

(P. 133) 1/25/94 Agriculture  
(P. 323) 2/23/94 Do Pass  
(P. 508) 3-9-94 House - not (Res)  
FILED JAN 24 1994  
(P. 740) 3-17-94 House - Do Pass  
SENATE FILE 2049

BY BOSWELL

Passed Senate, Date 3/8/94 (p. 578) Passed House, Date 4/14/94 (p. 1601)  
Vote: Ayes 47 Nays 1 Vote: Ayes 95 Nays 4  
Approved May 4, 1994

A BILL FOR

1 An Act relating to the use of mobile radio transmitters for  
2 hunting or the tracking of dogs or birds of prey, and  
3 providing a penalty.

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

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SF 2049

1 Section 1. Section 481A.24, Code Supplement 1993, is  
2 amended to read as follows:

3 481A.24 USE OF MOBILE RADIO TRANSMITTER PROHIBITED --  
4 EXCEPTION EXCEPTIONS.

5 1. For the purposes of this section:

6 a. "One-way mobile radio transmitter" means a radio  
7 capable of transmitting a signal only but not capable of  
8 transmitting a voice signal. The signal may be tracked or  
9 located by radio telemetry or located by an audible sound.

10 b. "Two-way mobile radio transmitter" means a radio  
11 capable of transmitting and receiving voice messages  
12 including, but not limited to, a citizen band radio or a  
13 cellular telephone.

14 2. A Except as otherwise provided in this section, a  
15 person who is hunting shall not use a one-way or two-way  
16 mobile radio transmitter to communicate the location or  
17 direction of game or fur-bearing animals or to coordinate the  
18 movement of other hunters. This section subsection does not  
19 apply to the hunting of coyotes except during the shotgun deer  
20 season as set by the commission under section 481A.38.

21 3. A licensed falconer may use a one-way mobile radio  
22 transmitter to recover a free-flying bird of prey properly  
23 banded and covered on the falconry permit.

24 4. A person hunting with the aid of a dog may use at any  
25 time a one-way mobile transmitter designed to track or aid in  
26 the recovery of the dog.

27 Sec. 2. Section 805.8, subsection 5, paragraphs c and d,  
28 Code Supplement 1993, are amended to read as follows:

29 c. For violations of sections 481A.6, 481A.21, 481A.22,  
30 ~~481A.24~~ 481A.26, 481A.50, 481A.56, 481A.60 through 481A.62,  
31 481A.82, 481A.83, 481A.84, 481A.92, 481A.123, 482.7, 483A.7,  
32 483A.8, 483A.23, and 483A.24, the scheduled fine is twenty-  
33 five dollars.

34 d. For violations of sections 481A.7, 481A.24, 481A.47,  
35 481A.52, 481A.53, 481A.55, 481A.58, 481A.63, 481A.76, 481A.81,

1 481A.90, 481A.91, 481A.97, 481A.122, 481A.126, 481A.142,  
2 482.8, and 483A.37, the scheduled fine is fifty dollars.

3 EXPLANATION

4 This bill defines one-way and two-way mobile radio  
5 transmitters and prohibits the use of a two-way mobile radio  
6 transmitter to communicate the location or direction of game  
7 or fur-bearing animals except coyotes or to coordinate the  
8 movement of other hunters. However, during shotgun deer  
9 season, a two-way mobile radio transmitter shall not be used  
10 for any hunting.

11 A one-way mobile radio transmitter may be used by a  
12 licensed falconer to recover free-flying birds of prey that  
13 are properly banded and permitted and may be used by a person  
14 hunting with the aid of a dog to track or recover the dog.

15 The scheduled fine for violations is increased from \$25 to  
16 \$50.

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SENATE FILE 2049

AN ACT

RELATING TO THE USE OF MOBILE RADIO TRANSMITTERS FOR HUNTING OR THE TRACKING OF DOGS OR BIRDS OF PREY, AND PROVIDING A PENALTY.

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

Section 1. Section 481A.24, Code Supplement 1993, is amended to read as follows:

481A.24 USE OF MOBILE RADIO TRANSMITTER PROHIBITED -- EXCEPTION EXCEPTIONS.

1. For the purposes of this section:

a. "One-way mobile radio transmitter" means a radio capable of transmitting a signal only but not capable of transmitting a voice signal. The signal may be tracked or located by radio telemetry or located by an audible sound.

b. "Two-way mobile radio transmitter" means a radio capable of transmitting and receiving voice messages including, but not limited to, a citizen band radio or a cellular telephone.

2. A Except as otherwise provided in this section, a person who is hunting shall not use a one-way or two-way mobile radio transmitter to communicate the location or direction of game or fur-bearing animals or to coordinate the movement of other hunters. This section subsection does not apply to the hunting of coyotes except during the shotgun deer season as set by the commission under section 481A.38.

3. A licensed falconer may use a one-way mobile radio transmitter to recover a free-flying bird of prey properly banded and covered on the falconry permit.

4. A person hunting with the aid of a dog may use at any time a one-way mobile transmitter designed to track or aid in the recovery of the dog.

Sec. 2. Section 805.8, subsection 5, paragraphs c and d, Code Supplement 1993, are amended to read as follows:

c. For violations of sections 481A.6, 481A.21, 481A.22, 481A.24, 481A.26, 481A.50, 481A.56, 481A.60 through 481A.62, 481A.82, 481A.83, 481A.84, 481A.92, 481A.123, 482.7, 483A.7, 483A.8, 483A.23, and 483A.24, the scheduled fine is twenty-five dollars.

d. For violations of sections 481A.7, 481A.24, 481A.47, 481A.52, 481A.53, 481A.55, 481A.58, 481A.63, 481A.76, 481A.81, 481A.90, 481A.91, 481A.97, 481A.122, 481A.126, 481A.142, 482.8, and 483A.37, the scheduled fine is fifty dollars.

LEONARD L. BOSWELL,  
President of the Senate

HAROLD VAN MAANEN  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2049, Seventy-fifth General Assembly.

JOHN S. DWYER  
Secretary of the Senate

Approved *Mary H*, 1994

TERRY E. BRANSTAD  
Governor