

Agenda

Natural Resource Commission

Thursday, September 11, 2025

Teleconference: 442-242-3609 PIN: 883 789 392#

Video Conference: meet.google.com/sco-mbns-qva

6200 Park Ave, Des Moines IA 50321

Walnut Woods Conf Rm

Thursday, September 11, 2025

9:30 AM – NRC Business Meeting

Public participation begins at approximately 10:00am. If you are unable to attend the business meeting, comments regarding agenda items may be submitted for public record to Alicia Plathe at Alicia.Plathe@dnr.iowa.gov or 6200 Park Ave Ste 200, Des Moines IA 50321 up to 24 hours prior to the business meeting.

1.	Approval of Agenda Consent Agenda (*within agenda indicates proposed consent agenda item) *5. Donations *8. Contract with Willey (IHAP) *9. Contract Amendment 4 with Spee Dee Delivery Service, Inc.-Seedling Delivery *10. Timber Sale Contract with RJ Lumber, LLC for Shimek State Forest *11. Timber Sale Contract with Nisley Woodwork, LLC for Stephens State Forest *12. Timber Sale Contract with Meister Log and Lumber Co. for Yellow River State Forest *14. Contract Amendment-1 with Kalkomey Enterprises, LLC- Print and Distribution of Iowa Fishing Regulations *15. Contract Amendment- 24CRDPFETHACK-0005 A01 with The Trash Man, LLC. -Brushy Creek Waste Management Services *19. Public Land Management Project- Boundary Correction, Monona County – Loess Hills State Forest	Decision	Commission
2.	Approval of the Minutes	Decision	Commission
3.	Director’s Remarks	Information	Kayla Lyon
4.	Division Administrator’s Remarks	Information	Pete Hildreth
*5.	Donations	Decision	Pete Hildreth
6.	Chapter 108, “Wild Furbearer Trapping and Hunting”- Notice of Intended Action	Decision	Todd Bishop
7.	Chapter 106, “Deer Hunting” – Notice of Intended Action	Decision	Todd Bishop
*8.	Contract with Willey (IHAP)	Decision	Todd Bishop
*9.	Contract Amendment 4 with Spee Dee Delivery Service, Inc.-Seedling Delivery	Decision	Jeff Goerndt
*10.	Timber Sale Contract with RJ Lumber, LLC for Shimek State Forest	Decision	Jeff Goerndt
*11.	Timber Sale Contract with Nisley Woodwork, LLC for Stephens State Forest	Decision	Jeff Goerndt
*12.	Timber Sale Contract with Meister Log and Lumber Co. for Yellow River State Forest	Decision	Jeff Goerndt
13.	Chapter 7, “Rules of Practice in Contested Cases”; Chapter 8, “Contracts for Services and Public Improvements”; and Chapter 11, “Waivers from Administrative Rules” – Notice of Intended Action	Decision	Tamara McIntosh
*14.	Contract Amendment-1 with Kalkomey Enterprises, LLC- Print and Distribution of Iowa Fishing Regulations	Decision	Joe Larscheid
*15.	Contract Amendment- 24CRDPFETHACK-0005 A01 with The Trash Man, LLC. -Brushy Creek Waste Management Services	Decision	Sherry Arntzen

16.	Chapter 33, Resource Enhancement and Protection Program: County, City, Private Open Spaces and Conservation Education Grant Programs –Competitive Grant Program Selection Criteria	Decision	Michelle Wilson
17.	Small Construction Projects: Road Repair and Backbone State Park; Road Culvert replacement at Hawkeye Wildlife Area	Information	Travis Baker
18.	Large Construction Projects	Decision	Travis Baker
18.1	Iowa Great Lakes, Shoreline Stabilization – Dickinson County		
18.2	Hawkeye Wildlife Management Area, Knapp Creek Dike Repairs – Johnson County		
*19.	Public Land Management Project- Boundary Correction, Monona County – Loess Hills State Forest	Decision	Travis Baker
20.	Public Land Acquisition Projects	Decision	Travis Baker
20.1	Rathbun WMA, Lucas County – Iowa Natural Heritage Foundation	Decision	Travis Baker
20.2	Rathbun WMA, Lucas County – Iowa Natural Heritage Foundation		
26.	Contract with Shive-Hattery, Inc. (Design Stormwater and Beach Treatment Options at Big Creek and Brushy Creek State Parks)	Decision	Travis Baker
27.	License Fee Discussion	Information	
28.	General Discussion		
Upcoming NRC Meeting Dates			
<ul style="list-style-type: none"> ● Thursday, October 8-9, Allamakee County ● Thursday, November 13, Des Moines 			

For details on the NRC meeting schedule, visit:

<http://www.iowadnr.gov/InsideDNR/BoardsCommissions/NaturalResourceCommission.aspx>

Comments during the public participation period regarding proposed rules or notices of intended action are not included in the official comments for that rule package unless they are submitted as required in the Notice of Intended Action.

Any person attending the public meeting and has special requirements such as those related to mobility or hearing impairments should contact the DNR or ADA Coordinator at 515-725-8200, Relay Iowa TTY Service 800-735-7942, or Webmaster@dnr.iowa.gov, and advise of specific needs.

The Iowa Department of Natural Resources (DNR) does not discriminate on the basis of race, color, religion, sex, sexual orientation, gender identity, national origin, English-language proficiency, disability, or age in the administration of its programs or activities in accordance with applicable laws and regulations. DNR will not tolerate discrimination, intimidation, threats, coercion, or retaliation against any individual or group because they have exercised their rights protected by federal or state law.

**MINUTES OF THE
NATURAL RESOURCE COMMISSION
MEETING**

August 14 2025

**Video Teleconference
and
6200 Park Ave, Des Moines**

Approved by the Commission **TBD**

RECORD COPY
File Name <u>Admin 01-05</u>
Sender's Initials <u>ap</u>

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Meeting Minutes

CALL TO ORDER

The meeting of the Natural Resource Commission (Commission or NRC) was called to order by Chairperson Tom Prickett at 9:30 am on August 14, 2025 via video/teleconference attendees.

COMMISSIONERS PRESENT

- Uriah Hansen
- Tom Prickett
- Tammi Kircher
- Bill Moritz
- Collin Brecher
- Laura Kudej
- KR Buck

COMMISSIONERS ABSENT

None

PUBLIC COMMENT

None

APPROVAL OF AGENDA AND CONSENT AGENDA

The Consent Agenda included:

- *5. Donations
- *7. Contract with Brown’s Tree Service LLC dba BTS Sanitation
- *13. Contract with Ronald Kneip (IHAP)
- *14. Contract with Bruce Bradshaw (IHAP)
- *15. Contract with Cynthia Ferris (IHAP)
- *16. Contract with Cristi Marie Lewis Revocable Trust (IHAP)
- *17. Contract with Lonnie Stein (IHAP)
- *18. Contract with Charles H Lindhorst North (IHAP)
- *19. Contract with Charles H Lindhorst Trust South (IHAP)
- *20. Contract with Patricia Bouska (IHAP)
- *24. Public Land Management Projects (24.1-24.2)

Motion was made by Tammi Kircher to approve the agenda and consent agenda as presented. Seconded by Bill Moritz.

The Chairperson asked for the Commissioners to approve the agenda by saying aye. There were no nay votes.

APPROVED AS PRESENTED

APPROVAL OF MINUTES

Motion was made by KR Buck to approve the July 2025 meeting minutes as presented. Seconded by Laura Kudej.

The Chairperson asked for the Commissioners to approve the agenda by saying aye. There were no nay votes.

APPROVED AS PRESENTED

DIRECTOR’S REMARKS

- None

DIVISION ADMINISTRATOR’S REMARKS

- Division Administrator (DA) Pete Hildreth provided updates on the Iowa State Fair, highlighting the addition of a structure to the Conservation Discovery Area featuring elements from Maquoketa Caves and Pilot Knob state parks.
- DA Hildreth announced that hunting licenses for deer and turkey go on sale at midnight on August 15th.
- He shared that the August roadside surveys are ongoing, with optimistic reports, especially from north central and northern Iowa, for the 100th year of pheasant hunting. Final results will be posted in early September.
- Hunter education courses (over 200 statewide) are available from March 1st to November 15th. The information for courses is on the DNR website.
- September 1st marks the start of the off-highway vehicle and snowmobile renewal period.
- Recent severe weather caused minor damage to state public areas, including uprooted trees at Maquoketa Woods in Cerro Gordo County and damage to shop buildings at Cedar Rock and Wildcat Den State Parks.
- DA Hildreth invited Kelsey Fleming to provide a high level overview of Iowa’s IHAP program.
- DA Hildreth concluded his remarks by sharing his experience and the Okoboji Blue Water Festival.

CONTRACT WITH FRIENDS OF BEEDS LAKE STATE PARK, INC.

Seth Moore requested Commission approval for a contract with Friends of Beeds Lake State Park for playground equipment.

Public Comments – None

Written Comments – None

Motion was made by Tammi Kircher to approve the item as presented. Seconded by Bill Moritz.

The Chairperson asked for the Commissioners to approve the agenda item by saying aye. There were no nay votes.

APPROVED AS PRESENTED

SUBRECIPIENT GRANT AGREEMENT WITH NATIONAL AUDUBON SOCIETY

Tyler Harms requested Commission approval for a subrecipient grant agreement with National Audubon Society.

Public Comments – None

Written Comments – None

Motion was made by KR Buck to approve the item as presented. Seconded by Bill Moritz.

The Chairperson asked for the Commissioners to approve the agenda item by saying aye. There were no nay votes.

APPROVED AS PRESENTED

SUBRECIPIENT GRANT AGREEMENT WITH IOWA STATE UNIVERSITY

Tyler Harms requested Commission approval for a subrecipient grant agreement with Iowa State University.

Public Comments – None

Written Comments – None

Motion was made by Collin Brecher to approve the item as presented. Seconded by Uriah Hansen.

The Chairperson asked for the Commissioners to approve the agenda item by saying aye. There were no nay votes.

APPROVED AS PRESENTED

SUBRECIPIENT GRANT AGREEMENT WITH UPPER IOWA UNIVERSITY

Tyler Harms requested Commission approval for a subrecipient grant agreement with Upper Iowa University.

Public Comments – None

Written Comments – None

*Motion was made by Tammi Kircher to approve the item as presented. Seconded by Bill Moritz.
The Chairperson asked for the Commissioners to approve the agenda item by saying aye. There were no nay votes.*

APPROVED AS PRESENTED

SUBRECIPIENT GRANT AGREEMENT WITH WILDLIFE MANAGEMENT INSTITUTE

Tyler Harms requested Commission approval for a subrecipient grant agreement with Wildlife Management Institute.

Public Comments – None

Written Comments – None

*Motion was made by KR Buck to approve the item as presented. Seconded by Laura Kudej.
The Chairperson asked for the Commissioners to approve the agenda item by saying aye. Bill Moritz, abstained due to role at the Wildlife Management Institute. There were no nay votes.*

APPROVED AS PRESENTED

CONTRACT WITH THE RUFFED GROUSE SOCIETY-FOCAL AREA FORESTER

Katy Fullin requested Commission approval for a contract with the Ruffed Grouse Society for a focal area forester.

Public Comments – None

Written Comments – None

*Motion was made by Bill Moritz to approve the item as presented. Seconded by Tammi Kircher.
The Chairperson asked for the Commissioners to approve the agenda item by saying aye. There were no nay votes.*

APPROVED AS PRESENTED

CHAPTER 23 – WILDLIFE HABITAT PROMOTION WITH LOCAL ENTITIES PROGRAM GRANT RECOMMENDATIONS

Kelsey Fleming requested Commission approval for recommendations for the Wildlife Habitat Promotion with Local Entities grant.

