



LEGISLATIVE NEWSLETTER

Iowa's County Conservation System

1775 Mackenzie Dr. Cedar Rapids, IA 52411-9596

(515)963-9582 IACCB@MyCountyParks.com

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ABBREVIATIONS: H=House, S=Senate, HF=House File, SF=Senate File, HSB=House Study Bill, SSB=Senate Study Bill, CR=Concurrent Resolution, JR=Joint Resolution, NRC=Natural Resource (& Env in the S) Comm, HEPC=House Environmental Protection, CC= Commerce, LGC=Local Gov't, EdC=Education, SGC=State Gov't, TC=Transportation, WMC=Ways & Means, AC=Appropriations, JC=Judiciary, AgC=Ag, AgNRAS-Ag & Natural Resources Appropriation Subcomm (a joint Senate & House subcomm), HPSC=House Public Safety, EG=Economic Growth/Rebuild Iowa, VA=Veterans Affairs.

Phone numbers to reach your Senator is **515/281-3371** & for your Representative is **515/281-3221**. To access bills, E-Mail address for legislators, & other info, go to **<http://www.legis.iowa.gov/index.aspx>**

WEEK FOUR

CONSERVATION DIRECTOR'S LEGISLATIVE FORUM. The forum is scheduled for the evening of Tuesday, February 26. February 26th is also the REAP/conservation/environmental day at the Capitol. Legislative invited are: House-Paulsen*, McCarthy, Rayhons*, Hanson*, Drake*, Huseman*, Sands, Soderberg and Byrnes*. Senate-Gronstal, Dix*, Dearden*, Greiner*, Black*, McCoy, Bolkcom*, Dvorsky* and Johnson*. Those with an * have been contacted by Brazelton on Thursday. The remainder will be contacted next week. **I STONGLY URGE** those directors from the counties that these legislators represent to attend the Director's Forum. We have not been given indications of the ability of each legislator to attend and with any legislative function; it will be dependent upon the work that each body may undertake that afternoon and/or evening. Also on the 26th during the day, will be the first subcommittee meeting on the Senate's version of the bill to increase the sales tax for the Natural Resources Trust Fund. I will be providing the exact time and location prior to the meeting.

CWD. Dale Garner, DNR Wildlife Bureau Chief provided an overview of the history and current status of chronic wasting disease (CWD) in the nation and in Iowa. He provided an update on the 3 captive facilities that had animals testing positive and an overview of the protocol when the disease is found. He also provided information on the value of

Iowa's wild deer herd to the state and to the DNR. It is important that Iowa take necessary steps to insure the integrity of the wild herd.

IOWA BOWHUNTER (IBA) CWD PRESENTATION. Three IBA members provided the HNRC the perspective of the Iowa deer hunter with regard to CWD. They stressed that the HNRC, whose role is to insure the integrity of Iowa's natural resources, should do all within its power to protect Iowa's wild herd. Some legislators supported this position, while others were concerned about putting the captive deer breeders out of business of expensive remedies were required such as higher fencing, double fencing, etc. The captive breeders will be presenting their position to the HNRC next Tuesday.

LAKE RESTORATION PROGRAM. Mike McGee of the DNR gave an overview of the program and it's benefits to the users and to the state. He provided a series of charts showing the projects that could be completed over a ten-year period. He told members that several projects require multiple year commitment of funds. For these funds to be best utilized, the project once underway should be completed so that contractors don't have to pull out equipment and rebid projects due to the time lag. Both Trans & Infrastructure Approps subcom chairs, Huseman and McCoy, stated the program would get more money than the Governor recommended.

WATER TRAILS AND LOWHEAD DAM MITIGATION PROGRAM. Nate Hoogeveen of the DNR gave an update on the program and why the program was important for river safety, for recreation and for economic development. McCoy was impressed by the amount of work the program had completed with the low funding levels. He also mentioned the committees past support and was frustrated with the lack of support from the Governor. Indications are that the committee will try to find funds for the program.

