

FEB 11 1992

HOUSE FILE 2203

BY COMMITTEE ON NATURAL RESOURCES  
AND OUTDOOR RECREATION

Place On Calendar

(SUCCESSOR TO HSB 594)

Passed House, Date 2/24/92 (p. 314) Passed Senate, Date 3/30/92 (p. 1082)  
Vote: Ayes 91 Nays 0 Vote: Ayes 49 Nays 0

*Proposed House* 4/14/92 (p. 1426) Approved April 17, 1992 (p. 1834)  
*aye 97, Nays 0*

A BILL FOR

1 An Act relating to the abandonment and waste of killed or injured  
2 game, fur-bearing animals, or other wildlife, and providing a  
3 penalty for a violation.

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

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HOUSE FILE 2203

H-5064

- 1 Amend House File 2203 as follows:
- 2 1. Page 1, line 6, by striking the words "A
- 3 person shall not leave a useable".
- 4 2. Page 1, by striking line 7.
- 5 3. Page 1, by striking lines 10 through 15.
- 6 4. Renumbering sections as required.

By SPEAR of Lee

H-5064 FILED FEBRUARY 13, 1992

*w/d 2/24/92 (p. 314)*

HOUSE FILE 2203

H-5065

- 1 Amend House File 2203 as follows:
- 2 1. Page 1, line 4, by striking the word "an".
- 3 2. Page 1, line 4, by inserting after the word
- 4 "or" the following: "a".
- 5 3. Page 1, line 6, by inserting before the word
- 6 "animal" the following: "bird or".

By SPEAR of Lee

H-5065 FILED FEBRUARY 13, 1992

*w/d 2/24*

HF 2203

1 Section 1. NEW SECTION. 109.136 ABANDONMENT OF DEAD OR  
2 INCURED WILDLIFE.

3 1. While taking or attempting to take game or fur-bearing  
4 animals, a person shall not abandon an injured game or fur-  
5 bearing animal without making a reasonable effort to retrieve  
6 the animal from the field. A person shall not leave a useable  
7 portion of game or a fur-bearing animal in the field.

8 2. A person violating subsection 1 is subject to a  
9 scheduled fine as provided in section 805.8.

10 3. As used in this section, "useable portion" means the  
11 following:

12 a. For game, that part of an animal which is customarily  
13 processed for human consumption.

14 b. For a fur-bearing animal, the fur or hide of the  
15 animal.

16 4. This section does not apply to pigeons or crows.

17 Sec. 2. Section 805.8, subsection 5, paragraph e, Code  
18 1991, is amended to read as follows:

19 e. For violations of sections 109.85, 109.93, 109.95,  
20 109.120, 109.136, 109A.5, 109B.3, and 109B.9, the scheduled  
21 fine is one hundred dollars.

22 EXPLANATION

23 This bill provides that a hunter shall make a reasonable  
24 effort to retrieve injured game or fur-bearing animals in the  
25 field. The bill also prohibits leaving useable portions of  
26 game or fur-bearing animals in the field. The term "useable  
27 portion" means parts of game that are usually processed for  
28 consumption and the fur or hide of a fur-bearing animal. The  
29 prohibitions in the bill do not apply to crows and pigeons.

30 A violator is subject to a scheduled fine of \$100.

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## HOUSE FILE 2203

S-5346

1 Amend House File 2203, as passed by the House, as  
2 follows:  
3 1. Page 1, by inserting before line 1 the  
4 following:  
5 "Section 1. Section 109.123, subsection 1, Code  
6 1991, is amended to read as follows:  
7 1. A person shall not discharge a firearm or shoot  
8 or attempt to shoot a game or furbearing animal within  
9 two hundred yards of a building inhabited by people or  
10 domestic livestock or within two hundred yards of a  
11 feedlot unless the owner or tenant has given consent."

By JAMES R. RIORDAN

S-5346 FILED MARCH 24, 1992

*Adopted 3/30/92 (p. 1081)*

## HOUSE FILE 2203

S-5443

1 Amend House File 2203, as passed by the House, as  
2 follows:  
3 1. Page 1, by inserting after line 16 the fol-  
4 lowing:  
5 "Sec. \_\_\_\_ . Section 455B.313, subsection 1, Code  
6 1991, is amended to read as follows:  
7 1. A distributor as defined in section 455C.1,  
8 subsection 5, shall not sell or offer to sell any  
9 beverage container if the beverage container is  
10 connected to another beverage container by a device  
11 constructed of a material which is not biodegradable,  
12 or photodegradable, or recyclable."  
13 2. By renumbering as necessary.  
14 3. Title page, line 1, by inserting after the  
15 word "of" the following: "certain material and".