Public Comments – None

Written Comments – None

*Motion was made by KR Buck to approve the item as presented. Seconded by Bill Moritz.
The Chairperson asked for the Commissioners to approve the agenda item by saying aye. There were no nay votes.*

APPROVED AS PRESENTED

LARGE CONSTRUCTION PROJECT-TRIBOJI DOCK MANAGEMENT AREA SHORELINE REPAIR & STABILIZATION – DICKINSON COUNTY

Travis Baker requested Commission approval for shoreline repair and stabilization at the Triboji Dock Management Area.

Public Comments – None

Written Comments – None

Motion was made by Tammi Kircher to approve the item as presented. Seconded by Travis Baker.

The Chairperson asked for the Commissioners to approve the agenda item by saying aye. There were no nay votes.

APPROVED AS PRESENTED

LARGE CONSTRUCTION PROJECT- STEAMBOAT ROCK DAM MITIGATION – HARDIN COUNTY

Travis Baker requested Commission approval for a dam mitigation project at Steamboat Rock.

Public Comments – None

Written Comments – None

Motion was made by Bill Moritz to approve the item as presented. Seconded by Collin Brecher.

The Chairperson asked for the Commissioners to approve the agenda item by saying aye. There were no nay votes.

APPROVED AS PRESENTED

LARGE CONSTRUCTION PROJECT-PLEASANT CREEK STATE RECREATION AREA, CAMPGROUND IMPROVEMENTS – LINN COUNTY

Travis Baker requested Commission approval for campground improvements at Pleasant Creek State Recreation Area.

Public Comments – None

Written Comments – None

Motion was made by Tammi Kircher to approve the item as presented. Seconded by Laura Kudej.

The Chairperson asked for the Commissioners to approve the agenda item by saying aye. There were no nay votes.

APPROVED AS PRESENTED

LAKE KEOMAH STATE PARK, SPILLWAY FLOOR CONCRETE – MAHASKA COUNTY

Travis Baker requested Commission approval for concrete replacement at the Lake Keomah State Park spillway.

Public Comments – None

Written Comments – None

Motion was made by Bill Moritz to approve the item as presented. Seconded by Laura Kudej.

The Chairperson asked for the Commissioners to approve the agenda item by requesting a roll call vote. There were no nay votes.

APPROVED AS PRESENTED

PUBLIC LAND ACQUISITION- IOWA RIVER CORRIDOR WILDLIFE AREA, TAMA COUNTY – IOWA NATURAL HERITAGE FOUNDATION

Travis Baker requested Commission approval to purchase a tract of land near the Iowa River Corridor Wildlife Area.

Public Comments-None

Written Comments – None

Motion was made by KR Buck to approve the item as presented. Seconded by Bill Moritz.

The Chairperson asked for the Commissioners to approve the agenda item by requesting a roll call vote. There were no nay votes.

APPROVED AS PRESENTED

PUBLIC LAND ACQUISITION- IOWA RIVER CORRIDOR WILDLIFE AREA, TAMA COUNTY – IOWA NATURAL HERITAGE FOUNDATION

Travis Baker requested Commission approval to purchase a track of land near the Iowa River Corridor Wildlife Area.

Public Comments-None

Written Comments – None

Motion was made by Tammi Kircher to approve the item as presented. Seconded by KR Buck.

The Chairperson asked for the Commissioners to approve the agenda item by requesting a roll call vote. There were no nay votes.

APPROVED AS PRESENTED

CONTRACT WITH SHIVE-HATTERY, INC. (SPRINGBROOK GEOTECH AND DESIGN)

Travis Baker requested Commission approval for a contract with Shive-Hattery for design services to repair a roadway failure that is impacting the roadway east of the Lake at the Springbrook State Park.

Public Comments-None

Written Comments – None

Motion was made by Tammi Kircher to approve the item as presented. Seconded by KR Buck.

The Chairperson asked for the Commissioners to approve the agenda item by requesting a roll call vote. There were no nay votes.

APPROVED AS PRESENTED

GENERAL DISCUSSION

- Commissioners shared their recent outdoor experiences and upcoming Fall activities.

ADJOURN

Chairperson Tom Prickett adjourned the Natural Resources Commission meeting at 11:10 am on August 14, 2025.

ADJOURNED

**Iowa Department of Natural Resources
Natural Resource Commission**

Decision Item

***Item #5** (**indicates proposed consent item*)

Donations

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

Donation to:	Amount	Description	Donation Provided by:
Fish and Wildlife Trust Fund	\$25.00	Donation to the Fish and Wildlife Trust Fund in memory of John Tullis.	Jane Kopsa
Fish and Wildlife Trust Fund	\$440.00	Donation to the Fish and Wildlife Trust Fund in memory of James G Baker.	Carolyn Baker
Fish and Wildlife Trust Fund	\$25.00	Donation to the Fish and Wildlife Trust Fund in memory of James G Baker.	Peggy Brown
Fish and Wildlife Trust Fund	\$50.00	Donation to the Fish and Wildlife Trust Fund in memory of James G Baker.	Thomas and Nancy Ann Iverson
Fish and Wildlife Trust Fund	\$25.00	Donation to the Fish and Wildlife Trust Fund in memory of James G Baker.	Kathy Carlson
Fish and Wildlife Trust Fund	\$25.00	Donation to the Fish and Wildlife Trust Fund in memory of James G Baker.	Paul and Harriet Olson
Fish and Wildlife Trust Fund	\$50.00	Donation to the Fish and Wildlife Trust Fund in memory of James G Baker.	Kenneth Bruce
Fish and Wildlife Trust Fund	\$30.00	Donation to the Fish and Wildlife Trust Fund in memory of James G Baker.	Jason and Sara Orme
Fish and Wildlife Trust Fund	\$50.00	Donation to the Fish and Wildlife Trust Fund in memory of John Tullis II.	Marta Cole
Ledges State Park	\$90.00	Sawmill operation to cut large timbers to specific sizes.	Clint Hertz
Parks, Forestry, and Preserves	\$5,000.00	Danbom Lake Services supplied a barge and 2 employees for 2 days to re-level the fishing pier which was damaged by flooding at Claire Wilson State Park.	Irving Jensen

Pete Hildreth, Division Administrator
Conservation and Recreation
Division NRC Meeting Date:
September 11, 2025

Iowa Department of Natural Resources
Natural Resource Commission

Decision Item

6. Chapter 108, “Wild Furbearer Trapping and Hunting”- Notice of Intended Action

The Commission is requested to approve the Notice of Intended Action – Chapter 108, “Wild Furbearer Trapping and Hunting.”

Basic Intent of Rule - This chapter contains the regulations for the furharvest season and includes season dates, bag limits, possession limits, trapping and hunting hours, and areas open to trapping and hunting.

Proposed Rule Change - This rulemaking proposes two amendments. One amendment corrects an error that was the result of a multi-species consolidation of several rule chapters under a prior rulemaking. The other amendment ensures consistent style and formatting throughout the chapter.

Todd Bishop, Wildlife Bureau Chief
Conservation and Recreation Division
NRC Meeting Date: 9/11/2025

Attached: Chapter 108, “Wild Furbearer Trapping and Hunting” - NOIA

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

The Natural Resource Commission (Commission) hereby proposes to amend Chapter 108
“Wild Furbearer Trapping and Hunting,” Iowa Administrative Code.

Legal Authority for Rulemaking

This rulemaking is proposed under the authority provided in Iowa Code sections 481A.6, 481A.38, 481A.39, 481A.87, 481A.90, 481A.92.

State or Federal Law Implemented

This rulemaking implements, in whole or in part, 481A.6, 481A.38, 481A.39, 481A.87, and 481A.90, 481A.92.

Purpose and Summary

Chapter 108 sets the season dates, bag limits, possession limits, and areas open to hunting or trapping furbearers. This rulemaking proposes two amendments. One amendment corrects an error that was the result of a multi-species consolidation of several rule chapters under a prior rulemaking. The other amendment ensures consistent style and formatting throughout the chapter.

Fiscal Impact

This rulemaking has no fiscal impact to the state of Iowa.

Jobs Impact

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

Waivers

Any person who believes that the application of the discretionary provisions of this rulemaking would result in hardship or injustice to that person may petition the Commission for a waiver of the discretionary provisions, if any, pursuant to 571-Chapter 11.

Public Comment

Any interested person may submit comments concerning this proposed rulemaking. Written comments in response to this rule making must be received by the Department of Natural Resources (Department) no later than 4:30 p.m. on October 21, 2025. Comments should be directed to:

Chris Ensminger

Wildlife Bureau
6200 Park Avenue
Des Moines, IA 50319
Chris.Ensminger@dnr.iowa.gov

Free Language Access. If you speak a non-English language, we offer you language assistance services free of charge. contact DNR at chris.ensminger@dnr.iowa.gov.

Servicios gratuitos de asistencia lingüística. Si habla un idioma que no sea el inglés, los servicios de asistencia lingüística están disponibles de forma gratuita. Comuníquese con el DNR al chris.ensminger@dnr.iowa.gov.

Public Hearing

A public hearing at which persons may present their views orally or in writing will be held as follows:

October 21, 2025 from 1-2PM, 6200 Park Avenue, 2nd Floor

Persons who wish to make oral comments at the public hearing may be asked to state their names for the record and to confine their remarks to the subject of this proposed rulemaking.

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

Free Language Assistance: if you need assistance in a language other than English, contact DNR at chris.ensminger@dnr.iowa.gov or civilrights@dnr.iowa.gov; or by telephone at 515-250-6886 at least seven days before the event.

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Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rulemaking by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rulemaking at its regular monthly meeting or at a special meeting. The Committee's meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

The following rulemaking action proposed:

ITEM 1. Amend rule 571—108.1(481A), introductory paragraph, as follows:

571—108.1(481A) Badger, opossum, striped skunk, red fox, gray fox, mink, muskrat and weasel.

Open season ~~for the taking of mink, muskrat and weasel~~ shall be from 8 a.m. on the first Saturday in November through February 28 of the succeeding year. Entire state open. No daily bag or possession limit.

ITEM 2. Amend rule 571—108.4(481A) as follows:

571—108.4(481A) Beaver. Open season ~~for the taking of beaver~~ shall be from 8 a.m. on the first Saturday in November through April 15 of the succeeding year. No daily bag or possession limit.

Iowa Department of Natural Resources
Natural Resource Commission

Decision Item

7. Chapter 106, “Deer Hunting” – Notice of Intended Action

The Commission is requested to approve the Notice of Intended Action – Chapter 106, “Deer Hunting.”

Chapter 106, Deer Hunting:

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

Proposed Rule Change: This rulemaking proposes eighteen amendments to Chapter 106. The majority of these amendments propose a new resident hunting zone, along with new licensing procedures and means and methods of take specific for that zone. Other amendments will implement 2025 Iowa Acts, Senate File 423 and House File 885, which collectively created a new disabled veterans deer privilege; clarify youth deer licenses are available to purchase throughout all deer seasons; and made a minor change to the deer depredation program. An amendment was also included to add sentences that were inadvertently removed during the prior rulemaking under Executive Order 10.

Todd Bishop, Wildlife Bureau Chief
Conservation and Recreation Division
NRC Meeting Date: 9/11/2025

Attached: Chapter 106, “Deer Hunting” NOIA

NATURAL RESOURCE COMMISSION[571]

Notice of Intended Action

The Natural Resource Commission (Commission) hereby proposes to amend Chapter 106, “Deer Hunting,” Iowa Administrative Code.

Legal Authority for Rule Making

This rulemaking is proposed under the authority provided in Iowa Code sections 455A.5(6)(a), 481A.39, and 481A.48.

State or Federal Law Implemented

This rule making implements, in whole or in part, Iowa Code sections 481A.38, and 481A.48.

Purpose and Summary

Chapter 106 governs deer hunting by residents and nonresidents in the state of Iowa. This chapter sets forth season dates, bag limits, possession limits, shooting hours, areas open to hunting, licensing procedures,

means and methods of take, and transportation and reporting requirements. Chapter 106 also addresses landowner/tenant deer license application procedure, timing, and general eligibility as well as the state's deer depredation program.