FISH AND WILDLIFE TRUST FUND. Chuck Corell of the DNR presented to two committees on the status of the trust fund. His report covered the sources of the funds that are constitutionally protected and programs that were funded by the trust. He indicated that under current trends, the trust fund will have a zero balance in FY '16. He also indicated the HUSH program was valuable but did not pay for itself, costing the trust fund between \$400,000 to \$500,000. On senator asked about increasing the number on nonresident anysex deer licenses. Several legislators expressed support of the youth education programs in shooting and archery sports.

NATURAL RESOURCES & OUTDOOR REC ...

HF 82, LIFETIME FUR HARVESTER LICENSE. Establishes a lifetime fur harvester license for persons over 65 (cost \$50.50). HNR subcom-Hanson, Highfill, Rayhons.

HF 90, DEER TRACKING DOGS. Allows a hunter to use a dog to track and retrieve wounded deer. Requires one to have landowner permission to use the dog on private land and to keep the dog leashed and under control. Requires the NRC to adopt rules. Makes violations subject to a \$25 scheduled fine. HNRC.

HF 92, NATURAL RESOURCES SALES TAX. Increases the state sales tax by 3/8 of a cent for the Natural Resources Trust Fund established in the Iowa Constitution. HWM subcom-Windschitl, Isenhardt, Sands.

HF 130, DISABLED VETERAN HUNTING. Requires the DNR make 40 of the special "celebrity" non-resident deer and wild turkey licenses to be available to non-resident, disabled veterans and current disabled military personnel. Increases the total number of the special wild turkey licenses to 75. The licenses must be used in conjunction with an organization that organizes hunts for disabled veterans. HVA subcom-L. Miller, Kearns, Windschitl

HF 151, PASSING BIKES. Requires motorists to maintain at least a 3-foot (safe) distance when passing a bicycle. Sets violations as a scheduled fine of \$100 that increases to \$500 and 90-day license suspension for injury and \$1,000 and 180-day license suspension for death. HTC.

HF 158(formerly HF 72), SLEDDING LIABILITY. Adds sledding to the list of recreational activities that local governments have an exemption from liability for negligent design or construction, or acts or omissions by a local government employee when the injured person should have known the risk. Passed SJC on a party-line vote. If you have a sledding facility now is the time to contact your representative. Eligible for H debate.

HF 162, CROSSBOW HUNTING. Requires the NRC to adopt rules allowing the use of crossbows during the muzzleloader season. Allows a person to get a crossbow license in addition to a regular bow license. HNRC.

HF 165, FIREARM SALES. Allows the Natural Resources Comm to limit the type of equipment or ammunition used in taking wildlife. Specifically allows the NRC to ban the use of lead shot. HJC.

HSB 97, BEGINNING FARMING LEASES. Requires the DNR to lease farmland to beginning farmers in three-year leases. Provides that the DNR does not have to lease land it owns or controls that it would not otherwise lease for farming. HAG subcom-Kaufmann, Grassley, Moore, Muhlbauer, Ruff. The bill is not opposed by the DNR and is a work in progress. The subcom is searching for flexibility for both the DNR and beginning farmers.

SF 59, HF 177, FARM & HUNTING PRESERVE DEER. Requires that farm deer sent to slaughter or that die be tested for chronic wasting disease (CWD). Requires owners to pay testing costs. Requires owners of farm deer to register with DALS annually, and to meet the fencing certification and bond requirements. Requires a \$5,000 registration fee. Establishes new fencing requirements. Requires that DALS be notified if a farm deer goes missing. Establishes civil penalties for false reporting about farm deer. Establishes new fencing requirements for whitetail hunting preserves. Establishes similar testing and registration requirements. Requires ear tags and tattoos and establishes penalties for removing any required identification from a whitetail on a hunting preserve. Establishes penalties if an animal escapes from the enclosure & is not returned to the enclosure. SNR subcom-Dearden, Seng, Zumbach. HNRC.

