

NATURAL RESOURCES: Kibbie, Chair; Peterson and Tieden

Amended DCPass 2-23-89 (p. 512)
Ways & Means 3-6-89 (p. 638)

DO NOT PASS JAN 19 1989
3-16-89 (p. 884)

Place On Calendar

HOUSE FILE 88
BY COMMITTEE ON NATURAL
RESOURCES AND OUTDOOR
RECREATION

(SUCCESSOR TO HSB 17)

Passed House, Date 1/15/89 (p. 250) Passed Senate, Date 4-13-89 (p. 1463)
Vote: Ayes 94 Nays 4 Vote: Ayes 30 Nays 11

Approved May 27, 1989
5/7/89 (p. 2757)
78-7

A BILL FOR

MOTION TO RECONSIDER
4-13-89 (p. 1416) w/ 5/6 (p. 2014)
5/6/89

1 An Act providing for nonresident hunting licenses for deer and
2 wild turkey.

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

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HF 88

1 Section 1. Section 110.1, subsection 2, Code 1989, is
2 amended by adding the following new paragraphs:

S-3101-3 NEW PARAGRAPH. e. Deer hunting license
4 for nonresidents \$100.00

5 NEW PARAGRAPH. f. Wild turkey hunting
6 license for nonresidents \$ 50.00

7 Sec. 2. Section 110.7, Code 1989, is amended by adding the
8 following new subsection:

S-3101-9
S-30419 NEW SUBSECTION. 3. A nonresident hunting wild turkey is
10 required to have only a nonresident wild turkey hunting
11 license and a wildlife habitat stamp. The commission shall
12 limit and regulate the number of nonresidents allowed to have
13 wild turkey hunting licenses and establish application
30414 procedures.

15 Sec. 3. Section 110.8, Code 1989, is amended by adding the
16 following new subsection:

S-3101-17
S-30417 NEW SUBSECTION. 3. A nonresident hunting deer is required
18 to have only a nonresident deer license and a wildlife habitat
19 stamp. The commission shall limit and regulate the number of
20 nonresidents allowed to have deer hunting licenses and
30421 establish application procedures.

22 EXPLANATION

23 This bill establishes nonresident deer and turkey hunting
24 licenses and provides requirements for and limitations regard-
25 ing the licenses.

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HOUSE FILE 88
FISCAL NOTE

A fiscal note for AMENDMENT S-3109 TO H.F. 88 is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note is available from the Legislative Fiscal Bureau to members of the Legislature upon request.

H.F. 88 allows non-resident hunting of deer and turkey in Iowa. The bill, as passed by the House, establishes a non-resident license fee of \$100 for deer and \$50 for turkey. The House bill has a maximum fiscal impact of \$125,000. These funds would be deposited in the Fish and Game Fund as provided in Section 107.17, Code of Iowa, and would be available for any purpose associated with the Fish and Wildlife Division.

Amendment S-3109 limits the number of non-resident licenses to be sold in the first year to 500 turkey and 1,000 deer, reduces the deer license to a minimum of \$75, provides for reciprocity with other states, provides for zoning the deer licenses based on the deer population, and provides that the increased revenues resulting from the sale of non-resident licenses shall be used to hire additional Conservation Officers.

Assumptions:

1. Reciprocity will cause the average cost of a non-resident deer license to be \$100.
2. Reciprocity will cause the average cost of a non-resident turkey license to be \$50.
3. Each additional Conservation Officer costs \$45,000 per year, with the initial year costing about \$60,000.
4. 1,000 deer and 500 turkey licenses will be sold each year.

Fiscal Effect:

Amendment S-3109 would not alter the fiscal effect of House File 88. However, the use of the \$125,000 generated annually from out of state hunting would be changed. House File 88 places the funds in the Fish and Game Fund where they can be used for any function associated with the Fish and Wildlife Division. Amendment S-3109 would earmark the funds for additional Conservation Officers. Revenues would be sufficient to hire two new Conservation Officers. An additional officer could be hired if revenues reach \$135,000 per year.

(LSB 1121hw. JWR)

FILED MARCH 2, 1989

BY DENNIS PROUTY, FISCAL DIRECTOR

HOUSE FILE 88

H-3047

1 Amend the amendment, H-3042, to House File 88 as
2 follows:

3 1. Page 1, by striking lines 2 through 9 and
4 inserting the following:

5 "____. Page 1, line 14, by inserting after the
6 word "procedures." the following: "The commission
7 shall allocate the nonresident wild turkey hunting
8 licenses issued equally among the zones open for
9 hunting."

