

## CHAPTER 112 HUNTING PRESERVES

Chapter rescission date pursuant to Iowa Code section 17A.7: 1/1/28

**571—112.1(484B/484C) Definitions.** As used in these rules:

*“Annual activity report”* means Annual Report Form provided by the department.

*“Boundary sign”* means a sign prescribed by the department which, when posted, designates the registered hunting preserve boundaries.

*“Hunting preserve operator’s registration”* means a registration which authorizes the holder to establish a hunting preserve for the purpose of holding, propagating, and releasing game birds, privately owned whitetails, or other ungulates for hunting purposes.

*“Lease”* means a land-lease document for hunting preserve purposes.

*“Privately owned”* means the propagation and holding of whitetail whose origins are from privately owned populations.

*“Registrant”* means a person or organization that registers to possess a hunting preserve operator’s registration issued by the department.

*“Transportation Tag”* means a self-adhesive, numbered tag for marking individual game birds, whitetails, and ungulates prior to transportation.

[ARC 6305C, IAB 5/4/22, effective 6/8/22]

**571—112.2(484B) Hunting preserve registration.** A hunting preserve operator’s registration may, following review and inspection, be issued to a person or organization who, upon application, complies with all requirements established in Iowa Code section 484B.4, 484C.7, and this chapter.

**571—112.3(484B) Land leases required.** All hunting preserve applications which include leased tract(s) of land shall be accompanied by a legible copy of the land-lease document(s). The lease document(s) shall include, but not be limited to, the following information: name/address of lessee and lessor, term of the lease (not less than five years), purpose of the lease, description/location of the leased tract(s) (acreage—section—township—county), one copy of plat map depicting location of leased tract(s), and dated signatures by both parties.

**571—112.4(484B/484C) Boundary signs required.** All registered hunting preserves shall provide, post, and maintain boundary signs which meet the following minimum specifications: 160-square-inch surface area; sign material of wood, steel, aluminum or heavy poly-plastic; and white/red sign color combination with the message “Registered Hunting Preserve.” Boundary sign spacing shall be no more than 500 feet apart. Boundary signs shall be posted at each entrance and perimeter gate and at every boundary corner. If the facility operated prior to September 1, 2005, and was signed as a “Licensed Hunting Preserve,” those signs will satisfy the signing requirement. However, once existing sign supplies are depleted, new signs must read “Registered Hunting Preserve.”

**571—112.5(484B/484C) Fencing required—ungulates/whitetails.** All registered hunting preserves for ungulates/whitetails shall construct and maintain a “deer-proof” boundary fence. Such fence shall be constructed and maintained with a minimum fence height of 8 feet above ground level. Fencing shall be inspected and approved by officers of the department prior to registration. Follow-up fence inspections by the department shall be allowed at any reasonable time by appointment or by providing the landowner or preserve registrant with at least 48 hours’ notice. Boundary fence gates shall remain closed at all times except for preserve maintenance activity, at which time no open gate shall be left unattended.

**571—112.6(484B/484C) Records and annual report.** All registered hunting preserves shall submit to the department a completed annual activity report on forms provided by the department. All registered hunting preserves shall retain sales/shipping receipts involving the purchase and delivery of any game birds, whitetails, or ungulates to the registrant. All registered hunting preserves shall record any transaction involving the sale of game birds, whitetails, or ungulates by the registrant. All original sales receipts for harvested game birds,

whitetails, and ungulates shall remain with the registrant as a part of the permanent record and a copy shall be provided to the purchasing hunter. This record requirement shall also apply to any sale of live birds, whitetails, or ungulates for private or commercial use and the sale must be recorded immediately following the event.

Any registered hunting preserve having a registration for ungulates shall maintain an inventory record of all ungulates released and being held on the property at any given time.

**571—112.7(484B) Game bird transportation tags.** Tags shall be placed on a leg of all birds harvested on a registered hunting preserve prior to the bird being transported from the registered area. The tag shall remain attached to the bird until the time it is processed for consumption. Tags are available from the department at a cost of \$5 per 100 tags.

**571—112.8(484B/484C) Ungulate/whitetail transportation tags.** Tags shall be placed on a leg of each ungulate harvested on a registered hunting preserve prior to moving the carcass in any manner. The hunter shall, upon taking an ungulate/whitetail, immediately validate the tag by including the following information in the space provided: species and sex of animal taken and the hunter's signature. The hunter shall also notch or punch a hole in the corresponding blocks on the tag designating the year, month and day the animal was taken. The tag shall remain attached to the animal until it is processed for consumption. Tags are available from the department at a cost of \$1 per tag.

**571—112.9(484B) Processed game birds.** Registered hunting preserves may prepare game birds for hunters by cleaning, dressing, preserving, and packaging whole birds or bird parts. Packaging material shall be a see-through plastic bag. The plastic bag shall be sealed and the tag placed around the opening of the bag or attached to the bag in such a manner so that the tag number(s) is completely legible. The number of game birds or combination of bird parts shall correspond to the number of tags affixed to the clear plastic bag.

**571—112.10(484B/484C) Processed ungulates/whitetails.** Registered hunting preserves may prepare ungulates/whitetails for hunters by cleaning, dressing, preserving, and packaging the meat. Packaging material shall bear the species name, date the animal was killed, and hunting preserve name in a legible fashion on the outside of the package. The tag shall remain with the meat during processing and shipment.