This rulemaking proposes five amendments. The majority of these amendments propose a new resident hunting zone, along with new licensing procedures and means and methods of take specific for that zone. Other amendments will implement 2025 Iowa Acts, Senate File 423 and House File 885, which collectively created a new disabled veterans deer privilege; clarify youth deer licenses are available to purchase throughout all deer seasons; and made a minor change to the deer depredation program. An amendment was also included to add sentences that were inadvertently removed during the prior rulemaking under Executive Order 10.

Fiscal Impact

This rulemaking has no fiscal impact to the state of Iowa.

Jobs Impact

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

Waivers

Any person who believes that the application of the discretionary provisions of this rulemaking would result in hardship or injustice to that person may petition the Commission for a waiver of the discretionary provisions, if any, pursuant to 571-Chapter 11.

Public Comment

Any interested person may submit comments concerning this proposed rulemaking. Written comments in response to this rule making must be received by the Department of Natural Resources (Department) no later than 4:30 p.m. on October 21, 2025. Comments should be directed to:

Chris Ensminger
Wildlife Bureau
Department of Natural Resources
6200 Park Ave, Ste 200, Des Moines, IA 50321
Chris.Ensminger@dnr.iowa.gov

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October 21, 2025 from 1-2PM, 6200 Park Avenue, 2nd Floor

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The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rule making by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rule making at its regular monthly meeting or at a special meeting. The Committee's meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

The following rule-making action is proposed:

ITEM 1. Amend rule 571—106.1(481A), introductory paragraph, as follows:

571—106.1(481A) Licenses. When hunting deer, all hunters must have in their possession a valid deer hunting license and a valid resident or nonresident hunting license and must have paid the habitat fee (if normally required to have a hunting license and to pay the habitat fee to hunt). No person while hunting deer shall carry or have in possession any license or transportation tag issued to another person. No one who is issued a deer hunting license and transportation tag shall allow another person to possess that license or transportation tag while that person is deer hunting or tagging a deer. An “any-deer” license shall mean the same as an “any sex” license as referenced in Iowa Code chapter 483A.

ITEM 2. Amend paragraph **106.1(1)“a”** as follows:

a. General deer licenses. General deer licenses shall be valid for taking deer in one resident hunting zone per season selected at the time the license is purchased. General deer licenses shall be valid for taking deer of one or either sex except in counties designated by the natural resource commission (commission) during the first regular gun season when the general deer license will be valid for taking deer with at least one forked antler depending on the resident hunting zone selected at the time of purchase. Paid general deer licenses shall be valid statewide zonewide except where prohibited in deer population management zones established under 571—Chapter 105. Free general deer licenses shall be valid for taking deer of either sex only on the farm unit of an eligible landowner or tenant in the season or seasons selected at the time the license is obtained.

ITEM 3. Reletter paragraphs **106.1(1)“b”** to **106.1(1)“e”** as **106.1(1)“c”** to **106.1(1)“f”**.

ITEM 4. Adopt the following **new** paragraph **106.1(1)“b”**:

b. Any-deer licenses. Any-deer licenses shall be valid for taking deer of either sex in the zone, county, and season selected by the hunter at the time of purchase.

ITEM 5. Renumber subrules **106.1(2)** and **106.1(3)** as **106.1(3)** and **106.1(4)**.

ITEM 6. Adopt the following **new** subrule 106.1(2):

106.1(2) Resident hunting zones.

a. Resident zone boundaries. Boundaries are as specified in the resident deer hunting zones map (dated October 2025) published on the department’s website (www.iowadnr.gov/deerhunting, “Resident Deer Hunting Zones.”)

b. Zone A. Paid general deer licenses shall be valid for taking deer of either sex zonewide.

c. Zone B. Paid general deer licenses shall be valid for taking deer with at least one forked antler zonewide. Paid any-deer licenses shall be valid for taking deer of either sex in only the county selected at the time of purchase. Hunters may obtain no more than one zone B any-deer license annually.

ITEM 7. Amend renumbered subrule 106.1(3) as follows:

106.1(3) January antlerless-deer-only resident licenses.

a. Population management season. Licenses for the population management January antlerless-deer-only season may be issued for counties designated by the commission following a 30-day public comment period. Population management January antlerless-deer-only licenses shall be issued for a county only when a minimum of 100 antlerless-deer-only licenses, as described in 106.10(5), remain unsold in that county as of the third Monday in December. If 100 or more antlerless-deer-only licenses remain unsold for a given county as of the third Monday in December, those remaining antlerless-deer-only licenses shall be made available

for the population management January antlerless-deer-only season in that county until the relevant antlerless-deer-only quota as described in 106.10(5) is met. Population management season licenses will be available for purchase starting at 9 a.m. Central Standard Time (CST) on the Tuesday morning following the third Monday in December.

b. Excess tag season. Licenses for the excess tag January antlerless-deer-only season may be issued in any county. Excess tag January antlerless-deer-only licenses shall be issued for a county only when a minimum of one antlerless-deer-only license, as described in 106.10(5), remains unsold for a given county through January 10. Remaining antlerless-deer-only licenses shall be made available starting at 9 a.m. CST on January 11 for the excess tag January antlerless-deer-only season in that county until the relevant antlerless-deer-only quota as described in 106.10(5) is met.

ITEM 8. Amend renumbered paragraph **106.1(4)“g”** as follows:

g. Excess tag January antlerless-deer-only license. Beginning at 9 a.m. CST on January 11, nonresident hunters may obtain antlerless-deer-only licenses for the excess tag January antlerless-deer-only season specified in 106.2(4). Licenses will be available only in those counties specified in 106.10(3) until the quota provided in 106.10(5) is filled. All regulations specified in Chapter 106 for the January antlerless deer season for resident hunters including limits, shooting hours, method of take, tagging and reporting requirements will also apply to nonresident hunters during this season.

ITEM 9: Amend subrule 106.7(1) as follows:

106.7(1) Zone license quotas. Nonresident license quotas are as follows:

	Any- sex deer licenses		Mandatory	Optional
	All Methods	Bow	Antlerless-deer-only	Antlerless-deer-only
Zone 1	90	31	90	
Zone 2	90	31	90	
Zone 3	560	196	560	
Zone 4	1280	448	1280	
Zone 5	1600	560	1600	
Zone 6	800	280	800	
Zone 7	360	126	360	
Zone 8	240	84	240	
Zone 9	880	308	880	
Zone 10	100	35	100	
Total	6000	2099	6000	3500

ITEM 10. Amend subrule 106.10(3) as follows:

106.10(3) Population management and excess tag January antlerless-deer-only seasons. Only antlerless-deer-only licenses, paid or free, are available in counties pursuant to the conditions described in 106.1(2) 106.1(3). A license must be used during the population management or excess tag January antlerless-deer-only season as described in 106.2(4) and in the county or deer population management area selected at the time the license is purchased. Free antlerless-deer-only licenses shall be available only in the portion of the farm unit located in a county where paid antlerless-deer-only licenses are available during the population management or excess tag January antlerless-deer-only season.

ITEM 11. Amend subrule 106.10(5) as follows:

106.10(5) Antlerless-deer-only licenses and zone B any-deer licenses. Paid antlerless-deer-only licenses and zone B any-deer licenses shall be available by county as designated annually by the commission.

Prior to the commission designating the quotas, the department shall publish on its website (~~www.iowadnr.gov/Hunting/Deer-Hunting~~ www.iowadnr.gov/deerhunting) a proposed allocation and accept public comments for at least 30 days.

ITEM 12. Adopt the following **new** subrule 106.10(6):

106.10(6) Disabled veteran any-deer licenses. A paid any-deer license shall be available for a resident disabled veteran consistent with Iowa Code section 483A.8D as enacted by 2025 Iowa Acts, House File 885. The fee for this license shall be the same as the general deer license set forth in 571—15.10(1). Resident disabled veteran any-deer licenses shall be valid during any established firearm season using the method of take authorized for that season. A person may obtain only one disabled veteran any-deer license but may also obtain any other paid or free general deer and antlerless-deer-only licenses that are available to other hunters.

ITEM 13. Amend subrule 106.12(1) as follows:

106.12(1) Licenses with quotas. All paid deer hunting licenses for which a quota is established may be obtained from the ELSI system on a first-come, first-served basis beginning at 9:00 a.m. CST on August 15 until the quota fills, or through the last day of the hunting period for which the license is valid.

ITEM 14. Amend subrule 106.12(2) as follows:

106.12(2) Licenses without quotas. All deer hunting licenses that have no quota may be obtained from the ELSI system beginning at 9:00 a.m. CST on August 15 through the last day of the hunting period for which a license is valid.

ITEM 15. Amend paragraph **106.13(2)“a”** as follows:

a. Resident party hunting. During the first and second regular gun seasons and the January antlerless-deer-only seasons in resident zone A only, any resident hunter present in the hunting party may use their tag on a deer harvested by another resident. Party hunting is not allowed in resident zone B.

ITEM 16. Amend subrule 106.14(1) as follows:

106.14(1) Licenses.

a. Youth deer hunt. A youth deer license shall be valid for taking a deer of either sex zone wide. A youth deer license may be issued to any Iowa resident who is not over 15 years old on the day the youth obtains the license. The youth license may be paid or free to persons eligible for free licenses. If the youth obtains a free landowner/tenant license, it will count as the one free general deer license for which the youth's family is eligible.

Each participating youth must be accompanied by an adult who possesses a regular hunting license and has paid the habitat fee (if the adult is normally required to have a hunting license and to pay the habitat fee to hunt). Only one adult may participate for each youth hunter. The accompanying adult must not possess a long gun, bow, or crossbow and must be in the direct company of the youth at all times. Youth deer tags must be filled by the eligible youth hunter named on the youth license.

A person may obtain only one youth general deer license but may also obtain any other paid or free general deer and antlerless-deer-only licenses that are available to other hunters. Antlerless-deer-only or any-deer licenses must be obtained in the same manner with which other hunters obtain them, as described in 106.10(2).

b. Severely disabled hunt. Any severely disabled Iowa resident meeting the requirements of Iowa Code section 321L.1(8) may be issued one general deer license to hunt deer during the youth season. A person applying for this license must either possess a disability parking permit or provide a completed form from the department of natural resources. The form must be signed by a physician verifying that the person's disability meets the criteria defined in Iowa Code section 321L.1(8). The attending physician shall be currently practicing medicine and shall be a medical doctor, a doctor of osteopathy, a physician assistant, or a nurse practitioner. Forms are available online at www.iowadnr.gov, by visiting the Department of Natural

Resources office at ~~the Wallace State Office Building~~ 6200 Park Avenue, Des Moines, Iowa, or any district office, or by calling 515.725.8200. A person between 16 and 65 years of age must also possess a regular hunting license and have paid the habitat fee to obtain a license (if normally required to have a hunting license and to pay the habitat fee to hunt). A severely disabled person obtaining this license may obtain any other paid and free general deer and antlerless-deer-only licenses that are available to other hunters. Antlerless-deer-only licenses must be obtained in the same manner by which other hunters obtain them, as described in 106.10(2).

ITEM 17. Amend subrule 106.14(6) as follows:

106.14(6) *Procedures for obtaining licenses.* Paid and free youth season licenses and licenses for severely disabled hunters may be obtained through ELSI beginning at 9:00 a.m. CST on August 15 through the last day of the youth season.

ITEM 18. Amend rule 571—106.16(481A), introductory paragraph, as follows:

571—106.16(481A) *Deer depredation management.* The deer depredation management program provides assistance to producers through technical advice and additional deer licenses and permits where the localized reduction of female deer is needed to reduce damage. Upon signing a depredation management agreement with the department, producers of agricultural or high-value horticultural crops ~~may shall~~ be issued, consistent with this rule, deer depredation licenses and deer shooting permits to shoot deer causing excessive crop damage. If immediate action is necessary to forestall serious damage, depredation licenses or shooting permits may be issued before an agreement is signed. Further licenses or permits will not be authorized until an agreement is signed.

