

MINUTES
OF THE
NATURAL RESOURCE COMMISSION
MEETING

JUNE 14, 2012

HELD AT:

IOWA DEPARTMENT OF NATURAL RESOURCES
HENRY WALLACE STATE OFFICE BUILDING
502 EAST 9TH STREET
DES MOINES, IA 50319

For Office Use Only

Date Minutes Approved By NRC: 7/12/12

Director's Signature: Chuck Gipp
Chuck Gipp
Director

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File Name: ADM 1-1-1

NRC MINUTES

Sender's initials: CR

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MEETING MINUTES

CALL TO ORDER

The meeting of the Natural Resource Commission was called to order by the NRC Vice Chair, Sally Prickett, on 06/14/12 at 10am.

COMMISSIONER ATTENDANCE

Present

- Conrad Clement (by phone)
- Gregory Drees
- Richard (Kim) Francisco, Secretary
- Dr. Sally Prickett, Vice-Chair
- Dennis Schemmel

Absent

- Janelle Rettig
- Margo Underwood, Chair

PUBLIC PARTICIPATION

- Dr. James Goodman 3rd duck zone
- Sam Minor duck season (handout)
- Walt Bussey zone 3 duck season
- Jon Goodman 3rd duck zone
- Dick Hutmacher duck season

1. APPROVAL OF AGENDA

Motion – Commissioner Francisco
 Seconded – Commissioner Schemmel
 Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

2. APPROVE MINUTES OF 05/10/12/12 NRC PUBLIC MEETING

Motion – Commissioner Francisco
 Seconded – Commissioner Schemmel
 Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

3. DIRECTOR’S REMARKS

Director Gipp thanked the Commissioners for their service and appreciated their work on the Natural Resource Commission. He stated the DNR holds all employee meetings to provide updates to employees, such as the Governor approved budget, which a few of the Commissioners were able to attend this morning. Director Gipp introduced the Department’s newly appointed Deputy Director, Bruce Trautman.

4. HONEY CREEK RESORT STATE PARK UPDATE

Geoff Baekey, CHM Central Group Companies Vice President, and Andy Woodrick, Honey Creek Resort General Manager, presented information on budget, marketing, public relations.

Mr. Baekey shared information about a recent dedication of green features at the Resort due to the bequeath by the Desjardin family. Mr. Woodrick responded to a question that the RV park revenue is on target with budget and April’s visits equated to approximately 100 visits. Commissioner Francisco congratulated HCR staff on the numbers. Mr. Woodrick responded to a question regarding the green features that the electric bill cost was down due, most likely, to the weather. After the wind turbines have been online for several months, they will be able to better measure savings. Commissioner Prickett appreciated the work done to make the Resort a crown jewel for Iowa.

INFORMATIONAL

5. PUBLICLY OWNED LAKES PROGRAM WATERSHED ELIGIBILITY

The Natural Resource Commission is requested to approve the priority list of watersheds located above publicly owned lakes and reservoirs where private landowners are eligible to receive cost-share funding of up to 75 percent of the cost of approved permanent soil and water conservation practices in fiscal year 2013. In accordance with Iowa Administrative Code 571, Chapter 31, Public Owned Lakes Program the Commission establishes a priority list of watersheds above publicly owned lakes. The Department is responsible for making an annual recommendation to the Commission utilizing the criteria established in the rule. The Iowa Department of Agriculture and Land Stewardship's Division of Soil Conservation manages the Public Owned Lakes Program, which makes funds available to private landowners in the watersheds above the designated publicly owned lakes. Funds for the program come from appropriations to the Iowa Department of Agriculture and Land Stewardship.

The following eleven applications were submitted:

- . Big Creek Lake, Polk and Boone Counties
- . Black Hawk Lake, Sac and Carroll Counties
- . Blue Lake, Monona County
- . Lake Binder, Adams County
- . Lake Geode, Des Moines and Henry Counties
- . Lake Icaria, Adams County
- . Little River Lake, Decatur County
- . Prairie Rose Lake, Shelby County
- . Twelve Mile Lake, Union and Adair Counties
- . West Lake, Clarke County
- . Williamson Pond, Lucas County

The applications were evaluated on their identification of locations within the watershed that contribute significant sediment to the lake and their plans for targeted installation of permanent soil conservation practices to reduce that sediment delivery. In accordance with the administrative rules, the Department has determined that ten of the eleven watersheds adequately meet the requirements for eligibility in fiscal year 2013:

Staff recommends approval of these ten watersheds for program eligibility.

- . Big Creek Lake, Polk and Boone Counties
- . Black Hawk Lake, Sac and Carroll Counties
- . Lake Binder, Adams County
- . Lake Geode, Des Moines and Henry Counties
- . Lake Icaria, Adams County
- . Little River Lake, Decatur County
- . Prairie Rose Lake, Shelby County
- . Twelve Mile Lake, Union and Adair Counties
- . West Lake, Clarke County
- . Williamson Pond, Lucas County

Motion – Commissioner Francisco

Seconded – Commissioner Drees

Discussion – Staff responded, in regard to Williamson Pond, previous plans did not address issues such as road ditch siltation. Current applications have to be comprehensive to address overall issues. The recipients of this funding are private landowners.

Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

6. CONTRACT WITH RESPONSIVE MANAGEMENT - DATA ANALYSIS

The Department requests Commission approval of a contract with Responsive Management to perform ongoing survey and data analysis services to better understand trends, demographics, purchasing behaviors of DNR license customers. The overall goal is to increase recruitment and retention of license buyers and their participation in outdoor recreation in Iowa. The Department received proposals from two companies with the following per hour rates: Responsive Management: \$50.15/hour, Southwick Associates: \$120.00/hour. The selection committee unanimously chose Responsive Management due to their expertise in surveys, their ability to shared research experiences from other states with similar goals, and their ability to provide marketing and educational strategies once research is completed. The expected contract period is July 1,

2012 through July 1, 2013. The funding source is the Fish and Wildlife Trust Fund. This is a one-year contract based on a per-hour cost and not to exceed \$50,000. The DNR has the sole option to renew and extend this Contract for subsequent periods. Projects per year will be determined on an ongoing basis dependent on priorities and funding. For several years, the Iowa DNR has undertaken marketing efforts to increase recruitment and retention of license buyers. Data analysis of license buyer information and trends is critical to creating effective customer service and marketing strategies, so that the DNR can make informed decisions, understand its customers better, and track program effectiveness. Projects may include, but are not limited to:

- Analyze customer databases to determine opportunities for communication and education,
- Create targeted marketing lists based on demographics, geographic location and other criteria, and then track results of marketing programs,
- Implement surveys to understand customer interest in various programs and recreational opportunities in Iowa.

Motion – Commissioner Friacisco
 Seconded – Commissioner Schemmel
 Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

7. IOWA GREAT LAKES ELECTRIC FISH BARRIER

The Department requests Commission approval of a contract to assess and design an electric fish barrier in the vicinity of the Lower Gar Lake spillway. Contract tasks include a site assessment, preliminary and final designs, production of an operating manual, staff training, and itemized construction and operating estimates. The expected contract period is June 21, 2012, through August 15, 2012. The funding source is Marine Fuel Tax. Bids are due June 1, 2012. The contract amount with a contractor recommendation will be presented to the Commission at the June 14, 2012 meeting. Unprecedented flooding in 2011 allowed Asian carp to invade the Iowa Great Lakes. This invasion has caused concern for the Department and the local community as to what resource and economic impacts these invasive species may have on the Iowa Great Lakes. The Minnesota DNR also has concerns that Asian carp may invade Minnesota waters by way of the Iowa Great Lakes chain. An electric barrier in Milford Creek or in the vicinity of the Lower Gar Lake spillway has been the best management strategy to prevent future invasions. There is strong local community support and interest in the construction of the electric barrier. Donation commitments through a successful fund raising effort thus far have reached \$688,600 for barrier construction and efforts to prevent the introduction of invasive species into the Iowa Great Lakes. The expected completion date for barrier construction is December 1, 2012.

Bids received:

Smith Root, score 72, rank 1, \$118,497.00

Fishways Global, score 58, rank 2, \$54,457.50

The Department recommends Smith Root based on their proven experience on this type of project.

Motion – Commissioner Francisco

Seconded – Commissioner Schemmel

Discussion – Staff reported this request is for the design only and the construction project will come before the commission later this year. That is when public raised funds will come into play.

Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

8. BOONE RIVER WATERSHED

In April 2012, the National Fish Habitat Partnership (NFP) named the Boone River Watershed (BRW) as one of the 2012 “10 Waters to Watch.” This list is a collection of rivers, streams, estuaries, watershed systems, and lakes that will benefit from strategic conservation efforts to protect, restore or enhance their current conditions. These waters represent a snapshot of this year’s voluntary habitat conservation efforts in progress. The Boone River Watershed was recognized as the result an oxbow restoration effort of the Fishers and Farmers Partnership of the Upper Mississippi River Basin (FFP); one of the 17 NFP. It is supported by 25 partner organizations in Iowa, Missouri, Minnesota, Wisconsin, and Illinois. The Nature Conservancy, Iowa Soybean Association, U.S. Fish & Wildlife Service, and the Iowa DNR are active Iowa partners. The goal of FFP is to work with landowners to add value to farms while restoring aquatic habitat. The White Fox Creek oxbow restoration project within the Boone River Watershed was completed in December 2011. This project would not have been possible without the support of local landowners Gerald and Jake Peterson. The objective of the project is to restore degraded and fragmented habitat cause by altered stream hydrology and hydraulics. Expected resource benefits of this restoration effort are improved aquatic habitat and water quality and increased fish species diversity. The BRW supports a remnant population of the

federally endangered Topeka shiner; oxbows are a preferred habitat of this species. In 2012, the Iowa FFP partners are planning to restore a cluster of oxbows in close proximity of each other in effort to greatly enhance resource benefits.

INFORMATION ONLY

9. CHAPTER 106, DEER HUNTING BY RESIDENTS – FINAL

The Commission is requested to adopt a final rule to amend Chapter 106, “Deer Hunting by Residents”. Chapter 106 gives the regulations for deer hunting by residents and includes season dates, bag limits, possession limits, shooting hours; areas open to hunting, licensing procedures, means and methods of take, and transportation and reporting requirements.

The amendments do the following:

- 1 Close the November antlerless season;
- 2 Remove four counties from the January antlerless season and reduce the length of the January season by one week;
- 3 Restrict hunters who purchase one of the 7,500 paid any-deer early muzzleloader licenses from also purchasing a paid antlerless license during either the first or second regular gun season;
- 4 Specify changes in quota numbers in 21 counties for antlerless deer licenses.

Notice of Intended Action was published in the Iowa Administrative Bulletin on May 2, 2012, as ARC 0114C. A public hearing was held on May 23, 2012. Sixteen comments were received from the public during the comment period and all but one supported the proposed changes in the antlerless quotas, elimination of the November antlerless season and the shortening of the January antlerless season. Four opposed the change to the early muzzleloader season.

Attachment: Chapter 106, Deer Hunting by Residents – Final Rule

NATURAL RESOURCE COMMISSION[571]

Notice of Intended Action Pursuant to the authority of Iowa

Code sections 455A.5(6), 481A.38, 481A.39, 481A.48(1), 483A.8, 483A.8B, 483A.8C, 483A.24, and 483A.24B, the Natural Resource Commission hereby amends

Chapter 106, “Deer Hunting by Residents,” Iowa Administrative Code.

Chapter 106 sets regulations for deer hunting by residents and includes season dates, bag limits, possession limits, shooting hours, areas open to hunting, licensing procedures, means and methods of take, and transportation and reporting requirements.

The amendments do the following:

1. Close the November antlerless season;
- 1 Remove four counties from the January antlerless season and reduce the length of the January season by one week;
- 2 Restrict hunters who purchase one of the 7,500 paid any-deer early muzzleloader licenses from also purchasing a paid antlerless license during either the first or second regular gun season;

4. Specify changes in quota numbers in 21 counties for antlerless deer licenses.

These amendments are being proposed for the following reasons:

1. In 2005, the November season was added and the January antlerless season was lengthened in an attempt to reduce deer numbers. These changes are no longer needed to reach the Department’s objectives for the deer population. Thus, the November season is being removed and the January season is being shortened by one week.

2. In 2011, the 7,500 quota for the muzzleloader season was filled in less than four days. Restricting hunters who obtain an early muzzleloader season license from also obtaining an antlerless license for the shotgun season will require hunters to choose which season they prefer. In 2004, and before, hunters had to choose a season in which to participate, and the muzzleloader season took three weeks or longer to fill. Thus, the proposed change will allow those hunters who prefer to hunt only during the muzzleloader season a better opportunity to do so.

3. The changes to the antlerless quotas are designed to stabilize deer numbers in 20 counties where deer numbers have been reduced to the Department’s goals and to increase the quota in one county so that deer numbers are reduced to the Department’s goals more quickly there.

Notice of Intended Action was published in the Iowa Administrative Bulletin on May 2, 2012, as ARC 0114C. A public hearing was held on May 23, 2012. Sixteen comments were received from the public during the comment period and all but one supported the proposed changes in the antlerless quotas, elimination of the November antlerless season and the shortening of the January antlerless season. Four opposed the change to the early muzzleloader season. No changes were made from the notice.

These rule amendments will have a neutral impact on jobs in the state. Even though the Department is seeking a license reduction, there should not be a noticeable change in deer hunting. The proposed quota is designed to keep deer numbers stable and result in similar license sales overall. Thus, the private sector job impact should remain status quo even with this rule making. Importantly, remaining status quo is a very good thing for the state. A study done by the Fish and Wildlife Service shows Iowa’s deer season typically generates \$200 million in economic activity. The following types of jobs

are positively impacted by deer hunting generally (and should see no noticeable change due to this rule making): hunting equipment retailers (weapons, ammunition, clothing, chairs, stands, binoculars, and other supporting equipment); field guides and outfitters; taxidermists; plus restaurants, hotels, and gas stations for hunters traveling around the state.

These amendments are intended to implement Iowa Code sections 481A.38, 481A.39, 481A.48(1), 483A.8, 483A.8B, 483A.8C, 483A.24 and 483A.24B.

The following amendments are adopted.

ITEM 1. Rescind and reserve subrule 106.1(5).

ITEM 2. Amend subrule 106.1(7) as follows:

106.1(7) Free and reduced-fee deer licenses for landowners and tenants. A maximum of one free any-deer license, two free antlerless-deer-only licenses, and two reduced-fee antlerless-deer-only licenses may be issued to a qualifying landowner or eligible family member and a qualifying tenant or eligible family member. Eligibility for licenses is described in 571—106.12(481A). The free any-deer license shall be available for one of the following seasons: the youth/disabled hunter season (if eligible), bow season, early muzzleloader season, late muzzleloader season, or first and second regular gun seasons. One free antlerless-deer-only license shall be available for one of the following seasons: youth/disabled hunter season (if eligible), bow season, early muzzleloader season, late muzzleloader season, or first and second regular gun seasons, or November antlerless-deer-only season. The second free antlerless-deer-only license shall be valid only for the January antlerless-deer-only season and will be available only if a portion of the farm unit lies within a county where paid antlerless-deer-only licenses are available during that season. Each reduced-fee antlerless-deer-only license shall be valid for one of the following seasons: youth/disabled hunter season (if eligible), bow season, early muzzleloader season, late muzzleloader season, first and second regular gun seasons, ~~November antlerless-deer-only season~~ or January antlerless-deer-only season. January antlerless-deer-only licenses will be available only if a portion of the farm unit is located in a county where paid antlerless-deer-only licenses are available in that season.

ITEM 3. Rescind and reserve subrule 106.2(4).

ITEM 4. Amend subrule 106.2(5) as follows:

106.2(5) January antlerless-deer-only season. Antlerless deer may be taken from January 11 through the ~~third~~ second following Sunday.

ITEM 5. Rescind and reserve subrule 106.4(4).

ITEM 6. Amend paragraph 106.6(2)"b" as follows:

b. No one may obtain paid licenses for both the first regular gun season and second regular gun season regardless of whether the licenses are valid for any deer or antlerless deer only. Paid antlerlessdeer-only licenses for the early muzzleloader season may only be purchased by hunters who have already purchased one of the 7,500 paid statewide any-deer licenses. Hunters who purchase one of the 7,500 paid statewide any-deer licenses for the early muzzleloader season may not obtain paid antlerless licenses for the first or second regular gun season.

ITEM 7. Rescind and reserve subrule 106.6(3).

ITEM 8. Amend subrule 106.6(4) as follows:

106.6(4) January antlerless-deer-only licenses. Antlerless-deer-only licenses for the January antlerless-deer-only season shall be available in the following counties: Adair, Adams, ~~Allamakee~~, Appanoose, Cass, Clarke, Clayton, Dallas, Davis, Decatur, Des Moines, Fayette, Fremont, Guthrie, Harrison, Henry, Jasper, Jefferson, Keokuk, Lee, Louisa, Lucas, Madison, Mahaska, Marion, Mills, Monona, Monroe, Montgomery, Page, Polk, Pottawattamie, Ringgold, Taylor, Union, Van Buren, Wapello, Warren, Washington, Wayne, ~~Winnebago~~, and Woodbury. Beginning December 15, an unlimited number of paid antlerless-deer-only licenses may be purchased for the January antlerless-deeronly season. These licenses may be obtained regardless of any other paid any-deer or paid antlerlessdeer-only licenses that may have been obtained.

