

S 3/6/96 Nat. R. A.  
S-3/2/96 Amend Johnson  
W/S-5497

FEB 22 1996  
Place On Calendar

HOUSE FILE 2306  
BY COMMITTEE ON NATURAL RESOURCES

(SUCCESSOR TO HSB 562)

Passed House, <sup>(p.557)</sup> Date 3-6-96  
Vote: Ayes 57 Nays 37

Passed Senate, <sup>(p.1140)</sup> Date 4/1/96  
Vote: Ayes 31 Nays 18

Repassed Hse <sup>60-31(p.1562)</sup> Approved April 16, 1996  
4/9/96

A BILL FOR

1 An Act relating to the regulation of motorboats on certain  
2 artificial lakes, and providing an effective date.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

HOUSE FILE 2306

H-5175

1 Amend House File 2306 as follows:  
2 1. Page 1, by striking lines 6 through 11 and  
3 inserting the following: "under the custody of the  
4 department. However, on Big-Creek-lake-and lake  
5 Macbride, a motorboat with a power unit exceeding ten  
6 twenty-five horsepower may be operated only when  
7 permitted by rule and the rule shall not authorize  
8 such use during the period beginning on the Friday  
9 before Memorial Day and ending on Labor Day  
10 inclusively. This paragraph does not limit".

By SCHULTE of Linn  
MYERS of Johnson

H-5175 FILED MARCH 5, 1996

(p.557) lost 3/6/96

HF 2306

1 Section 1. Section 462A.31, subsection 1, paragraph b,  
2 Code 1995, is amended to read as follows:

3 b. A motorboat equipped with any power unit mounted or  
4 carried aboard the vessel may be operated at a no-wake speed  
5 on all artificial lakes of more than one hundred acres in size  
6 under the custody of the department. ~~However, on Big Creek  
7 lake and lake Macbride, a motorboat with a power unit  
8 exceeding ten horsepower may be operated only when permitted  
9 by rule and the rule shall not authorize such use during the  
10 period beginning on the Friday before Memorial Day and ending  
11 on Labor Day inclusively.~~ This paragraph does not limit  
12 motorboat horsepower on natural lakes under the custody of the  
13 department or limit the department's authority to establish  
14 special speed zoning regulations.

15 Sec. 2. EFFECTIVE DATE. This Act, being deemed of  
16 immediate importance, takes effect upon enactment.

17 EXPLANATION

18 This bill strikes rule-making authority of the department  
19 of natural resources or the natural resource commission to  
20 regulate the operation of motorboats with more than 10  
21 horsepower differently on Big Creek Lake and Lake Macbride  
22 than on other artificial lakes. Currently, on Big Creek Lake  
23 and Lake Macbride, motorboats with more than 10 horsepower may  
24 be operated only when authorized by rule, but not during a  
25 period between the Friday before Memorial Day and ending on  
26 Labor Day.

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HOUSE FILE 2306

S-5497

1 Amend House File 2306, as passed by the House, as  
2 follows:

3 1. Page 1, by striking lines 1 through 14 and  
4 inserting the following:

5 "Section 1. MOTORBOATS OPERATING ON BIG CREEK LAKE  
6 -- TEMPORARY.

7 1. Notwithstanding section 462A.31, subsection 1,  
8 paragraph "b", a motorboat equipped with any power  
9 unit mounted or carried aboard the vessel may be  
10 operated at a no-wake speed on Big Creek lake.  
11 However, the use of jet skis and the towing of  
12 flotation recreational equipment are prohibited on Big  
13 Creek lake.

14 2. This section applies to artificial lakes from  
15 May 24, 1996, through September 2, 1996, both dates  
16 inclusive.

17 3. This section is repealed effective September 3,  
18 1996."

19 2. Title page, line 2, by inserting after the  
20 word "date" the following: "and applicability dates".

By COMMITTEE ON NATURAL RESOURCES,  
ENVIRONMENT, AND ENERGY  
BILL FINK, Chairperson

S-5497 FILED MARCH 21, 1996

*Adopted 4/1/96*  
*(P. 1146)*

HOUSE FILE 2306

H-5904

- 1 Amend the amendment, H-5757, to House File 2306, as
  - 2 passed by the House, as follows:
  - 3 1. Page 1, by striking lines 3 through 20 and
  - 4 inserting the following:
  - 5 "\_\_\_\_. Title page, by striking line 3."
- By FALLON of Polk

H-5904 FILED APRIL 9, 1996

*Last (p. 1501)*

HOUSE FILE 2306

H-5905

- 1 Amend the amendment, H-5757, to House File 2306, as
  - 2 passed by the House, as follows:
  - 3 1. Page 1, line 15, by striking the word and
  - 4 figure "May 24" and inserting the following: "June
  - 5 30".
- By FALLON of Polk

