

FEB 18 2004
NATURAL RESOURCES

HOUSE FILE 2311
BY GRANZOW

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the issuance of deer depredation permits and
2 providing a penalty.

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

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HF 2311

1 Section 1. NEW SECTION. 481C.4 DEER DEPREDATION PERMITS
2 -- RESTRICTIONS -- PENALTY.

3 1. a. Notwithstanding section 481C.2, an owner of a farm
4 unit, as defined in section 483A.24, who incurs crop or
5 nursery damage caused by deer may apply to the department of
6 natural resources for a deer depredation permit or permits for
7 each farm unit where the damage has occurred. The department
8 shall specify, by rule, a proportional number of permits which
9 may be issued at no cost to an applicant for each farm unit,
10 based on the size of the farm unit, damage done, and deer
11 population. The application shall specify the crops or
12 nursery stock damaged, the estimated amount of damage, and the
13 area of the farm unit where the damage occurred. Each permit
14 issued is valid only from September 1 through the succeeding
15 March 1 for taking a deer of either sex on the farm unit
16 specified in the application.

17 b. If additional deer depredation damage occurs on a farm
18 unit after all permits issued for the farm unit have been
19 used, additional depredation permits for the farm unit may be
20 issued at no cost to the applicant, upon the approval of a
21 representative of the department. A postcard shall be issued
22 with each depredation permit. A person taking a deer with a
23 depredation permit shall complete and return the postcard to
24 the department within ten days after taking the deer. An
25 unused depredation permit and postcard shall be returned to
26 the department by March 10 following the expiration of the
27 depredation permit.

28 2. An owner of a farm unit who has been issued a deer
29 depredation permit pursuant to subsection 1 may give the deer
30 depredation permit to hunt on the specified farm unit to any
31 person who is otherwise licensed, except for a deer license,
32 to hunt in this state. If a deer depredation permit is used
33 by any person other than the landowner, the name and address
34 of the user shall be legibly written on the permit and on the
35 return postcard.

1 3. Except during a regular shotgun season, any bow and
2 arrow or any legal firearm may be used to take a deer with a
3 deer depredation permit.

4 4. A person who violates this section or a rule adopted
5 under this section is guilty of a simple misdemeanor which is
6 punishable as a scheduled violation under section 805.8B,
7 subsection 3, paragraph "e".

8 Sec. 2. Section 805.8B, subsection 3, paragraph e, Code
9 2003, is amended to read as follows:

10 e. For violations of sections 481A.57, 481A.85, 481A.93,
11 481A.95, 481A.120, 481A.137, 481B.5, 481C.4, 482.3, 482.9,
12 482.15, and 483A.42, the scheduled fine is one hundred
13 dollars.

14 EXPLANATION

15 This bill authorizes the owner of a farm unit which has
16 incurred crop or nursery damage caused by deer to apply to the
17 department of natural resources for deer depredation permits
18 for each farm unit where the damage has occurred. The bill
19 provides that the department shall specify, by rule, a
20 proportional number of depredation permits which may be issued
21 at no cost to an applicant, based on the size of the farm
22 unit, damage done, and deer population. The application shall
23 specify the crops or nursery stock damaged, the estimated
24 amount of damage, and the area of the farm unit where the
25 damage occurred. Each permit issued is valid only from
26 September 1 through the succeeding March 1 for taking a deer
27 of either sex on the farm unit specified in the application.
28 If additional damage occurs on a farm unit after all permits
29 issued for a farm unit have been used, additional permits may
30 be issued at no cost, upon the approval of a representative of
31 the department. A postcard shall be issued with each
32 depredation permit which shall be completed and returned by
33 the hunter within 10 days after taking a deer. An unused
34 depredation permit and postcard shall be returned to the
35 department by March 10.

1 An owner of a farm unit who has been issued a deer
2 depredation permit may give the permit to hunt on the owner's
3 farm unit to any person who is otherwise licensed, except for
4 a deer license, to hunt in this state. If a deer depredation
5 permit is used by any person other than the owner of the farm
6 unit, the name and address of the user shall be legibly
7 written on the permit and on the return postcard.

8 Except during a regular shotgun season, any bow and arrow
9 or other legal firearm may be used to take deer with a deer
10 depredation permit.

11 A person violating the provisions of the bill is guilty of
12 a simple misdemeanor which is punishable by a scheduled fine
13 of \$100.

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