**Iowa Department of Natural Resources
Natural Resource Commission**

Decision Item (*indicates proposed consent)

***8. Contract with Willey (IHAP)**

Commission approval is requested for a contract with Baynard Willey of Onawa, Iowa.

Contract Terms

Amount: Not to exceed \$25,552.00

Dates: 3/1/2026 to 2/1/2032

Funding Source(s): Voluntary Public Access Grant – Iowa Habitat Access Program

Contract Purpose: This six-year contract with Baynard Willey will allow for the completion of the land management activities described in the Wildlife Management Plan.

Property Description: Baynard Willey owns a 139.6-acre property in Monona County, Iowa. The property is under an Iowa Habitat Access Program (IHAP) agreement and will be open to public access for hunting from 9/1/2025-5/31/2035.

Land Management Tasks: The Wildlife Management Plan outlines the land management tasks, which include prescribed fire and herbicide application. The DNR will assist the contractor with land management planning, provide technical assistance, and evaluate the completion of the land management tasks.

Selection Process Summary: IHAP contracting authorized under 483A.3B(3)c(1).

Todd Bishop, Wildlife Bureau Chief
Conservation and Recreation Division
NRC Meeting Date: September 11, 2025

Iowa Department of Natural Resources
Natural Resource Commission

Decision Item (**indicates proposed consent*)

***9. Contract Amendment 4 with Spee Dee Delivery Service, Inc.**

Commission approval is requested for a service contract amendment with Spee Dee Delivery Service, Inc, of St. Cloud, MN.

Amendment-4 Terms:

Amendment Amount: \$80,000

Amendment Dates: October 17, 2025 to October 16, 2026

Funding Source(s): Seedling sales

Amendment Purpose: The purpose of the amendment is to continue shipping services for delivering tree seedlings to customers. The State Forest Nursery ships around one million trees to customers within and outside of Iowa. Shipping costs are passed onto the customer for payment.

Original Contract Purpose: The State Forest Nursery has used Spee Dee Delivery for approximately 19 years. They have provided quality service at a reasonable rate. Other major delivery services will not ship the bagged tree packages and/or are unable to meet the low cost Spee Dee Delivery can provide. Spee Dee Delivery also charges a flat rate per package versus needing to have staff weigh and measure every bag to determine a shipping cost for each package.

Original Selection Process: The Department solicited quotes from targeted small businesses and also published an Informal Request for Quotes on the Department of Administrative Services website. Criteria in the RFQ included the ability to ship the material as bagged by the Nursery.

Contract History:

Original Contract Terms: Amount \$49,999; Timeframe: October 25, 2021 to October 24, 2022

Amendment-1 Terms: Amount: \$75,000; Timeframe: October 23, 2022 to October 22, 2023; Purpose: To extend the contract for the subsequent period.

Amendment-2 Terms: Amount: \$75,000; Timeframe: October 21, 2023 to October 20, 2024; Purpose: To extend the contract for the subsequent period.

Amendment-3 Terms: Amount: \$75,000; Timeframe: October 19, 2024 to October 18, 2025; Purpose: To extend the contract for the subsequent period.

Jeff Goerndt, State Forester, Forestry Section
Conservation and Recreation Division
NRC Meeting Date: September 11, 2025

Iowa Department of Natural Resources
Natural Resource Commission

Decision Item (*indicates proposed consent)

***10. Timber Sale Contract with RJ Lumber, LLC for Shimek State Forest**

Commission approval is requested for a timber sale contract with RJ Lumber, LLC of Drakesville, IA, for Shimek State Forest.

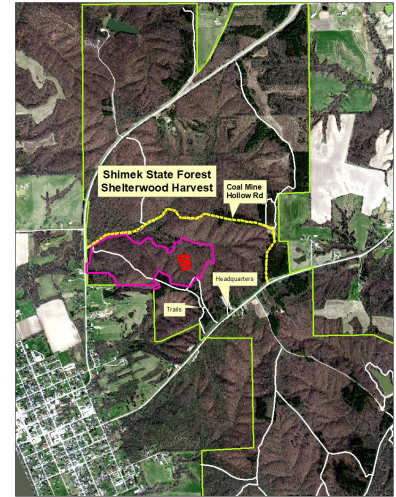
Contract Terms

Income: \$262,885.00

Dates: 10/01/25 to 03/31/27

Fund Deposited to: Conservation Fund - Forestry

Contract Purpose: This contract will facilitate a hardwood timber harvest of an estimated 220,923 board feet in 1,448 mixed hardwood trees at Shimek State Forest in Lee County. An even-aged management system will be used in accordance with the Shimek State Forest Management Plan to allow sunlight to stimulate the growth of oak seedlings already present on the site. A natural areas inventory was conducted and there are no known threatened and endangered species in the harvest area. Harvesting and regenerating this stand will improve the overall health and vigor of the forest.



Wildlife den trees will be left standing. Iowa Forestry Best Management Practices will apply to the site. No tops or harvesting residue will be left in adjacent waterways. Harvesting is to occur only when ground is firm or frozen to minimize soil disturbance. Skid trails and landing areas will be repaired following the harvest. No skid trails will be allowed in the Stream Management Areas (within 50 feet of the adjacent waterway) except at designated stream crossings.

Selection Process Summary: An informal bid process was completed. To be qualified, a timber buyer must have on file with the State of Iowa a bond meeting the requirements of Section 456A.36 of the Code of Iowa and Chapter 571-72 of the Iowa Administrative Code. The area forester and supervisor reviewed the bid proposals and the highest bid from the most responsive and responsible bidder was selected.

Date bids received: 8/13/25

Number of Bids Received:5

Recommendation: RJ Lumber, LLC

Bidder	City, State	Amount of Bid
RJ Lumber, LLC	Drakesville, IA	\$262,885.00
Yoder Sawmill, LLC	Bonaparte, IA	\$203,000.00
Jaguar Lumber	Bloomfield, IA	\$197,480.00
J.Kubitz Logging Inc.	Dubuque, IA	\$182,091.00
Sitco, L.L.C.	Dubuque, IA	\$150,078.00

Jeff Goerndt, State Forester
Conservation and Recreation Division
September 11, 2025

**Iowa Department of Natural Resources
Natural Resource Commission**

Decision Item (*indicates proposed consent)

***11. Timber Sale Contract with Nisley Woodwork, LLC for Stephens State Forest**

Commission approval is requested for a timber sale contract with Nisley Woodwork, LLC of Seymour, IA, for Stephens State Forest.

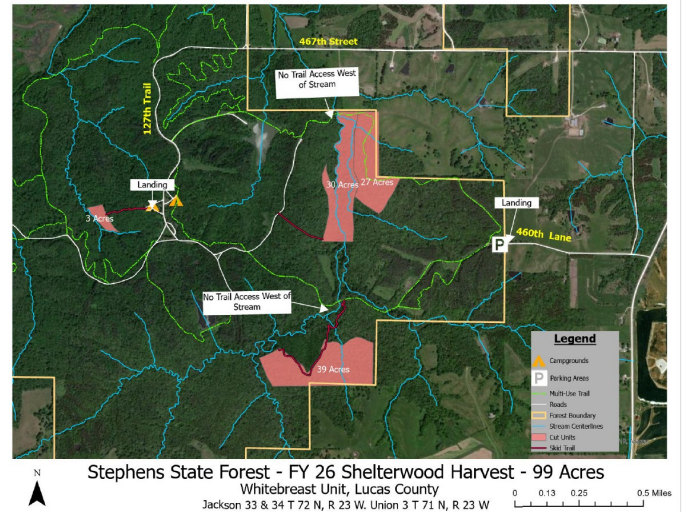
Contract Terms

Income: \$32,100.00

Dates: 12/13/25 to 03/31/27

Fund Deposited to: Conservation Fund - Forestry

Contract Purpose: This contract will facilitate a hardwood timber harvest of an estimated 54,917 board feet in 400 mixed hardwood trees at Stephens State Forest in Clarke County. An even-aged management system will be used in accordance with the Stephens State Forest Management Plan to allow sunlight to stimulate the growth of oak seedlings already present on the site. A natural areas inventory was conducted and there are no known threatened and endangered species in the harvest area. Harvesting and regenerating these stands will improve the overall health and vigor of the forest.



Wildlife den trees will be left standing. Iowa Forestry Best Management Practices will apply to the site. No tops or harvesting residue will be left in adjacent waterways. Harvesting is to occur only when ground is firm or frozen to minimize soil disturbance. Skid trails and landing areas will be repaired following the harvest. No skid trails will be allowed in the Stream Management Areas (within 50 feet of the adjacent waterway) except at designated stream crossings.

Selection Process Summary: An informal bid process was completed. To be qualified, a timber buyer must have on file with the State of Iowa a bond meeting the requirements of Section 456A.36 of the Code of Iowa and Chapter 571-72 of the Iowa Administrative Code. The area forester and supervisor reviewed the bid proposals and the highest bid from the most responsive and responsible bidder was selected.

Date bids received: 8/22/25

Number of Bids Received: 3

Recommendation: Nisley Woodwork, LLC

Bidder	City, State	Amount of Bid
Nisley Woodwork	Seymour, IA	\$ 32,100.00
Pierce Lumber, Inc.	Bell Plaine, IA	\$ 27,755.00
Nelson Petersheim	Albia, IA	\$ 25,500.00

Jeff Goerndt, State Forester
Conservation and Recreation Division
September 11, 2025

**Iowa Department of Natural Resources
Natural Resource Commission**

Decision Item (**indicates proposed consent item*)

***12. Timber Sale Contract with Meister Log and Lumber Co. for Yellow River State Forest**

Commission approval is requested for a timber sale contract with Meister Log and Lumber Co. of Reedsburg, WI, for Yellow River State Forest.

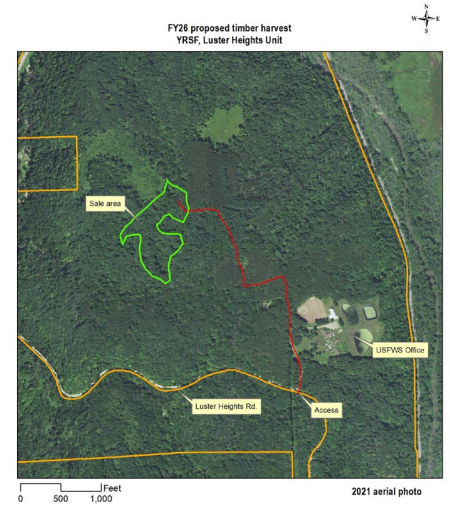
Contract Terms

Income: \$160,790.00

Dates: 10/01/25 to 04/01/2027

Fund Deposited to: Conservation Fund - Forestry

Contract Purpose: This contract will facilitate a hardwood timber harvest of an estimated 54,520 board feet in 194 mixed hardwood trees at Yellow River State Forest in Allamakee County. An even-aged management system will be used in accordance with the Yellow River State Forest Management Plan to allow sunlight to stimulate the growth of oak seedlings already present on the site. A natural areas inventory was conducted and there are no known threatened and endangered species in the harvest areas. Harvesting and regenerating these stands will help improve the overall health and vigor of the forest.



Wildlife den trees will be left standing. Iowa Forestry Best Management Practices will apply to the site. No tops or harvesting residue will be left in adjacent waterways. Harvesting is to occur only when ground is firm or frozen to minimize soil disturbance. Skid trails and landing areas will be repaired following the harvest. No skid trails will be allowed in the Stream Management Areas (within 50 feet of an adjacent waterway) except at designated stream crossings.

Selection Process Summary: An informal bid process was completed. To be qualified, a timber buyer must have on file with the State of Iowa a bond meeting the requirements of Section 456A.36 of the Code of Iowa and Chapter 571-72 of the Iowa Administrative Code. The area forester and supervisor reviewed the bid proposals and the highest bid from the most responsive and responsible bidder was selected.

