

FILED MAR 7 '01

SENATE FILE 381  
BY FIEGEN

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act to provide for 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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SF 381  
NAT RES & ENVIRONMENT

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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