

HILL

JUDICIARY

SENATE FILE 2027

BY MCKIBBEN

(COMPANION TO LSB 5206HH

BY SWAIM)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to receiving a precursor substance or possessing  
2 a product to be used in the unlawful manufacture of a  
3 controlled substance.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

SF 2027  
JUDICIARY

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1 Section 1. Section 124.401, subsection 4, unnumbered  
2 paragraph 1, Code Supplement 2003, is amended to read as  
3 follows:

4 A person who possesses any product containing any of the  
5 following commits a class "D" felony, if the person possesses  
6 with the intent ~~to-use-the-product~~ that the product be used to  
7 manufacture any controlled substance:

8 Sec. 2. Section 124B.9, subsection 2, Code 2003, is  
9 amended to read as follows:

10 2. A person who receives a precursor substance with the  
11 intent ~~to-use-the~~ that the substance be used unlawfully to  
12 manufacture a controlled substance commits a class "C" felony.

13

EXPLANATION

14 This bill relates to possessing a product or receiving a  
15 precursor substance to be used in the unlawful manufacture of  
16 a controlled substance.

17 The bill changes the definition of the criminal offense of  
18 possessing a product for use in the unlawful manufacture of a  
19 controlled substance. The bill provides that it is unlawful  
20 for a person to possess any product listed in Code section  
21 124.401(4) with the intent the product be used to unlawfully  
22 manufacture a controlled substance. Current law provides that  
23 it is unlawful to possess any product listed in Code section  
24 124.401(4) with the intent to use the product to unlawfully  
25 manufacture a controlled substance. A person who unlawfully  
26 possesses such product commits a class "D" felony.

27 The bill changes the definition of the criminal offense of  
28 receiving a precursor substance with the intent to unlawfully  
29 manufacture a controlled substance. The bill provides that it  
30 is unlawful for a person to receive a precursor substance  
31 listed in Code section 124B.2 with the intent the substance be  
32 used to unlawfully manufacture a controlled substance.  
33 Current law provides that it is unlawful to receive a  
34 precursor substance with the intent to use the substance  
35 unlawfully to manufacture a controlled substance. A person

1 who unlawfully receives a precursor substance commits a class  
2 "C" felony.

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