10 _____. Page 1, line 21, by inserting after the word
11 "procedures." the following: "The commission shall
12 allocate the nonresident deer hunting licenses issued
13 equally among the zones open for hunting."

14 _____. Page 1, by inserting after line 21 the
15 following:

16 "Sec. _____. NEW SECTION. 110.25 USE OF
17 NONRESIDENT DEER AND WILD TURKEY HUNTING LICENSE FEES.

18 The revenue received from the nonresident deer and
19 wild turkey hunting license fees provided for in
20 section 110.1, subsection 2, paragraphs "e" and "f",
21 shall be used to reimburse farm operators for crop
22 losses resulting from the deer and wild turkey
23 population. The commission, by rule, shall establish
24 a reimbursement program to pay a farm operator for
25 losses incurred if more than fifty percent of a crop
26 area is lost to deer and wild turkey foraging and
27 related causes. The rules shall provide reporting
28 procedures, crop valuation procedures, minimum crop
29 acreages, and other matters required by the
30 commission. Any remaining moneys shall be used in the
31 same manner as other funds credited to state fish and
32 game protection fund."

33 _____. By numbering sections as necessary."

By HALVORSON of Clayton

H-3047 FILED JANUARY 25, 1989

LOST (p. 254)

HOUSE FILE 88

H-3041

1 Amend House File 88 as follows:

2 1. Page 1, by inserting after line 21 the
3 following:

4 "Sec. ____ . NEW SECTION. 110.25 USE OF
5 NONRESIDENT DEER AND WILD TURKEY HUNTING LICENSE FEES.

6 The revenue received from the nonresident deer and
7 wild turkey hunting license fees provided for in
8 section 110.1, subsection 2, paragraphs "e" and "f",
9 shall be used to employ and maintain at least three
10 additional full-time conservation officers during the
11 first fiscal year during which the licenses are
12 issued. During each subsequent fiscal year, the
13 department shall employ an additional new full-time
14 conservation officer if sufficient revenues are
15 available from the fees. Any moneys remaining after
16 the employment of the additional full-time
17 conservation officers shall be used to pay overtime to
18 full-time conservation officers."

By HANSON of Delaware

H-3041 FILED JANUARY 24, 1989

Done 1/25/89 (p 255)

HOUSE FILE 88

H-3042

1 Amend House File 88 as follows:

2 1. Page 1, line 14, by inserting after the word
3 "procedures." the following: "The commission shall
4 allocate the nonresident wild turkey hunting licenses
5 issued equally among the zones open for hunting."

6 2. Page 1, line 21, by inserting after the word
7 "procedures." the following: "The commission shall
8 allocate the nonresident deer hunting licenses issued
9 equally among the zones open for hunting."

By HALVORSON of Clayton

H-3042 FILED JANUARY 24, 1989

1/25/89 (p 252)

HOUSE FILE 88

S-3109

1 Amend House File 88 as passed by the House as
2 follows:
3 1. Page 1, by striking line 4 and inserting the
4 following:
5 "for nonresidents, minimum fee \$75.00".
6 2. Page 1, line 6, by inserting after the word
7 "nonresidents" the following: ", minimum fee".
8 3. Page 1, line 12, by striking the words "and
9 regulate" and inserting the following: "to five
10 hundred licenses".
11 4. Page 1, line 13, by inserting after the word
12 "licenses" the following: "for the year 1989".
13 5. Page 1, line 14, by inserting after the word
14 "procedures." the following: "For subsequent years,
15 the number of nonresident wild turkey hunting licenses
16 shall be determined as provided in section 109.38.
17 The commission shall allocate the nonresident wild
18 turkey hunting licenses issued among the zones based
19 on the populations of wild turkey, but nonresident
20 wild turkey hunting licenses shall not be issued for a
21 zone that has an estimated wild turkey population of
22 less than one hundred ten percent of the minimum
23 population required for a biological balance to exist.
24 The hunting zones for wild turkey shall be the same as
25 for deer."
26 6. Page 1, line 19, by striking the words "and
27 regulate" and inserting the following: "to one
28 thousand licenses".
29 7. Page 1, line 20, by inserting after the word
30 "licenses" the following: "for the year 1989".
31 8. Page 1, line 21, by inserting after the word
32 "procedures." the following: "For subsequent years,
33 the number of nonresident deer hunting licenses shall
34 be determined as provided in section 109.38. The
35 commission shall allocate the nonresident deer hunting
36 licenses issued among the zones based on the
37 populations of deer, but nonresident deer hunting
38 licenses shall not be issued for a zone that has an
39 estimated deer population of less than one hundred ten
40 percent of the minimum population required for a
41 biological balance to exist."
42 9. Page 1, by inserting after line 21 the
43 following:
44 "Sec. ____ . NEW SECTION. 110.25 USE OF
45 NONRESIDENT DEER AND WILD TURKEY HUNTING LICENSE FEES.
46 The revenue received from the nonresident deer and
47 wild turkey hunting license fees shall be used to
48 employ and maintain additional full-time conservation
49 officers. During the first fiscal year that
50 nonresident deer and wild turkey licenses are sold,