Date bids received: 8/5/2025

Number of Bids Received: 8

Recommendation: Meister Log & Lumber Co.

Bidder	City, State	Amount of Bid
Meister Log & Lumber Co.	Reedsburg, WI	\$160,790.00
Kendrick, Inc.	Edgewood, IA	\$147,837.00
Weiland and Sons Lumber Co.	Winthrop, IA	\$136,358.00
Sitco, LLC	Dubuque, IA	\$132,061.00
Dan Jones	Waterville, IA	\$127,205.00
Brad Anthony Logging, LLC	Strawberry Point, IA	\$124,487.00
Jones Wood Heating and Logging	McGregor, IA	\$102,500.00
J. Kubitz Logging, Inc.	Dubuque, IA	\$71,692.00

Jeff Goerndt, State Forester
Conservation and Recreation Division
September 11, 2025

Iowa Department of Natural Resources
Natural Resource Commission

Decision Item

13. Chapter 7, “Rules of Practice in Contested Cases”; Chapter 8, “Contracts for Services and Public Improvements”; and Chapter 11, “Waivers from Administrative Rules” – Notice of Intended Action

The Commission is requested to approve the Notice of Intended Action for Chapters 7, 8, and 11. This Notice of Intended Action is the result of the Legal Services Bureau’s Executive Order 10 rule review.

Proposed Chapter 7 adopts by reference the Department’s rules of practice in contested cases as contained in 561—Chapter 7 (**ARC 9433C**, IAB 7/23/25, effective 8/27/25). This chapter is necessary to guarantee due process and ensure a consistent and transparent hearing process. 561—Chapter 7 is narrowly tailored to that end and was edited consistent with Executive Order 10.

Proposed Chapter 8 adopts by reference the Department’s process for soliciting and awarding contracts for services, contracts for public improvements, and contracts for sale of timber found in 561—Chapter 8 (**ARC 9434C**, IAB 7/23/25, effective 8/27/25). 561—Chapter 8 was amended and simplified consistent with Executive Order 10.

Proposed Chapter 11 adopts by reference the process for a person to petition the Commission for a waiver from the requirements of an administrative rule as contained in 561—Chapter 10 (**ARC 9436C**, IAB 7/23/25, effective 8/27/25). 561—Chapter 10 was amended and simplified consistent with Executive Order 10.

Tamara McIntosh, General Counsel
Legal Services Bureau
Meeting Date: September 11, 2025

Attached: Chapters 7, 8, 11 - NOIA

NATURAL RESOURCE COMMISSION [571]

Notice of Intended Action

The Natural Resource Commission (Commission) hereby proposes to amend Chapter 7, “Rules of Practice in Contested Cases”; Chapter 8, “Contracts for Services and Public Improvements”; and Chapter 11, “Waivers from Administrative Rules,” Iowa Administrative Code.

Legal Authority for Rulemaking

This rulemaking is proposed under the authority provided in Iowa Code sections 17A.3, 17A.9A, 17A.22, 455A.4, and 573.12(13).

State or Federal Law Implemented

This rulemaking implements, in whole or in part, Iowa Code sections 17A.3, 17A.9A, 17A.22, 455A.4, 573.12(13), and Executive Order 10 (2023).

Purpose and Summary

Proposed Chapter 7 adopts by reference the Department’s rules of practice in contested cases as contained in 561—Chapter 7 (ARC 9433C, IAB 7/23/25, effective 8/27/25). This chapter is necessary to guarantee due process and ensure a consistent and transparent hearing process. 561—Chapter 7 is narrowly tailored to that end and was edited consistent with Executive Order 10. This Regulatory Analysis is based upon the Regulatory Analysis for 561—Chapter 7 (9/4/24 IAB).

Proposed Chapter 8 adopts by reference the Department’s process for soliciting and awarding contracts for services, contracts for public improvements, and contracts for sale of timber found in 561—Chapter 8 (ARC 9434C, IAB 7/23/25, effective 8/27/25). 561—Chapter 8 was amended and simplified consistent with Executive Order 10. This Regulatory Analysis is based

upon the Regulatory Analysis for 561—Chapter 8 (9/4/24 IAB). This proposed rulemaking implements Executive Order 10 (2023).

Proposed Chapter 11 adopts by reference the process for a person to petition the Commission for a waiver from the requirements of an administrative rule as contained in 561—Chapter 10 (**ARC 9436C**, IAB 7/23/25, effective 8/27/25). 561—Chapter 10 was amended and simplified consistent with Executive Order 10. This Regulatory Analysis is based upon the Regulatory Analysis for 561—Chapter 10 (9/4/24 IAB).

Fiscal Impact

This rulemaking has no fiscal impact to the state of Iowa.

Jobs Impact

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

Waivers

Any person who believes that the application of the discretionary provisions of this rulemaking would result in hardship or injustice to that person may petition the Commission for a waiver of the discretionary provisions, if any, pursuant to 571-Chapter 11.

Public Comment

Any interested person may submit comments concerning this proposed rulemaking. Written comments in response to this rulemaking must be received by the Department of Natural Resources (Department) no later than 4:30 p.m. on November 5, 2025. Comments should be directed to:

Tamara McIntosh

Iowa Department of Natural Resources

6200 Park Avenue, Suite 200

Des Moines, Iowa 50321

Phone: 515.901.3294

Email: tamara.mcintosh@dnr.iowa.gov

Free Language Access. If you speak a non-English language, we offer you language assistance services free of charge. contact DNR at tamara.mcintosh@dnr.iowa.gov.

Servicios gratuitos de asistencia lingüística. Si habla un idioma que no sea el inglés, los servicios de asistencia lingüística están disponibles de forma gratuita. Comuníquese con el DNR al tamara.mcintosh@dnr.iowa.gov.

Public Hearing

A public hearing at which persons may present their views orally will be held as follows:

Tuesday, November 4, 2025; Noon to 1 p.m.; virtual meeting via Google Meets.

A link for the virtual meeting will be provided to those who make a request to take part in the virtual hearing. The request for the link shall be submitted to Ms. McIntosh by 8:00 am on November 3, 2025.

Persons who wish to make oral comments at the public hearing may be asked to state their names for the record and to confine their remarks to the subject of this proposed rulemaking.

Any persons who intend to attend the hearing and have special requirements, such as those related to hearing impairments, should contact the Department and advise of specific needs.

Free Language Assistance: if you need assistance in a language other than English, contact DNR at tamara.mcintosh@dnr.iowa.gov or civilrights@dnr.iowa.gov; or by telephone at 515-250-6886 at least seven days before the event.

Servicios gratuitos de asistencia lingüística: si necesita ayuda en un idioma que no sea inglés, comuníquese con el DNR al tamara.mcintosh@dnr.iowa.gov o civilrights@dnr.iowa.gov; o por teléfono a 515-250-6886 al menos siete días antes del evento.

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rulemaking by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rulemaking at its regular monthly meeting or at a special meeting. The Committee's meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

The following rulemaking action proposed:

ITEM 1. Rescind 571—Chapter 7 and adopt the following **new** chapter in lieu thereof:

CHAPTER 7

RULES OF PRACTICE IN CONTESTED CASES

571—7.1(17A) Adoption by reference. The commission adopts by reference 561—Chapter 7.

This rule is intended to implement Iowa Code section 17A.22.

ITEM 2. Rescind 571—Chapter 8 and adopt the following **new** chapter in lieu thereof:

CHAPTER 8

CONTRACTS FOR SERVICES AND PUBLIC IMPROVEMENTS

571—8.1(17A) Adoption by reference. The commission adopts by reference 561—Chapter 8.

This rule is intended to implement Iowa Code sections 17A.3, 455A.4, and 573.12(13).

ITEM 3. Rescind 571—Chapter 11 and adopt the following **new** chapter in lieu thereof:

CHAPTER 11

WAIVERS FROM ADMINISTRATIVE RULES

571—11.1(17A) Adoption by reference. The commission adopts by reference 561—Chapter 10.

571—11.2(17A) Report to commission. The director shall submit reports of decisions regarding requests for waivers to the commission at its regular meetings.

These rules are intended to implement Iowa Code section 17A.9A.

Iowa Department of Natural Resources
Natural Resource Commission

Decision Item (*indicates proposed consent item)

***14. Contract Amendment-1 with Kalkomey Enterprises, LLC**

Commission approval is requested for a service contract amendment with Kalkomey Enterprises, LLC of Richardson, TX.

Contract Terms:

Amendment Amount: \$25,500

Dates: 10/20/2025 to 10/19/2026

DNR shall have the option to extend this Contract for up to six years from the beginning date of the original contract by executing a signed amendment prior to the expiration of this contract.

Funding Source(s): Fish and Wildlife Trust Fund

Contract Purpose: Renew the contract with Kalkomey Enterprises, LLC to print 150,000 copies of the annual Iowa Fishing Regulations booklet and distribute it to approximately 800 locations (i.e. license sales vendors, natural resource agencies, and DNR locations) in and around Iowa. The Department produces this rules and regulations booklet annually.

Selection Process Summary: The Department solicited proposals from targeted small businesses and published a Request for Proposal (RFP) on the Department of Administrative Services website

- Proposal Due Date: Aug. 7, 2024
- Proposals Received: 3
- Recommendation: Kalkomey

Vendor	City, State	Amount
Mitera	Urbandale, IA	\$46,198
Sigler	Ames, IA	\$38,000
Kalkomey	Richardson, TX	\$25,500

Joe Larscheid, Fisheries Bureau Chief
Conservation and Recreation Division
September 11, 2025

Iowa Department of Natural Resources
Natural Resource Commission

Decision Item (**indicated proposed consent*)

***15. Contract Amendment- 24CRDPFETHACK-0005 A01 with The Trash Man, LLC.**

Commission approval is requested for a service contract amendment with The Trash Man, LLC, of Webster City, IA.

Amendment-1 Terms:

Amendment Amount: \$16,840.00

Amendment Dates: January 1, 2026 to December 31, 2027

Funding Source(s): General Fund

Amendment Purpose: To extend the current contract for an additional two years to provide year-round collection, hauling and disposal of garbage from Brushy Creek State Recreation Area. The Trash Man, LLC, located in Webster City, Iowa is the current service provider and has consistently responded to service requests and fulfilled them in a timely manner.

Original Contract Purpose: To provide year-round collection, hauling and disposal of garbage from six dumpster locations at Brushy Creek State Recreation. Three dumpsters are located at campgrounds that produce significant amounts of waste. The other sites—such as the beach and target range—are also heavily used by visitors. During peak season, trash removal service is essential to support general park users, renters of our day-use facilities, and campers. This service is vital for continuing to provide the quality and standards that park users have come to expect from Iowa State Parks while also allowing park staff to maintain their facilities and grounds.

Contract tasks include:

- January through March, November, and December: Biweekly service to empty 3 dumpsters at 2 locations.
- April through October: Weekly Service to empty 12 dumpsters across 5 locations.
- Beach Service (June through August and Labor Day week): Weekly service to empty 1 dumpster at the swimming beach.
- Holiday Service (Memorial Day, July 4th, and Labor Day): Service to empty 6 dumpsters located within the campground areas.
- On-call service: Additional pick-ups as needed in the event of emergencies or overflow situations.

Original Selection Process: The Department solicited proposals by publishing a Request for Quote (RFQ) through the Department of Administrative Services Bid Opportunities website and received two bids. The Trash Man, LLC was identified as the lowest responsive and responsible bidder and was awarded the contract.

Contract History:

Original Contract Terms: Amount \$16,840.00; Timeframe: 1/2024 to 12/2025; Purpose: Garbage collection and disposal.

Amendment-1 Terms: Amount: \$16,840.00; Timeframe: 1/2026 to 12/2027; Purpose: Extend contract for two years.