ITEM 9. Amend subrule 106.6(6) as follows:

106.6(6) Antlerless-deer-only licenses. Paid antlerless-deer-only licenses will be available by county as follows:

County Quota County Quota County Quota

Adair 2400 Floyd 0 Monona 2500 Adams 1950 Franklin 0 Monroe 3000 Allamakee 4500 Fremont 1500 Montgomery 1300 Appanoose 3300 Greene 150 Muscatine 1700 1175 Audubon 100 Grundy 0 O'Brien 0 Benton 1000 650 Guthrie 3300 Osceola 0 Black Hawk 0 Hamilton 100 Page 1800 Boone 650 Hancock 0 Palo Alto 0 Bremer 700 1000 Hardin 200 Plymouth 100 Buchanan 250 Harrison 2500 Pocahontas 0 Buena Vista 0 Henry 2000 1025 Polk 1500 Butler 0 Howard 350 Pottawattamie 2100 Calhoun 0 Humboldt 0 Poweshiek 650 500 Carroll 100 Ida 0 Ringgold 2600 Cass 1300 Iowa 1200 775 Sac 0 Cedar 1300 1025 Jackson 1800 1250 Scott 800 500 Cerro Gordo 0 Jasper 1700 Shelby 400 **ITEM 10.**

Rescind and reserve subrule 106.7(4).

County	Quota	County	Quota	County	Quota
Cherokee	0	Jefferson	2150	Sioux	0
Chickasaw	450	Johnson	2000 1400	Story	500
Clarke	2500	Jones	1500 975	Tama	650 500
Clay	0	Keokuk	1900	Taylor	2650

Clayton	5800 3200	Kossuth	0	Union	2100
Clinton	1200 825	Lee	2500 1400	Van Buren	5400
Crawford	300	Linn	1900 1300	Wapello	2150
Dallas	2700	Louisa	1500 850	Warren	4200
Davis	3600	Lucas	2800	Washington	2250
Decatur	2800	Lyon	0	Wayne	3000
Delaware	1550 975	Madison	4000	Webster	100
Des Moines	2000 900	Mahaska	1350	Winnebago	0
Dickinson	0	Marion	2250	Winneshiek	3500
Dubuque	2000 1375	Marshall	500	Woodbury	2500
Emmet	0	Mills	1350	Worth	0
Fayette	2500 1650	Mitchell	0	Wright	0

ITEM 11. Amend rule **571--106.9(481A)** as follows: **571--106.9(481A) Transportation tag.** A transportation tag bearing the license number of the licensee, year of issuance, and date of kill properly shown shall be visibly attached to one leg of each antlerless deer or on the main beam between two points, if present, on one of the antlers of an antlered deer in such a manner that the tag cannot be removed without mutilating or destroying the tag. This tag shall be attached to the carcass of the deer within 15 minutes of the time the deer carcass is located after being taken or before the carcass is moved to be transported by any means from the place where the deer was taken, whichever occurs first. No person shall tag a deer with a transportation tag issued to another person or with a tag that was purchased after the deer was taken. During the youth/disabled hunter season, bow season, early muzzleloader season and late muzzleloader season, the hunter who killed the deer must tag the deer by using the transportation tag issued in that person's name. During the first and second regular gun seasons and the ~~November and January antlerless-deer-only seasons~~ season, anyone present in the hunting party may tag a deer with a tag issued in that person's name. This tag shall be proof of possession and shall remain affixed to the carcass until such time as the animal is processed for consumption. The head, and antlers if any, shall remain attached to the deer while being transported by any means whatsoever from the place where taken to the processor or commercial preservation facility or until the deer has been processed for consumption.

ITEM 12. Amend **571—Chapter 106**, implementation sentence, as follows:

These rules are intended to implement Iowa Code sections 481.A.38, 481A.39, 481A.48, 483A.8, 483A.8B, 483A.8C, 483A.24, and 483A.24B and ~~2009 Iowa Acts, Senate File 187.~~

Motion – Commissioner Schemmel
 Seconded – Commissioner Francisco
 Discussion – Commissioner Drees requested text be added to 106.6(6): for the 2012 deer season
 Motion to amend – Commissioner Francisco
 Seconded - Schemmel
 Decision – Approved by Unanimous Vote

CARRIED AS AMENDED

10. CHAPTER 108, MINK, MUSKRAT, RACCOON, BADGER, OPOSSUM, WEASEL, STRIPED SKUNK, FOX (RED AND GRAY), BEAVER, COYOTE, RIVER OTTER, BOBCAT, GRAY (TIMBER) WOLF AND SPOTTED SKUNK SEASONS -FINAL
 The Commission is requested to adopt a final rule to amend Chapter 108, "Mink, Muskrat, Raccoon, Badger, Opossum, Weasel, Striped Skunk, Fox (Red and Gray), Beaver, Coyote, River Otter, Bobcat, Gray (Timber) Wolf and Spotted Skunk Seasons".

Chapter 108 sets the season dates, bag limits, possession limits and areas open to hunting or trapping furbearers. The amendment increases the quota for bobcats from 350 to 450 and increases the quota for river otters from 650 to 850. Both populations appear capable of sustaining the increased harvest.

Notice of Intended Action was published in the Iowa Administrative Bulletin on May 2, 2012, as ARC 0115C. A public hearing was held on May 23, 2012. Three comments were received from the public and all supported the proposed change.

Dr. Dale Garner, Wildlife Bureau Chief

Conservation and Recreation Division June 14, 2012

Attachment: Chapter 108, Mink, Muskrat, Raccoon, Badger, Opossum, Weasel, Striped Skunk, Fox (Red and Gray), Beaver, Coyote, River Otter, Bobcat, Gray (Timber) Wolf and Spotted Skunk Seasons –

Final

NATURAL RESOURCE COMMISSION[571]

Notice of Intended Action

Pursuant to the authority of Iowa Code sections 481A.6, 481A.38, 481A.39, 481A.87, 481A.90, and 455A.5(6), the Natural Resource Commission hereby amends Chapter 108, "Mink, Muskrat, Raccoon, Badger, Opossum, Weasel, Striped Skunk, Fox (Red and Gray), Beaver, Coyote, River Otter, Bobcat, Gray (Timber) Wolf and Spotted Skunk Seasons," Iowa Administrative Code.

Chapter 108 sets the season dates, bag limits, possession limits and areas open to hunting or trapping furbearers. The amendment increases the quota for bobcats from 350 to 450 and increases the quota for river otters from 650 to 850. Both populations appear capable of sustaining the increased harvest.

Notice of Intended Action was published in the Iowa Administrative Bulletin on May 2, 2012, as ARC 0115C. A public hearing was held on May 23, 2012. Three comments were received from the public and all supported the proposed change. No changes were made from the notice.

Increasing the quota for bobcats and river otters will have a positive jobs impact on the state by increasing overall trapping activity. By raising the quotas, trappers have a better opportunity to actually take a bobcat or otter before the quotas are filled. This means increased business for the private sector in the following areas: hunting and trapping gear and other related equipment, and taxidermy work. It could also lead to increased business for restaurants, hotels, and gas stations as people move around the state participating in the sport.

This amendment is intended to implement Iowa Code sections 481A.6, 481A.38, 481A.39, 481A.87, and 481A.90.

The following amendment is adopted.

Amend subrule 108.7(3) as follows:

108.7(3) Quotas and seasonal bag limit.

a. Seasonal bag limit. The seasonal bag limit is 3 river otters and 1 bobcat per person.

b. Quotas. The quota for the number of river otters that may be taken is ~~650~~ 850 statewide. The quota for the number of bobcats that may be taken is ~~350~~ 450 in the open area. The season shall end for river otters when the number of river otters trapped, as determined by the harvest reporting system, reaches the quota. The season shall end for bobcats when the number of bobcats taken, as determined by the harvest reporting system, reaches the quota. Trappers shall be allowed a grace period that ends on midnight of the day after the quota is reached to clear their traps of river otters or bobcats. River otters or bobcats found in traps during the grace period may be kept even though the quota is exceeded provided that the trapper has not reached the trapper's personal bag limit. River otters or bobcats trapped after the grace period or in excess of the seasonal bag limit must be turned over to the department; the trapper shall not be penalized.

Motion – Commissioner Francisco
Seconded – Commissioner Drees
Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

11. AGREEMENT WITH IOWA STATE UNIVERSITY – RESEARCH STUDIES

The Department requests Commission approval of the annual agreement with Iowa State University for research studies to be conducted through the Cooperative Fish & Wildlife Research Unit in FY 2013.

The Iowa DNR has been surveying the breeding population of Canada Geese in Iowa since 1993. The survey methodology has been evolving as we have acquired better computing tools and better GIS capabilities. It appears the key to more precisely estimating the Canada goose breeding population in a region or state is to accurately stratify the universe of survey plots in the region. We can now use the wetlands inventory GIS data combined with 5 years of Canada Goose observation data (from aerial surveys which ties all observations of geese to specific wetlands or streams/ivers on individual survey plots). These should allow the development of a model (or models) which will predict the Canada goose population for each section in the state based upon number, size, and types of wetlands in each section. Better population estimates will result in better harvest management and more precise population control where control is necessary. Funding supporting this agreement is from the Fish and Game Trust Fund.

Wildlife Component

1) Estimating Breeding Populations of Canada Geese	\$ 40,000
2) Base Funding	\$ 20,000
Total Wildlife Component	\$ 60,000

Fisheries Component

1) Base Funding \$ 20,000

Total Fisheries Component \$ 20,000

Motion – Commissioner Francisco
 Seconded – Commissioner Schemmel
 Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

12. 2012 – 2013 DEER MANAGEMENT ZONE HUNTS

The commission is requested to approve the list as required in department administrative rules 571-Chapter 105. The list includes zones to be open to hunting, season dates, legal weapons, license types and quotas and other information required in chapter 105. Representatives from all of the cities on the list have indicated by letter that they want to be included in the list of special hunts.

There will be hunts at 52 different locations. Some of these have multiple hunts in a year. Twenty eight hunts are at state or county parks or other federal or private refuges. Twenty four are urban hunts. No new areas were added this fall. Several areas including the city of Atlantic, Lacey-Keosauqua State Park, Lake Wapello State Park, Pikes Peak State Park, Geode State Park, Wildcat Den State Park, and Roberts Creek County Park will not be holding hunts this fall.

Table 1. The number of licenses, reported kill and type of deer killed on all of the special hunts in 2011-2012.

Licenses	Reported Harvest	Success Rate	Percent Does	Percent Antlerless
5,171	2,150	49%	85%	98%

Attachment: 2012-2013 Deer Management Zone (DMZ) Hunts

2012-13 Proposed DMZ Hunts							
Zone Name	Zone #	Season Name	Season Number	Season Begin	Dates End	License Quota	Any Deer
Amana Colonies Zone	1	Youth	1	9/15/2012	9/30/2012		
Amana Colonies Zone	1	Disabled	2	9/15/2012	9/30/2012		
Amana Colonies Zone	1	Bow	3	10/1/2012	1/10/2013		
Amana Colonies Zone	1	Early Muzzle	4	10/13/2012	10/21/2012		
Amana Colonies Zone	1	Reg Gun 1	5	12/1/2012	12/5/2012	500	
Amana Colonies Zone	1	Reg Gun 2	6	12/8/2012	12/16/2012		
Amana Colonies Zone	1	Late Muzzle	7	12/17/2012	1/10/2013		
Amana Colonies Zone	1	January	8	1/11/2013	1/20/2013		
Ames (City)	2	Bow	3	9/15/2012	1/27/2013	50	1
Ames (Perimeter)	3	Youth	1	9/15/2012	9/30/2012		
Ames (Perimeter)	3	Disabled	2	9/15/2012	9/30/2012		
Ames (Perimeter)	3	Bow	3	10/1/2012	1/10/2013		
Ames (Perimeter)	3	Early Muzzle	4	10/13/2012	10/21/2012		
Ames (Perimeter)	3	Reg Gun 1	5	12/1/2012	12/5/2012	50	
Ames (Perimeter)	3	Reg Gun 2	6	12/8/2012	12/16/2012		
Ames (Perimeter)	3	Late Muzzle	7	12/17/2012	1/10/2013		
Ames (Perimeter)	3	January	8	1/11/2013	1/20/2013		
Atlantic (City)	3	Cancelled 2012					
Backbone State Park	4	Reg Gun 1	5	12/1/2012	12/2/2012	80	
Bettendorf & Riverdale (City)	7	Bow	3	9/15/2012	1/20/2013	300	4
Cedar Rapids (City)	8	Bow	3	9/15/2012	1/20/2013	700	22
Clinton (City)	9	Bow	3	9/15/2012	1/20/2013	300	11

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Coralville (City)	10	Bow	3	9/15/2012	1/27/2013	400	20
Council Bluffs (City)	69	Bow	3	9/15/2012	1/27/2012	300	10
Davenport (City)	11	Bow	3	9/15/2012	1/20/2013	500	27
Denison (City)	12	Bow	3	10/1/2012	1/27/2013	50	
DeSoto NWR	13	Cancelled 2012					
DeSoto NWR	14	Early Muzzle	4	10/20/2012	10/21/2012	150	
DeSoto NWR	15	Cancelled 2012					
Dubuque (City)	16	Bow	3	9/15/2012	1/20/2013	400	20
Dubuque County	17	Youth	1	9/15/2012	9/30/2012		
Dubuque County	17	Disabled	2	9/15/2012	9/30/2012		
Dubuque County	17	Bow	3	10/1/2012	1/10/2013		
Dubuque County	17	Early Muzzle	4	10/13/2012	10/21/2012		
Dubuque County	17	Reg Gun 1	5	12/1/2012	12/5/2012	250	
Dubuque County	17	Reg Gun 2	6	12/8/2012	12/16/2012		
Dubuque County	17	Late Muzzle	7	12/17/2012	1/10/2013		
Dubuque County	17	January	8	1/11/2013	1/20/2013		
Eldora (City)	42	Bow	3	10/1/2012	1/10/2013	50	
Elk Rock State Park	18	Late Muzzle	7	1/5/2013	1/6/2013	50	
Geode State Park	62	Cancelled 2012					
Green Valley State Park	20	Early Muzzle	4	11/17/2012	11/18/2012	50	
IAAP	21	Youth	1	9/15/2012	9/30/2012		
IAAP	21	Disabled	2	9/15/2012	9/30/2012		
IAAP	21	Bow	3	10/1/2012	1/10/2013		
IAAP	21	Early Muzzle	4	10/13/2012	10/21/2012		
IAAP	21	Reg Gun 1	5	12/1/2012	12/5/2012	950	
IAAP	21	Reg Gun 2	6	12/8/2012	12/16/2012		
IAAP	21	Late Muzzle	7	12/17/2012	1/10/2013		
IAAP	21	January	8	1/11/2013	1/20/2013		
IAAP	22	Early Muzzle	4	10/13/2012	10/21/2012	50	
Iowa Falls (Perimeter)	23	Youth	1	9/15/2012	9/30/2012		
Iowa Falls (Perimeter)	23	Disabled	2	9/15/2012	9/30/2012		
Iowa Falls (Perimeter)	23	Bow	3	10/1/2012	1/10/2013		
Iowa Falls (Perimeter)	23	Early Muzzle	4	10/13/2012	10/21/2012		
Iowa Falls (Perimeter)	23	Reg Gun 1	5	12/1/2012	12/5/2012	30	
Iowa Falls (Perimeter)	23	Reg Gun 2	6	12/8/2012	12/16/2012		
Iowa Falls (Perimeter)	23	Late Muzzle	7	12/17/2012	1/10/2013		
Iowa Falls (Perimeter)	23	January	8	1/11/2013	1/20/2013		
Iowa Falls (City)	24	Bow	3	9/15/2012	1/27/2013	50	
Jefferson County Park	64	Bow	3	10/1/2012	1/20/2013	50	1
Johnson County	25	Youth	1	9/15/2012	9/30/2012		
Johnson County	25	Disabled	2	9/15/2012	9/30/2012		
Johnson County	25	Bow	3	10/1/2012	1/10/2013		
Johnson County	25	Early Muzzle	4	10/13/2012	10/21/2012	750	
Johnson County	25	Reg Gun 1	5	12/1/2012	12/5/2012		
Johnson County	25	Reg Gun 2	6	12/8/2012	12/16/2012		
Johnson County	25	Late Muzzle	7	12/17/2012	1/10/2013		
Johnson County	25	January	8	1/11/2013	1/20/2013		
Kent Park	26	Bow	3	10/1/2012	1/20/2013	100	3
Kent Park	27	Reg Gun 1	5	12/1/2012	12/2/2012	60	
Keokuk (City)	83	Bow	3	9/15/2012	1/20/2013	150	1
Knoxville (City)	75	Bow	3	9/15/2012	1/27/2013	50	