SF 74, DISABLED VETERAN LIFETIME HUNTING & FISHING LICENSES. Makes a disabled veteran who paid Iowa income tax in the previous year and who lived in Iowa at the time of application, a resident for the purposes of qualifying for a lifetime hunting & fishing license. SNR subcom-Dearden, Black, Greiner.

SF 116, WATER SKIING FLAGS. Requires that a person, other than the boat operator, raise a red flag whenever a person waterskiing or being towed falls. SNR subcom-Seng, Dearden, Johnson.

SF 124, LAKE MACBRIDE MOTOR BOATS. Allows boats with more than 10 hp to operate on Lake MacBride at any time. SNR subcom-Dearden, Seng, Zumbach. This bill has been introduced for many years and not acted upon. Will delete until further action.

SF 125, HUNTING & FISHING FEES. Increases various fees related to resident hunting, fishing and trapping licenses, for the wildlife habitat fee, trout fishing and migratory game bird fees, for HUSH and the writing fees paid to license agents.

Fishing license, annual - \$ 17.00 to 23.50
Fishing license, three-year - \$ 51.00 to 70.50
Fishing license, seven-day - \$ 11.50 to 15.00
Fishing license, one-day - \$ 7.50 to 8.00
Third line fishing permit, annual - \$ 10.00 (no change)

Fishing license, lifetime, sixty-five 32 years or older - \$ 50.50 (no change)

Hunting license, annual, not including the wildlife habitat fee - \$ 17.00 to 23.50

Hunting license, annual, including the wildlife habitat fee - \$ 28.00 to 37.00

Hunting license, three-year, including the wildlife habitat fees - \$ 84.00 to 111.00

Hunting license, lifetime, sixty-five 8 years or older - \$ 50.50 (no change)

Combination hunting and fishing license, annual, including the wildlife habitat fee - \$ 45.00 to 60.50

Deer hunting license, antlered or any sex deer - \$ 25.50 to 35.50

Deer hunting license, antlerless 16 deer only \$ 15.00

Wild turkey hunting license - 22.50 to 27.50

Fur harvester license, annual, not including the wildlife habitat fee, sixteen years or older - \$ 20.50 to 36.00

Fur harvester license, annual, including the wildlife habitat fee, sixteen years or older - \$31.50 to 49.50

Fur harvester license, annual, not including the wildlife habitat fee, under sixteen years of age \$ 5.50 (no change)

Fur dealer license - \$225.50 (no change)

Aquaculture unit license - \$ 25.50 32 (no change)

Retail bait dealer license - \$ 30.50 33 (no change)

Trout fishing fee - \$ 10.50 to 13.00

Game breeder license - \$ 15.50 (no change)

Taxidermy license - \$ 15.50 (no change)

Falconry license - \$ 20.50 (no change)

Wildlife habitat fee - \$ 11.00 to 13.50

Migratory game bird fee - \$ 8.00 to 11.50

Wholesale bait dealer license - \$125.00 (no change)

HUSH fee \$1 to 1.50

Additional antlerless deer license \$10 to 15

License writing fee - 50¢ to 75¢

Free landowner deer license writing fee - \$1 to 1.25

Free landowner deer license HUSH fee \$1 to 1.50

Additional landowner antlerless license \$10 to 15

Duplicate license fee - \$1 to \$1.25

SNR subcom-Black, Dearden, Rozenboom.

Will not continue to publish the list of fees. The bill's link: <http://coolice.legis.iowa.gov/Cool-ICE/default.asp?Category=billinfo&Service=Billbook&menu=false&ga=85&hbill=SF125>

SF 141, GAME BIRD PRESERVES. Reduces the acreage for a game bird hunting preserve to 40 but requires that preserves with less than 320 acres have a game habitat management plan approved by the DNR. SNR subcom-Ragan, Breitbach, Dearden.

SF 146(formerly SF 10), HF 155(formerly HF 68), WATERCRAFT FEES. Extends the requirement that increases from raising watercraft registration fees be used for aquatic invasive plant control, navigation laws and water safety to 2023. Passed SNR subcom. Passed HNRC. Referred to HWMC.

