

See House Bill 2137 to SSB 84

FILED JAMES 1990

SENATE FILE 2137
BY COMMITTEE ON JUDICIARY
(approved by 2001)

(SUCCESSOR TO SSB 84)

Passed Senate, Date 2-2-90 (p. 430) Passed House, Date 3/13/90 (p. 1050)
Vote: Ayes 44 Nays 0 Vote: Ayes 77 Nays 1
Approved March 26, 1990

A BILL FOR

1 An Act providing for the disposal of forfeited weapons.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 2137

1 Section 1. Section 809.21, Code 1989, is amended to read
2 as follows:

3 809.21 SALE OF CERTAIN AMMUNITION AND FIREARMS.

4 Ammunition and firearms which are not illegal and which are
5 not offensive weapons as defined by section 724.1 may be sold
6 by the department of public safety at public auction. The
7 department of public safety may sell at public auction
8 forfeited legal weapons received from the director of the
9 department of natural resources, except that rifles and
10 shotguns shall be retained by the department of natural
11 resources for disposal according to its rules. The sale of
12 ammunition or firearms pursuant to this section shall be made
13 only to federally licensed firearms dealers or to persons who
14 have a permit to purchase the firearms. Persons who have not
15 obtained a permit may bid on firearms at the public auction.
16 However, persons who bid without a permit must post a fifty
17 percent of purchase price deposit with the commissioner of
18 public safety on any winning bid. No transfer of firearms may
19 be made to a person bidding without a permit until such time
20 as the person has obtained a permit. If the person is unable
21 to produce a permit within two weeks from the date of the
22 auction, the person shall forfeit the fifty percent deposit to
23 the department of public safety. All proceeds of a public
24 auction pursuant to this section, less department expenses
25 reasonably incurred, shall be deposited in the general fund of
26 the state. The department of public safety shall be
27 reimbursed from the proceeds for the reasonable expenses
28 incurred in selling the property at the auction.

29 EXPLANATION

30 This bill provides that the director of the department of
31 natural resources may transfer forfeited legal weapons to the
32 department of public safety for sale at public auction.
33 Rifles and shotguns shall be retained by the department of
34 natural resources for disposal according to the rules of the
35 department of natural resources.

DOYLE, Ct.
COLEMAN
HESTER

SSB 84
JUDICIARY
row

SENATE FILE 2137
BY (PROPOSED COMMITTEE ON
JUDICIARY BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

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SENATE FILE 2137

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AN ACT

PROVIDING FOR THE DISPOSAL OF FORFEITED WEAPONS.

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

Section 1. Section 809.21, Code 1989, is amended to read as follows:

809.21 SALE OF CERTAIN AMMUNITION AND FIREARMS.

Ammunition and firearms which are not illegal and which are not offensive weapons as defined by section 724.1 may be sold by the department of public safety at public auction. The department of public safety may sell at public auction forfeited legal weapons received from the director of the department of natural resources, except that rifles and shotguns shall be retained by the department of natural resources for disposal according to its rules. The sale of ammunition or firearms pursuant to this section shall be made only to federally licensed firearms dealers or to persons who have a permit to purchase the firearms. Persons who have not obtained a permit may bid on firearms at the public auction. However, persons who bid without a permit must post a fifty percent of purchase price deposit with the commissioner of public safety on any winning bid. No transfer of firearms may be made to a person bidding without a permit until such time as the person has obtained a permit. If the person is unable to produce a permit within two weeks from the date of the auction, the person shall forfeit the fifty percent deposit to the department of public safety. All proceeds of a public auction pursuant to this section, less department expenses reasonably incurred, shall be deposited in the general fund of the state. The department of public safety shall be

JO ANN ZIMMERMAN
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2137, Seventy-third General Assembly.

JOHN F. DWYER
Secretary of the Senate

Approved March 26, 1990

TERRY E. BRANSTAD
Governor

SF 2137