Sherry L. Arntzen, Bureau Chief
Conservation and Recreation Division
NRC Meeting Date: September 11, 2025

**Iowa Department of Natural Resources
Natural Resource Commission**

Decision Item

16. Chapter 33, Resource Enhancement and Protection Program: County, City, Private Open Spaces and Conservation Education Grant Programs –Competitive Grant Program Selection Criteria

The Commission is requested to approve the competitive grant program selection criteria for Chapter 33, Resource Enhancement and Protection Program: Conservation Education Grant Programs.

Purpose: Chapter 33.21(2) require the review and selection committees to establish criteria and scoring systems to be utilized in project evaluation for approval by the Natural Resource Commission. REAP is funded through a state appropriation and, by law, those funds must protect Iowa’s natural resource heritage of air, soils, waters, and wildlife for the benefit of present and future citizens.

Recommendation: The REAP Conservation Education Grant Review and Selection Committees recommend the following rubrics, one for each grant opportunities outlined in Chapter 33.20(1). Rubrics allow for improved transparency for applicants and consistency in scoring by review and select committee members.

REAP CEP Small Grants (\$1,000 up to \$10,000 Request)

Criteria	Exemplary	Adequate	Needs Improvement	Insufficient Evidence
<p>Problem/Need Statement <i>(5 pts)</i></p> <p>What is the "why" for this project what information led to this being the right project at this time?</p>	<p>The problem/need is clearly and compellingly stated, supported by specific, relevant local data or references. Strong connection to the project’s purpose is evident.</p> <p>(Score of 5)</p>	<p>The problem/need is clear and generally supported by appropriate information. Some use of local context enhances relevance.</p> <p>(Score of 3-4)</p>	<p>The problem/need is somewhat clear but lacks strong supporting data or local relevance.</p> <p>(Score of 1-2)</p>	<p>The problem/need is vague, unsupported, or not clearly connected to the project goals.</p> <p>(Score of 0)</p>

<p>Project Design and Integration (10 pts)</p> <p>What are the activities planned and how do they relate to accomplishing goals of the organization, curricula, standards, etc..</p>	<p>The project is strongly aligned with curriculum and/or standards or learning objectives. Clear plans are outlined for how the project enhances or supplements student learning.</p> <p>(Score of 8-10)</p>	<p>The project shows alignment with curriculum and/or standards and contributes meaningfully to student learning. Some instructional planning is evident.</p> <p>(Score 5-7)</p>	<p>The project has minimal or general connection to curriculum and/or standards. Instructional goals are present but not well defined.</p> <p>(Score 2-4)</p>	<p>The project shows little or no connection to curriculum and/or standards. No clear educational value is described.</p> <p>(Score of 0-1)</p>
<p>Budget Clarity and Appropriateness (10 pts)</p> <p>Requested funds are appropriate for the project's planned activities and are intended for materials and supplies not typically provided by schools or organizations.</p>	<p>Budget is detailed and clearly aligned with project activities. All costs are reasonable, well-justified, and appropriate for the scope of work.</p> <p>(Score of 8-10)</p>	<p>Budget is mostly clear with reasonable costs. Minor details may be missing, but overall alignment with project goals is evident.</p> <p>(Score of 5-7)</p>	<p>Budget lacks detail or includes some questionable or unclear costs. The connection between expenditures and project activities needs clarification.</p> <p>(Score of 2-4)</p>	<p>Budget is vague, incomplete, or includes costs that are not reasonable or aligned with project activities.</p> <p>(Score of 0-1)</p>
<p>Youth Impact and Connection to Natural/Cultural Resources (15 pts)</p> <p>How will learning be impacted? How will the grantee know if they are successful?</p>	<p>The project demonstrates a strong potential to significantly and positively impact youth participants. It clearly enhances understanding and appreciation of Iowa's natural and/or cultural resources through meaningful engagement.</p> <p>(Score of 13-15)</p>	<p>The project is likely to positively impact youth and includes relevant activities that support learning about Iowa's natural and/or cultural resources.</p> <p>(Score of 9-12)</p>	<p>The project includes youth engagement but the depth of impact or connection to Iowa's natural/cultural resources is not clearly defined.</p> <p>(Score 5-8)</p>	<p>Youth involvement is minimal or unclear. Little connection is made to Iowa's natural or cultural resources.</p> <p>(Score 0-4)</p>

<p>Sustainability and Dissemination (10 pts)</p> <p>Does this project continue beyond the grant funds? How is the grantee going to share results?</p>	<p>The project appears to support the continuation of an existing program or activity, with efforts limited to a single year. There is no clear plan for sustaining the work beyond the grant period, and no specific plans for sharing results have been identified.</p> <p>(Score of 8-10)</p>	<p>Project is new or significantly enhances existing work. A feasible plan for continuation is described, though some details may be limited. Plans to share results are included and relevant to the target audience.</p> <p>(Score of 5-7)</p>	<p>Project supports a current activity or introduces a new one without a clear plan for continuation after grant funds are used. Some mention of result sharing exists but lacks specificity or reach.</p> <p>(Score of 2-4)</p>	<p>Project maintains an existing activity with no clear evidence of continuation after the funding period. No plans for sharing outcomes are identified.</p> <p>(Score 0-1)</p>
<p>Total Eligible Points - 50</p>				

REAP CEP Large Grant (not to exceed \$80,000 per request)

Criteria	Exemplary	Adequate	Needs Improvement	Insufficient Evidence
<p>Problem/Need Statement <i>(10 pts)</i></p> <p>What is the "why" for this project what information led to this being the right project at this time?</p>	<p>The problem/need is clearly and compellingly stated, supported by specific, relevant local data or references. Strong connection to the project's purpose is evident.</p> <p>(Score of 8-10)</p>	<p>The problem/need is clear and generally supported by appropriate information. Some use of local context enhances relevance.</p> <p>(Score of 5-7)</p>	<p>The problem/need is somewhat clear but lacks strong supporting data or local relevance.</p> <p>(Score of 2-4)</p>	<p>The problem/need is vague, unsupported, or not clearly connected to the project goals.</p> <p>(Score of 0-1)</p>
<p>Project Design and Planning Approach <i>(30 pts)</i></p> <p><i>Methodology (15 pts)</i> <i>Marketing and Promotion (5 pts)</i> <i>Evaluation (10 pts)</i></p> <p>What are the activities planned and how do they relate to accomplishing goals of the organization, curricula, standards, etc...</p>	<p>The project plan is detailed and achievable within the timelines stated in the application.</p> <p>(Score 13-15)</p>	<p>The project plan is generally clear and mostly achievable within the stated timelines, though some details could be expanded or clarified.</p> <p>(Score 9-12)</p>	<p>The project plan is somewhat clear but lacks sufficient detail, raising questions about whether the timelines can realistically be met.</p> <p>(Score 5-8)</p>	<p>The project plan is vague and missing key details, with limited evidence that the timelines are achievable.</p> <p>(Score 0-4)</p>
	<p>The project has provided sufficient details on how they plan to market/promote the program to meet the target audience identified as part of the methodology.</p> <p>(Score 5)</p>	<p>The project provides some details on marketing/promotion strategies, though minor gaps remain in how the target audience will be reached.</p> <p>(Score 3-4)</p>	<p>The project provides minimal details on marketing/promotion, with little evidence that the strategies will reach the target audience.</p> <p>(Score 1-2)</p>	<p>The project provides vague or incomplete information on marketing/promotion, with no clear plan for reaching the target audience.</p> <p>(Score 0)</p>

	<p>The project has outlined clear and achievable outcomes and described how they will track participation and engagement.</p> <p>(Score 8-10)</p>	<p>The project has outlined outcomes that are generally clear and achievable, with a reasonable plan to track participation and engagement, though some details could be strengthened.</p> <p>(Score 5-7)</p>	<p>The project outcomes are vague or unrealistic, and tracking methods for participation and engagement are weak or incomplete.</p> <p>(Score 2-4)</p>	<p>The project provides minimal or unclear outcomes, with little to no explanation of how participation and engagement will be tracked.</p> <p>(Score 0-1)</p>
<p>Budget Clarity and Appropriateness (20 pts)</p> <p>Requested funds are appropriate for the project’s planned activities and are intended for materials and supplies not typically provided by schools or organizations.</p>	<p>Budget is detailed and clearly aligned with project activities. All costs are reasonable, well-justified, and appropriate for the scope of work. Matching funds are clearly identified and secured.</p> <p>(Score of 16-20)</p>	<p>Budget is mostly clear with reasonable costs. Minor details may be missing, but overall alignment with project goals is evident. Matching funds are identified but not fully confirmed.</p> <p>(Score of 10-15)</p>	<p>Budget lacks detail or includes some questionable or unclear costs. The connection between expenditures and project activities needs clarification. Matching funds are uncertain or not clearly described.</p> <p>(Score of 5-9)</p>	<p>Budget is vague, incomplete, or includes costs that are not reasonable or aligned with project activities. No matching funds are identified.</p> <p>(Score of 0-4)</p>
<p>Impact and Connection to Natural/Cultural Resources (20 pts)</p> <p>How will learning be impacted? How will the grantee know if they are successful?</p>	<p>The project demonstrates a strong potential to significantly and positively impact participants. It clearly enhances understanding and appreciation of Iowa’s natural and/or cultural resources through meaningful engagement.</p> <p>(Score of 16-20)</p>	<p>The project shows good potential to positively impact participants and to enhance understanding and appreciation of Iowa’s natural and/or cultural resources, though the depth of engagement could be strengthened.</p> <p>(Score of 10-15)</p>	<p>The project has some potential to impact participants, but the connection to enhancing understanding or appreciation of Iowa’s natural and/or cultural resources is limited or loosely described.</p> <p>(Score 5-9)</p>	<p>The project shows minimal potential to positively impact participants, with weak or unclear links to natural and/or cultural resources or meaningful engagement.</p> <p>(Score 0-4)</p>

<p>Sustainability and Dissemination (20 pts)</p> <p>Does this project continue beyond the grant funds? How is the grantee going to share results?</p>	<p>The project is new or significantly enhances and/or expands upon existing work. There is a well-defined plan for continuation after the grant funds are expended. Plans to share results are included and relevant to the target audience.</p> <p>(Score of 16-20)</p>	<p>Project is new or significantly enhances existing work. A feasible plan for continuation is described, though some details may be limited. Plans to share results are included and relevant to the target audience.</p> <p>(Score of 10-15)</p>	<p>Project supports a current activity or introduces a new one without a clear plan for continuation after grant funds are used. Some mention of result sharing exists but lacks specificity or reach.</p> <p>(Score of 5-9)</p>	<p>Project maintains an existing activity with no clear evidence of continuation after the funding period. No plans for sharing outcomes are identified.</p> <p>(Score 0-4)</p>
<p>Total Eligible Points - 100</p>				

REAP CEP Dissemination Grant

<p>Criteria</p>	
<p>Goals & Objectives</p> <p>Does the applicant provide goals and objectives of the school/organization that this project/program will help meet?</p>	<p>Yes/No</p>
<p>Sustainability and Dissemination</p> <p>Does the applicant provide supporting information about continuance of the project/program beyond the Dissemination Grant Seed Money?</p>	<p>Yes/No</p>

1. Applicants for the Dissemination Grants must receive a Yes in both categories to receive funding.
2. Applicants will be reviewed in order of the grant application submission date in the online application portal. Once funding runs out, unfunded applicants will be notified. If additional funding for this specific project/program becomes available unfunded applications will be reviewed at that time.

