

FILED MAR 2 2005

SENATE FILE 252

BY HAHN

NAT. RES. & ENVIRONMENT

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

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

Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to the issuance of free antlerless deer  
2 depredation permits to landowners and providing a penalty.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 252 NAT. RES. & ENVIRONMENT

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

3 1. Notwithstanding section 481C.2, a landowner who incurs  
4 crop or nursery damage caused by deer population may apply to  
5 the county recorder for not more than ten deer depredation  
6 permits for each farm unit of eighty acres where the damage  
7 has occurred. The department shall specify, by rule, a  
8 proportional number of permits which may be issued without a  
9 fee for farm units based on the size of the farm unit, damage  
10 done, and deer population. The application shall specify the  
11 crops or nursery stock damaged, the estimated amount of  
12 damage, and the area of the farm unit where the damage  
13 occurred. The permit is valid only from September 1 through  
14 the succeeding March 1 for taking an antlerless deer only on  
15 the farm unit specified on the application. If additional  
16 deer depredation damage occurs after ten deer have been taken  
17 on a farm unit, not more than ten additional depredation  
18 permits for taking an antlerless deer only may be issued  
19 without a fee with the approval of a representative of the  
20 department. A postcard shall be issued with each depredation  
21 permit. A person taking a deer with the depredation permit  
22 shall complete and return the postcard to the county recorder  
23 within ten days after taking the deer. An unused depredation  
24 permit and postcard shall be returned to the county recorder  
25 by March 10 following the expiration of the depredation  
26 permit.

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

35 3. Except during a regular shotgun season, any bow and

1 arrow or any legal firearm may be used to take a deer with a  
2 deer depredation permit.

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

7 Sec. 2. Section 805.8B, subsection 3, paragraph e, Code  
8 2005, is amended to read as follows:

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

13 EXPLANATION

14 This bill authorizes the owner of a farm unit which has  
15 incurred crop or nursery damage caused by deer population to  
16 apply to the county recorder for not more than 10 deer  
17 depredation permits for each farm unit of 80 acres where the  
18 damage has occurred. The department shall specify, by rule, a  
19 proportional number of depredation permits which may be issued  
20 without fee for farm units of varying size. The application  
21 shall specify the crops or nursery stock damaged, the  
22 estimated amount of damage, and the area of the farm unit  
23 where the damage occurred. Each depredation permit is valid  
24 only from September 1 through the succeeding March 1 for  
25 taking an antlerless deer only on the farm unit specified on  
26 the permit. If additional damage occurs after 10 deer have  
27 been taken on a farm unit, not more than 10 additional  
28 antlerless deer only depredation permits may be issued with  
29 the approval of a representative of the department of natural  
30 resources without fee. A postcard shall be issued with each  
31 depredation permit which shall be completed and returned by  
32 the hunter within 10 days after taking a deer. An unused  
33 depredation permit and postcard shall be returned to the  
34 county recorder by March 10.

35 A landowner who has been issued a deer depredation permit

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

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

10 A person violating the provisions of this section is guilty  
11 of a simple misdemeanor, which is punishable by a scheduled  
12 fine of \$100.

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