

Amended from S.B. 2016 to House File 2016

Reprinted 2/88

JAN 12 1988

NATURAL RESOURCES AND
OUTDOOR RECREATION

HOUSE FILE 2016
BY SPEAR

Passed House, Date 2/11/88 (p. 321) Passed Senate, Date 3/29/88 (p. 1142)
Vote: Ayes 85 Nays 5 Vote: Ayes 45 Nays 2
Approved May 9, 1988

A BILL FOR

1 An Act relating to the law enforcement authority of the director
2 and other designated employees of a county conservation board.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2016

1 Section 1. Section 111A.5, Code Supplement 1987, is
2 amended to read as follows:

3 111A.5 REGULATIONS -- PENALTY -- OFFICERS.

4 The county conservation board may make, alter, amend or
5 repeal regulations for the protection, regulation and control
6 of all museums, parks, preserves, parkways, playgrounds,
7 recreation centers, and other property under its control. The
8 regulations shall not be contrary to, or inconsistent with,
9 the laws of this state. The regulations shall not take effect
10 until ten days after their adoption by the board and after
11 their publication as provided in section 331.305 and after a
12 copy of the regulations has been posted near each gate or
13 principal entrance to the public ground to which they apply.
14 After the publication and posting, a person violating a
15 provision of the regulations which are then in effect is
16 guilty of a simple misdemeanor. The board may designate the
17 director and those employees as the director may designate as
18 police officers who shall have all the powers conferred by law
19 on police officers, peace officers, or sheriffs in the
20 enforcement of the laws of this state and the apprehension of
21 violators. The director and those employees of the board
22 designated as police officers may enforce laws and regulations
23 relating to operation of snowmobiles and all-terrain vehicles
24 on land not under the control of the board.

25 EXPLANATION

26 This bill authorizes a county conservation board director
27 and those employees of the county conservation board
28 designated as police officers to enforce laws and regulations
29 relating to the operation of snowmobiles and all-terrain
30 vehicles on land not under the control of the county
31 conservation board.

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HOUSE FILE 2016
BY SPEAR

(As Amended and Passed by the House February 12, 1988)

Passed House, Date 2/12/88 (y 324) Passed Senate, Date 3/29/88 (y 112)
Vote: Ayes 85 Nays 13 Vote: Ayes 45 Nays 2
Approved May 9, 1988
Repealed Senate 1/15/85 (y 1025)
47-0

A BILL FOR

1 An Act relating to county conservation boards by providing for
2 the creation of a county conservation board in certain
3 counties and by specifying the law enforcement authority of
4 the director and other designated employees of a county
5 conservation board, and by providing effective dates.

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

House Amendments _____

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1 Section 1. Section 111A.5, Code Supplement 1987, is
2 amended to read as follows:

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4 The county conservation board may make, alter, amend or
5 repeal regulations for the protection, regulation and control
6 of all museums, parks, preserves, parkways, playgrounds,
7 recreation centers, and other property under its control. The
8 regulations shall not be contrary to, or inconsistent with,
9 the laws of this state. The regulations shall not take effect
10 until ten days after their adoption by the board and after
11 their publication as provided in section 331.305 and after a
12 copy of the regulations has been posted near each gate or
13 principal entrance to the public ground to which they apply.
14 After the publication and posting, a person violating a
15 provision of the regulations which are then in effect is
16 guilty of a simple misdemeanor. The board may designate the
17 director and those employees as the director may designate as
18 police officers who shall have all the powers conferred by law
19 on police officers, peace officers, or sheriffs in the
20 enforcement of the laws of this state and the apprehension of
21 violators. The director and those employees of the board
22 designated as police officers may enforce the provisions of
23 chapters 106, 109, 110, 111, and 321G on land not under the
24 control of the board within the county.

25 Sec. 2. NEW SECTION. 111A.11 COUNTY CONSERVATION BOARDS
26 CREATED.

27 Notwithstanding the referendum specified in section 111A.2,
28 the board of supervisors of any county in which a county
29 conservation board has not been established as of January 1,
30 1989, shall create a county conservation board to become
31 effective July 1, 1989. The membership of a county
32 conservation board created pursuant to this section, shall be
33 appointed during the month of January 1989, for the purposes
34 of organizing, planning and budgeting for the fiscal year
35 beginning July 1, 1989. A county conservation board created

1 as provided in this section shall become fully operational as
2 of July 1, 1989.

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SENATE AMENDMENT TO HOUSE FILE 2016

H-6084

- 1 Amend House File 2016, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 1, by striking lines 1 through 24.
- 4 2. Title page, by striking lines 3 through 5 and
- 5 inserting the following: "counties, and by providing
- 6 effective dates."
- 7 3. By renumbering as necessary.

H-6084 FILED MARCH 30, 1988 RECEIVED FROM THE SENATE

*House referred to committee 4/4/88 (p. 1367)
Committee passed 4/15 (p. 1625)*

HOUSE FILE 2016

H-5027

- 1 Amend House File 2016 as follows:
- 2 1. Page 1, by striking lines 22 and 23 and
- 3 inserting the following: "designated as police
- 4 officers may enforce laws, ordinances, and
- 5 regulations".

H-5027 FILED JANUARY 28, 1988 BY FULLER of Hardin

w/d

HOUSE FILE 2016

H-5050

- 1 Amend House File 2016 as follows:
- 2 1. Page 1, by striking lines 22 and 23 and
- 3 inserting the following: "designated as police
- 4 officers may enforce the provisions of chapters 106,
- 5 109, 110, 111, and 321G".
- 6 2. Page 1, line 24, by inserting after the word
- 7 "board" the following: "within the county".