Michelle Wilson, REAP Coordinator
 Conservation and Recreation Division
 NRC Meeting Date: September 11, 2025

**Iowa Department of Natural Resources
Natural Resource Commission**

Information Item

17. Construction - Small Projects

The following Engineering managed 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
8/21/2025	25-03-28-02	BACKBONE STATE PARK	DELAWARE	Road repairs. Core out granular shoulders and install asphalt shoulders.	\$43,000.00	\$37,539.25 \$54,219.50
8/7/2025	25-06-52-03	HAWKEYE WILDLIFE MANAGEMENT AREA	JOHNSON	This project includes replacement of dual 48" dia. corrugated metal pipe road culverts with dual 48" dia. reinforced concrete culverts.	\$44,000.00	\$36,999.52 \$47,700.00 \$49,840.00 \$51,219.00 \$57,840.00 \$60,100.00 \$61,622.40 \$62,629.64 \$63,810.64 \$87,150.00

Travis Baker, Land and Waters Bureau Chief
Conservation and Recreation Division
NRC Meeting Date: September 11, 2025

Iowa Department of Natural Resources
Natural Resource Commission

Decision Item

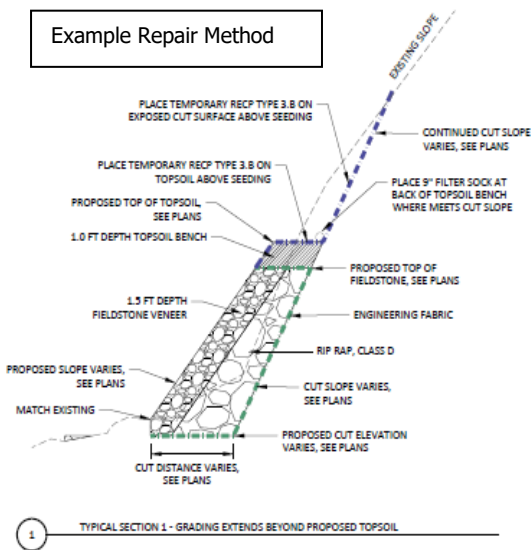
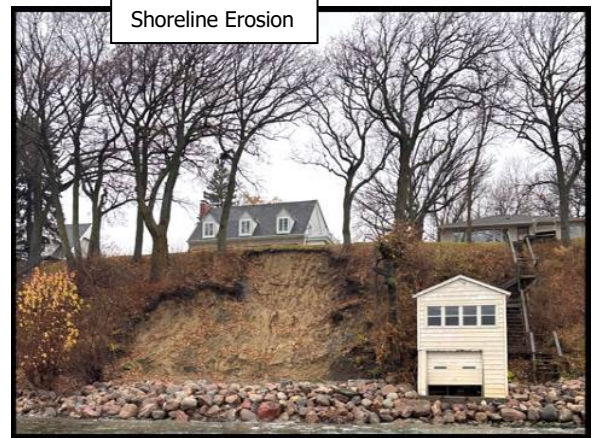
Construction Item

18.1 Iowa Great Lakes, Shoreline Stabilization – Dickinson County

The Department requests Commission approval of the following construction project:

Project Summary: Due to historic flooding during June of 2024, a number of bank collapses occurred along lake shorelines in Dickinson County, Iowa. Specifically, extensive shoreline erosion occurred at West Okoboji Lake, East Okoboji Lake, Big Spirit Lake and Silver Lake. The number of collapses and scale of this event is significant and is the result of a combination of high water and heavy rainfall events that saturated soils on the lakeshore, which destabilized the toe (base) of the bank.

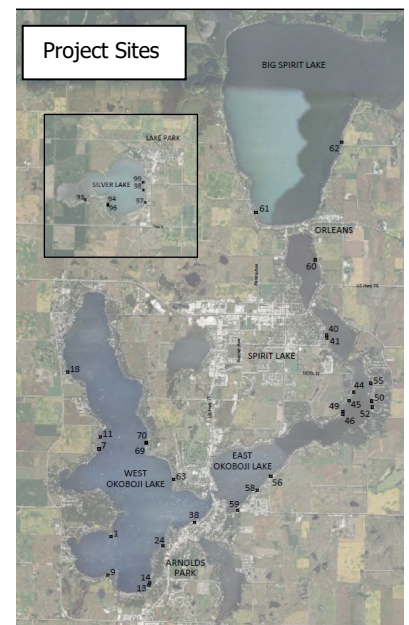
DNR staff completed an initial inventory of all the major shoreline collapses in 2024 to document the extent of the damage following the flood. Over 60 miles of shoreline were assessed by boat, and all the collapses were measured and photographed.



In the fall of 2024, DNR hired Bolton and Menk to further assess these bank collapses and complete engineering design to stabilize the toe of the slope at critical sites. This project aimed to address stabilizing the base of the slope at the water's edge to prevent future erosion.

Shoreline erosion can result in diminished water quality and habitat for wildlife. Sedimentation alters the ecosystem by removing or damaging plants that the fish need for food and spawning, bringing pollutants from the soil eroded into the water from the shore, and causing the water to lose clarity. Shoreline erosion also creates other issues, aside from impacting the lake environment. For example, there is potential damage to near-shore buildings and other infrastructure and safety concerns.

This project will repair the toe of the slope just above and below the ordinary high-water mark (OHWM) by grading the slope of the eroded areas and installing rock revetment (armoring) to prevent future erosion. The toe slope at a total of 33 sites at the four lakes (West Okoboji Lake, East Okoboji Lake, Big Spirit Lake and Silver Lake) will be repaired as a part of this project. The contractor will complete the project from a barge from within each lake.



Engineering Project #: 25-01-30-14
Cost Estimate: \$865,920
Operating Bureau: Parks
Funding Source: 100% Lakes Restoration
Bid Letting Date: 8/21/2025
Construction Completion Date: 5/22/2026
Number of Bids Received: 4

Bidders

Midwest Lake Service	Spirit Lake IA	\$537,303.96
Three Oaks Construction Inc	North Sioux City SD	\$969,536.00
Jones Contractors & Associates LLC	Dyersville IA	\$1,022,201.69
Schoeleman Contracting, LLC	Royal IA	\$1,141,977.90

Upon Engineering's review of bids, DNR recommends awarding the contract to Midwest Lake Service.

18.2 Hawkeye Wildlife Management Area, Knapp Creek Dike Repairs – Johnson County

The Department requests Commission approval of the following construction project:

Project Summary: Hawkeye Wildlife Management Area is located near North Liberty along the Iowa River and has approximately 14,000 acres of timber, upland and marsh. The area is popular with bird watchers, hunters, anglers, and photographers. Within the wildlife management area, there is Knapp Creek Impoundment, which can pool approximately 180 acres of water for fall duck hunting.

Design Summary: Due to flooding in 2019, the impoundment dike was breached by the Iowa River and this damage was still in need of repair. This project will repair the breach, provide finish work on the remaining section of dike and construct an emergency spillway to help control future flooding.

Engineering Project #: 25-06-52-02
Cost Estimate: \$65,000
Operating Bureau: Wildlife
Funding Source: 100% F&W Trust Fund
Bid Letting Date: 8/21/2025
Construction Completion Date: 5/15/2026
Number of Bids Received: 6



Bidders

Neuzil & Sons, Inc.	Oxford, IA	\$44,125.10
Adam Laubenthal DBA Laubenthal Excavation	Bradgate, IA	\$56,794.93
Ground Line Company	Onslow, IA	\$57,057.60
Triple B Construction	Wilton, IA	\$65,160.00
Sommer Excavating LLC	Waukon, IA	\$79,710.00
Connelly Excavating, Inc.	Cascade, IA	\$84,132.36

Upon Engineering’s review of bids, DNR recommends awarding the contract to Neuzil & Sons, Inc.

Travis Baker, Land & Waters Bureau Chief
 Conservation and Recreation Division
 September 11, 2025

**Iowa Department of Natural Resources
Natural Resource Commission**

Decision Item (* indicates proposed consent item)

***19. Public Land Management Project**

Boundary Correction, Monona County – Loess Hills State Forest

The Natural Resource Commission is being requested to approve a Quit Claim Deed and easement to Donald L. Foster, as Trustee of the Irrevocable Special Needs Trust Agreement for the Benefit of Sharle A. Foster for 1.77 acres in Monona County, Iowa.

In 2000, the DNR purchased property from Harvey and Peggy Swenson, described as the South Half of the Northwest Quarter of Section 22, Township 82 North, Range 44 West of the 5th P.M., Monona County, Iowa—specifically the portion north of County Road E60 (“Property”). The Property is located within the Loess Hills State Forest, Preparation Canyon Unit, approximately 8 miles northeast of Little Sioux in Harrison County.

At the time of purchase of the Property, it was the DNR’s understanding that a residence and associated buildings North of an existing fence but located on the Property, was not part of the property to be purchased, and it was not the DNR’s intent to purchase the residence and the yard surrounding the residence. However, when the deed was issued to the State of Iowa, there was not an exception for the residence and yard.

Additionally, at the time of the purchase of the Property, it was the DNR’s understanding that that owner of the above-referenced residence had rights to utilize an established driveway across the Property to access the residence. However, although this access route has been utilized for many years, a formal access agreement was never placed of record. In early 2025, Donald L. Foster, Trustee of the Special Needs Trust, inquired to the DNR about the existence of an access easement to an acreage located north of the subject property.

Upon review, it was discovered that no written easement had ever been recorded, and that the residence and yard were located on property mistakenly conveyed to the State, which is the 1.77 acres identified as Parcel D in Exhibit A.

As Donald L. Foster, as Trustee of the Irrevocable Special Needs Trust Agreement for the Benefit of Sharle A. Foster and its predecessors have been possessing and occupying the 1.77 acres since before the State of Iowa was deeded the Property in 2000, and since the DNR did not intend to purchase any portion of this 1.77 acres, Donald L. Foster, as Trustee of the Irrevocable Special Needs Trust Agreement for the Benefit of Sharle A. Foster is seeking a Quit Claim Deed from the State Iowa for said 1.77 acres. In addition, Donald L. Foster, as Trustee of the Irrevocable Special Needs Trust Agreement for the Benefit of Sharle A. Foster, has requested an easement to clarify and confirm the existing access to the residence.

The governor on behalf of the State has the ability to issue a Quit Claim Deed per Iowa Code section 9G.10 – Quitclaim deeds:

Whenever the governor is satisfied by proper record evidence that any tract of land which may have been deeded by virtue of any donation or sale to the state is not the land intended to have been described, and that an error has been committed in making out the transfers, in order that such error may be corrected, the governor is authorized to quitclaim the same to the proper owner thereof, and to receive a deed or deeds for the lands intended to have been deeded to the state originally.

Exhibit A



Travis Baker, Land & Waters Bureau Chief
Conservation and Recreation Division
NRC Meeting Date: September 11, 2025

**Iowa Department of Natural Resources
Natural Resource Commission**

Decision Item

20. Public Land Acquisition Projects

20.1 Rathbun WMA, Lucas County – Iowa Natural Heritage Foundation

The Natural Resource Commission's approval is requested to accept a donation of a tract of land located in Lucas County between Slab Castle Wildlife Area and Chariton River Green Belt, both of which are owned by Lucas County Conservation Board.

Seller: Iowa Natural Heritage Foundation

Acreage:103 acres

Appraised Price: \$535,000.00

DNR Purchase Price: \$0.00 (Donation)

Property Description: This property is located in central Lucas County about 3 miles southeast of Chariton. The property will connect two county owned properties. This property consists of wetland, upland and woodland habitat that supports a variety of both game and non-game species. The Chariton River runs through a portion of the property. Access is provided through 250th Avenue and a public access easement through the adjoining property.

