

January 22, 1965.
Judiciary. *Pass 2/17*
Steering Com. R.C. Cal. 3/10

House File 46

By SCHERLE of Fremont-Mills,
OSSIAN and MILLER of Page.

Passed House, Date *3-12-65* Passed Senate, Date *5/6*
Vote: Ayes *101* Nays *0* Vote: Ayes *50* Nays *0*

Approved *May 26, 1965*
passed house as amended 5/17 (93-8)

passed on file 3/15
Judiciary 3/15

A BILL FOR

passed house without amendment 5/20 (103-5)

An Act relating to firearms permits.

In do pass 3/31
Substituted for SF 315-5/6
Motion for reconsideration
filed 5/6 prevailed 5/12
passed senate as amended
5/12 (55-0)

Be It Enacted by the General Assembly of the State of Iowa:

- 1 Section 1. Section six hundred ninety-five point four
- 2 (695.4), Code 1962, is amended by inserting in line two
- 3 (2), immediately following the word "only", the words
- 4 "which shall be valid throughout the state,".

EXPLANATION OF HOUSE FILE 46

This bill is to clarify the law by making it more clearly state what it has generally been supposed to mean. The law provides that weapons permits issued by sheriffs, with limited exceptions, can be issued ONLY to residents of the county of issuance, but does not expressly provide that such permits be honored outside the county of issuance. For purposes of competing in target matches it is frequently necessary for one to transport his pistol by motor vehicle to the counties where such matches are conducted. Similarly, it is necessary for gun collectors to transport their collections and new acquisitions to and from exhibits and the like.

In the case of Fisher v. Tullor, 209 Iowa 35, the Supreme Court held that a permit issued in one county under section 695.4 was valid in all counties throughout the state. The purpose of this bill is not to change the law, but rather to clarify the law by making it expressly say on its face what it was held to mean in the Fisher case.

HOUSE FILE 46

- 1 Amend House File 46 by adding thereto the following
- 2 new section:
- 3 "Sec. 2. Section six hundred ninety-five point two
- 4 (695.2), Code 1962, is hereby amended as follows:
- 5 "1. In line 16, the word 'license' is stricken and
- 6 the word 'permit' is substituted therefor.
- 7 "2. The following new sentence is added at the end
- 8 of said section: 'However, it shall be lawful to carry
- 9 one or more unloaded pistols or revolvers for the purpose
- 10 of or in connection with lawful target practice, lawful
- 11 hunting, lawful sale or attempted sale, lawful exhibit or
- 12 showing, or other lawful use, if such unloaded weapon or
- 13 weapons are carried either (1) in the trunk compartment
- 14 of a vehicle or (2) in a closed container which is too
- 15 large to be effectively concealed on the person or within
- 16 the clothing of an individual, and such container may be
- 17 carried in a vehicle or in any other manner; and no permit
- 18 shall be required therefor."

Filed and adopted
May 12, 1965.

House concurred in as amended 5/17
By STANLEY and RILEY.

HOUSE AMENDMENT TO SENATE AMENDMENT TO
HOUSE FILE 46

- 1 Amend the Senate amendment to House File 46 by striking all of
- 2 line fifteen (15).

Filed
May 17, 1965.

adopted 5/17 (52-49)
Senate refused to concur 5/19
House receded 5/20
DENATO of Polk.