a length
 17 limitation under this section does not prohibit the
 18 commission or director from lawfully taking catfish
 19 under section 109.16."
 20 2. By numbering and renumbering as necessary.

S-3491 FILED

APRIL 11, 1983

Placed out of order 4/17 (p. 1317)

BY BOB CARR

JAMES GALLAGHER

does not prohibit the commission or director from lawfully taking catfish under section 109.16.

HOUSE FILE 341

DONALD D. AVENSON
Speaker of the House

AN ACT
RELATING TO THE TAKING OF FISH FOR STOCKING AND EXCHANGE.

ROBERT T. ANDERSON
President of the Senate

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

I hereby certify that this Bill originated in the House and is known as House File 341, Seventieth General Assembly.

Section 1. Section 109.16, Code 1983, is amended to read as follows:

JOSEPH O'HERN
Chief Clerk of the House

109.16 TAKING BY DIRECTOR FOR STOCKING AND EXCHANGE.
The director may take from ~~any of~~ the public waters of the state, at any time and in any manner, any fish for the purpose of propagating or restocking other waters, or exchanging with ~~fish commissioners or wardens and wildlife agencies~~ of other states, ~~of~~ the federal government, ~~or private fish hatcheries.~~

Approved May 10, 1983

Sec. 2. Section 109.107, unnumbered paragraph 4, Code 1983, is amended by striking the unnumbered paragraph.

Sec. 3. Section 109.113, Code 1983, is amended to read as follows:

109.113 SIZE LIMITS. ~~it shall be lawful for any person to take or catch with commercial fishing gear any catfish net less than thirteen inches long~~ The conservation commission shall promulgate rules determining the size limit for any person to take or catch catfish with commercial fishing gear. However, a length limitation promulgated under this section

TERRY E. BRANSTAD
Governor