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Lacey-Keosauqua State Park	28	Cancelled 2012	3				
Lake Aquahbi State Park	29	Mentor	4	11/3/2012	11/4/2012	15	
Lake Aquahbi State Park	19	Bow	3	10/15/2012	12/15/2012	30	
Lake Darling State Park	30	Cancelled 2012	5				
Lake Iowa County Park	70	Bow	3	10/20/2012	12/25/2012	100	2
Lake Iowa County Park	71	Late Muzzle	7	12/26/2012	1/20/2013	100	1
Lake Keomah State Park	31	Bow	3	10/1/2012	1/20/2013	50	1
Lake Macbride State Park	32	Bow	3	10/1/2012	1/20/2013	50	4
Lake Manawa State Park	33	Bow	3	10/1/2012	1/27/2013	50	1
Lake of Three Fires State Park	34	Firearms	7	1/12/2012	1/13/2012	45	
Lake Wapello State Park	38	Cancelled 2012					
Ledges State Park	39	Bow	3	10/1/2012	12/31/2012	30	
Linn County	40	Youth	1	9/15/2012	9/30/2012		
Linn County	40	Disabled	2	9/15/2012	9/30/2012		
Linn County	40	Bow	3	10/1/2012	1/10/2013		
Linn County	40	Early Muzzle	4	10/13/2012	10/21/2012		
Linn County	40	Reg Gun 1	5	12/1/2012	12/5/2012	750	
Linn County	40	Reg Gun 2	6	12/8/2012	12/16/2012		
Linn County	40	Late Muzzle	7	12/17/2012	1/10/2013		
Linn County	40	January	8	1/11/2013	1/20/2013		
Marshalltown (City)	78	Bow	3	9/15/2012	1/27/2013	60	3
Marshalltown (Perimeter)	79	Youth	1	9/15/2012	9/30/2012		
Marshalltown (Perimeter)	79	Disabled	2	9/15/2012	9/30/2012		
Marshalltown (Perimeter)	79	Bow	3	10/1/2012	1/10/2013		
Marshalltown (Perimeter)	79	Early Muzzle	4	10/13/2012	10/21/2012	50	
Marshalltown (Perimeter)	79	Reg Gun 1	5	12/1/2012	12/5/2012		
Marshalltown (Perimeter)	79	Reg Gun 2	6	12/8/2012	12/16/2012		
Marshalltown (Perimeter)	79	Late Muzzle	7	12/17/2012	1/10/2013		
Marshalltown (Perimeter)	79	January	8	1/11/2013	1/20/2013		
Muscatine (City)	43	Bow	3	9/15/2012	1/20/2013	200	8
Oskaloosa (City)	6	Bow	3	9/15/2012	1/20/2013	200	5
Ottumwa (City)	44	Bow	3	9/15/2012	1/20/2013	300	18
Pikes Peak State Park/McGregor	46	Cancelled 2012	3				
Pine Lake State Park	47	Bow	3	10/1/2012	1/10/2013	50	1
Polk-Dallas Archery-only Zone	48	Bow	3	9/15/2012	1/27/2013		
<i>Licenses valid within POLK/DALLAS Urban deer management zone in urban areas, Polk CCB properties and cetrain Saylorville Federal lands. Local ordinances or rules apply.</i>						1200	75
Polk-Dallas Rural Zone	61	Youth	1	9/15/2012	9/30/2012		
<i>Licenses valid within POLK/DALLAS deer management zone, outside controlled/permit-only areas.</i>	61	Disabled	2	9/15/2012	9/30/2012		
	61	Bow	3	10/1/2012	1/10/2013		
	61	Early Muzzle	4	10/13/2012	10/21/2012		
	61	Reg Gun 1	5	12/1/2012	12/5/2012	400	
	61	Reg Gun 2	6	12/8/2012	12/16/2012		
	61	Late Muzzle	7	12/17/2012	1/10/2013		
	61	January	8	1/11/2013	1/20/2013		
Reichelt Area	74	Bow	3	10/1/2012	11/30/2012	50	

Riverside Park (Carroll CCB)	81	Bow	3	10/1/2012	1/27/2013	45	
Roberts Creek County Park	76	Cancelled 2012					
Rock Creek State Park	58	Mentor Hunt	1	11/10/2012	11/11/2012	20	
Scott County Park	50	Reg Gun 1	5	12/1/2012	12/2/2012	50	
Smith Wildlife Area	66	Reg Gun 1	5	12/1/2012	12/5/2012	3	
Smith Wildlife Area	67	Reg Gun 2	6	12/8/2012	12/16/2012	3	
Smith Wildlife Area	68	Late Muzzle	7	12/17/2012	1/10/2012	3	
Springbrook State Park	51	Mentor	1	11/17/2012	11/18/2012	30	
Springbrook State Park	52	Cancelled 2012					
Squaw Creek Park	53	Bow	3	10/1/2012	1/20/2013	100	9
Stone State Park	82	Bow	3	10/1/2012	11/30/2012	50	
Viking Lake State Park	54	Firearms	4	11/17/2012	11/18/2012	50	1
Wapsi Environmental Center	55	Mentor Bow	3	10/1/2012	1/10/2013	4	
Waterloo, Cedar Falls, Evansdale	56	Bow	3	10/10/2012	1/10/2013	290	16
Washatee	57	Bow	3	10/1/2012	11/30/2012	50	5
Wildcat Den State Park	63	Cancelled 2012					

Motion – Commissioner Schemmel
 Seconded – Commissioner Francisco
 Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

13. EARLY DUCK AND CANADA GOOSE SEASON DATES AND WATERFOWL ZONE BOUNDARIES

As presented under the Chapter 91 Notice of Intended Action (NOIA), the Commission is requested to approve the following season dates and zone boundaries for submission to the United State Fish and Wildlife Service (USFWS). These dates and boundaries remain unchanged from the NOIA approved by the NRC at the 04/12/12 meeting:

- 1 The addition of a third duck and goose hunting zone along the Missouri River.
- 2 The dates for the early Canada goose seasons in urban zones
- 3 The dates for the September duck season.

The NOIA for Chapter 91 was published in the Iowa Administrative Bulletin on May 2, 2012, as ARC 0116C. The NOIA included the above season dates and zone boundaries, as well as the dates for the late duck season. A public hearing was held on May 23, 2012. Eleven comments were received about the dates or seasons. All supported the dates; four noted opposition to adding the zone along the Missouri River.

After the Department receives the federal guidelines for the late duck season, anticipated in July, the late duck season of Chapter 91 will be presented to the NRC for approval in August 2012. After the August NRC meeting, Chapter 91 will be completed and filed.

Motion – Commissioner Drees moved to amend the boundary to change the third zone to make the southern boundary at Onawa to Sioux City.
 Second – Commissioner Francisco
 Discussion – Staff responded that they have no concerns about making the zone smaller than proposed for the season dates requested in this approval. DNR legal responded that the change is a logical outgrowth from the public comment period and that the Department is not adding or getting rid of the third zone, just modifying the zone.
 Motion – Commissioner Francisco moved approving the rule as amended
 Seconded – Commissioner Schemmel
 Decision – Approved by Unanimous Vote

CARRIED AS AMENDED

*** 14. COOPERATIVE AGREEMENT BETWEEN DNR AND DUCKS UNLIMITED, INC.**

The Commission is asked to approve an agreement between the Department and Ducks Unlimited, Inc. (DU), for support of waterfowl and wetland habitat restoration activities in Saskatchewan, Canada. The agreement is in the amount of \$32,500 which represents 15% of annual revenue generated from the Iowa migratory bird fee (i.e., State Duck Stamp) which is required in order to hunt waterfowl in Iowa. This agreement has been in place nearly every year since the duck stamp fee was established.

CARRIED AS CONSENT ITEM

15. ENGINEERING CONSTRUCTION PROJECTS

The Department requests Commission approval of the following construction projects:

15.1 SCOTT –PROJECT # 12-06-82-01 LOST GROVE LAKE WILDLIFE MANAGE AREA, CONCRETE BOX CULVERT INLET RISERS

Project Summary: This project consists of constructing culvert inlet risers on two box culverts within the watershed of Lost Grove Lake, located in Scott County.

Function of the Project: The intent of this project is to protect the lake from sedimentation. These culverts will create small sediment ponds on the two main streams feeding the lake.

Construction Needed: Construction for the north branch riser will consist of removing the existing upstream apron and casting, in-place, a modified concrete apron with a 4' riser. Construction for the south branch riser will be similar. Construction will consist of removing the existing upstream riser and guardrail, extending the culvert upstream 19', and casting, in-place, a modified concrete apron with a 4' riser. Because the culvert is extended, there will not be a need for a guard rail.

DNR Project Manager:	Heath Delzell; Engineering Bureau
Designer:	Jon Burgstrum, PE; Scott County Engineer
DNR Inspector:	Bruce Flippin, PE; Engineering Bureau
Operating Bureau:	Fisheries
Funding Source:	Lake Restoration 100% (Cap Link #95)
Cost Estimate:	\$115,000
Plans Issue Date:	04/25/12
Bid Letting Date:	05/17/12
Plan Holders:	17
Number of Bids Received:	5

Bidders

Arendсорf Excavating and Trucking, Inc. Anamosa, IA \$90,089.84 Iowa Bridge & Culvert LC Washington, IA \$107,108.20
McCarthy Improvement Co. Davenport, IA \$157,690.80 Taylor Construction, Inc. New Vienna, IA \$170,466.70 Winfield
Contractors Wapello, IA \$211,865.00

IDNR recommends awarding the bid to Arendсорf Excavating and Trucking, Inc.

Motion – Commissioner Francisco
Seconded – Commissioner Schemmel
Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

15.2 MONONA – PROJECT #12-01-67-03 LEWIS & CLARK STATE PARK VISITOR CENTER FLOOD RENOVATION

Project Summary: This project will reinstall all of the components removed during preparation for Missouri River flooding last summer, and will repair damages caused by moisture in the building. The building was stripped in anticipation of flooding to save some of the higher dollar components when the Corps of Engineers estimated there could be as much as 4 feet of water in the building. During the crest of the Missouri, water levels did not reach the level anticipated in the park, but the increased hydrostatic pressures did push some water into the building and caused some minor damage and mold. Since the flood waters receded, staff has put the HVAC and electrical systems back on line in the building, but the general carpentry items still remain. This project was designed and bid by the Engineering Bureau.

Function of the Project: This project will address all areas of renovation that are needed to bring the building back to a fully finished structure and allow the building to open to the public. Currently the building has an unfinished lower level and spot

mold that makes it unsafe to be open to the public.

Construction Needed: Work under this project includes installing all the wooden components that were removed from the lower level, mold remediation, water damage repair, new lower level flooring, and a complete cleaning of the entire facility.
DNR Project Manager: Jeff Felts, PE; **Engineering Bureau Designer:** Jeff Felts, PE; **Engineering Bureau DNR Inspector:** Jeff Felts, PE; **Engineering Bureau Operating Bureau:** Parks **Funding Source:** 100% Special Appropriation for Missouri River

Flooding Cost Estimate: \$67,000

Plans Issue Date: 05/10/12
Bid Letting Date: 05/24/12
Plan Holders: 5
Number of Bids Received: 1

Bidders

L & L Builders Co Sioux City, IA \$90,693.00

IDNR recommends awarding the bid to L & L Builders Co.

Motion – Commissioner Schemmel
 Seconded – Commissioner Francisco
 Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

16. SMALL CONSTRUCTION PROJECTS

The following projects have been let utilizing the Competitive Quotation process for projects \$100,000 or less:

Bid Date	Project No.	Location	County	Summary	Cost Estimate	Bids
4/26/2012	10-01-67-02	Lewis and Clark State Park	Monona	Replace two sewage lift stations.	\$62,000	\$24,500.00 \$64,495.00 \$37,500.00
5/17/2012	12-01-21-01	DU Marsh Wetland Complex	Clay	This project is designed to repair existing infrastructure that is failing, and add a new tile outlet.	\$17,000	\$14,756.00 \$17,665.00 \$33,046.00
5/24/2012	13-04-36-01	Riverton WMA	Fremont	Replace 3 CMP Water Control Structures.	\$33,500.00	\$23,285.60 \$32,636.00 \$40,216.90
5/24/2012	04-06-82-03	Lost Grove Lake WMA	Scott	This project will construct an SMP culvert riser and other incidental work.	\$25,000	\$24,995.00 \$48,100.00

INFORMATIONAL

17. LAND ACQUISITION PROJECTS

17.1 WATERLOO CREEK WMA – ALLAMAKEE CO. – INHF

The Natural Resource Commission’s approval is requested to purchase a tract of land located in Allamakee County adjacent Waterloo Creek Wildlife Management Area. The Iowa Natural Heritage Foundation (INHF) offers this 69.7-acre tract for the appraised price of \$345,000. INHF purchased the tract in December 2011 from the Frances Blake Estate at a price of \$340,300. Keith Jones, Licensed Appraiser of Cedar Falls, Iowa, submitted the appraisal. Rick Hansen negotiated the purchase agreement. This property is located four miles south of Dorchester in northwestern Allamakee County. The near level to steep tract contains 0.8 of a mile of Waterloo Creek, a popular trout stream containing naturally reproducing wild brown trout. Goat prairie hillsides and forested slopes compliment the trout stream component of the property. Iowa Route No. 76 provides excellent access to the property. This aesthetic tract will be managed for outdoor recreation. A small parking lot will be constructed on the property. The Wildlife Bureau will manage the property. Acquisition funding will be \$225,000 from Fish Habitat Stamp, and a \$120,000 from I-JOBS. No surveying or fencing costs is anticipated. Incidental closing costs will be the responsibility of the Department. Staff recommends approval of the land acquisition.

Motion – Commissioner Drees
Seconded – Commissioner Schemmel
Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

17.2 TURTLE BEND WMA – LOUISA CO. – INHF

The Natural Resource Commission’s approval is requested to purchase a tract of land located in Louisa County adjacent east and north of Turtle Bend Wildlife Management Area (WMA). The Iowa Natural Heritage Foundation (INHF) offers this 196-acre tract for the appraised price of \$196,180. INHF purchased the tract in January 2012 from Milton Hayes at a price of \$196,180. Ronald Andersen, Licensed Appraiser of Washington, Iowa, submitted the appraisal. Rick Hansen negotiated the purchase agreement. This property is located 4 miles southeast of Wapello in southeastern Louisa County. The near level tract is enrolled in a permanent Wetlands Reserve Program (WRP) easement (January 2006). Restoration of the land has been completed, including excavation for shallow-water wetlands. County Highway 99 provides excellent access along the north boundary of the property. This tract will be managed for outdoor recreation, specifically by adding to the large-scale native grass and wetlands complex for waterfowl and upland game. Ornate box turtles have been documented from nearby property. A small parking lot will be constructed on the property. The Wildlife Bureau will manage the property. Acquisition funding will be 100% from Iowa River Corridor NAWCA grant. No surveying or fencing costs is anticipated. Incidental closing costs will be the responsibility of the Department. Staff recommends approval of the land acquisition.

Motion – Commissioner Schemmel
Seconded – Commissioner Francisco
Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

17.3 BOONE FORKS WMA – WEBSTER CO. – INHF

The Natural Resource Commission’s approval is requested to purchase a tract of land located in Webster County adjacent Boone Forks Wildlife Management Area (WMA). The Iowa Natural Heritage Foundation (INHF) offers this 49-acre tract for the appraised price of \$99,954. INHF purchased the tract in November 2011 from James Bromm at a price of \$109,462.50. Steve Badger, Licensed Appraiser of Marshalltown, Iowa, submitted the appraisal. Rick Hansen negotiated the purchase agreement. This property is located three miles east of Dayton in southeastern Webster County. The steep tract is entirely forested, with Skillet Creek bearing from northwest to southeast along the northeast property boundary. The property has no building improvements. Skillet Creek Road provides excellent access to the property. This aesthetic tract will be managed for outdoor recreation, specifically for forest wildlife species and waters protection at and along Skillet Creek. The Wildlife Bureau will manage the property. Acquisition funding will be \$58,454 from Wildlife Habitat Stamp, \$18,000 from REAP License Plate, \$10,000 from Webster County Conservation Board, \$5,000 from Webster County Chapter of Pheasants Forever, \$5,000 from National Wild Turkey Federation, and \$3,500 from Whitetails Unlimited. The property will remain on the tax rolls. No surveying or fencing costs is anticipated. Incidental closing costs will be the responsibility of the Department. Staff recommends approval of the land acquisition.

Motion – Commissioner Drees
Seconded – Commissioner Schemmel

Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

17.4 HENDRICKSON MARSH WMA – STORY CO. – PLUNKETT

The Natural Resource Commission's approval is requested to purchase a tract of land located in Story County adjacent to state-owned and managed Hendrickson Marsh. Brad and Karmen Plunkett offer this 25-acre tract for the appraised price of \$148,000. The sellers will retain the cropping rights through 2013. David Nebel, Licensed Appraiser of Nevada, Iowa, submitted the appraisal. Rick Hansen negotiated the purchase agreement. This property is located 5 miles northeast of Collins in southeastern Story County. The triangular, moderately sloping tract is entirely cropland with associated grassed waterways. The average Corn Suitability Rating of the cropland is 58. There are no building improvements. Hendrickson Marsh borders along the north, south, and east sides of the tract. Access is provided by a county gravel road running along the entire west boundary. The property will be managed for outdoor recreation, specifically for upland game. Acquisition will allow planting of native grasses to control soil erosion into the marsh. The tract will be managed by the Wildlife Bureau. Acquisition funding will be 100% from Southeastern Prairie Potholes NAWCA grant. No survey or fencing costs is anticipated. Incidental closing costs will be the responsibility of the Department. Staff recommends approval of the land acquisition.

Motion – Commissioner Francisco

Seconded – Commissioner Drees

Discussion – Staff responded that market price in Story County averaged \$6000-\$9000. Land in the area is a CSR of 58.

Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

17.5 UPPER WAPSI WMA – CHICKASAW CO. – INHF

The Natural Resource Commission's approval is requested to purchase a tract of land located in Chickasaw County adjacent east of Upper Wapsi Wildlife Area. The Iowa Natural Heritage Foundation (INHF) offers this 320-acre tract for the price of \$344,000. The appraised value is \$347,000. INHF purchased the tract in February 2011 from G.C. Farm, Inc. at a price of \$315,770. Fred Greder, Licensed Appraiser of Mason City, Iowa, submitted the appraisal. Rick Hansen negotiated the purchase agreement. This property is located seven miles south of New Hampton in south central Chickasaw County. The near level tract is enrolled in a permanent Wetlands Reserve Program (WRP) easement. Restoration of the land has been completed, including excavation for shallow-water wetlands. Iowa Route No. 346 provides excellent access along the entire north boundary of the property. This tract will be managed for outdoor recreation. Massasauga Rattlesnakes and Blandings Turtles have been seen on or near this tract. A small parking lot will be constructed on the property. The Wildlife Bureau will manage the property. Acquisition funding will be \$184,000 from I-JOBS, \$100,000 from Cedar Valley Wapsi II NAWCA grant, and a \$60,000 donation from the State Chapter of Pheasants Forever. No surveying or fencing costs is anticipated. Incidental closing costs will be the responsibility of the Department. Staff recommends approval of the land acquisition.