H-5905 FILED APRIL 9, 1996

*WITHDRAWN (p. 1501)*

HOUSE FILE 2306

H-5906

- 1 Amend the amendment, H-5757, to House File 2306, as
  - 2 passed by the House, as follows:
  - 3 1. Page 1, line 11, by inserting after the word
  - 4 "skis" the following: ", water skiing,".
- By FALLON of Polk

H-5906 FILED APRIL 9, 1996

*WITHDRAWN (p. 1501)*

HOUSE FILE 2306

H-5907

- 1 Amend the amendment, H-5757, to House File 2306, as
  - 2 passed by the House, as follows:
  - 3 1. Page 1, line 10, by inserting after the word
  - 4 "lake." the following: "The department shall define
  - 5 no-wake speed."
- By FALLON of Polk

H-5907 FILED APRIL 9, 1996

*WITHDRAWN (p. 1501)*

SENATE AMENDMENT TO HOUSE FILE 2306

H-5757

1 Amend House File 2306, as passed by the House, as  
2 follows:

3 1. Page 1, by striking lines 1 through 14 and  
4 inserting the following:

5 "Section 1. MOTORBOATS OPERATING ON BIG CREEK LAKE  
6 -- TEMPORARY.

7 1. Notwithstanding section 462A.31, subsection 1,  
8 paragraph "b", a motorboat equipped with any power  
9 unit mounted or carried aboard the vessel may be  
10 operated at a no-wake speed on Big Creek lake.  
11 However, the use of jet skis and the towing of  
12 flotation recreational equipment are prohibited on Big  
13 Creek lake.

14 2. This section applies to artificial lakes from  
15 May 24, 1996, through September 2, 1996, both dates  
16 inclusive.

17 3. This section is repealed effective September 3,  
18 1996."

19 2. Title page, line 2, by inserting after the  
20 word "date" the following: "and applicability dates".

RECEIVED FROM THE SENATE

H-5757 FILED APRIL 1, 1996

*House concurred 4/1/96 (p. 1501)*

HSB 562

NATURAL RESOURCES

*Klemme, Chair*

*Braune*

*Drees*

Succeeded By

HOUSE FILE *SE/HF 2306*  
BY (PROPOSED COMMITTEE ON

NATURAL RESOURCES BILL

BY CHAIRPERSON KLEMME)

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

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

Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to the regulation of motorboats on certain  
2 artificial lakes, and providing an effective date.

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

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1 Section 1. Section 462A.31, subsection 1, paragraph b,  
2 Code 1995, is amended to read as follows:

3 b. A motorboat equipped with any power unit mounted or  
4 carried aboard the vessel may be operated at a no-wake speed  
5 on all artificial lakes of more than one hundred acres in size  
6 under the custody of the department. However, ~~on Big Creek  
7 lake and Lake Macbride, a motorboat with a power unit  
8 exceeding ten horsepower may be operated only when permitted  
9 by rule and the rule shall not authorize such use during the  
10 period beginning on the Friday before Memorial Day and ending  
11 on Labor Day inclusively.~~ This paragraph does not limit  
12 motorboat horsepower on natural lakes under the custody of the  
13 department or limit the department's authority to establish ✓  
14 special speed zoning regulations.

15 Sec. 2. EFFECTIVE DATE. This Act, being deemed of  
16 immediate importance, takes effect upon enactment.

17 EXPLANATION

18 This bill strikes rule-making authority of the department  
19 of natural resources or the natural resource commission to  
20 regulate the operation of motorboats with more than 10  
21 horsepower differently on Big Creek Lake and Lake Macbride  
22 than on other artificial lakes. Currently, on Big Creek Lake  
23 and Lake Macbride, motorboats with more than 10 horsepower may  
24 be operated only when authorized by rule, but not during a  
25 period between the Friday before Memorial Day and ending on  
26 Labor Day.

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Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

HOUSE FILE 2306

AN ACT

RELATING TO THE REGULATION OF MOTORBOATS ON CERTAIN ARTIFICIAL LAKES, AND PROVIDING AN EFFECTIVE DATE AND APPLICABILITY DATES.

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

Section 1. MOTORBOATS OPERATING ON BIG CREEK LAKE -- TEMPORARY.

1. Notwithstanding section 462A.31, subsection 1, paragraph "b", a motorboat equipped with any power unit mounted or carried aboard the vessel may be operated at a no-wake speed on Big Creek lake. However, the use of jet skis and the towing of flotation recreational equipment are prohibited on Big Creek lake.

2. This section applies to artificial lakes from May 24, 1996, through September 2, 1996, both dates inclusive.

3. This section is repealed effective September 3, 1996.

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RON J. CORBETT  
Speaker of the House

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LEONARD L. BOSWELL  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2306, Seventy-sixth General Assembly.

Approved *April 16* 1996

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ELIZABETH ISAACSON  
Chief Clerk of the House

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TERRY E. BRANSTAD  
Governor