

FEB 20 1992

Place On Calendar

HOUSE FILE 2274
BY COMMITTEE ON NATURAL RESOURCES
AND OUTDOOR RECREATION

(SUCCESSOR TO HSB 630)

Passed House, Date 2/21/92 (p. 1170) Passed Senate, Date 3/30/92 (p. 1040)
Vote: Ayes 62 Nays 33 Vote: Ayes 50 Nays 0

Approved April 23, 1992 (p. 1770)

Repassed 4/7/92 (p. 1169)

Ayes 94 - Nays 0

A BILL FOR

1 An Act relating to the protection of endangered species by the
2 department of natural resources.

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

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HOUSE FILE 2274

C-5271

SENATE AMENDMENT TO HOUSE FILE 2274

H-5647

1 Amend House File 2274, as passed by the House, as
2 follows:

3 1. Page 1, line 9, by inserting after the word
4 "lists" the following: "which shall be adopted by
5 rule of the commission".

RECEIVED FROM THE SENATE

H-5647 FILED APRIL 1, 1992

Concurred 4/7 (p. 1168)

HB 2274

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1 Section 1. Section 109A.5, unnumbered paragraph 1 and
2 subsections 2, 3, and 4, Code 1991, are amended to read as
3 follows:

4 Except as otherwise provided in this chapter or by rule, a
5 person shall not take, possess, transport, import, export,
6 process, sell or offer for sale, buy or offer to buy, nor
7 shall a common or contract carrier transport or receive for
8 shipment, any species of fish, plants, or wildlife appearing
9 on the following lists:

10 2. The United States list of endangered or threatened
11 native fish and wildlife as contained in the code of federal
12 regulations, Title 50, part 17 as amended to December 30, 1974
13 1991.

14 3. The United States list of endangered or threatened
15 plants as contained in the code of federal regulations, Title
16 50, part 17 as amended to December 30, 1974 1991.

17 4. The United States list of endangered or threatened
18 foreign fish and wildlife as contained in the code of federal
19 regulations, Title 50, part 17 as amended to December 30, 1974
20 1991.

21 Sec. 2. Section 109A.5, subsection 5, Code 1991, is
22 amended by striking the subsection.

23 Sec. 3. Section 109A.9, Code 1991, is amended by striking
24 the section and inserting in lieu thereof the following:

25 109A.9 EXEMPTIONS.

26 A species of fish, plant, or wildlife appearing on any of
27 the lists of endangered species or threatened species which
28 enters the state from another state or from outside the
29 territorial limits of the United States may enter, be
30 transported, possessed, and sold in accordance with rules
31 adopted by the commission.

32 EXPLANATION

33 This bill amends and updates provisions relating to the
34 protection of endangered species. The Iowa Code is updated to
35 reflect changes in federal law and regulations since 1974.

HSB 630

NATURAL RESOURCES AND
OUTDOOR RECREATION

HOUSE FILE 2274

BY (PROPOSED COMMITTEE ON
NATURAL RESOURCES AND
OUTDOOR RECREATION 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 protection of endangered species by the
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3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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9 on the following lists:

10 2. The United States list of endangered or threatened
11 native fish and wildlife as contained in the code of federal
12 regulations, Title 50, part 17 as amended to December 30, ~~1974~~
13 1991.

14 3. The United States list of endangered or threatened
15 plants as contained in the code of federal regulations, Title
16 50, part 17 as amended to December 30, ~~1974~~ 1991.

17 4. The United States list of endangered or threatened
18 foreign fish and wildlife as contained in the code of federal
19 regulations, Title 50, part 17 as amended to December 30, ~~1974~~
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27 the lists of endangered species or threatened species which
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29 territorial limits of the United States may enter, be
30 transported, possessed, and sold in accordance with rules
31 adopted by the commission.

32 EXPLANATION

33 This bill amends and updates provisions relating to the
34 protection of endangered species. The Iowa Code is updated to
35 reflect changes in federal law and regulations since 1974.

HOUSE FILE 2274

AN ACT
RELATING TO THE PROTECTION OF ENDANGERED SPECIES BY THE DE-
PARTMENT OF NATURAL RESOURCES.

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

Section 1. Section 109A.5, unnumbered paragraph 1 and subsections 2, 3, and 4, Code 1991, are amended to read as follows:

Except as otherwise provided in this chapter or by rule, a person shall not take, possess, transport, import, export, process, sell or offer for sale, buy or offer to buy, nor shall a common or contract carrier transport or receive for shipment, any species of fish, plants, or wildlife appearing on the following lists which shall be adopted by rule of the commission:

2. The United States list of endangered or threatened native fish and wildlife as contained in the code of federal regulations, Title 50, part 17 as amended to December 30, ~~1974~~ 1991.

3. The United States list of endangered or threatened plants as contained in the code of federal regulations, Title 50, part 17 as amended to December 30, ~~1974~~ 1991.

4. The United States list of endangered or threatened foreign fish and wildlife as contained in the code of federal regulations, Title 50, part 17 as amended to December 30, ~~1974~~ 1991.

Sec. 2. Section 109A.5, subsection 5, Code 1991, is amended by striking the subsection.

Sec. 3. Section 109A.9, Code 1991, is amended by striking the section and inserting in lieu thereof the following:

109A.9 EXEMPTIONS.

A species of fish, plant, or wildlife appearing on any of the lists of endangered species or threatened species which enters the state from another state or from outside the territorial limits of the United States may enter, be transported, possessed, and sold in accordance with rules adopted by the commission.

ROBERT C. ARNOULD
Speaker of the House

MICHAEL E. GRONSTAL
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2274, Seventy-fourth General Assembly.

Approved April 23, 1992

JOSEPH O'HERN
Chief Clerk of the House

TERRY E. BRANSTAD
Governor