Motion – Commissioner Schemmel

Seconded – Commissioner Francisco

Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

17.6 EAGLE LAKE WETLAND COMPLEX – EMMET CO. – INHF

The Natural Resource Commission is requested to approve the acquisition of a tract of land located 5 miles north of Estherville, and one half mile south of the Minnesota border. This 12.41-acre parcel is offered by the Iowa Natural Heritage Foundation for the appraised price of \$59,000.00. The tract was acquired in July 2011 for \$55,000.00. Licensed appraiser, Greg Tritle of Vander Werff and Associates, Inc., Sanborn, Iowa submitted the appraisal. The purchase agreement was negotiated by Jerry Gibson. The subject tract contains 12.22 acres of a previously used building site, and 0.19 acres of road right-of-way (390th Avenue). The dwelling and farm buildings have been demolished, and buried on the site. The tract will provide nesting cover; public access to a portion of Eagle Lake; and enhanced protection of 2,300 feet of shoreline. Acquisition funding will be 100% Prairie Lakes NAWCA. Incidental closing costs will be the responsibility of the Department. Staff recommends approval of the land acquisition.

Motion – Commissioner Drees
Seconded – Commissioner Francisco
Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

17.7 BUFFALO CREEK WMA – DELAWARE CO. – INHF

The Natural Resource Commission is requested to approve the acquisition of a tract of land located in Delaware County. This 40-acre tract is offered by the Iowa Natural Heritage Foundation for the appraised price of \$230,800.00. The Iowa Natural Heritage Foundation acquired the property at auction in August 2011 for \$220,000.00. Licensed appraiser, Joel T. Klemish, Hertz Appraisal Service, Strawberry Point, Iowa submitted the appraisal. The purchase agreement was negotiated by Jerry Gibson. The property is located approximately 4 miles west and 3 miles south of Ryan, Iowa with access from 120th Avenue on the eastern boundary. The subject property consists of 30.2 acres of cropland (includes 2.2 acres of CRP); 8.3 acres of wetland, timber, pasture; one acre of waterway; and 0.5 acre of right-of-way. The CRP contract on 2.2 acres is for \$177.39 per acre per year. [The CRP contract expires on September 30, 2017.] There is 8.3 acres of bog and wetland-timber on the East/Northeast portion of the tract. Average CSR for the entire site is 50.8. After development there will be 29 acres seeded to native prairie; 2.2 acres of pasture; 5 acres of timber; and 3.3 acres of marsh/wetland. The property has excellent management potential for deer, wild turkey, pheasant, non-game wildlife and migratory birds. Watershed protection for Buffalo Creek will be enhanced by the acquisition. No fencing or surveying costs are anticipated. Acquisition funding will be NAWCA (\$67,500.00), Pheasants Forever donation (\$20,000.00) and Wildlife Habitat Stamp (\$143,300.00). Incidental closing costs are the responsibility of the Department. Staff recommends approval of the land acquisition.

Motion – Commissioner Schemmel
Seconded – Commissioner Drees
Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

***18. LAND MANAGEMENT PROJECTS**

***18.1 TRIBOJI BEACH – DICKINSON COUNTY – CHAPTER 18 LEASE**

The Natural Resource Commission is requested to approve, for submission to the Iowa Executive Council for final approval, a lease with Bruce and Vicki Johnson for a portion of the dedicated public land at Triboji Beach. The lease area consists of a parcel 37.6 feet in frontage by 5 feet in depth, adjacent to Lot 10, 11 and 12, Block 35, Triboji Beach, Dickinson County. The leased area is occupied by a wooden deck attached to the tenant’s residence. The proposed lease will be for a five year period. The annual fee is \$150.00 with a condition that the fee may be adjusted to comply with adopted administrative rule changes that affect lease fees. Staff recommends approving the agreement.

CARRIED AS CONSENT ITEM

***18.2 GALLAND SCHOOL HISTORICAL SITE – LEE COUNTY – MANAGEMENT AGREEMENT**

The Natural Resource Commission is requested to approve a renewal of a management agreement between the Lee County Conservation Board and the DNR to authorize County management of Galland School Historical Site through December 31, 2036. Isaac Galland, an Illinois doctor and lawyer who had established the settlement, designed and built Iowa's first known pioneer school in 1830. The original building is gone. About 50 to 60 years ago, either the State or the County built a replica in a different location due to the change of the Mississippi River. That replica fell into disrepair and, in 1977, the State built another replica. The County is proposing the replica be removed and replaced with a shelter for public use. The DNR has agreed to provide prairie grass and flowers for the area and assist in the planting. Three interpretive panels containing history of the school, Mr. Galland and the Mormon connection will be installed at the site. Galland School Historical Site is located two miles south of Montrose. Lee County desires to continue its management. The agreement will be according to the terms and conditions of the standard DNR management agreement. Staff recommends approving the agreement.

CARRIED AS CONSENT ITEM

***18.3 ELKADER MARSH-HIGHWAY 13 BYPASS – CLAYTON COUNTY – MANAGEMENT AGREEMENT**

The Natural Resource Commission is requested to approve a renewal of a management agreement between the Clayton County Conservation Board and the DNR to authorize County management of Elkader Marsh-Highway 13 Bypass through December 31, 2036. The agreement covers approximately 20 acres near the City of Elkader. The area is located approximately 60 miles from the closest DNR Wildlife office. Elkader Marsh-Highway 13 Bypass is a marshy area along Highway 13 Bypass across from the Elkader City Park and football field within a few miles of the Clayton County Conservation Board offices. The board has good local ties, local interest and local expertise for proper management of the area. Clayton County desires to continue its management. The agreement will be according to the terms and conditions of the standard DNR management agreement. Staff recommends approving the agreement.

CARRIED AS CONSENT ITEM

19. FY 2013 DNR CONSERVATION AND RECREATION DIVISION PROPOSED CAPITAL PLAN

Attached for your approval is the FY12 Department of Natural Resources' proposed draft Capital Plan.

Funds from a number of sources are available in FY13 for land acquisition, open space development, infrastructure repair and construction (or development), and capital requirements of related grant programs.

Fund Source	FY12 Programmed Funds	FY13 Appropriations	Total Federal/Other	Total
Fish & Wildlife Trust Fund		\$9,764,309	\$8,091,924	\$17,856,233
Park & Institutional Roads Fund		\$3,935,000		\$3,935,000
Infrastructure and Capitals				
Lake Water Quality Improvement	\$2,068,707	\$6,000,000	\$200,000	\$8,268,707
Marine Fuel Tax	\$1,983,796	\$2,300,000	\$2,029,100	\$6,312,896
REAP Open Spaces	\$41,272	\$3,354,952	\$700,000	\$4,096,224
<i>Land Acquisition and Development</i>	\$39,985	\$2,851,709	\$700,000	\$3,551,694
<i>Protected Water Area</i>	-\$1,578	\$167,748		\$166,170
<i>Public/Private Cost Share</i>	\$2,865	\$335,495		\$338,360
REAP Land Management	\$205,383	\$1,078,377	\$350,000	\$1,633,760
REAP Non-Game Programs	\$69,989	\$540,000	\$1,719,216	\$2,329,205
Special Appropriations	\$789,760		\$220,000	\$1,009,760
Water Trails and Lowhead Dams	\$129,110	\$1,000,000		\$1,129,110
RC&D	\$78,444			\$78,444
IJOBS #1 (FY10)	\$2,471,829		\$165,435	\$2,637,264
IJOBS #2 (FY11)	\$1,112,862			\$1,112,862
State Parks 2012	\$3,466,000		\$421,900	\$3,887,900
State Parks 2013		\$5,000,000	\$260,000	\$5,260,000
State Park 2012 Disaster Funds		\$2,865,743	\$1,367,593	\$4,233,336
State Parks SRF	\$3,000,000			\$3,000,000
TOTAL	\$16,784,745	\$35,838,381	\$15,210,168	\$65,765,701

Fish & Wildlife Trust Fund
FY 2013

	Area	Description	Trust Fund	Federal Other	Total
	Division Wide				
1	Division	ELSI Administration and Maintenance	\$307,322	\$1,409,794	\$1,717,116
2	Division	HUSH	\$100,000	\$400,000	\$500,000
3	Division	FEMA Contingency	\$250,000	\$750,000	\$1,000,000
4	Division	FEMA 07 and 08 Projects	\$50,000	\$150,000	\$200,000
5	Division	Deer Registration System	\$200,000		\$200,000
6	Division	Outside Engineering Services	\$300,000		\$300,000
7	Statewide	SRF Funding		\$275,000	
		Division Total	\$1,207,322	\$2,984,794	\$4,192,116
	Area	Description	Trust Fund	Federal Other	Total
	Wildlife Habitat Stamp Programs				
8	Statewide	Grants to CCBs	\$800,000		\$800,000
9	Statewide	Property Taxes	\$300,000		\$300,000
10	Statewide	Land Acquisition	\$947,520	\$550,000	\$1,497,520
11	Statewide	NAWCA Match	\$568,667	\$1,000,000	\$1,568,667
12	Statewide	Buffer Projects	\$200,000		\$200,000
		Wildlife Habitat Total	\$2,816,187	\$1,550,000	\$4,366,187
	Area	Description	Trust Fund	Federal Other	Total
	Duck Stamp Program				
13	Statewide	Land Acquisition	\$250,000	\$1,000,000	\$1,250,000
		Duck Stamp Program Total	\$250,000	\$1,000,000	\$1,250,000
	Area	Description	Trust Fund	Federal Other	Total
	Fish Habitat Stamp Program				
14	County Cost Share Program	Habitat Development	\$550,000		\$550,000
15	Urban Program	DMACC pond	\$100,000	\$232,000	\$332,000
16	Urban Program	BMP, Fort Des Moines	\$100,000	\$25,000	\$125,000
17	Statewide	Acquisition & Easements	\$500,000	\$50,000	\$550,000
18	Five Island Lake	Rock Reef	\$3,000	\$27,000	\$30,000
19	Lake McBride	Rock Reef	\$40,000		\$40,000
20	Statewide	Habitat Minor Projects	\$100,000		\$100,000
21	Maquoketa River	Habitat	\$30,000		\$30,000
22	Coldwater Cr.	Habitat	\$25,000		\$25,000
23	Badger Creek Lake	jetty repair	\$20,000		\$20,000
24	Big Mill	Habitat	\$94,800	\$25,200	\$120,000
25	Buck Creek	Culvert modification	\$52,000	\$42,000	\$94,000

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56	Statewide	Canada Goose Surveys	\$40,000	\$0	\$40,000
57	Statewide	USDA Survey of Producers	\$30,000	\$0	\$30,000
58	Statewide	The National Wild Turkey Federation Partnership	\$25,000	\$0	\$25,000
59	Prairie Resource Center	Monarch Joint Venture		\$35,000	\$35,000
60	Maquoketa Wildlife Unit	Goose Lake Dike & Ditch Repair	\$45,000		\$45,000
61	Rathbun Wildlife Unit	Rathbun Building Addition	\$60,000		\$60,000
62	Iowa River Wildlife Unit	Building Remodel	\$60,000		\$60,000
63	Mississippi River	Blackhawk Bottoms	\$60,000		\$60,000
64	Missouri River Wildlife Unit	Louisville Bend Structure/Dike Repair		\$75,000	\$75,000
65	Missouri River Wildlife Unit	St. Mary's Island road and parking lot		\$100,000	\$100,000
66	Missouri River Wildlife Unit	Little Sioux Delta Boat Ramp Repair		\$20,000	\$20,000
67	Iowa River Wildlife Unit	Hawkeye Wetland Development		\$400,000	\$400,000
68	Missouri River Wildlife Unit	Snyder's Bend Shoreline Stabilization		\$25,000	\$25,000
69	Statewide	White-Nose Syndrome Study		\$25,500	\$25,500
70	Statewide	Iowa Pleistocene Study		\$22,955	\$22,955
		Wildlife Programs Total	\$1,230,000	\$1,998,455	\$3,228,455

	Area	Description	Trust Fund	Federal Other	Total
		Law Enforcement Programs			
71	Statewide	Law Enforcement Retirements	\$600,000		\$600,000
72	Statewide	Shooting Sports Grants	\$100,000	40,000	\$100,000
73	Olofson Shooting Range	Storage Building	\$150,000		\$150,000
		Law Enforcement Programs Total	\$850,000	\$40,000	\$890,000
	Trust Fund Totals		\$9,764,309	\$8,091,924	\$17,856,233

Park & Institutional Road Fund

FY 2013

	Area	Description	P&I Funds	Other	Total
74	Lake Keomah State Park	Park Road Replacement	\$630,000		\$630,000
75	Kearney State Park (2008)	Surface Existing Road	\$220,000		\$220,000
76	Lake Manawa State Park (2010)	New Campground Road	\$750,000		\$750,000
77	Lake Darling State Park	Emergency Culvert Repair	\$42,000		\$42,000
78	Lake Darling State Park	Road and Lodge Parking Lot	\$1,225,000		\$1,225,000
79	Stone State Park	Special Maintenance Agreement - Slope Failure	\$100,000		\$100,000
80	Lacey Keosauqua State Park	Box Culvert Special Maintenance Agreement	\$200,000		\$200,000
81	Mini Wakan State Park	Lodge Road	\$350,000		\$350,000
82	Lost Grove Lake	New Road Base	\$150,000		\$150,000

83	Honey Creek State Park	Special Maintenance Agreement - Slope Failure	\$100,000		\$100,000
84	Lake Macbride State Park	Special Maintenance Agreement	\$33,000		\$33,000
85	Geode State Park	Culvert Replacement	\$35,000		\$35,000
86	Statewide	Maintenance	\$100,000		\$100,000
		P&I Total	\$3,935,000	\$0	\$3,935,000

Infrastructures and Capital

Lake Water Quality Improvement
FY 2013

	Area	Description	Special Approps.	Other	Total
87	Black Hawk Lake	Watershed Improvement / Containment Site	\$150,000		\$150,000
88	Carter Lake	Management Plan Implementation	\$100,000		\$100,000
89	Central Park Lake	Containment site purchase	\$350,000		\$350,000
90	Clear Lake	Ventura Marsh / Shoreline / Watershed	\$325,000		\$325,000
91	Easter Lake	Engineering / WQ Improvement	\$140,000		\$140,000
92	Five Island Lake	Dredging / Watershed Improvement	\$200,000		\$200,000
93	IA Great Lakes	Watershed / Center L. / Bedell Tract /Hottes	\$250,000		\$250,000
94	Lake Darling	Phase 3 Construction	\$772,115		\$772,115
95	Lake Icaria	Wetland Repair	\$100,000		\$100,000
96	Lake Manawa	Dredging / Watershed / In-lake	\$2,000,000	\$200,000	\$2,200,000
97	Little River Lake	Watershed Work on Public Land	\$200,000		\$200,000
98	Lost Grove Lake	Road Risers along Utica Ridge Rd.	\$115,000		\$115,000
99	Lost Island Lake	Electric Fish Barrier / Rough Fish Removal	\$235,000		\$235,000
100	Prairie Rose Lake	Containment site / Dredging / Sediment Ponds	\$960,000		\$960,000
101	Storm Lake	Dredging / Little Storm Lake	\$1,200,000		\$1,200,000
102	Administration	Engineering / Project Management	\$460,000		\$460,000
103	Lake Assessment	Restoration action plans / monitoring	\$100,000		\$100,000
104	Minors	Minor Projects	\$311,592		\$311,592
105	Shallow Lakes	Water Quality Improvements	\$100,000		\$100,000
		Lake Restoration Program Total	\$8,068,707	\$200,000	\$8,268,707

FY 2013

	Area	Description	MFT Funds	Federal Other	Total
106	Statewide	Engineering and Design	\$720,000		\$720,000
107	Statewide	Water Resource Access Grants	\$100,000	\$100,000	\$200,000
108	Statewide	Boat Docks	\$240,000		\$240,000
109	Statewide	Large marked patrol boats	\$100,000	\$100,000	\$200,000
110	Statewide	Emergency Projects	\$230,696		\$230,696
111	Law Enforcement	Minors	\$25,000	\$25,000	\$50,000
112	State Parks	Minors	\$50,000	\$50,000	\$100,000
113	Wildlife	Minors	\$50,000	\$50,000	\$100,000
114	Fisheries	Minors	\$50,000	\$50,000	\$100,000
115	Water Trails	Minors	\$15,000	\$15,000	\$30,000
116	Water Trails	Planning and Implementation	\$120,000		\$120,000
117	Water Trails	Grants	\$134,000		\$134,000
118	Virgin Lake	Boat Ramp	\$7,500	\$7,500	\$15,000
119	Black Hawk Lake	Outlet Structure Repair	\$20,000	\$20,000	\$40,000
120	Black Hawk State Park	boat ramp restroom (modern) - Icehouse Boat Ramp & Utilities	\$47,500	\$47,500	\$95,000
121	Rock Creek State Park	Restroom at South Ramp	\$11,000	\$11,000	\$22,000
122	Rock Creek State Park	Concession Area Boat Ramp Replacement	\$25,000	\$25,000	\$50,000
123	Rock Creek State Park	Seawall	\$50,000	\$50,000	\$100,000
124	Lake Ahquabi State Park	Riprap Shoreline Phase II	\$125,000		\$125,000
125	Lake Manawa State Park	boat ramp restroom south	\$10,000	\$10,000	\$20,000
126	Williamson Pond	Boat ramp/gravel parking	\$15,500	\$15,500	\$31,000
127	Lost Grove Lake	Boat ramps/access roads	\$245,500	\$245,500	\$491,000
128	Lake Manawa State Park	Jetty Repair	\$10,000	\$10,000	\$20,000
129	Lake Manawa State Park	Canal Shoreline Protection	\$75,000	\$75,000	\$150,000
130	Riverton Wildlife Area	Boat Channel Clean-out	\$40,000		\$40,000
131	Red Rock Wildlife Area	Richards Dike Repair	\$60,000		\$60,000
132	Maquoketa Wildlife Area	Olin Boat Ramp	\$17,500	\$17,500	\$35,000
133	Maquoketa Wildlife Area	Dewitt Boat Ramp	\$20,000	\$20,000	\$40,000
134	Clear Lake Wildlife Area	Ventura Marsh Boat Ramp	\$7,500	\$7,500	\$15,000
135	Red Rock	Box Car Access Repair	\$45,000	\$20,000	\$65,000
136	Maquoketa Unit/Green Island	Wildlife Boat Access Clean Out	\$90,000		\$90,000
137	Great Lakes	Electric Fish Barrier	\$500,000	\$200,000	\$700,000
138	Okoboji - Hinshaw ramp	Modern Restroom	\$50,000	\$50,000	\$100,000
139	Deer Creek Lake	Geophysical Investigation	\$30,000		\$30,000
140	West Nishnabotna River	Hwy 34 Boat Ramp	\$12,500	\$12,500	\$25,000
141	Pleasant Creek Lake	Shoreline Stabilization at Ramp	\$40,000		\$40,000
142	Nobles Island	Boat Ramp Extension	\$7,500	\$7,500	\$15,000
143	Lake Delhi	Hartwick Riffle Repair	\$50,000		\$50,000
144	Summit Lake	ADA Jetty Construction	\$12,600	\$12,600	\$25,200
145	Lake Darling State Park	Boat Ramp/Parking -	\$70,000	\$70,000	\$140,000
146	Lake Darling, Fairport State Parks	Boat Ramp Pit Restrooms - 4	\$50,000	\$50,000	\$100,000
147	Sny Magill	Boat Ramp Replacement	\$15,000	\$15,000	\$30,000