**571—112.11(484B/484C) Health requirements.** No game birds, whitetails, or ungulates shipped or transported into Iowa shall be affected with, or recently exposed to, any infectious, contagious, or communicable disease, or originate from a quarantined area.

**112.11(1) *Game birds.*** All game birds and their hatching eggs shipped or transported into Iowa shall have proof of origination from flocks or hatcheries that have a pullorum-typhoid clean rating given by the official state agency of the National Poultry Improvement Plan or its equivalent and shall be in accordance with the United States department of agriculture and the Iowa department of agriculture and land stewardship.

**112.11(2) *Whitetails.*** All whitetail shipped or transported into or within Iowa for hunting preserve purposes must be in compliance with all movement requirements, including but not limited to health certificate requirements, as prescribed by the department and the department of agriculture and land stewardship as established in 21—65.9(163) and 21—66.14(163).

**112.11(3) *Ungulates.*** All other ungulates shipped or transported into Iowa for hunting preserve purposes shall be accompanied by an approved Certificate of Veterinary Inspection. All veterinary inspection certificates shall be retained as a part of registrant's permanent records.

**571—112.12(484C) Chronic wasting disease testing for whitetails.**

**112.12(1) *Testing required.*** A person who keeps whitetail under this chapter shall have chronic wasting disease tests performed on the following:

*a.* Any whitetail that dies or is killed on the premises. A person trained and authorized shall collect the test sample and submit the sample for testing at an approved laboratory. This paragraph does not apply to whitetail less than six months old.

b. Any whitetail that is shipped to slaughter from the herd premises. A person trained and authorized shall collect the test sample after the whitetail is slaughtered and shall submit the sample for testing at an approved laboratory. This paragraph does not apply to whitetail less than six months old.

c. Testing under this subrule does not qualify the herd for certification in the chronic wasting disease program administered by the department of agriculture and land stewardship. No live animals will be allowed to leave the hunting preserves.

**112.12(2) Collecting test samples.** One of the following persons shall collect a test sample and submit it for testing:

- a. A certified veterinarian.
- b. An employee of the department authorized by the department.
- c. A person approved by the department. Before a person collects a test sample, that person shall complete training approved by the department. The person shall comply with standard veterinary procedures when collecting a test sample.

**112.12(3) Reporting disease findings.** Person(s) receiving test results shall report findings to the department by phone or email within 24 hours of receipt; written confirmation of findings are to be sent to the department within 10 days of receipt. Person(s) receiving test results will provide a copy of the test result to the owner of the tested whitetail. This reporting requirement applies to any laboratory test result for chronic wasting disease.

**571—112.13(484C) Positive chronic wasting disease test results.** A positive test result for chronic wasting disease will result in a minimum of a five-year quarantine on the preserve and all remaining animals located within the infected preserve. No animal movement in or out of the preserve can occur during the quarantine period. The preserve operator, the operator's veterinarian, if requested, and a designated epidemiologist shall develop a plan for eradicating chronic wasting disease in each affected herd. The plan must be designed to reduce and then eliminate chronic wasting disease from the herd; to prevent the spread of the disease to other herds, both privately owned and wild; and to prevent reintroduction of chronic wasting disease after the herd is released from quarantine. The herd plan must be developed and signed within 30 days after the determination that the herd is infected. The plan must be formalized as a memorandum of agreement between the preserve operator, the department and the state veterinarian's office. Premises must be cleaned and disinfected under department supervision within 15 days after affected animals have been removed.

**571—112.14(484B/484C) General conditions for registrants.**

- a. Records and facilities shall be available for inspection by officers of the department during reasonable hours.
- b. All records and reports must be kept current and shall reflect a true and accurate account of the registrant's activities.
- c. The department must be notified within 30 days in writing if the registrant ceases operation as a hunting preserve, at which time all unused transportation tags shall be returned to the department.
- d. Ungulate/whitetail hunting preserves that cease operation shall not remove boundary fencing without approval from the department. Ungulate/whitetail hunting preserves shall be depopulated prior to any boundary fence removal.

**112.14(1) Gamebird and ungulate preserves.**

a. Registrants must seek to renew their hunting preserve operator's registration within 30 days following the expiration date. Renewal requests received after this period may be considered a new application pursuant to rules 112.2(484B) and 112.3(484B).

b. All new hunting preserve operator's applications shall be considered on a first-come, first-served basis following April 30 of each year.

**112.14(2) Whitetail preserves.**

a. A registrant shall renew the hunting preserve operator's registration and recertify no later than June 30. Registration renewal and recertification requests received by the department after June 30 shall be considered delinquent.

b. The department shall not renew a hunting preserve operator's registration unless a completed annual report, including all documented events for the reporting period, has been received by the department prior to the reporting deadline.

*c.* For purposes of this chapter, there shall be a continuous open season on whitetail enclosed on registered preserves.

*d.* Individuals may use centerfire rifles, pistols, crossbows, modern or traditional archery equipment, muzzleloaders, or shotguns to hunt and harvest preserve whitetail.

These rules are intended to implement Iowa Code chapter 484B.