SF 157, BICYCLE RULES. Requires motorists to maintain at least a 3-foot distance when passing a bicycle, not including farm implements. Establishes an exception to the restrictions on passing vehicles when passing a bicycle or farm implements when the pass can be made safely and not interfering with other traffic. Makes a citation for a bike light similar to that of an auto by giving the person 72 hours to correct the problem. STC.

SSB 1003, HSB66, DNR MATTERS. Strikes the requirement that an ATV or snowmobile title application be notarized. Strikes the Restore the Outdoors program. Adds palustrine emergent wetland as a protected wetlands. Strikes some provisions on the power of the DNR to designate protected wetlands and on procedures for the affected landowners to challenge such a designation. SNR subcom-Brase, Breitbach, Dearden. HNR subcom-Rayhons, H. Miller, J. Smith.

SSB 1006, HSB 65, HUNTING & FISHING LICENSES. Allows a nonresident member of the armed forces on active duty living in Iowa to purchase resident hunting, fishing and trapping license. Does not require an active duty armed forces personnel or who served and received an honorable discharge to complete a hunter safety course. Allows a person over the age of 18 to complete an on-line hunter safety course without demonstrating the safe handling of a gun. Allows certain minor pupils at state institutions; persons at county care centers and certain persons receiving supplementary aid to fish without a license. SNR subcom-Dearden, Black, Johnson. HNR subcom-Baudler, Hall, Highfill

ENVIRONMENT & AG ...

HF 65, IMPLEMENTING FEDERAL LAW. Prohibits a state agency from exceeding the specific requirements of a federal statute, rule or policy and deems any part of the rule that does so to be void. HEGC.

HF 66, PROHIBITING SUPPORT OF UNITED NATIONS AGENDA 21. Prohibits the state or any of its political subdivisions from implementing or financially supporting the implementation of Agenda 21 if the implementation would infringe or restrict private property rights without due process. "Agenda 21" is an international environmental action plan for sustainable development. HSGC.

HSB 87, MANURE HANDLING COURSES. Requires DNR to develop an educational course containing practical, cost-effective methods to limit manure spills and their impact. Requires DNR to make continuing education course available on the Internet. HAg sub-Klein, Ourth, Cownie.

SF 7, ORIENTAL BITTERSWEET. Adds oriental bittersweet to the list of prohibited invasive plants (noxious weed list). SNRC.

SF 24, NPDES SIGNS. Requires an NPDES permit holder for non-storm water discharges to maintain a sign at points of discharge to surface waters. Includes specifications for the sign. Establishes penalties and allows waivers. Does not require the sign for feedlot operators or CAFOs. SAg subcom-Seng, Hart, Zumbach.

SSB 1005, HSB 72, WATER QUALITY. Strikes the requirement for the publication of notice in newspapers for NPDES stormwater and allowable nonstormwater permits. Allows aquatic herbicides to be applied according to EPC rules. Allows an applicant for a permit to divert, withdraw or store water to apply for additional time to provide information without incurring another fee. Awards such a permit by default if the DNR does not award or deny an application within 90 days of receipt. Strikes the requirement that a borrower under the on-site waste system program live outside a city. Strikes certain DNR reporting requirements related to the program. SNR subcom-Schoenjahn, Greiner, Seng. HEP subcom-R. Taylor, Deyoe, Lensing.

SSB 1106, STATE EFFICIENCIES. Among numerous items, the bill: amends provisions of the Pollution Control and Waste Management Assistance Program. Amends the waste reduction hierarchy by adding “reuse” as the second priority and changes “incineration” to “combustion with energy recovery”. Adds new language on pollution prevention and pollution prevention techniques. Eliminates the old dates in the Code to reach waste management reduction goals. SSGC.

LOCAL GOVT & OTHER ...