1 the department shall employ the number of new full-
 2 time conservation officers which can be employed from
 3 the revenue received. For each subsequent fiscal year
 4 if revenues are sufficient, the department shall
 5 employ an additional new full-time conservation
 6 officer until there is at least one full-time
 7 conservation officer assigned to each county. Any
 8 moneys remaining after the employment of the
 9 additional full-time conservation officers shall be
 10 used to pay overtime to the full-time conservation
 11 officers.

12 Sec. ____ . NEW SECTION. 109.40 RECIPROCITY FOR
 13 DEER AND WILD TURKEY HUNTING FEES.

14 A nonresident may purchase a nonresident deer or
 15 wild turkey hunting license to hunt in this state for
 16 the same fee as a resident of this state may purchase
 17 a nonresident deer or wild turkey hunting license to
 18 hunt in the state where the nonresident resides.
 19 However, the nonresident deer hunting and wild turkey
 20 hunting fees shall not be less than the fees specified
 21 in section 110.1, subsection 2, paragraphs "e" and
 22 "f". The minimum nonresident wild turkey hunting and
 23 deer hunting fees apply to nonresidents of states
 24 which do not offer nonresident wild turkey hunting or
 25 nonresident deer hunting licenses to residents of this
 26 state."

By COMMITTEE ON NATURAL RESOURCES
 KENNETH SCOTT, Chairperson

S-3109 FILED FEBRUARY 23, 1989

Adopted 4/12/89 (p.1567) (A)

HOUSE FILE 88

S-3089

1 Amend House File 88, as passed by the House, as
 2 follows:

A 3 1. Page 1, line 11, by striking the words "and a
 4 wildlife habitat stamp".

5 2. Page 1, line 14, by inserting after the word
 6 "procedures." the following: "The nonresident wild
 7 turkey hunting license is valid for male turkeys only.

B 8 A nonresident applying for a wild turkey hunting
 9 license must exhibit proof of having successfully
 10 completed a hunter safety and ethics education program
 11 as provided in section 110.27 or its equivalent as
 12 determined by the department before the license is
 13 issued."

A 14 3. Page 1, lines 18 and 19, by striking the words
 15 "and a wildlife habitat stamp".

C 16 4. Page 1, line 21, by inserting after the word
 17 "procedures." the following: "The nonresident deer
 18 hunting license is valid for antlered deer only. A
 19 nonresident applying for a deer hunting license must
 20 exhibit proof of having successfully completed a
 21 hunter safety and ethics education program as provided
 22 in section 110.27 or its equivalent as determined by
 23 the department before the license is issued."

By LARRY MURPHY

S-3089 FILED FEBRUARY 20, 1989

*3089A withdrawn 4-12-89 (p.1392)
 3089B - Adopted 4-13-89 (p.1407)
 3089C - Adopted 4-13-89 (p.1408)*

HOUSE FILE 88

S-3653

- 1 Amend the amendment, S-3109, to House File 88 as
- 2 passed by the House as follows:
- 3 1. Page 1, by striking lines 3 through 5.
By JOHN P. KIBBIE

S-3653 FILED APRIL 12, 1989

ADOPTED 4-12-89 (p. 1367)

HOUSE FILE 88

S-3678

- 1 Amend the amendment, S-3089, to House File 88, as
- 2 passed by the House, as follows:
- 3 1. Page 1, lines 6 and 7, by striking the words
- A 4 "The nonresident wild turkey hunting license is valid
- 5 for male turkeys only."
- 6 2. Page 1, lines 17 and 18, by striking the words
- B 7 "The nonresident deer hunting license is valid for
- 8 antlered deer only."

By LARRY MURPHY

S-3678 FILED APRIL 12, 1989

3678 A - Adopted (4-13-89 (p. 1407))
3678 B - Adopted }

SENATE AMENDMENT TO HOUSE FILE 88

H-4495

1 Amend House File 88, as passed by the House, as
2 follows:

3 1. Page 1, line 6, by inserting after the word
4 "nonresidents" the following: ", minimum fee".

5 2. Page 1, line 12, by striking the words "and
6 regulate" and inserting the following: "to five
7 hundred licenses".

8 3. Page 1, line 13, by inserting after the word
9 "licenses" the following: "for the year 1989".