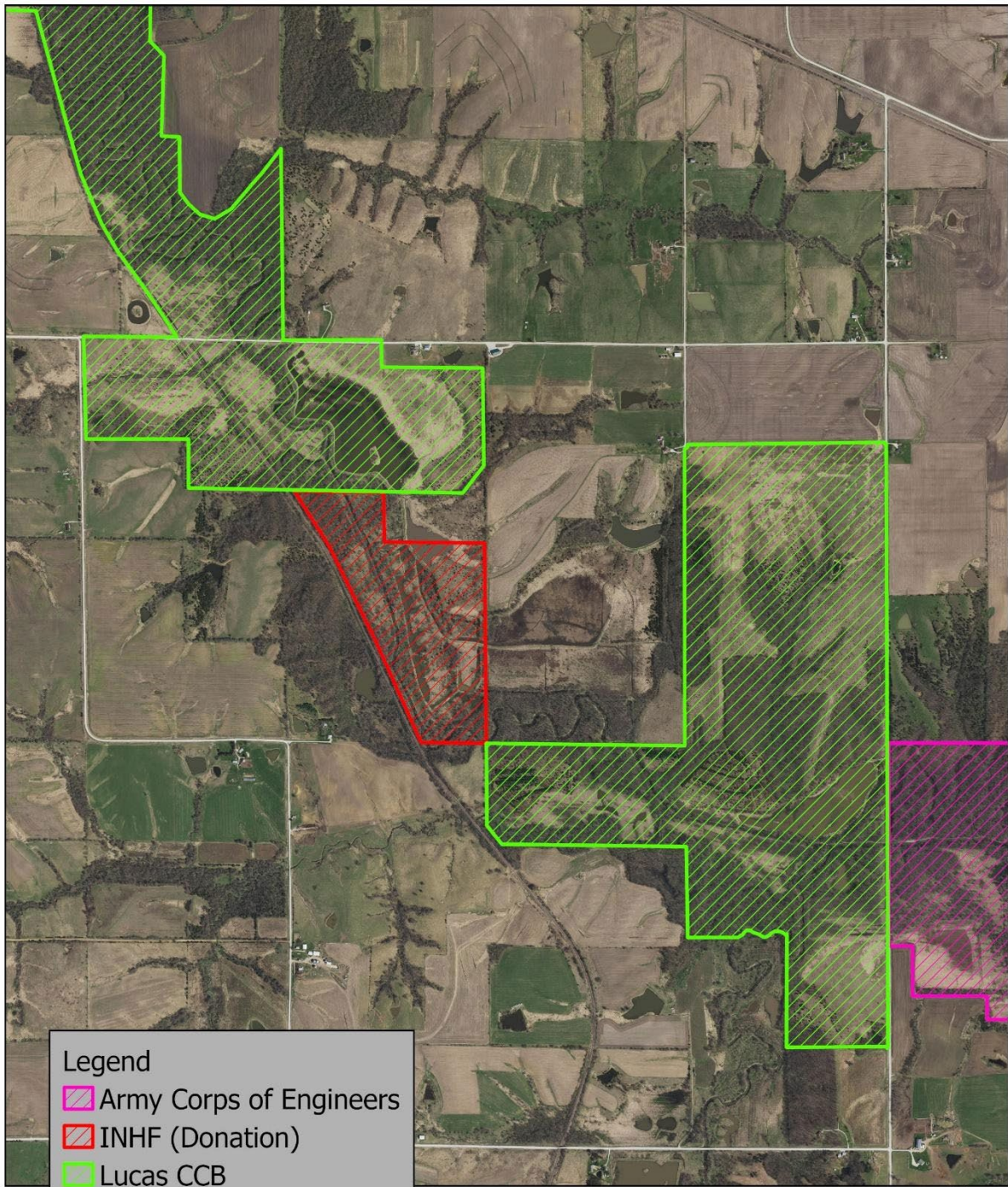
Purpose: This tract will connect public lands owned by Lucas County Conservation Board, Army Corps of Engineers, and State of Iowa land to provide a corridor of public access from Chariton to Rathbun Lake Dam, a distance of approximately 23 miles. Additionally, it will provide for public access to hunting and other outdoor recreational opportunities.

DNR Property Manager: Wildlife Bureau

Funding Source(s): Donation

Incidental Costs: Incidental closing costs will be the responsibility of the Department.

Realty Services / Rathbun WMA Lucas County/ INHF (Donation)



0 500 1,000 2,000 Feet



20.2 Rathbun WMA, Lucas County – Iowa Natural Heritage Foundation

The Natural Resource Commission's approval is requested to purchase a tract of land located in Lucas County between Slab Castle Wildlife Area and Chariton River Green Belt, both of which are owned by Lucas County Conservation Board.

Seller: Iowa Natural Heritage Foundation

Acreage: 253 acres

Appraised Price: \$1,315,000.00

DNR Purchase Price: \$950,000.00

Property Description: This property is located in central Lucas County about 3 miles southeast of Chariton. The property will connect two county owned properties. This property consists of wetland, upland and woodland habitat that supports a variety of both game and non-game species. The Chariton River runs through a portion of the property. Access is provided through 250th Avenue and a public access easement through the adjoining property.

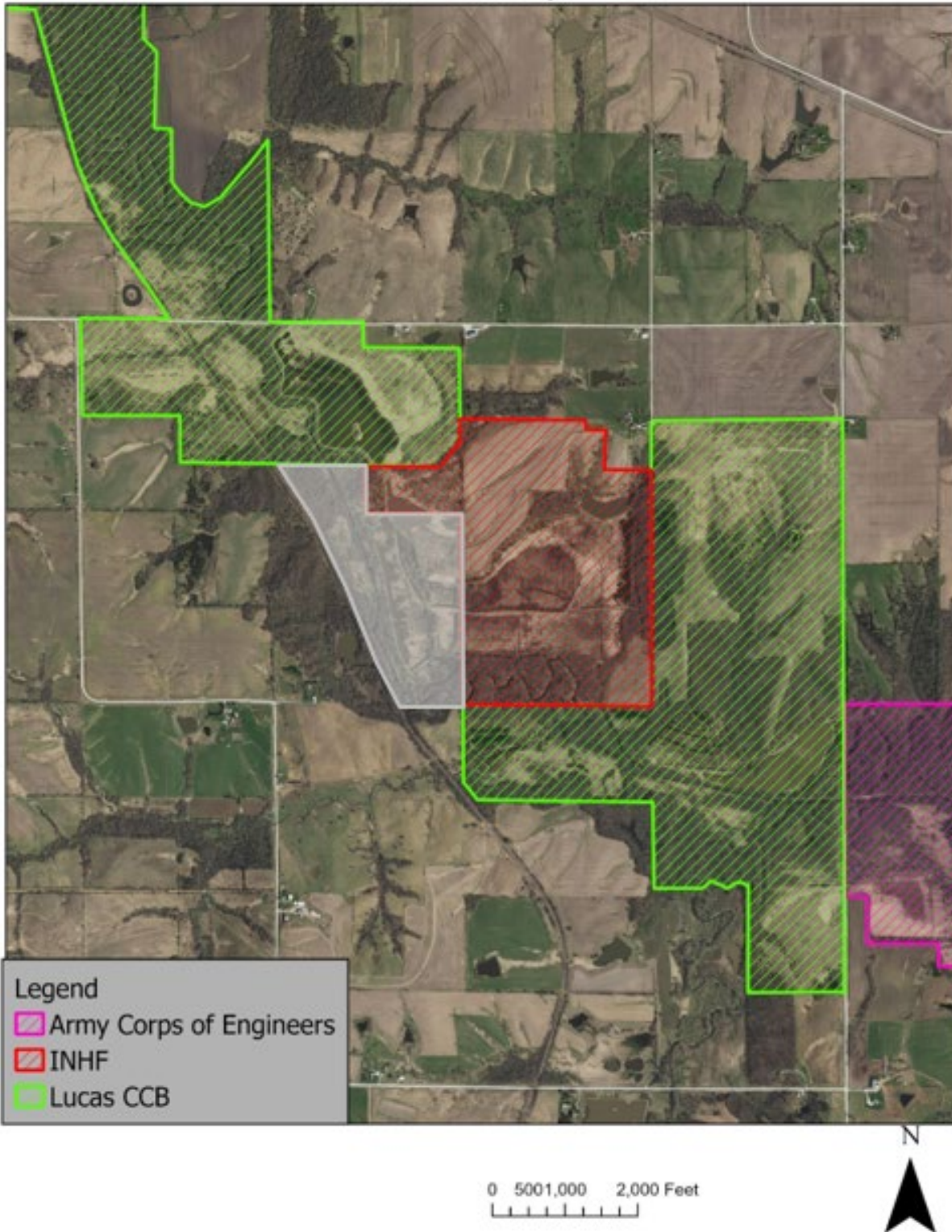
Purpose: This tract will connect public lands owned by Lucas County Conservation Board, Army Corps of Engineers, and State of Iowa land to provide a corridor of public access from Chariton to Rathbun Lake Dam, a distance of approximately 23 miles. Additionally, it will provide for public access to hunting and other outdoor recreational opportunities.

DNR Property Manager: Wildlife Bureau

Funding Source(s): \$950,000 Wildlife Restoration Land Grant

Incidental Costs: Incidental closing costs will be the responsibility of the Department.

Realty Services / Rathbun WMA Lucas County/ INHF



Travis Baker, Land & Waters Bureau Chief
Conservation and Recreation Division
09/11/2025

Iowa Department of Natural Resources
Natural Resource Commission

Decision Item

21. Contract Amendment with Shive-Hattery, Inc.

Commission approval is requested for contract amendment 3 with Shive-Hattery, Inc., of West Des Moines, Iowa.

Contract Amendment Terms:

Amount: Contract Amendment not to exceed \$29,500.00; Original Contract Value was \$46,200.00; Total value of Contract and Amendments is not to exceed \$147,450.00

Dates: September 15, 2025 to June 30th, 2026

Funding Source(s): Section 319 Clean Water Act (Federal) – Original Contract and Amendments 1 & 2; Lake Restoration Program – Amendment 3

Contract Background: High concentrations of E.coli bacteria present at state and county beaches have triggered numerous lake impairments and public swimming advisories at Iowa lakes. Over the past ten years, DNR has been researching the link between concentrations of these bacteria and other pathogens that may adversely affect human health, and studying the environmental conditions that lead to elevated concentrations of bacteria at beaches. Through this research, we have learned that runoff from area immediately surrounding the beach and prolonged periods of wet sand are highly correlated to high concentrations of bacteria. Thus, we are now working to design and implement management practices that will help reduce concentrations of bacteria at our beaches.

Contract Amendment Purpose: The purpose of this contract is to design a suite of stormwater and/or beach treatment options (infiltration-based practices) at Big Creek State Park (Polk County, Iowa) and Brushy Creek State Park (Webster County, Iowa) to reduce environmental risks to beach users. The proposed practices will address stormwater runoff and reduce concentrations of bacteria at the beach.

This is a pilot project aimed at reducing pathogens that are present at state beaches. The ultimate goal of the project is to collaborate with park staff to design a series of practices to divert stormwater away from the beach area and reduce the transport of pathogens to the water's edge. The Section 319 program developed the initial concept for the project, facilitated the RFP process, and funded all survey and engineering work completed to date. The lake restoration program is helping to fund this amendment to expand the footprint for addressing stormwater runoff

Anticipated Future Work: Construction is slated for 2025/2026 for Brushy Creek to coincide with the ongoing campground renovation projects and minimize disruption at the park. Work at Big Creek Lake is slated to begin following the peak recreation season in 2026 and will include extensive stormwater management practices for both the beach and the marina parking lot. Two construction bid packages are anticipated, with the current construction estimate of \$150k for Brushy Creek Lake and \$420k for Big Creek Lake. This is a cross department collaborative process between Parks, Section 319 of the Water Quality Bureau and the Lake Restoration Program. Federal (Section 319) funds were used to complete all engineering work to date, and it is anticipated the Lake Restoration Program will fund construction for the project.

Selection Process Summary: The department solicited proposals from targeted small businesses and published a request for proposals (RFP) on the Department of Administrative Services website. In January 2024, an RFP was released by DNR procurement staff with only one proposal submitted. After negotiating the scope of work with the sole applicant, the team was comfortable moving forward with the bid.

Travis Baker, Engineering, Land and Waters Bureau Chief
Conservation and Recreation Division
September 11, 2025