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148	Volga River State Rec. Area	Boat Ramp Replacement	Parking Lot		\$100,000	\$100,000		\$200,000
149	Wilson Island State Park	Boat Ramp Replacement	Parking Area		\$125,000	\$125,000		\$250,000
150	Big Creek State Rec. Area	Williams Dr Replacement	Double Ramp		\$50,000	\$50,000		\$100,000
151	Big Creek & George Wyth State Parks	Boat Ramp Restrooms -2			\$25,000	\$25,000		\$50,000
152	Mini Wakan State Park	Boat Ramp Parking			\$100,000	\$100,000		\$200,000
153	Geode State Park	Main Boat Ramp Restroom			\$10,000	\$10,000		\$20,000
154	Okoboji Ramps	Solar Lights			\$10,000	\$10,000		\$20,000
155	Marble Beach & Triboji State Park	Boat Ramp Repairs			\$7,000	\$7,000		\$14,000
156	Bellevue/Mill Creek	Mississippi Boat Ramp Restroom Replacement			\$50,000	\$50,000		\$100,000
157	Springbook State Park	Boat Ramp Shoreline Rip Rap			\$12,500	\$12,500		\$25,000
158	Lake Macbride State Park	Main Boat Ramp Restroom & Other Ramp Pit Restroom	Modern Ramp		\$60,000	\$60,000		\$120,000
159	Keomah State Park	Boat Ramp Replacement			\$15,000	\$15,000		\$30,000
160	Honey Creek Resort State Park	Annual Marina Repairs			\$50,000			\$50,000
161	Saylorville	Law Enforcement Boat Storage			\$75,000	\$75,000		\$150,000
		Marine Fuel Tax Total			\$4,283,796	\$2,029,100		\$6,312,896

REAP Open Spaces
FY 2013

	Area	Description	State	Other	Total
	Division Wide				
162	Division	Honey Creek Resort	\$2,038,285		\$2,038,285
		Division Total	\$2,038,285	\$0	\$2,038,285
	Land Acquisition				
163	Division	Property Taxes	\$450,000		\$450,000
164	Division	Realty Services	\$25,000		\$25,000
165	Forestry	Acquisition	\$100,000		\$100,000
166	State Parks	Acquisition	\$278,409	700,000	\$278,409
		Land Acquisition Total	\$853,409	\$700,000	\$1,553,409
	REAP Open Space and Development Total		\$2,891,694	\$700,000	\$3,591,694

REAP Protected Water Areas
FY 2013

	Area	Description	State	Other	Total
167	Statewide	Realty Services	\$30,000		\$30,000
168	Protected Water Areas	Projects	\$86,170		\$86,170
169	Project Management	Project Management	\$50,000		\$50,000
170		PWA Total	\$166,170	\$0	\$166,170

REAP Public/Private Cost Share

FY 2013

	Area	Grant	Description	State	Other	Total
171	Public/Private Program		Cost Share Projects	\$338,360		\$338,360
			Public/Private Total	\$338,360	\$0	\$338,360

REAP Land Management
FY 2013

	Area	Description	State	Other	Total
172	Division	Engineering and Design	\$350,270		\$350,270
173	Division	Outside Engineering Fees	\$50,000		\$50,000
174	State Parks	FEMA Contingency	\$50,000		\$50,000
175	State Parks	Trail Maintenance	\$125,000		\$125,000
176	State Parks	Statewide Projects	\$336,538		\$336,538
177	Wildlife	Statewide Projects	\$145,979	\$300,000	\$445,979
178	Fisheries	Statewide Projects	\$125,844		\$125,844
179	Forestry	Statewide Projects	\$100,129		\$100,129
180	Forestry	Equestrian Trail Maintenance		\$50,000	\$50,000
		REAP Land Management Total	\$1,283,760	\$350,000	\$1,633,760

REAP Non-Game
FY 2013

	Area	Description	State	Other	Total
181	Statewide	Realty Services	\$50,000		\$50,000
182	Statewide	Land Projects	\$127,500	\$100,000	\$227,500
183	Statewide	Special Projects	\$144,500	\$8,650	\$153,150
184	Statewide	Match for Federal Funds	\$174,003	\$138,002	\$312,005
185	Statewide	Federal Grants and Match	\$87,986	\$1,472,564	\$1,560,550
186	Statewide	Wildlife Diversity Activities	\$16,000		\$16,000
187	Statewide	Wildlife Diversity Miscellaneous	\$10,000		\$10,000
		REAP Non-Game Total	\$609,989	\$1,719,216	\$2,329,205

Special Appropriations
FY 2013

Area	Description	Special	Other	Total
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Approps.

188	Iowa Values Fund FY11	Green Valley State Park Trail	\$449,760		\$449,760
189	Iowa Values Fund FY12	Green Valley State Park Trail	\$300,000		\$300,000
190	Rock Creek State Park	ADA Fishing Pier	\$40,000		\$40,000
191	Statewide	Interpretive Kiosks for 319 projects		\$220,000	\$220,000
Special Appropriation Total			\$789,760	\$220,000	\$1,009,760

Water Trails
FY 2013

	Area	Description	Special Approps.	Other	Total
192	Water Trails and Lowhead Dams FY10	Grant Program	\$129,110		\$129,110
193	Water Trails and Lowhead Dams FY13	Grant Program and Planning and Implementation	\$1,000,000		\$1,000,000
Water Trails Total			\$1,129,110	\$0	\$1,129,110

RC&D
FY 2013

	Area	Description	Special Approps.	Other	Total
194	RC&D	Grants	\$78,444		\$78,444
RC&D Total			\$78,444	\$0	\$78,444

State Parks SRF
FY 2013

	Area	Description	SRF Funds	Other	Total
195	Statewide	Engineering Design	\$3,000,000		\$3,000,000
SRF Total			\$3,000,000	\$0	\$3,000,000

State Parks 2012 Appropriation
FY 2013

	Area	Description	Special Approps.	Other	Total
196	Backbone State Park	Historic Cabin Restoration	\$800,000		\$800,000
197	Backbone State Park	District Office Siding and Roof	\$25,000		\$25,000
198	Big Creek State Rec. Area	Phase II Trail Repair	\$300,000		\$300,000
199	Brushy Creek State Rec. Area	Beach Restroom & Access Road	\$120,000	\$75,000	\$195,000
200	Claire Wilson State Park	Walkway and Trail Repair	\$20,000		\$20,000
201	Dolliver Memorial State Park	Cabin Restroom	\$50,000		\$50,000
202	Dolliver Memorial State Park	Family cabins mattress replacement; & South lodge	\$18,000		\$18,000

furniture replacement

203	Emerson Bay State Park	100 Camp site grills & Tables	\$30,000		\$30,000
204	Honey Creek	Cabin & campground year-round restroom	\$35,000		\$35,000
205	Stone & Backbone State Park	Interpretive Kiosk -3	\$67,000		\$67,000
206	Lacey Keosauqua State Park	Lodge Roof	\$40,000		\$40,000
207	Lacey Keosauqua State Park	Camp Electric	\$43,000		\$43,000
208	Lake Anita State Park	Shower Building Replacement (2)	\$200,000	\$200,000	\$400,000
209	Lake Darling	shelter	\$50,000		\$50,000
210	Lake Wapello State Park	Historic Entrance Portal Restoration	\$70,000		\$70,000
211	Ledges State Park	Henning Shelter Restroom & Septic	\$75,000		\$75,000
212	Lake Darling	Beach Parking Lot	\$150,000	\$124,000	\$274,000
213	Lewis & Clark State Park	Water System Treatment - 8,500'	\$300,000		\$300,000
214	Mini-Wakan	Furniture for renovated lodge	\$35,000		\$35,000
215	Pikes Peak State Park	Well and Treatment	\$100,000		\$100,000
216	Pleasant Creek State Rec. Area	Campground Electric & Shelter Electric	\$150,000		\$150,000
217	Pleasant Creek State Rec. Area	Park Roofs - 6	\$40,000		\$40,000
218	Rock Creek State Park	ADA Fishing Pier	\$10,000	\$22,900	\$32,900
219	Volga River State Rec. Area	Equine Restroom	\$40,000		\$40,000
220	Volga River State Rec. Area	Additional dump station	\$8,000		\$8,000
221	Wapsipinicon State Park	Well and Treatment and Distribution Lines	\$75,000		\$75,000
222	Wildcat Den State Park	ADA Trail to the Mill	\$15,000		\$15,000
223	Statewide	Engineering Design and Inspection	\$600,000		\$600,000
		State Park 2012 Appropriation Total	\$3,466,000	\$421,900	\$3,887,900

State Parks 2013 Appropriation
FY 2013

	Area	Description	Special Approps.	Federal Other	Total
224	Big Creek State Rec. Area	Beach Site Facility Renovation	\$528,700		\$528,700
225	Big Creek State Rec. Area	Concession Storage	\$45,000		\$45,000
226	Brushy Creek State Rec. Area	One Bedroom Cabins -2	\$335,000		\$335,000
227	Cedar Rock	Well Treatment	\$75,000		\$75,000
228	Cold Springs	District Office Renovation- State Park Match	\$50,000		\$50,000

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229	Elk Rock State Park	Shower Building Replacement - 2	\$200,000	\$200,000	\$400,000
230	Elk Rock State Park	Replace Sewage Lagoon and Line	\$408,500		\$408,500
231	Lake Ahquabi State Park	Concession Replacement	\$150,000		\$150,000
232	Lake Macbride, Gull Point, Ledges, Dolliver, and Springbrook	Interpretive Kiosks and Trail Orientation Panels	\$120,000		\$120,000
233	Lake Manawa State Park	Campground Relocation - DNR Match	\$332,800		\$332,800
234	Lake Of Three Fires State Park	Shower Building Replacement	\$200,000		\$200,000
235	Lake Of Three Fires State Park	Park Office/Shop	\$425,000		\$425,000
236	Ledges State Park	Oak Woods Shelter Stabilization	\$10,000		\$10,000
237	Maquoketa Caves State Park	Visitor Center restroom & Septic	\$100,000		\$100,000
238	Mini Wakan State Park	Parking Lot and Archaeological Survey	\$175,000		\$175,000
239	Pilot Knob State Park	Shower Building Replacement/dump station	\$300,000		\$300,000
240	Springbrook State Park	Shower Building Replacement	\$200,000		\$200,000
241	Union Grove State Park	Cabin DNR Match	\$90,000	\$60,000	\$150,000
242	Viking Lake State Park	Campground Vault Restroom	\$20,000		\$20,000
243	Volga River State Rec. Area	Well and Treatment Distribution Lines	\$95,000		\$95,000
244	Waubonsie State Park	Equine Campground Water Treatment	\$50,000		\$50,000
245	Statewide	Park District Renovations	\$60,000		\$60,000
246	Statewide	Playground Match	\$60,000		\$60,000
247	Statewide	Minor Emergency Projects	\$150,000		\$150,000
248	Statewide	Engineering Design and Inspection	\$820,000		\$820,000
		State Parks 2013 Appropriation Total	\$5,000,000	\$260,000	\$5,260,000

State Parks 2012 Disaster Funding
FY 2013

	Area	Description	Special Approps.	Federal Other	Total
249	Lewis & Clark State Park	FEMA Covered Repairs	\$6,099	\$18,298	\$24,397
250		Non FEMA Repairs	\$65,143		\$65,143
251	Lake Manawa State Park	FEMA Covered Repairs	\$122,906	\$368,719	\$491,625
252		Non FEMA Repairs	\$56,340		\$56,340
253	Wilson Island State Park	FEMA Covered Repairs	\$326,859	\$980,576	\$1,307,435
254		Non FEMA Repairs	\$1,748,190		\$1,748,190

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255	Engineering	Design and Inspection	\$540,206		\$540,206
		Parks 2012 Disaster Funding	\$2,865,743	\$1,367,593	\$4,233,336

IJOBS
FY 2013

	Area	Description	Bonding	Federal Other	Total
	IJobs #1				
256	State Land Management Practices	Best <i>*State Lands BMP-Statewide *State Lands BMP-Flood Plain Reforestation/Mitigation * State Lands BMP-Rathbun Lake Sediment Ponds</i>	\$295,136		\$295,136
257	Emergency Watershed Protection Program	EWP Projects	\$1,443,053		\$1,443,053
258	NE IA Cold Water Streams (fka: Rivers or Streams)	River or Stream Projects	\$172,521		\$172,521
259	Water Trails/Low head Dams	Granting Program	\$561,119	\$165,435	\$726,554
		IJOBS 1 Total	\$2,471,829	\$165,435	\$2,637,264

IJOBS
FY 2013

	Area	Description	Bonding	Other	Total
	IJobs #2				
260	State Parks	Design, Engineering, and Inspection	\$198,862		\$198,862
261	Backbone State Park	Interpretation Panels	\$9,000		\$9,000
262	Bellevue, Maquoketa Caves, Pikes Peak	Interpretation Panels	\$25,000		\$25,000
263	Big Creek State Rec. Area	Sewer Lagoon	\$250,000		\$250,000
264	Geode State Park	Sewer Lagoon	\$250,000		\$250,000
265	Lake Ahquabi State Park	Picnic Area Restroom	\$50,000		\$50,000
266	Lake Ahquabi State Park	Shower Building	\$175,000		\$175,000
267	Prairie Rose State Park	Restroom	\$25,000		\$25,000
268	Maquoketa Caves State Park	Group Camp Restrooms - 2 unisex	\$50,000		\$50,000
269	Rice Lake State Park	Historic Lodge Renovation	\$80,000		\$80,000
		IJOBS 2 Total	\$1,112,862	\$0	\$1,112,862

Motion – Commissioner Francisco
 Seconded – Commissioner Drees
 Discussion – Staff provided information regarding the Dept of Management and Dept of Administrative Services budget approval process and the HCR bond payment.
 Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

20. DONATIONS

The Natural Resource Commission is requested to approve the following donations:

Donation to:	Amount	Description	Donation Provided by:
Lake Macbride State Park	\$50.00	funds toward park improvements	Dogan Dincer
Mines of Spain	\$60.00	gravel for trail reconstruction Eagle Scout project at Lake Macbride State Park.	Randall Horsman
Law Enforcement Bureau	\$150.00	15 gun cases to be used for officer M-16 rifles and for hunter education program	Lloyd and Dorothy Deahr, Country Store
Fisheries	\$200.00	18 fishing rods in memory of Jim Sly	Greg Sly
Fisheries	\$229.00	10 x 10 Coleman Tent	Jenny Bruss, UNI, Recycling and Reuse Technology Transfer Center
Law Enforcement Bureau	\$439.00	boat dock slip in Muscatine Boat Harbor for docking Mississippi River patrol boat	City of Muscatine, Parks and Recreation Department
Law Enforcement Bureau	\$454.18	assorted outdoor clothing items to be used during youth hunting events	Bob Brokaw, Walmart (Store 753)
Law Enforcement Bureau	\$640.00	2 Little Horn Muzzle loaders	Todd Harris, Knight Rifle
Fish and Game Trust Fund	\$1,000.00	funds toward Wildlife programs	Roger Lande
Cedar-Wapsi Wildlife Unit Sweet Marsh	\$1,200.00	John Deere field cultivator (planter) for food plots	Galen Schellhorn, Big Wapsie Hunting and Retriever Club
Fisheries	\$2,000.00	funds toward angler access easement project on North Bear Creek	Nebraska Trout Unlimited, Chapter 710
Fishing Clinics/Events	\$2,739.76	fishing supplies	Josh Hurtado, Walmart (Store 1723)

Motion – Commissioner Francisco
 Seconded – Commissioner Schemmel
 Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

21. CHAPTER 61, STATE PARK AND RECREATION AREAS, AND CHAPTER 62, STATE FOREST CAMPING -NOTICE OF INTENDED ACTION

The Department requests Commission approval for publication of a Notice of Intended Action to amend Chapter 61 "State Parks and Recreation Areas" and rescind and reserve Chapter 62 "State Forest Camping".

