

MAR 12 1999

Place On Calendar

HOUSE FILE 658  
BY COMMITTEE ON NATURAL  
RESOURCES

(SUCCESSOR TO HF 162)

Passed House, <sup>(P. 718)</sup> Date 3-17-99 Passed Senate, Date \_\_\_\_\_  
Vote: Ayes 95 Nays 0 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to the time of possession of deer venison,  
2 increasing the minimum fine for unlawful taking, possessing,  
3 injuring, or transporting protected species and game, and  
4 subjecting violators to a penalty.

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

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HF 658

1 Section 1. Section 481A.32, unnumbered paragraph 1, Code  
2 1999, is amended to read as follows:

3 Whoever shall take, catch, kill, injure, destroy, have in  
4 possession, buy, sell, ship, or transport any frogs, fish,  
5 mussels, birds, their nests, eggs, or plumage, fowls, game, or  
6 animals or their fur or raw pelt in violation of the  
7 provisions of this chapter or of administrative rules of the  
8 commission or whoever shall use any device, equipment, seine,  
9 trap, net, tackle, firearm, drug, poison, explosive, or other  
10 substance or means, the use of which is prohibited by this  
11 chapter, or use the same at a time, place, or in a manner or  
12 for a purpose prohibited, or do any other act in violation of  
13 the provisions of this chapter or of administrative rules of  
14 the commission for which no other punishment is provided, is  
15 guilty of a simple misdemeanor and shall be assessed a minimum  
16 fine of ten fifty dollars for each offense.

17 Sec. 2. Section 481A.57, Code 1999, is amended to read as  
18 follows:

19 481A.57 POSSESSION AND STORAGE.

20 A person having lawful possession of game or fur-bearing  
21 animals or their pelts, except deer venison, may hold them for  
22 not to exceed thirty days after the close of the open season  
23 for such game or furbearers. A person having lawful  
24 possession of deer venison which is taken with a valid deer  
25 hunting license, may hold the deer venison from the date of  
26 taking until the following September 1. From September 1  
27 until the first day of the next deer open season for which the  
28 person holds a valid deer hunting license, the person shall  
29 not possess more than twenty-five pounds of deer venison. Any  
30 person may possess up to twenty-five pounds of deer venison if  
31 the deer was obtained from a lawful source. A permit to hold  
32 for a longer period may be granted by the department.

33 Sec. 3. Section 805.8, subsection 5, paragraph e, Code  
34 1999, is amended to read as follows:

35 e. For violations of sections 481A.57, 481A.85, 481A.93,

1 481A.95, 481A.120, 481A.137, 481B.5, 482.3, and 482.9, the  
2 scheduled fine is one hundred dollars.

3 EXPLANATION

4 This bill extends the 30-day limit during which a person  
5 having lawful possession of deer venison may hold the deer  
6 venison without a special permit. This bill authorizes the  
7 person having lawful possession of deer venison to hold the  
8 deer venison from the date of taking until the following  
9 September 1. From September 1 until the first day of the next  
10 deer open season for which the person holds a valid deer  
11 hunting license, the person shall not possess more than 25  
12 pounds of deer venison.

13 The bill also provides that any person may possess up to 25  
14 pounds of deer venison if the deer was obtained from a lawful  
15 source.

16 A person having unlawful possession of deer venison is  
17 guilty of a simple misdemeanor which is punishable by a  
18 scheduled fine of \$100.

19 The bill also raises the minimum fine for illegally taking,  
20 destroying, injuring, possessing, or transporting game or  
21 taking game or fish by illegal devices or equipment in  
22 violation of Code chapter 481A or rules adopted under chapter  
23 481A from \$10 to \$50.

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