By JIM RIORDAN

SHELDON RITTMER

S-5443 FILED MARCH 30, 1992

RULED OUT OF ORDER (*p. 1081*)

SENATE AMENDMENT TO HOUSE FILE 2203

H-5648

1 Amend House File 2203, as passed by the House, as  
2 follows:

3 1. Page 1, by inserting before line 1 the  
4 following:

5 "Section 1. Section 109.123, subsection 1, Code  
6 1991, is amended to read as follows:

7 1. A person shall not discharge a firearm or shoot  
8 or attempt to shoot a game or furbearing animal within  
9 two hundred yards of a building inhabited by people or  
10 domestic livestock or within two hundred yards of a  
11 feedlot unless the owner or tenant has given consent."

RECEIVED FROM THE SENATE

H-5648 FILED APRIL 1, 1992

*House concurred 4/14 (p 1426)*

HSB 594

NATURAL RESOURCES AND  
OUTDOOR RECREATION

*Now*

HOUSE FILE 2203

BY (PROPOSED COMMITTEE ON NATURAL  
RESOURCES AND OUTDOOR RECREA-  
TION BILL BY CHAIRPERSON BLACK)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to the abandonment and waste of killed or injured  
2 game, fur-bearing animals, or other wildlife, and providing a  
3 penalty for a violation.

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

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SUB COMMITTEE ASSIGNMENTS

CHIEF *Jogarty*  
COMMITTEE: *Natural Resources*  
*2/5/92*

1 Section 1. NEW SECTION. 109.136 ABANDONMENT OF DEAD OR  
2 INJURED WILDLIFE.

3 1. While taking or attempting to take game or fur-bearing  
4 animals, a person shall not abandon an injured game or fur-  
5 bearing animal without making a reasonable effort to retrieve  
6 the animal from the field. A person shall not leave a useable  
7 portion of game or a fur-bearing animal in the field.

8 2. A person violating subsection 1 is subject to a  
9 scheduled fine as provided in section 805.8.

10 3. As used in this section, "useable portion" means the  
11 following:

12 a. For game, that part of an animal which is customarily  
13 processed for human consumption.

14 b. For a fur-bearing animal, the fur or hide of the  
15 animal.

16 4. This section does not apply to pigeons or crows.

17 Sec. 2. Section 805.8, subsection 5, paragraph d, Code  
18 1991, is amended to read as follows:

19 d. For violations of sections 109.7, 109.47, 109.52,  
20 109.53, 109.55, 109.58, 109.63, 109.64, 109.76, 109.81,  
21 109.90, 109.91, 109.97, 109.122, 109.126, 109.136, 109B.8, and  
22 110.37, the scheduled fine is fifty dollars.

23 EXPLANATION

24 This bill provides that a hunter shall make a reasonable  
25 effort to retrieve injured game or fur-bearing animals in the  
26 field. The bill also prohibits leaving useable portions of  
27 game or fur-bearing animals in the field. The term "useable  
28 portion" means parts of game that are usually processed for  
29 consumption and the fur or hide of a fur-bearing animal. The  
30 prohibitions in the bill do not apply to crows and pigeons.

31 A violator is subject to a scheduled fine of \$50.

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HOUSE FILE 2203

AN ACT

RELATIVE TO THE ABANDONMENT AND WASTE OF KILLED OR INJURED  
GAME, FUR-BEARING ANIMALS, OR OTHER WILDLIFE, AND PROVIDING  
A PENALTY FOR A VIOLATION.

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

Section 1. Section 109.123, subsection 1, Code 1991, is amended to read as follows:

1. A person shall not discharge a firearm or shoot or attempt to shoot a game or fur-bearing animal within two hundred yards of a building inhabited by people or domestic livestock or within two hundred yards of a feedlot unless the owner or tenant has given consent.

Sec. 2. NEW SECTION. 109.136 ABANDONMENT OF DEAD OR INJURED WILDLIFE.

1. While taking or attempting to take game or fur-bearing animals, a person shall not abandon an injured game or fur-bearing animal without making a reasonable effort to retrieve the animal from the field. A person shall not leave a useable portion of game or a fur-bearing animal in the field.

2. A person violating subsection 1 is subject to a scheduled fine as provided in section 805.8.

3. As used in this section, "useable portion" means the following:

- a. For game, that part of an animal which is customarily processed for human consumption.
  - b. For a fur-bearing animal, the fur or hide of the animal.
4. This section does not apply to pigeons or crows.

Sec. 3. Section 805.8, subsection 5, paragraph e, Code 1991, is amended to read as follows:

e. For violations of sections 109.85, 109.93, 109.95, 109.120, 109.136, 109A.9, 109B.3, and 109B.9, the scheduled fine is one hundred dollars.

ROBERT C. ARNOULD  
Speaker of the House

MICHAEL L. GRONSTAD  
President of the Senate

I hereby certify that this bill originates in the House and is known as House File 2203, Seventy-fourth General Assembly.

JOSEPH O'HEARN  
Chief Clerk of the House

Approved  1992

TERRY E. BRANSTAD  
Governor