10 4. Page 1, line 14, by inserting after the word
11 "procedures." the following: "For subsequent years,
12 the number of nonresident wild turkey hunting licenses
13 shall be determined as provided in section 109.38.
14 The commission shall allocate the nonresident wild
15 turkey hunting licenses issued among the zones based
16 on the populations of wild turkey, but nonresident
17 wild turkey hunting licenses shall not be issued for a
18 zone that has an estimated wild turkey population of
19 less than one hundred ten percent of the minimum
20 population required for a biological balance to exist.
21 The hunting zones for wild turkey shall be the same as
22 for deer."

23 5. Page 1, line 14, by inserting after the word
24 "procedures." the following: "A nonresident applying
25 for a wild turkey hunting license must exhibit proof
26 of having successfully completed a hunter safety and
27 ethics education program as provided in section 110.27
28 or its equivalent as determined by the department
29 before the license is issued."

30 6. Page 1, line 19, by striking the words "and
31 regulate" and inserting the following: "to one
32 thousand licenses".

33 7. Page 1, line 20, by inserting after the word
34 "licenses" the following: "for the year 1989".

35 8. Page 1, line 21, by inserting after the word
36 "procedures." the following: "For subsequent years,
37 the number of nonresident deer hunting licenses shall
38 be determined as provided in section 109.38. The
39 commission shall allocate the nonresident deer hunting
40 licenses issued among the zones based on the
41 populations of deer, but nonresident deer hunting
42 licenses shall not be issued for a zone that has an
43 estimated deer population of less than one hundred ten
44 percent of the minimum population required for a
45 biological balance to exist."

46 9. Page 1, line 21, by inserting after the word
47 "procedures." the following: "A nonresident applying
48 for a deer hunting license must exhibit proof of
49 having successfully completed a hunter safety and
50 ethics education program as provided in section 110.27

H-4495

Page 2

1 or its equivalent as determined by the department
2 before the license is issued."

3 10. Page 1, by inserting after line 21 the
4 following:

5 "Sec. ____ . NEW SECTION. 110.25 USE OF
6 NONRESIDENT DEER AND WILD TURKEY HUNTING LICENSE FEES.

7 The revenue received from the nonresident deer and
8 wild turkey hunting license fees shall be used to
9 employ and maintain additional full-time conservation
10 officers. During the first fiscal year that
11 nonresident deer and wild turkey licenses are sold,
12 the department shall employ the number of new full-
13 time conservation officers which can be employed from
14 the revenue received. For each subsequent fiscal year
15 if revenues are sufficient, the department shall
16 employ an additional new full-time conservation
17 officer until there is at least one full-time
18 conservation officer assigned to each county. Any
19 moneys remaining after the employment of the
20 additional full-time conservation officers shall be
21 used to pay overtime to the full-time conservation
22 officers.

23 Sec. ____ . NEW SECTION. 109.40 RECIPROCITY FOR
24 DEER AND WILD TURKEY HUNTING FEES.

25 A nonresident may purchase a nonresident deer or
26 wild turkey hunting license to hunt in this state for
27 the same fee as a resident of this state may purchase
28 a nonresident deer or wild turkey hunting license to
29 hunt in the state where the nonresident resides.
30 However, the nonresident deer hunting and wild turkey
31 hunting fees shall not be less than the fees specified
32 in section 110.1, subsection 2, paragraphs "e" and
33 "f". The minimum nonresident wild turkey hunting and
34 deer hunting fees apply to nonresidents of states
35 which do not offer nonresident wild turkey hunting or
36 nonresident deer hunting licenses to residents of this
37 state."

38 11. By renumbering, relettering, or redesignating
39 and correcting internal references as necessary.

RECEIVED FROM THE SENATE

H-4495 FILED MAY 6, 1989

CONCURRED (p. 2757)

NSB 17

NATURAL RESOURCES AND
OUTDOOR RECREATION

Hand

HOUSE FILE 88

BY (PROPOSED DEPARTMENT OF
NATURAL RESOURCES BILL)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act providing for nonresident hunting licenses for deer and
2 wild turkey.

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

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1 Section 1. Section 110.1, subsection 2, Code 1989, is
2 amended by adding the following new paragraphs:

3 NEW PARAGRAPH. e. Deer hunting license
4 for nonresidents \$100.00

5 NEW PARAGRAPH. f. Wild turkey hunting
6 license for nonresidents \$ 50.00

7 Sec. 2. Section 110.7, Code 1989, is amended by adding the
8 following new subsection:

9 NEW SUBSECTION. 3. A nonresident hunting wild turkey is
10 required to have only a nonresident wild turkey hunting
11 license and a wildlife habitat stamp. The commission shall
12 limit and regulate the number of nonresidents allowed to have
13 wild turkey hunting licenses and establish application
14 procedures.

