

HOUSE 5 2007

NATURAL RESOURCES

HOUSE FILE 503

BY BODDICKER

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 to
2 landowners and providing a penalty.

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

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HF 503

1 Section 1. NEW SECTION. 481C.4 DEER DEPREDATION PERMITS
2 -- FEES -- 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 for farm
9 units based on the size of the farm unit, damage done, and
10 deer population. The application shall specify the crops or
11 nursery stock damaged, the estimated amount of damage, and the
12 area of the farm unit where the damage occurred. Each
13 application shall also be accompanied by a fee of twenty-five
14 dollars for each deer depredation permit requested. The
15 permit is valid only from September 1 through the succeeding
16 March 1 for taking a deer of either sex on the farm unit
17 specified on the application. If additional deer depredation
18 damage occurs after ten deer have been taken on a farm unit,
19 not more than ten additional depredation permits may be issued
20 with the approval of a representative of the department for
21 the same fee for each permit. A postcard shall be issued with
22 each depredation permit. A person taking a deer with the
23 depredation permit shall complete and return the postcard to
24 the county recorder within ten days after taking the deer. An
25 unused depredation permit and postcard shall be returned to
26 the county recorder by March 10 following the expiration of
27 the depredation permit.

28 2. A landowner who has been issued a deer depredation
29 permit pursuant to subsection 1 may sell or 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 805.8,
7 subsection 5, paragraph "e".

8 Sec. 2. Section 805.8, subsection 5, paragraph e, Code
9 2001, is amended to read as follows:

10 e. For violations of sections 481A.85, 481A.93, 481A.95,
11 481A.120, 481A.137, 481B.5, 481C.4, 482.3, 482.9, 482.15, and
12 483A.42, the scheduled fine is one hundred 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 for farm units of varying size. The application shall specify
21 the crops or nursery stock damaged, the estimated amount of
22 damage, and the area of the farm unit where the damage
23 occurred. Each application shall be accompanied by a fee of
24 \$25 for each depredation permit requested. Each depredation
25 permit is valid only from September 1 through the succeeding
26 March 1 for taking a deer of either sex on the farm unit
27 specified on the permit. If additional damage occurs after 10
28 deer have been taken on a farm unit, not more than 10
29 additional depredation permits may be issued with the approval
30 of a representative of the department of natural resources for
31 the same fee. 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 county recorder by March 10.

1 A landowner who has been issued a deer depredation permit
2 may sell or give the permit to hunt on the landowner's farm
3 unit to any person who is otherwise licensed, except for a
4 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 this section is guilty
12 of a simple misdemeanor, which is punishable by a scheduled
13 fine of \$100.

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