

FEB 4 2002
NATURAL RESOURCES

HOUSE FILE 2199
BY DRAKE

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

A BILL FOR

1 An Act relating to the establishment of a list of threatened or
2 endangered species by the department of natural resources.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2199

1 Section 1. Section 481B.3, Code 2001, is amended by
2 striking the section and inserting in lieu thereof the
3 following:

4 481B.3 STATE LIST.

5 1. The commission shall adopt rules pursuant to chapter
6 17A to establish the means by which the department shall
7 determine if a species shall be proposed for listing as
8 threatened or endangered within the state. To the extent
9 possible, the rules shall be patterned after the regulations
10 in effect on January 1, 2000, as adopted by the United States
11 fish and wildlife service for determining lists of threatened
12 or endangered species for the nation.

13 2. The commission shall adopt rules pursuant to chapter
14 17A for proposing the listing of those species of fish,
15 plants, and wildlife which are determined to be threatened or
16 endangered within the state pursuant to subsection 1. The
17 rules shall include provisions for a person to petition the
18 commission for the addition or removal of a species from the
19 lists.

20 3. Except for species also listed as threatened or
21 endangered by the United States fish and wildlife service as
22 of July 1, 2001, the species listed by the department as
23 threatened or endangered which were not determined to be
24 threatened or endangered pursuant to the rules adopted
25 pursuant to this section are removed from the lists.

26 EXPLANATION

27 This bill directs the natural resource commission of the
28 department of natural resources to adopt rules pursuant to
29 Code chapter 17A to establish the means by which species shall
30 be proposed for listing as threatened or endangered within the
31 state. The rules are to be patterned after the regulations in
32 effect on January 1, 2000, as adopted by the United States
33 fish and wildlife service to determine lists of threatened and
34 endangered species for the nation. The natural resource
35 commission is directed to adopt rules for proposing the

1 species of fish, plants, and wildlife that are determined to
2 be threatened or endangered within the state. The rules are
3 to include provisions for allowing persons to propose
4 additions or deletions from the lists.

5 The bill also provides that except for species also listed
6 as threatened or endangered by the United States fish and
7 wildlife service as of July 1, 2001, the species currently
8 listed by the department as threatened or endangered which
9 were not determined to be threatened or endangered pursuant to
10 the rules adopted pursuant to the bill shall be removed from
11 the lists of threatened and endangered species.

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