HF 60, LOCAL OPTION SALES TAXES. Allows city or county elected officials to file petitions for a local option sales tax vote. Limits the length of a local option sales tax to ten years. Requires a three-year wait before the question can be submitted to voters after failing. Changes the allocation of revenues for taxes imposed after July 2013 so that all taxes collected in a city stay with the city and all taxes collected in unincorporated parts of a county stay with the county. HSG subcom-Watts, Isenhardt, Pettengill.

HF 74, GUN & AMMO RESTRICTIONS. Prohibits the Governor or local governments to restrict the sale or transport of guns and ammo after a disaster is declared. HJC.

HF 75, SF 105, GUN & AMMO SEIZURES. A law enforcement agency that seizes a gun or ammo is deemed the owner of those items if the value is under \$500. Requires forfeited guns and ammunition with a value over \$500 be transferred to the seizing agency. Allows the agency to use the guns and ammo or sell and to keep the proceeds. HJC.

HF 118, PUBLIC POLICY INSTITUTE. Establishes the Iowa Institute for Public Policy to advise legislators and others on long-term issues about the effectiveness of government. HSGC. Unlikely to be adopted due to cost. Will not cover further.

HF 170, IN-STATE GUN LAWS. Prohibits a licensed firearm dealer or public servant from enforcing federal laws or rules on guns and ammunition owned or manufactured in Iowa remaining in Iowa. HJC. Will delete until further action.

HSB 15, SSB 1034, PARKING FEES & CHARGES. Among other items, makes the docketing fee for parking violations \$35. Requires agencies that have their own debt collection process to pay 10% of the collections to the State Court Administrator. Amended & passed HJC.

HSB 40, SSB 1033, DEPT OF HOMELAND SECURITY. Establishes the current Div of Homeland Security & Emergency Mgt, now in the Dept of Public Defense, as a separate department. HSG subcom-Hagenow, Highfill, T. Taylor.

HSB 107, SSB 1009, COUNTY SUPERVISOR DISTRICTS. Allows voters to petition to overturn a redistricting plan for county supervisors. Requires the Secretary of State to reject a plan if a valid petition is filed. Directs the Legislative Services Agency (LSA) to draw a new plan. Allows the supervisors to accept or reject the plan but requires supervisors to give reasons for rejection. Requires the LSA to draw a new plan that will then be imposed by the Secretary of State. HLG subcom-Gassman, Gaskill, Highfill. SSG subcom-Danielson, Jochum, Chapman.

SF 15, PUBLIC COMPETITIVE BIDDING. Requires the state & local governments to allow Iowa businesses the chance to match a low bid from an out-of-state business if the Iowa company bid is within 5% or \$10,000, whichever is lower, and the project is less than \$500,000. Excludes certain projects and services. Requires that Iowa companies disclose their Iowa relationship. Amended & passed SEGC. I believe the amendment applied the requirement only to the state and not local governments. If so, will delete.

SF 53 (formerly SSB 1057), SCHOOL PROPERTY TAXES. Transfers money necessary to lower all school district adjusted additional property tax levy rates to the statewide maximum adjusted additional property tax levy rate from the Taxpayers Trust fund. Establishes a School Property Tax Replacement Fund and formulas to determine the transfer of funds to schools. Eligible for S debate.

SF 57, RESERVE POLICE OFFICERS. Authorizes an approved reserve police officer certified by ILEA, to receive a non-professional gun carry permit. SJ subcom-Sodders, Dvorsky, Zaun.

SF 89, LOCAL EMERGENCY MANAGEMENT COMM. Strikes a requirement that budgets for local emergency management commissions only be done by elected members or by designated alternate members who are elected officials. SLG subcom-Wilhelm, Brase, Chelgren.

SF 151, TAKING POLICE RADIOS. Makes it a Class D felony to knowingly or intentionally take or try to take a radio from an officer while performing official duties. SJC.

SSB 1037, CRIMINAL CHARITABLE CONTRIBUTIONS. Strikes the authority of judges to order charitable contributions in lieu of community service. Prohibits allowing charitable contributions as a sentencing option. SJ subcom-Courtney, Petersen, Sorenson.