

Senate File 2357

H-8381

1 Amend Senate File 2357, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. By striking everything after the enacting clause
4 and inserting:

5 <Section 1. Section 423.4, Code Supplement 2009, is
6 amended by adding the following new subsection:

7 NEW SUBSECTION. 9. A person in possession of a
8 certificate of completion of a self-defense training
9 course issued pursuant to section 724.9A may apply to
10 the director for a refund of the amount of sales tax
11 imposed and paid upon purchases of self-defense items
12 and firearms made by the applicant as provided in
13 section 724.9A.

14 Sec. 2. Section 602.8102, subsection 135A, Code
15 2009, is amended to read as follows:

16 135A. Assess the surcharges provided by sections
17 911.1, 911.2, 911.3, ~~and 911.4,~~ and 911.5.

18 Sec. 3. Section 602.8108, subsection 2, Code
19 Supplement 2009, is amended to read as follows:

20 2. Except as otherwise provided, the clerk of the
21 district court shall report and submit to the state
22 court administrator, not later than the fifteenth
23 day of each month, the fines and fees received during
24 the preceding calendar month. Except as provided in
25 subsections 3, 4, 5, 7, 8, 9, ~~and 10,~~ and 11, the state
26 court administrator shall deposit the amounts received
27 with the treasurer of state for deposit in the general
28 fund of the state. The state court administrator shall
29 report to the legislative services agency within thirty
30 days of the beginning of each fiscal quarter the amount
31 received during the previous quarter in the account
32 established under this section.

33 Sec. 4. Section 602.8108, Code 2009, is amended by
34 adding the following new subsection:

35 NEW SUBSECTION. 11. The clerk of the district
36 court shall remit all moneys collected from the
37 domestic abuse assault surcharge provided in section
38 911.5 to the state court administrator no later than
39 the fifteenth day of each month for deposit in the
40 domestic abuse assault fund created in section 708.2D.

41 Sec. 5. NEW SECTION. 708.2D Domestic abuse assault
42 fund.

43 A domestic abuse assault fund is established as a
44 separate fund in the state treasury. Moneys deposited
45 in the fund shall be administered by the department of
46 justice and dedicated and used for purposes of funding
47 the self-defense training course in section 724.9A.

48 Sec. 6. NEW SECTION. 724.9A Self-defense training
49 course — sales tax refund for self-defense items.

50 1. A self-defense training course consisting

1 of physical defense training and firearms training
2 shall be offered by the county sheriff to all county
3 residents who have been victims of domestic abuse, who
4 have been granted a protective order or a no-contact
5 order, or who, in the discretion of the county
6 sheriff, would otherwise benefit from such training.
7 The sheriff shall notify shelter services and other
8 support services provided to victims of domestic abuse
9 of the availability of such training. The training
10 course shall be offered at no cost to all eligible
11 participants.

12 2. Upon successful completion of such a course,
13 the county sheriff shall issue a participant a
14 certification of completion allowing such person
15 to apply to the department of revenue pursuant to
16 section 423.4 for a sales tax refund on purchases
17 of self-defense items and firearms made by the
18 participant within ninety days from the issuance of the
19 certificate.

20 Sec. 7. Section 903.1, subsection 4, Code 2009, is
21 amended to read as follows:

22 4. The surcharges required by sections 911.1,
23 911.2, 911.3, and 911.4, and 911.5 shall be added to
24 a fine imposed on a misdemeanor as provided in those
25 sections, and are not a part of or subject to the
26 maximums set in this section.

27 Sec. 8. NEW SECTION. **911.5 Domestic abuse assault**
28 **surcharge**

29 1. In addition to any other surcharge, the court
30 or clerk of the district court shall assess a domestic
31 abuse assault surcharge of five hundred dollars if an
32 adjudication of guilt or a deferred judgment has been
33 entered for a criminal violation of section 708.2A.

34 2. In the event of multiple offenses, the surcharge
35 shall be imposed for each applicable offense.

36 3. The surcharge shall be remitted by the clerk of
37 court as provided in section 602.8108, subsection 11.>

38 2. Title page, by striking lines 1 through 5 and
39 inserting <An Act relating to physical defense training
40 and firearms training and providing for a sales tax
41 refund.>

WINDSCHITL of Harrison