BY COMMITTEE ON NATURAL RESOURCES
AND OUTDOOR RECREATION

H-5050 FILED FEBRUARY 4, 1988

Adopted 2/12

HOUSE FILE 2016

H-5078

- 1 Amend House File 2016 as follows:
- 2 1. Page 1, by inserting after line 24 the follow-
- 3 ing:
- 4 "Sec. 2. NEW SECTION. 111A.11 COUNTY
- 5 CONSERVATION BOARDS CREATED.
- 6 Notwithstanding the referendum specified in section
- 7 111A.2, the board of supervisors of any county in
- 8 which a county conservation board has not been
- 9 established as of January 1, 1989, shall create a
- 10 county conservation board to become effective July 1,
- 11 1989. The membership of a county conservation board
- 12 created pursuant to this section, shall be appointed
- 13 during the month of January 1989, for the purposes of
- 14 organizing, planning, and budgeting for the fiscal
- 15 year beginning July 1, 1989. A county conservation
- 16 board created as provided in this section shall become
- 17 fully operational as of July 1, 1989."
- 18 2. Title page, by striking line 1 and inserting
- 19 the following: "An Act relating to county
- 20 conservation boards by providing for the creation of a
- 21 county conservation board in certain counties and by
- 22 specifying the law enforcement authority of the
- 23 director".
- 24 3. Title page, line 2, by inserting after the
- 25 word "board" the following: ", and by providing
- 26 effective dates".

H-5078 FILED FEBRUARY 11, 1988 BY BLACK of Jasper

Adopted 2/12 (p 323)

HOUSE FILE 2016

S-5628

- 1 Amend House File 2016, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 1, by striking lines 1 through 24.
- 4 2. Title page, by striking lines 3 through 5 and
- 5 inserting the following: "counties, and by providing
- 6 effective dates."
- 7 3. By renumbering as necessary.

S-5628

Filed March 29, 1988

ADOPTED
(p. 1142)

BY EMIL HUSAK
JOE WELSH

HOUSE FILE 2016

S-5629

- 1 Amend House File 2016, as amended, passed, and re-
- 2 printed by the House, as follows:
- 3 1. Page 2, by inserting after line 2 the fol-
- 4 lowing:
- 5 "Sec. ____ . NEW SECTION. 321.416 LIGHTING BY LAW
- 6 ENFORCEMENT VEHICLES OF CONSERVATION OFFICERS.
- 7 The required usage of lighting devices set out in
- 8 sections 321.384 through 321.409 and section 321.415
- 9 does not apply to official law enforcement vehicles
- 10 operated by conservation officers appointed under
- 11 sections 107.13 and 111A.5, while these vehicles are
- 12 being used in criminal investigations or while
- 13 attempting to apprehend suspected criminals."
- 14 2. Title page, line 1, by inserting after the
- 15 word "boards" the following: "and conservation
- 16 officers".
- 17 3. Title page, lines 4 and 5, by striking the
- 18 words "the director and other designated employees of
- 19 a county conservation board" and inserting the
- 20 following: "conservation officers".
- 21 4. By renumbering sections as necessary.

S-5629

Filed March 29, 1988

OUT OF ORDER

BY JULIA GENTLEMAN

(p. 1142)

HOUSE FILE 2016

AN ACT

RELATING TO COUNTY CONSERVATION BOARDS BY PROVIDING FOR THE CREATION OF A COUNTY CONSERVATION BOARD IN CERTAIN COUNTIES AND BY SPECIFYING THE LAW ENFORCEMENT AUTHORITY OF THE DIRECTOR AND OTHER DESIGNATED EMPLOYEES OF A COUNTY CONSERVATION BOARD, AND BY PROVIDING EFFECTIVE DATES.

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

Section 1. Section 111A.5, Code Supplement 1987, is amended to read as follows:

111A.5 REGULATIONS -- PENALTY -- OFFICERS.

The county conservation board may make, alter, amend or repeal regulations for the protection, regulation and control of all museums, parks, preserves, parkways, playgrounds, recreation centers, and other property under its control. The regulations shall not be contrary to, or inconsistent with, the laws of this state. The regulations shall not take effect until ten days after their adoption by the board and after their publication as provided in section 331.305 and after a copy of the regulations has been posted near each gate or principal entrance to the public ground to which they apply. After the publication and posting, a person violating a provision of the regulations which are then in effect is guilty of a simple misdemeanor. The board may designate the director and those employees as the director may designate as police officers who shall have all the powers conferred by law on police officers, peace officers, or sheriffs in the enforcement of the laws of this state and the apprehension of violators. The director and those employees of the board designated as police officers may enforce the provisions of chapters 106, 109, 110, 111, and 121G on land not under the control of the board within the county.

Sec. 2. NEW SECTION. 111A.11 COUNTY CONSERVATION BOARDS CREATED.

Notwithstanding the referendum specified in section 111A.2, the board of supervisors of any county in which a county conservation board has not been established as of January 1, 1989, shall create a county conservation board to become effective July 1, 1989. The membership of a county conservation board created pursuant to this section, shall be appointed during the month of January 1989, for the purposes of organizing, planning, and budgeting for the fiscal year beginning July 1, 1989. A county conservation board created as provided in this section shall become fully operational as of July 1, 1989.

DONALD D. AVENSON
Speaker of the House

JO ANN ZIMMERMAN
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2016, Seventy-second General Assembly.

Approved May 9, 1988

JOSEPH O'HERN
Chief Clerk of the House

ERRY E. BRANSTAD
Governor

HF 2016