The rule making merges Chapter 62 into Chapter 61, plus makes additional edits. Chapter 62 is being entirely rescinded as many of the rules in Chapter 62 are similar or identical to the rules found in Chapter 61, thus combining these two chapters avoids redundancy. Chapter 61 will be reorganized with the creation of two divisions: Division I titled "State Parks and Recreation Areas," and Division II titled "State Forest Camping." The following are amendments to existing rules in Chapter 61:

1. Update the applicability statement for Chapter 61 to include state forest camping areas.
2. Remove "Pioneer Recreation Area" from the definition of "recreation areas." This area is under a management agreement with Mitchell County and is already included in the definition of "state park managed by another governmental entity."
3. Update the definition of "rental facilities" to include warming houses.
4. Remove "Wanata" from the definition list of "state park" as Clay County now has fee title to the park.
5. Remove Oakland Mills and Mill Creek state parks from the definition of "state park managed by another governmental entity" as Henry County now has fee title of Oakland Mills and O'Brien County has fee title of Mill Creek.
6. Update the definition listing for "state preserves" to include the last three state preserves that have been dedicated.
7. Strike the adoption by reference rule to the business rule manual. After a thorough review of the business rules manual, eight policies in the business rules were identified as necessary rules and are incorporated as administrative rules in this Notice of Intended Action. The remaining policies in the business rules manual establish protocol between the vendor and the Department regarding operation and management of the system and are not necessary to be included in administrative rules. The eight existing policies incorporated as administrative rules are:
 - a. Reservations will not be accepted for camping stays that occur between November 1 through March 31.
 - b. The last day a person can make or change a reservation for campsites and rental facilities if paying by paper check or money order is 21 days prior to the arrival date.
 - c. All reservations shall be for a specific campsite or rental facility.
 - d. The reservation window to change a camping reservation for campsites is four days prior to arrival if paying by credit card or debit card, and 15 days prior to arrival for rental facilities if paying by credit card or debit card.
 - e. Equestrian campers shall be allowed to change a camping reservation less than four days prior to the arrival date if the equestrian trails are closed on the same day as their scheduled arrival date or the day before.
 - f. Cancellation policy, including forfeiture of fees depending upon how close to the arrival date the cancellation occurs.
 - g. Minimum stay requirements for camping reservations.
 - h. Campers reserving buddy or group campsites must reserve both or all four of the individual sites that make up the buddy or group campsite.
8. Change the reference from "group camp" to "conservation education center rental" at Springbrook State Park.
9. Clarify that walk-in campers must have the beginning date of the camping stay on the camper registration form dated the same day the customer pays and posts the registration in the campsite marker.
10. Establish day-use lodge fees for new or renovated lodges at Lewis and Clark State Park visitor center banquet room, Mini-Wakan State Park, and Waubonsie State Park.
11. Establish a rental fee of \$30 for the warming house at Pilot Knob State Park.
12. Eliminate the Friday and Saturday night stay requirement for the multi-family cabin at Springbrook State Park.
13. Clarify that a damage deposit is required for cabins, lodges, and open shelters with kitchenettes.
14. Change the damage deposit amount to be equal to the daily rental fee for the facility or \$50, whichever is greater.
15. Establish the provision that pets are not to be left unattended in campgrounds or outside of cabins and yurts. Dogs left unattended in cabins and yurts must be in a kennel or pet crate.
16. Establish the provision that animals are prohibited in all park buildings except for service dogs and assistance animals, dogs in designated cabins and yurts (limit of 2 dogs of any size per cabin or yurt), and animals being used in education and interpretation programs.
17. Strike the requirement that a person with a physical disability must submit a certificate from a doctor stating that the applicant meets the criteria describing a person with a physical disability in order to meet federal regulations.
18. Update the language regarding deer population control hunts by removing the listing of state parks as it is no longer necessary to list those areas in the administrative rules.
19. Identify and cite the rules found in Division I that apply to state forest camping areas listed in Division II.
20. Establish those rules found in Chapter 62 that are unique to state forest camping in Division II of Chapter 61.

NATURAL RESOURCE COMMISSION[571]**Notice of Intended Action**

Pursuant to the authority of Iowa Code subsections 455A.5(6), 461A.3, 461A.3A, 461A.35, 461A.39, 461A.42, 461A.43, 461A.45 through 461A.51, and 423.2, the Natural Resource Commission hereby gives Notice of Intended Action to amend Chapter 61, "State Parks, Recreation Areas, and State Forest Camping," and rescind and reserve Chapter 62, "State Forest Camping," Iowa Administrative Code.

The Commission is merging Chapter 62 into Chapter 61, plus making additional edits. Chapter 62 is being entirely rescinded as many of the rules in Chapter 62 are similar or identical to the rules found in Chapter 61, thus combining these two chapters avoids redundancy. Chapter 61 will be reorganized with the creation of two divisions: Division I titled "State Parks and Recreation Areas," and Division II titled "State Forest Camping." The following updates and amendments are being proposed to existing rules in Chapter 61:

1. Update the applicability statement for Chapter 61 to include state forest camping areas.
2. Remove "Pioneer Recreation Area" from the definition of "recreation areas." This area is under a management agreement with Mitchell County and is already included in the definition of "state park managed by another governmental entity."
3. Update the definition of "rental facilities" to include warming houses.
4. Remove "Wanata" from the definition list of "state park" as Clay County now has fee title to the park.
5. Remove Oakland Mills and Mill Creek state parks from the definition of "state park managed by another governmental entity" as Henry County now has fee title of Oakland Mills and O'Brien County has fee title of Mill Creek.
6. Update the definition listing for "state preserves" to include the last three state preserves that have been dedicated.
7. Strike the adoption by reference rule to the business rule manual. After a thorough review of the business rules manual, eight policies in the business rules were identified as necessary rules and are incorporated as administrative rules in this Notice of Intended Action. The remaining policies in the business rules manual establish protocol between the vendor and the Department regarding operation and management of the system and are not necessary to be included in administrative rules. The eight existing policies incorporated as administrative rules are:
 - a. Reservations will not be accepted for camping stays that occur between November 1 through March 31.
 - b. The last day a person can make or change a reservation for campsites and rental facilities if paying by paper check or money order is 21 days prior to the arrival date.
 - c. All reservations shall be for a specific campsite or rental facility.
 - d. The reservation window to change a camping reservation for campsites is 4 days prior to arrival if paying by credit card or debit card, and 15 days prior to arrival for rental facilities if paying by credit card or debit card.
 - e. Equestrian campers shall be allowed to change a camping reservation less than 4 days prior to the arrival date if the equestrian trails are closed on the same day as their scheduled arrival date or the day before.
 - f. Cancellation policy including forfeiture of fees depending upon how close to the arrival date the cancellation occurs.
 - g. Minimum stay requirements for camping reservations.
 - h. Campers reserving buddy or group campsites must reserve both or all four of the individual sites that make up the buddy or group campsite.
9. Change the reference from "group camp" to "conservation education center rental" at Springbrook State Park.
10. Clarify that walk-in campers must have the beginning date of the camping stay on the camper registration form dated the same day the customer pays and posts the registration in the campsite marker.
11. Establish day-use lodge fees for new or renovated lodges at Lewis and Clark State Park visitor center banquet room, Mini-Wakan State Park, and Waubonsie State Park.
12. Establish a rental fee of \$30 for the warming house at Pilot Knob State Park.
13. Eliminate the Friday and Saturday night stay requirement for the multifamily cabin at Springbrook State Park.
14. Clarify that a damage deposit is required for cabins, lodges, and open shelters with kitchenettes.
15. Change the damage deposit amount to be equal to the daily rental fee for the facility or \$50, whichever is greater.
16. Establish the provision that pets are not to be left unattended in campgrounds or outside of cabins and yurts. Dogs left unattended in cabins and yurts must be in a kennel or pet crate.
17. Establish the provision that animals are prohibited in all park buildings except for service dogs and assistance animals, dogs in designated cabins and yurts (limit of 2 dogs of any size per cabin or yurt) and animals being used in education and interpretation programs.
18. Strike the requirement that a person with a physical disability must submit a certificate from a doctor stating that the applicant meets the criteria describing a person with a physical disability in order to meet federal regulations.
19. Update the language regarding deer population control hunts by removing the listing of state parks as it is no longer necessary to list those areas in the administrative rules.

- 20. Identify and cite the rules found in Division I that apply to state forest camping areas listed in Division II.
- 21. Establish those rules found in Chapter 62 that are unique to state forest camping in Division II of Chapter 61.

After analysis and review of this rule making, no impact on jobs has been found.

Any interested person may make written suggestions or comments on the proposed amendments on or before July 31, 2012. Such written materials should be directed to Sherry Arntzen, State Parks Bureau, Department of Natural Resources, Wallace State Office Building, 502 East Ninth Street, Des Moines, Iowa 50319-0034; fax (515)281-6794. Persons who wish to convey their views orally should contact Sherry Arntzen at (515)242-6233 or at the State Parks Bureau offices on the fourth floor of the Wallace State Office Building in Des Moines, Iowa.

There will be a public hearing on July 31, 2012, at 2 p.m. in the Fourth Floor West Conference Room of the Wallace State Office Building, at which time persons may present their views either orally or in writing. At the hearing, persons will be asked to give their names and addresses for the record and to confine their remarks to the subjects of the amendments.

Any persons who intend to attend a public hearing and have special requirements, such as those relating to hearing or mobility impairments, should contact the Department of Natural Resources and advise of those specific needs.

This rulemaking is intended to implement Iowa Code sections 455A.5(6), 461A.3, 461A.3A, 461A.35, 461A.39, 461A.42, 461A.43, 461A.45 through 461A.51, and 423.2.

The following amendments are proposed.

ITEM 1. Amend the title of **571--Chapter 61** as follows:

CHAPTER 61

State Parks, and Recreation Areas, and State Forest Camping

Item 2. Strike “department of natural resources” wherever it appears in **571—Chapter 61** and insert “department” in lieu thereof.

ITEM 3. Amend rule **571—61.1(461A)** as follows:

571—61.1(461A) Applicability. This chapter is applicable to all state-owned parks and recreation areas managed by the department of natural resources and by political subdivisions unless otherwise noted. This chapter also governs camping activity in the following state forests:

1. Shimek State Forest, Lee and Van Buren Counties.
2. Stephens State Forest, Appanoose, Clark, Davis, Lucas and Monroe Counties.
3. Yellow River State Forest, Allamakee County.

ITEM 4. Amend rule **571—61.2(461A)** by adopting the following new definitions:

“*Commission*” means the natural resource commission.

“*Department*” means the department of natural resources.

ITEM 5. Amend rule **571—61.2(461A)**, definitions of “*Fishing*,” “*Group camp*,” “*Person with physical disability*,” “*Recreation areas*,” “*State park*,” “*State park managed by another governmental entity*,” and “*State preserve*” as follows:

“*Fishing*” means taking or attempting to take fish by utilizing hook, line and bait as defined described in Iowa Code section 481A.72, or use of permitted devices for taking rough fish as determined by Iowa Code sections 461A.42 and 481A.76.

“*Group camp*” means those camping areas at Dolliver Memorial State Park, ~~Springbrook State Park~~, and Lake Keomah State Park where organized groups (i.e., family groups or youth groups) may camp. Dining hall facilities are available.

“*Person with physical disability*” means any of the following: an individual, commonly termed a paraplegic or quadriplegic, with paralysis or a physical condition of the lower half of the body with the involvement of both legs, usually due to disease or injury to the spinal cord; a person who is a single or double amputee of the legs; or a person with any other physical affliction which makes it impossible to ambulate successfully in park or recreation area natural surroundings without the use of a wheeled conveyance.

“*Recreation areas*” means the following areas that have been designated by action of the ~~natural resource~~ commission:

<u>Area</u>	<u>County</u>
Badger Creek Recreation Area	Madison
Brushy Creek Recreation Area	Webster
Claire Wilson Park	Dickinson
Emerson Bay and Lighthouse	Dickinson

<u>Area</u>	<u>County</u>
Fairport Recreation Area	Muscatine
Lower Gar Access	Dickinson
Marble Beach	Dickinson
Mines of Spain Recreation Area	Dubuque
Pioneer Recreation Area	Mitchell
Pleasant Creek Recreation Area	Linn
Templar Park	Dickinson
Volga River Recreation Area	Fayette
Wilson Island Recreation Area	Pottawattamie

These areas are managed for multiple uses, including public hunting, and are governed by rules established in this chapter as well as in 571—Chapters 52 and 105.

“*State park*” means the following areas managed by the state and designated by action of the natural resource commission:

<u>Area</u>	<u>County</u>
A. A. Call	Kossuth
Backbone	Delaware
Banner Lakes at Summerset	Warren
Beed’s Lake	Franklin
Bellevue	Jackson
Big Creek	Polk
Black Hawk	Sac
Cedar Rock	Buchanan
Clear Lake	Cerro Gordo
Dolliver Memorial	Webster
Elinor Bedell	Dickinson
Elk Rock	Marion
Fort Atkinson	Winneshiek
Fort Defiance	Emmet
Geode	Henry and Des Moines
George Wyth	Black Hawk
Green Valley	Union
Gull Point	Dickinson
Honey Creek	Appanoose
Lacey-Keosauqua	Van Buren

<u>Area</u>	<u>County</u>
Lake Ahquabi	Warren
Lake Anita	Cass
Lake Darling	Washington
Lake Keomah	Mahaska
Lake Macbride	Johnson
Lake Manawa	Pottawattamie
Lake of Three Fires	Taylor
Lake Wapello	Davis
Ledges	Boone
Lewis and Clark	Monona
Maquoketa Caves	Jackson
McIntosh Woods	Cerro Gordo
Mini-Wakan	Dickinson
Nine Eagles	Decatur
Okamanpedan	Emmet
Palisades-Kepler	Linn
Pikes Peak	Clayton
Pikes Point	Dickinson
Pilot Knob	Winnebago
Pine Lake	Hardin
Prairie Rose	Shelby
Preparation Canyon	Monona
Red Haw	Lucas
Rice Lake	Winnebago
Rock Creek	Jasper
Shimek Forest Campground	Lee
Springbrook	Guthrie
Stephens Forest Campground	Lucas
Stone	Plymouth and Woodbury
Trapper's Bay	Dickinson
Twin Lakes	Calhoun
Union Grove	Tama
Viking Lake	Montgomery

<u>Area</u>	<u>County</u>
Walnut Woods	Polk
Wanata Wapsipinicon	Clay Jones
Waubonsie	Fremont
Wildcat Den	Muscatine
Yellow River Forest Campground	Allamakee

Use and management of these areas are governed by Iowa Code chapter 461A and by other restrictions prescribed on area signs pursuant to Iowa Code section 461A.44.

"State park managed by another governmental entity" means the following areas designated by action of the natural resource commission:

<u>Area</u>	<u>County</u>
Bobwhite	Wayne
Browns Lake-Bigelow Park	Woodbury
Cold Springs	Cass
Crystal Lake	Hancock
Eagle Lake	Hancock
Echo Valley	Fayette
Frank A. Gotch	Humboldt
Galland School	Lee
Heery Woods	Butler
Kearny	Palo Alto
Lake Cornelia	Wright
Lake Odessa Campground	Louisa
Margo Frankel Woods	Polk
Mill Creek	O'Brien
Oak Grove	Sioux
Oakland Mills	Henry
Pammel	Madison
Pioneer	Mitchell
Sharon Bluffs	Appanoose
Silver Lake	Delaware
Spring Lake	Greene
Swan Lake	Carroll

Use and management of these areas are governed by Iowa Code chapter 461A, by this chapter, and by rules adopted by the managing entity.

"State preserve" means the following areas or portion of the areas dedicated by actions pursuant to Iowa Code section 465C.10:

<u>Area</u>	<u>County</u>
A. F. Miller	Bremer
Ames High Prairie	Story
Anderson Prairie	Emmet
Behrens Ponds and Woodland	Linn
Berry Woods	Warren
Bird Hill	Cerro Gordo
Bixby	Clayton
Bluffton Fir Stand	Winneshiek
Brush Creek Canyon	Fayette
Brushy Creek	Webster
Cameron Woods	Scott
Casey's Paha	Tama
Catfish Creek	Dubuque
Cayler Prairie	Dickinson
Cedar Bluffs Natural Area	Mahaska
Cedar Hills Sand Prairie	Black Hawk
Cheever Lake	Emmet
Clay Prairie	Butler
Claybanks Forest	Cerro Gordo
Coldwater Cave	Winneshiek
Crossman Prairie	Howard
Decorah Ice Cave	Winneshiek
Derald Dinesen Prairie	Shelby
Doolittle Prairie	Story
Eureka Woods	Greene
Fallen Rock	Hardin
Fish Farm Mounds	Allamakee
Five Ridge Prairie	Plymouth
Fleming Woods	Poweshiek
Fort Atkinson	Winneshiek
Fossil and Prairie Park	Floyd

<u>Area</u>	<u>County</u>
Freda Haffner Kettlehole	Dickinson
Gitchie Manitou	Lyon
<u>Glenwood</u>	<u>Mills</u>
Hanging Bog	Linn
Hardin City Woodland	Hardin
Hartley Fort	Allamakee
Hartman Bluff	Black Hawk
Hayden Prairie	Howard
Hoffman Prairie	Cerro Gordo
Indian Bluffs Primitive Area	Jones
Indian Fish Trap	Iowa
Kalsow Prairie	Pocahontas
Kish-Ke-Kosh Prairie	Jasper
Lamson Woods	Jefferson
Liska-Stanek Prairie	Webster
Little Maquoketa River Mounds	Dubuque
Malanaphy Springs	Winneshiek
Malchow Mounds	Des Moines
Manikowski Prairie	Clinton
Mann Wilderness Area	Hardin
Marietta Sand Prairie	Marshall
Mericle Woods	Tama
Merrill A. Stainbrook	Johnson
Merritt Forest	Clayton
Montauk	Fayette
Mossy Glen	Clayton
Mount Pisgah Cemetery	Union
Mount Talbot	Woodbury and Plymouth
Nestor Stiles Prairie	Cherokee
Ocheyedan Mound	Osceola
Old State Quarry	Johnson
Palisades-Dows	Linn
Pecan Grove	Muscatine

<u>Area</u>	<u>County</u>
Pellett Memorial Woods	Cass
<u>Perkins Prairie</u>	<u>Greene</u>
Pilot Grove	Iowa
Pilot Knob	Hancock
Retz Memorial Woods	Clayton
Roberts Creek	Clayton
Rock Creek Island	Cedar
Rock Island Botanical	Linn
Roggman Boreal Slopes	Clayton
Rolling Thunder Prairie	Warren
Savage Woods	Henry
Searryl's Cave	Jones
Sheeder Prairie	Guthrie
Silver Lake Fen	Dickinson
Silvers-Smith Woods	Dallas
Slinde Mounds	Allamakee
St. James Lutheran Church	Winneshiek
Starr's Cave	Des Moines
Steele Prairie	Cherokee
Stinson Prairie	Kossuth
Strasser Woods	Polk
Sylvan Runkel	Monona
Toolesboro Mounds	Louisa
Turin Loess Hills	Monona
Turkey River Mounds	Clayton
<u>Vincent Bluff</u>	<u>Pottwattamie</u>
White Pine Hollow	Dubuque
Williams Prairie	Johnson
Wittrock Indian Village	O'Brien
Woodland Mounds	Warren
Woodman Hollow	Webster
Woodthrush Woods	Jefferson

Use and management of these areas are governed by rules established in this chapter as well as by management plans adopted by the preserves advisory board.