15 Sec. 3. Section 110.8, Code 1989, is amended by adding the
16 following new subsection:

17 NEW SUBSECTION. 3. A nonresident hunting deer is required
18 to have only a nonresident deer license and a wildlife habitat
19 stamp. The commission shall limit and regulate the number of
20 nonresidents allowed to have deer hunting licenses and
21 establish application procedures.

22 EXPLANATION

23 This bill establishes nonresident deer and turkey hunting
24 licenses and provides requirements for and limitations regard-
25 ing the licenses.

26 BACKGROUND STATEMENT

27 SUBMITTED BY THE AGENCY

28 This proposal establishes nonresident deer and turkey
29 licenses and sets the requirements for the licenses.

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HOUSE FILE 88

AN ACT

PROVIDING FOR NONRESIDENT HUNTING LICENSES FOR DEER AND WILD TURKEY.

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

Section 1. Section 110.1, subsection 2, Code 1989, is amended by adding the following new paragraphs:

- NEW PARAGRAPH. e. Deer hunting license for nonresidents \$100.00
- NEW PARAGRAPH. f. Wild turkey hunting license for nonresidents, minimum fee \$ 50.00

Sec. 2. Section 110.7, Code 1989, is amended by adding the following new subsection:

NEW SUBSECTION. 3. A nonresident hunting wild turkey is required to have only a nonresident wild turkey hunting license and a wildlife habitat stamp. The commission shall limit to five hundred licenses the number of nonresidents allowed to have wild turkey hunting licenses for the year 1989 and establish application procedures. For subsequent years, the number of nonresident wild turkey hunting licenses shall be determined as provided in section 109.38. The commission shall allocate the nonresident wild turkey hunting licenses issued among the zones based on the populations of wild turkey, but nonresident wild turkey hunting licenses shall not be issued for a zone that has an estimated wild turkey population of less than one hundred ten percent of the minimum population required for a biological balance to exist. The hunting zones for wild turkey shall be the same as for deer. A nonresident applying for a wild turkey hunting license must exhibit proof of having successfully completed a hunter safety and ethics education program as provided in section 110.27 or its equivalent as determined by the department before the license is issued.

Sec. 3. Section 110.8, Code 1989, is amended by adding the following new subsection:

NEW SUBSECTION. J. A nonresident hunting deer is required to have only a nonresident deer license and a wildlife habitat stamp. The commission shall limit to one thousand licenses the number of nonresidents allowed to have deer hunting licenses for the year 1989 and establish application procedures. For subsequent years, the number of nonresident deer hunting licenses shall be determined as provided in section 109.38. The commission shall allocate the nonresident deer hunting licenses issued among the zones based on the populations of deer, but nonresident deer hunting licenses shall not be issued for a zone that has an estimated deer population of less than one hundred ten percent of the minimum population required for a biological balance to exist. A nonresident applying for a deer hunting license must exhibit proof of having successfully completed a hunter safety and ethics education program as provided in section 110.27 or its equivalent as determined by the department before the license is issued.

Sec. 4. NEW SECTION. 109.40 RECIPROCITY FOR DEER AND WILD TURKEY HUNTING FEES.

A nonresident may purchase a nonresident deer or wild turkey hunting license to hunt in this state for the same fee as a resident of this state may purchase a nonresident deer or wild turkey hunting license to hunt in the state where the nonresident resides. However, the nonresident deer hunting and wild turkey hunting fees shall not be less than the fees specified in section 110.1, subsection 2, paragraphs "e" and "f". The minimum nonresident wild turkey hunting and deer hunting fees apply to nonresidents of states which do not offer nonresident wild turkey hunting or nonresident deer hunting licenses to residents of this state.

Sec. 5. NEW SECTION. 110.25 USE OF NONRESIDENT DEER AND WILD TURKEY HUNTING LICENSE FEES.

The revenue received from the nonresident deer and wild turkey hunting license fees shall be used to employ and

maintain additional full-time conservation officers. During the first fiscal year that nonresident deer and wild turkey licenses are sold, the department shall employ the number of new full-time conservation officers which can be employed from the revenue received. For each subsequent fiscal year if revenues are sufficient, the department shall employ an additional new full-time conservation officer until there is at least one full-time conservation officer assigned to each county. Any moneys remaining after the employment of the additional full-time conservation officers shall be used to pay overtime to the full-time conservation officers.

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 88, Seventy-third General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

Approved May 27, 1989

TERRY E. BRANSTAD
Governor