ITEM 6. Adopt the following new division title:

DIVISION I

State Parks and Recreation Areas

ITEM 7. Rescind 571--61.3(461A) and adopt the following new 571--61.3(461A):

571--61.3(461A) Establishment of centralized reservation system operating procedures and policies. The department shall establish a centralized reservation system to accept and process reservations for camping and rental facilities in state parks, recreation areas and state forest campgrounds.

61.3(1) Recreation facilities available on centralized reservation system.

a. Rental facilities. All rental facilities will be available on the centralized reservation system with the exception of the education center rental at Springbrook State Park.

b. Campgrounds.

(1) All campgrounds will be available on the centralized reservation system except for the campgrounds at A. A. Call State Park, Fort Defiance State Park and Preparation Canyon State Park and the backpack campsites located in state forests.

(2) No less than 50 percent and up to no more than 75 percent of the total number of campsites in each individual campground shall be designated as reservable sites on the reservation system. The determination of which campsites shall be included in the reservable designation shall be the responsibility of the park staff in each park. Park staff shall include a combination of electric, nonelectric and sewer/water sites while taking into consideration campsite characteristics such as location, shade and size. The department will review the percentage of reservable sites and usage on a biennial basis and determine whether the percentage of reservable campsites should be changed. A reservable campsite will be identified with a reservable site marker on the campsite post.

(3) All designated organized youth group campsites and campsites marked with the international symbol of accessibility shall be included in the reservation system.

(4) Reservations will not be accepted for camping stays that occur November 1 through March 31.

61.3(2) Methods available to make reservations. Persons may make reservations by telephone through the call center or through the Internet using the reservation system Web site.

61.3(3) Reservation transaction fees.

a. Reservation fee. A nonrefundable reservation fee shall be charged for each reservation made per campsite or rental facility regardless of the length of stay. The one-time fee is per reservation and is not charged per day or per night. This fee is in addition to the camping fees or rental fees established in subrules 61.4(1) and 61.5(1). The reservation fee varies depending upon the method used when the reservation is made.

(1) Internet reservation — \$4.

(2) Telephone reservation — \$6.

b. Change fee. A fee shall be charged to change an existing reservation.

(1) Reservation change made through the Internet — \$5.

(2) Reservation change made over the telephone — \$7.

c. Cancellation fee. A fee shall be charged to cancel a reservation.

(1) Reservation cancellation made through the Internet — \$5.

(2) Reservation cancellation made over the telephone — \$7.

61.3(4) Reservation window.

a. Camping. Camping reservations may be made up to 3 months before arrival but no later than 21 days before arrival if paying by paper check or money order and no later than 2 days before arrival if paying by credit card or debit card.

b. Rental facilities.

(1) Rentals for May 1 to September 30. Rental facility reservations may be made up to 12 months before arrival but not later than 21 days before arrival if paying by paper check or money order and no later than 4 days before arrival if paying by credit card or debit card.

(2) Rentals for October 1 to April 30. Rental facility reservations may be made up to 12 months before arrival but not later than 21 days before arrival if paying by paper check or money order and no later than 7 days before arrival if paying by credit card or debit card.

61.3(5) Site specific reservations. All reservations shall be for a specific campsite, cabin, lodge or open shelter.

61.3(6) Changing a reservation. Changes to reservations shall not be made until the initial reservation has been paid in full.

a. Camping.

(1) The last day a person shall make a change to a camping reservation is 4 days prior to the reservation arrival date if paying by credit card or debit card or 21 days prior to the reservation arrival date if paying by paper check or money order.

(2) Equestrian campers shall be allowed to make changes to a camping reservation less than 4 days prior to the arrival date if the equestrian trails are closed on the same day as their scheduled arrival date or the day before their scheduled arrival date.

b. Rental facilities. The last day a person shall make a change to a rental facility reservation is 15 days prior to the reservation arrival date if paying by credit card or debit card or 21 days prior to the reservation arrival date if paying by paper check or money order.

61.3(7) Cancelling a reservation. Persons who cancel a reservation prior to or on the scheduled arrival date shall receive a refund as follows:

a. Camping.

(1) Persons who cancel their reservation two or more days prior to the reservation arrival date will receive a refund of all camping fees paid less the cancellation fee.

(2) Persons who cancel their reservation one day prior to the reservation arrival date will receive a refund of all camping fees paid less the cancellation fee and forfeiture of one night's camping fee.

(3) Persons who cancel their reservation on the day of the reservation arrival will receive a refund of all camping fees paid less the cancellation fee and forfeiture of two night's camping fee.

b. Cabins.

(1) Persons who cancel their reservation 30 or more days prior to the reservation arrival date will receive a refund of all rental fees and tax paid less the cancellation fee.

(2) Persons who cancel their reservation 15 to 29 days prior to the reservation arrival date will receive a refund of all rental fees and tax paid less the cancellation fee and forfeiture of one night's rental fee and tax.

(3) Persons who cancel their reservation less than 15 days prior to the reservation arrival date up to the scheduled arrival date will receive a refund of all rental fees and tax paid less the cancellation fee and forfeiture of two night's rental fee and tax.

c. Lodges, open shelters, open shelters with kitchenettes, and beach house open shelters.

(1) Persons who cancel their reservation 30 or more days prior to the reservation arrival date will receive a refund of all rental fees and tax paid less the cancellation fee.

(2) Persons who cancel their reservation 15 to 29 days prior to the reservation arrival date will receive a refund of all rental fees and tax paid less the cancellation fee and forfeiture of one night's rental fee and tax.

(3) Persons who cancel their reservation less than 15 days prior to the reservation arrival date up to the scheduled arrival date will receive a refund of all rental fees and tax paid less the cancellation fee and forfeiture of two night's rental fee and tax, if applicable.

d. Persons who cancel any reservation after the reservation arrival date will receive no refund unless extenuating circumstances have been documented, reviewed, and approved in writing by the department.

e. When the cancellation fee and forfeiture of camping fees or rental fees and tax exceed the total amount of camping fees or rental fees and tax paid, no refund will be issued.

ITEM 8. Amend subparagraph **61.4(3)"a"(1)** as follows:

(1) Registration of walk-in campers occupying nonreservable campsites or unrented, reservable campsites will be on a first-come, first-served basis and will be handled by a self-registration process. Registration forms will be provided by the department of natural resources. Campers shall, within one-half hour of arrival at the campground, complete the registration form, place the appropriate fee or number of camping tickets in the envelope and place the envelope in the depository provided by the department of natural resources. One copy must then be placed in the campsite holder provided at the campsite. The camping length of stay identified on the camping registration form must begin with the the actual date the camper registers, pays and posts the registration at the campsite.

ITEM 9. Amend **61.4(5)** by adopting new paragraphs "k" and "l" and renumbering existing paragraphs "k" and "l" to "m" and "n":

k. Minimum stay requirements for camping reservations. From May 1 to September 30, a two-night minimum stay is required for weekends. The two nights shall be designated as Friday and Saturday nights. However, if September 30 is a Friday, the Friday and Saturday night stay shall not apply. If September 30 is a Saturday, the Friday and Saturday night stay shall apply. The following other exceptions apply:

(1) A Friday, Saturday, and Sunday night stay is required for the national Memorial Day holiday and national Labor Day holiday weekends.

(2) A Thursday, Friday, and Saturday night stay is required for the Fourth of July holiday if the Fourth of July occurs on a Thursday, Friday or Saturday.

(3) A Friday, Saturday, and Sunday night stay is required for the Fourth of July holiday if the Fourth of July occurs on a Monday.

l. Buddy campsite reservations. Campers reserving buddy campsites through the centralized reservation system must reserve both or all four of the individual sites that make up the group buddy campsite or buddy campsite.

ITEM 10. Amend paragraph **61.5(1)"c"** as follows:

c. Lodge rental per reservation. This fee does not include tax. Tax will be calculated at time of payment.

Per Weekday M-	Per Weekend Day Fr-
Th***	Su

	<u>Per Weekday M- Th***</u>	<u>Per Weekend Day Fr- Su</u>
A. A. Call State Park, Kossuth County	\$ 40	\$ 80
Backbone State Park Auditorium, Delaware County**	25	50
Backbone State Park, Delaware County	62.50	125
Beed's Lake State Park, Franklin County	40	80
Bellevue State Park-Nelson Unit, Jackson County	50	100
Clear Lake State Park, Cerro Gordo County	50	100
Dolliver Memorial State Park, Webster County		
Central Lodge**	30	60
South Lodge	37.50	75
Ft. Defiance State Park, Emmet County	35	70
George Wyth State Park, Black Hawk County**	35	70
Gull Point State Park, Dickinson County	100	200
Lacey-Keosauqua State Park, Van Buren County		
Beach Lodge	35	70
Lodge	35	70
Lake Ahquabi State Park, Warren County	45	90
Lake Darling State Park, Washington County	100	200
Lake Keomah State Park, Mahaska County	45	90
Lake Macbride State Park, Johnson County		
Beach Lodge	35	70
Lodge	35	70
Lake of Three Fires State Park, Taylor County	35	70
Lake Wapello State Park, Davis County	30	60
Lewis and Clark State Park, Monona County		
Lodge	35	70
Visitor Center Banquet Room	75	150
<u>Mini-Wakan State Park, Dickinson County</u>	<u>75</u>	<u>150</u>
Palisades-Kepler State Park, Linn County	87.50	175
Pine Lake State Park, Hardin County	40	80
Pleasant Creek Recreation Area, Linn County**	37.50	75
Stone State Park, Woodbury/Plymouth Counties	62.50	125
Viking Lake State Park, Montgomery County	30	60
Walnut Woods State Park, Polk County	100	200

	<u>Per Weekday M- Th***</u>	<u>Per Weekend Day Fr- Su</u>
Wapsipinicon State Park, Jones County		
Unheated Seasonal Lodge <u>Boy Scout Lodge</u>	20	40
Heated year-round Lodge <u>Rotary Lodge</u>	35	70
Waubonsie State Park, Fremont County	75	150

**Does not contain kitchen facilities

***The weekend day fee applies to New Year’s Day, Memorial Day, Fourth of July, Labor Day, Thanksgiving, and Christmas, even though the holiday may fall on a weekday.

ITEM 11. Amend 61.5(1)“h”(4) as follows:

(4) Reservations. School groups and DNR department camps may reserve the center three years in advance. All other groups may reserve the center a year in advance on a first-come, first-served basis. There is no reservation fee. Fees shall be paid upon arrival at the center.

ITEM 12. Amend subrule 61.5(1) by adopting the following new paragraph “i.”

i. Pilot Knob warming house reservation, \$30 plus applicable tax.

ITEM 13. Amend subparagraph 61.5(3)“b”(3) as follows

(3) The multifamily cabin at Springbrook State Park may be reserved for a minimum of two nights throughout the entire rental season with the following exceptions:

~~1. From the Friday of the national Memorial Day holiday weekend through the Thursday after the national Labor Day holiday, a Friday and Saturday night stay is required for weekends.~~

2. 1. A Friday, Saturday, and Sunday night stay is required for the national Memorial Day holiday and national Labor Day holiday weekends.

~~3. 2. A Thursday, Friday, and Saturday night stay is required for the Fourth of July holiday if the Fourth of July occurs on a Thursday, Friday or Saturday.~~

~~4. 3. A Friday, Saturday, and Sunday night stay is required for the Fourth of July holiday if the Fourth of July occurs on a Monday.~~

ITEM 14. Amend paragraph 61.5(3)“i” as follows:

i. Except by arrangement with the park staff in charge of the area, persons renting a lodge, shelter, and or beach house open shelter facilities and all guests shall vacate the facility by 10 p.m.

ITEM 15. Amend subrule 61.5(4) as follows:

~~61.5(4) Damage deposits for all rental facilities cabins, lodges, open shelters with kitchenettes, and yurts.~~

a. Upon arrival for the rental facility period, renters shall pay in full a damage deposit in the amount of \$50. an amount equal to the weekend daily rental fee for the facility or \$50, whichever is greater. If a kegger takes place in a lodge or open shelter with kitchenette, the damage deposit shall be waived in lieu of a kegger damage deposit if the kegger damage deposit is greater than the lodge or open shelter with kitchenette damage deposit.

b. to d. No change.

ITEM 16. Amend subrule 61.7(1) as follows:

61.7(1) Animals.

a. The use of equine animals and llamas is limited to roadways or to trails designated for such use.

b. Animals are prohibited within designated beach areas.

c. Livestock are not permitted to graze or roam within state parks and recreation areas. The owner of the livestock shall remove the livestock immediately upon notification by the department of natural resources personnel in charge of the area.

d. Animals are prohibited in all park buildings with the following exceptions:

(1) Service dogs and assistive animals.

(2) Dogs in designated cabins and yurts. A maximum of 2 dogs of any size shall be allowed in any cabin or yurt.

(3) Animals being used in education and interpretation programs.

d. e. Except for dogs being used in designated hunting or in dog training areas, pets such as dogs or cats shall not be allowed to run at large within state parks, recreation areas, or preserves. Such animals shall be on a leash or chain not to exceed six feet in length and shall be either led by or carried by the owner, attached to an anchor/tie-out or vehicle, or confined in a vehicle. Pets shall not be left unattended in campgrounds. Dogs shall be kenneled when left unattended in cabins or yurts and shall not be left unattended if tied up outside of the cabins or yurts.

ITEM 17. Amend subrule 61.7(5) as follows:

61.7(5) Firearms. The use of firearms in state parks and recreation areas, as defined in rule 61.2(461A), is limited to the following:

a. Lawful hunting as traditionally allowed at Badger Creek Recreation Area, Brushy Creek Recreation Area, Pleasant Creek Recreation Area, Mines of Spain Recreation Area (pursuant to 61.9(461A)), Volga River Recreation Area and Wilson Island Recreation Area.

b. Target and practice shooting in areas designated by DNR the department.

c. Special events, festivals, and education programs sponsored or permitted by DNR the department.

d. Special hunts authorized by the natural resourcee commission to control deer populations.

ITEM 18. Amend subparagraph **61.7(8)"b"(1)"1"** as follows:

1. Each person with a physical disability must have a permit issued by the director in order to use a motorized vehicle in specific areas within state parks, recreation areas, and preserves. Such permits will be issued without charge. An applicant must submit a certificate from a doctor stating that the applicant meets the criteria describing a person with a physical disability. One nonhandicapped companion may accompany the permit holder on the same vehicle if that vehicle is designed for more than one rider; otherwise the companion must walk.

ITEM 19. Amend subparagraph **61.7(8)"b"(2)** as follows:

(2) Approved areas. On each visit, the permit holder must contact the park staff in charge of the specific area in which the permit holder wishes to use a motorized vehicle. The park staff must designate on a park map the area(s) where the permit holder will be allowed to use a motorized vehicle. This restriction is intended to protect the permit holder from hazards or to protect certain natural resources of the area. The map is to be signed and dated on each visit by the park staff in charge of the area. Approval for use of a motorized vehicle on state preserves also requires consultation with a member of the preserves staff in Des Moines.

ITEM 20. Amend subrule **61.7(9)** as follows:

61.7(9) Noise. Creating or sustaining any unreasonable noise in any portion of all state parks and recreation areas is prohibited at all times. The nature and purpose of a person's conduct, the impact on other area users, the time of day, location, and other factors which would govern the conduct of a reasonable, prudent person under the circumstances shall be used to determine whether the noise is unreasonable. Unreasonable noise ~~shall include~~ includes, but is not necessarily limited to, the operation or utilization of motorized equipment or machinery such as an electric generator, motor vehicle, or motorized toy; or audio device such as a radio, television set, tape deck, public address system, or musical instrument; ~~or other device.~~ Between the hours of 10:30 p.m. and 6 a.m., noise which can be heard at a distance of 120 feet or three campsites shall be considered unreasonable.

ITEM 21. Amend subrule **61.7(15)** as follows:

61.7(15) Deer population control hunts. Deer hunting as allowed under Iowa Code section 461A.42 "c" is permitted only during special hunts in the following state parks as provided under 571—Chapter 105 and as approved by the natural resourcee commission. During the dates of deer hunting, only persons engaged in deer hunting shall use the area or portions thereof as designated by DNR the department and signed as such.

Backbone State Park	Delaware County
Elk Rock State Park	Marion County
George Wyth State Park	Black Hawk County
Lake Darling State Park	Washington County
Lake Manawa State Park	Pottawattamie County
Lake of Three Fires State Park	Taylor County
Springbrook State Park	Guthrie County
Viking Lake State Park	Montgomery County

ITEM 22. Amend subrule **61.8(4)** as follows:

61.8(4) Pleasant Creek Recreation Area, Linn County. Swimming is limited by the provisions of 61.7(2); also, swimming is prohibited at the beach from 10:30 p.m. to 6 a.m. daily. Access into and out of the north portion of the area between the east end of the dam to the campground shall be closed from 10:30 p.m. to 4 a.m., except that walk-in overnight fishing will be allowed along the dam. The areas known as the dog trial area and the equestrian area shall be closed from 10:30 p.m. to 4 a.m., except for equestrian camping and for those persons participating in a DNR-authorized department-authorized field trial. From 10:30 p.m. to 4 a.m., only registered campers are permitted in the campground.

ITEM 23. Amend rule **571—61.10(461A)** as follows:

571—61.10(461A) After-hours fishing—exception to closing time. Persons shall be allowed access to the areas designated in 61.11(461A) between the hours of 10:30 p.m. and 4 a.m. under the following conditions:

1. The person shall be actively engaged in fishing.
2. The person shall behave in a quiet, courteous manner so as not to disturb other users of the park ~~such as campers.~~
3. Access to the fishing site from the parking area shall be by the shortest and most direct trail or access facility.

4. Vehicle parking shall be in the lots designated by signs posted in the area.
5. Activities other than fishing are allowed with permission of the director or an employee designated by the director.

ITEM 24. Amend rule 571—61.14(461A), second unnumbered paragraph as follows:

The intended projects will be included in the department’s annual five-year capital plan in priority order by year and approved by the natural resource commission for inclusion in its capital budget request.

ITEM 25. Amend rule 571—61.15(461A,463C) as follows:

571—61.15(461A,463C) Honey Creek Resort State Park. This chapter shall not apply to Honey Creek Resort State Park, with the exception that subrules 61.7(1) through 61.7(9) and plus 61.7(11) through 61.7(16) (15) and rule 61.12(461A) shall apply to the operation and management of Honey Creek Resort State Park. Where permission is required to be obtained from the department, an authorized representative of the department’s management company may provide such permission in accordance with policies established by the department.

ITEM 26. Adopt the new Division II title as follows:

DIVISION II

State Forest Camping

ITEM 27. Adopt the following new rules 571—61.16(461A) through 571—61.18(461A):

571—61.16(461A) Camping areas established and marked.

61.16(1) Areas to be utilized for camping shall be established within each of the state forests listed in rule 61.1(461A).

61.16(2) Signs designating the established camping areas shall be posted along the access roads into these areas and around the perimeter of the area designated for camping use.

61.16(3) Areas approved for backpack camping (no vehicular access) shall be marked with appropriate signs and shall contain fire rings.

571—61.17(461A) Campground reservations. Rules regarding camping reservations in established state forest campgrounds shall be the same as those cited in rule 61.3(461A). Reservations will not be accepted for backpack campsites.

571—61.18(461A) Camping fees and registration.

61.18(1) Fees.

a. Backpack campsites. No fee will be charged for the use of the designated backpack campsites.

b. The fees for camping in established state forest campgrounds shall be the same as those cited in subrule 61.4(1) paragraphs “a” and “b” for all other nonmodern camping areas managed by the department of natural resources where fees are charged.

61.18(2) Procedures for camping registration.

a. Backpack campsites. Persons using backpack campsites shall register at the forest area check station or other designated site.

b. The procedures for camping registration in established state forest campgrounds shall be the same as those cited in subrule 61.4(3), paragraphs “a,” “b,” and “c.”

c. Organized youth group campsites. The procedures for camping registration for organized youth group campsites shall be the same as those cited in subrule 61.4(4).

571—61.19(461A) Restrictions—area and use.

61.19(1) Restrictions of campsite or campground use in established state forest campgrounds shall be the same as those cited in subrule 61.4(5), paragraphs “a” through “c,” “e” through “k,” “n,” and “m.”

61.19(2) Hours. Access into and out of the established camping areas shall be permitted from 4 a.m. to 10:30 p.m. During the hours of 10:31 p.m. to 3:59 a.m., only registered campers are permitted in the campgrounds.

61.19(3) Firearms use prohibited. Except for peace officers acting in the scope of their employment, the use of firearms, fireworks, explosives, and weapons of all kinds by the public is prohibited within the established camping area as delineated by signs marking the area.

61.19(4) Pets. Pets such as dogs or cats shall not be allowed to run at large within established state forest camping areas. Such animals shall be on a leash or chain not to exceed six feet in length and shall be either led by or carried by the owner, attached to an anchor, tie-out or vehicle, or confined in a vehicle.

61.19(5) Noise. Subrule 61.7(9) shall apply to established state forest camping areas.

ITEM 27. Rescind and reserve 571—Chapter 62.

These rules are intended to implement Iowa Code sections 455A.4, 461A.3, 461A.3A, 461A.35, 461A.38, 461A.39, 461A.42, 461A.43, 461A.45 through 461A.51, 461A.57, and 423.2.

Motion – Commissioner Francsico
 Seconded – Commissioner Drees
 Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

22. CAPITAL HOTEL MANAGEMENT CONTRACT RENEWAL

Commission approval is requested for a two year contract with Capital Hotel Management, LLC (CHM) of Beverly, MA. This contract renewal will begin on 07/01/12 and terminate on 06/30/14. The total amount of this contract shall not exceed \$145,257 annually (\$85,230 plus capped incentives). Under the contract, CHM will continue to provide the duties of an asset manager for the Honey Creek Destination Resort State Park. DNR shall have the option to renew this contract as long as this contract and any extensions do not exceed a six-year period. This contract will be funded through special appropriations, the operations and management fund of the Park, or a combination of the two. Despite the Department’s exemption described in Iowa Code section 463C.17, related to bidding laws, the Department originally sought requests for proposals two years ago from various firms prior to the selection of CHM to serve as the Department’s asset manager. CHM was awarded the contract and has performed well, identifying a number of methods to increase the profitability of the Resort and ensuring the Department is knowledgeable about key management aspects of the Park.

Motion – Commissioner Francisco
Seconded – Commissioner Drees
Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

23. CHAPTER 63, KEG BEER RULES -NOTICE OF INTENDED ACTION

The Departments requests Commission approval for publication of a Notice of Intended Action to amend Chapter 63 “Keg Beer Rules.”

The proposed amendments:

1. Update Iowa Code chapter references from “111” to “461A” throughout the chapter.
2. Update the Iowa Administrative Code citation reference in the applicability statement for state forest camping areas.
3. Rescind the existing definition of “beach” or “beach area” and adopt a new definition for “beach” or “beach area” to be the same definition used in 571—Chapter 64.
4. Establish a definition for “department” to mean the department of natural resources.
5. Establish a definition for “rental facility” to include lodges and open shelters with kitchenette.
6. Delete “kegger” from the definitions.
7. Change the reference from “department of natural resources officer” to “department personnel” to better reflect the current staffing structure in state parks and recreation areas.
8. Update the keg deposit requirement for rental facilities that charge both a rental fee and damage deposit. The keg deposit will be waived in lieu of the rental facility damage deposit if that deposit amount is equal to or greater than the required keg deposit.
9. Strike the deposit amounts identified in the deposit disposition rule as the actual deposit required may not be those amounts listed. Strike the \$1,000 deposit reference and replace it with “keg deposit.”
10. Update the responsibility agreement by striking the words “born on or before September 2, 1967,” and update the year “numbering” to reflect the new millennia.

NATURAL RESUORCE COMMISSION[571]

Notice of Intended Action

Pursuant to the authority of Iowa Code subsections 455A.5(6), 461A.35, and 461A.47, the Natural Resource Commission hereby gives Notice of Intended Action to amend Chapter 63, “Keg Beer Rules,” Iowa Administrative Code.

The proposed amendments:

1. Update Iowa Code chapter references from “111” to “461A” throughout the chapter.
2. Update the Iowa Administrative Code citation reference in the applicability statement for state forest camping areas.
3. Rescind the existing definition of “beach” or “beach area” and adopt a new definition for “beach” or “beach area” to be the same definition used in 571—Chapter 64.
4. Establish a definition for “department” to mean the department of natural resources.
5. Establish a definition for “rental facility” to include lodges and open shelters with kitchenette.
6. Delete “kegger” from the definitions.
7. Change the reference from “department of natural resources officer” to “department personnel” to better reflect the current staffing structure in state parks and recreation areas.

8. Update the keg deposit requirement for rental facilities that charge both a rental fee and damage deposit. The keg deposit will be waived in lieu of the rental facility damage deposit if that deposit amount is equal to or greater than the required keg deposit.

9. Strike the deposit amounts identified in the deposit disposition rule as the actual deposit required may not be those amounts listed. Strike the \$1,000 deposit reference and replace it with "keg deposit."

10. Update the responsibility agreement by striking the words "born on or before September 2, 1967," and update the year "numbering" to reflect the new millennia.

After analysis and review of this rule making, no impact on jobs has been found.

Any interested person may make written suggestions or comments on the proposed amendments prior to July 31, 2012. Such written materials should be directed to Sherry Arntzen, State Parks Bureau, Department of Natural Resources, 502 East Ninth Street, Des Moines, Iowa 50319-0034; fax (515)281-6794. Persons who wish to convey their views orally should contact Sherry Arntzen at (515)242-6233 or at State Parks Bureau offices on the fourth floor of the Wallace State Office Building in Des Moines, Iowa.

There will be a public hearing on July 31, 2012, at 2 p.m. in the Fourth Floor West Conference Room of the Wallace State Office Building in Des Moines, Iowa, at which time persons may present their views either orally or in writing. At the hearing, persons will be asked to give their names and addresses for the record and to confine their remarks to the subjects of the amendments.

Any persons who intend to attend a public hearing and have special requirements such as those relating to hearing or mobility impairments, should contact the Department of Natural Resources and advise of those specific needs.

The amendments are intended to implement Iowa Code sections 455A.5(6), 461A.35, and 461A.47.

The following amendments are proposed.

ITEM 1. Replace the Iowa Code reference "111" wherever it appears in **571—Chapter 63** with the reference "461A."

ITEM 2. Amend rule 571—63.2(461A,123) as follows:

571—63.2(461A,123) Applicability. This chapter is applicable to all state parks and recreation areas managed by the parks, recreation, and preserves division of the department of natural resources and to the state forests containing designated campground areas listed in ~~571—62.1(461A)~~ 571—61.1(461A).

ITEM 3. Rescind the definition of "beach" or "beach area" in rule **571—63.3(461A,123)** and adopt the following new definition in lieu thereof:

"Beach" or "beach area" is as defined in rule 571—64.1(461A).

ITEM 4. Adopt the following new definitions in rule **571—63.3(461A,123)**:

"Department" means the department of natural resources.

"Rental facility" means a lodge or open shelter with kitchenette as defined in rule 571—61.2(461A).

ITEM 5. Rescind the definition of "kegger" in rule **571—63.3(461A,123)**.

ITEM 6. Amend rule **571—63.4(461A,123)** as follows:

571—63.4(461A,123) Prohibited areas. Keggers Gatherings at which keg beer is served shall not be conducted in beach areas, in campgrounds, or in parking areas or immediately adjacent to those areas.

ITEM 7. Amend rule 571—63.5(461A,123) as follows:

571—63.5(461A,123) Procedure. Any person wishing to ~~conduct a kegger hold a gathering with keg beer~~ in any area to which this chapter applies shall notify ~~the department of natural resources officer personnel~~ in charge of the area in advance and comply with the following procedure:

63.5(1) A designated agent shall be named who shall sign a responsibility agreement. The content of the responsibility agreement shall be as stated in 571—63.7(461A,123).

63.5(2) The designated agent shall be available for personal contact by department of natural resources personnel at all times during the kegger gathering with keg beer.

63.5(3) The agent shall pay a deposit of \$100 per 100 persons or portion thereof at the kegger gathering with keg beer, to be held by the department of natural resources officer personnel in charge of the area as a damage deposit. ~~The department of natural resources officer~~ Department personnel in charge of the area may designate the area in which the kegger gathering with keg beer is to be conducted. ~~If the kegger takes place in an enclosed shelter for which a rental fee and deposit is charged, the \$100 shall be waived in lieu of the usual deposit for that facility. If the gathering with keg beer takes place in a rental facility that requires a rental fee and damage deposit, the keg damage deposit shall be waived in lieu of the rental facility damage deposit if the rental facility damage deposit is equal to or greater than the keg deposit.~~

63.5(4) The agent shall assume responsibility to ensure that all state laws are complied with in the conduct of persons attending the kegger gathering with keg beer and that the area used for the kegger gathering is left in a clean, uncluttered condition and no state property damaged beyond the extent of normal wear and tear.

63.5(5) Conducting or continuation of the kegger gathering with keg beer shall be contingent on the persons involved complying with all applicable state laws including but not limited to Iowa Code section 123.47, chapter 461A, and rules promulgated under those chapters and as long as the activity does not interfere with other uses of area facilities.

63.5(6) The agent shall inform the department of natural resources officer personnel in charge of the area when the kegger gathering with keg beer is concluded and attendees have left the area.

ITEM 6. Amend rule 571—63.6(461A,123) as follows:

571—63.6(461A,123) Deposit disposition.

63.6(1) The \$100 deposit required by 63.5(3) shall be refunded within three days in full or on a prorated basis computed according to 63.6(2) depending on the condition in which the site is left after the kegger gathering with keg beer is held.

63.6(2) If it is necessary for department of natural resources personnel to clean up the area or repair any damage beyond ordinary wear and tear, a log of the time spent in such cleanup or repair shall be kept. The damage deposit refund shall be reduced by an amount equivalent to the applicable hourly wage of the employees for the time necessary to clean the area or repair the damage.

63.6(3) The \$1000 keg deposit is not to be construed as a limit of liability for damage to state property. The department of natural resources may take any legal action necessary to recover additional damage.

ITEM 7. Amend rule 571—63.7(461A,123) as follows:

571—63.7(461A,123) Responsibility agreement. The agreement required by 63.5(1) shall contain the following information:

RESPONSIBILITY AGREEMENT

I/We, the undersigned, being of 21 years of age or older, or born before September 2, 1967, and desiring to entertain ourselves and others at:

Area:

Date:

agree to leave the site used in the same condition as found, agree to clean up what debris and litter may be deposited during our stay within the time period agreed to, agree to be responsible for any damages done to property within the area by ourselves or our guests, agree to ensure compliance with Iowa law respecting the possession of beer by underage persons, agree not to interfere with other use of park facilities, and finally, agree to abide by all rules and regulations and all laws of this state.

Dated this ___ day of ___, 19 2___.

Signature of Group Leaders (agents):

Identification Information:

Agents (Name & Address)

Phone No.

Driver's License No.

Vehicle License

Motion – Commissioner Francisco
Seconded – Commissioner Drees
Decision – Approved by Unanimous Vote

CARRIED AS PRESENTED

24. DIVISION ADMINISTRATOR REMARKS

Chuck Corell provided information that five park positions have become vacant in the last few months and the Department is coordinating replacements to meet our staffing needs. Also, CRD has completed the the Fishing, Hunting, and Trapping Forums across the state that asked for public input. Most of what was reported was consistent with last yearj's forums. Data is being compiled and a report is being prepared.

GENERAL DISCUSSION

Commissioner Francisco expressed appreciation for being elected secretary for the NRC. He noted, last Friday, he attended a savannah woodlands project which showed various stages of growth.

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Commissioner Schemmel inquired on the status of the pheasant project that was proposed by the legislature. Chuck Corell reported the proposal was for the Department to look at economic impact, population models, and the affects of stocking. These were predicated by outside funding.

Commissioner Drees reported he attended Fort Defiance Hunting, Fishing, and Trapping forum and could not say enough good things about it. A nonconsumptive group was there to learn about how the FG trust fund works and they said they would buy licenses to support this. He also reported that fishing at the Great Lakes hasn't been better. An area guide is conducting fishing clinics from the resort.

Commissioner Prickett inquired on the status of the priority duck region and the Department's involvement. Chuck Corell responded that he will be attending the Midwest Association of Fish and Wildlife Agencies meeting in June and they will be having conversations regarding continued funding for Iowa and the Prairie Pothole Joint Venture. Commissioner Prickett suggested involving the Governor and legislative heads if needed. Commissioner Prickett also reported she attended the Iowa Parks Foundation meeting last Friday where they discussed a market survey and creating a strategic plan. She was impressed by Kevin Szcodronski's remarks at the meeting and his appointment to their executive board. She recommended one or two commissioners be present at these meetings and she asked for this to be on the next agenda for discussion.

ADJOURNMENT

Motion to adjourn the meeting – Commissioner Francisco
Seconded – Commissioner Schemmel
Decision - Approved by Unanimous Vote
With no further business to come before the Natural Resource Commission, Vice Chair Prickett adjourned the meeting on 06/14/12 2:30pm.

CARRIED – MEETING ADJOURNED

UPCOMING NRC MEETING DATES

July 12, 2012 – NRC Meeting, Henry Wallace State Office Bldg, Des Moines, IA 9:30am
August 09, 2012 – NRC Meeting, Henry Wallace State Office Bldg, Des Moines, IA 9:30am
September 13, 2012 – NRC Meeting, Henry Wallace State Office Bldg, Des Moines, IA 9:30am

