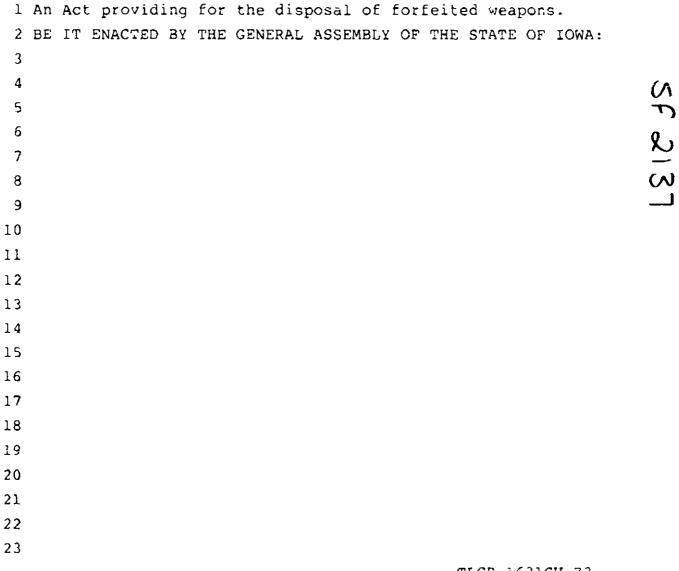
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FILTE JANEA 1993 SENATE FILE 2137 BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 84)

Passed Senate, Date <u>R-R-92 (p.937</u>) Passed House, Date <u>3/13/90 (p.1050</u>) Vote: Ayes <u>44</u> Nays <u>6</u> Vote: Ayes <u>74</u> Nays <u>7</u> Approved <u>March 26,1990</u>

A BILL FOR



TLSB 1631SV 73 mj/cf/24 s.f. 2137 H.F. ____

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 25 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 This bill provides that the director of the department of 30 31 nacural 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

> LSB 1631SV 73 mj/cf/24

-1-

34 natural resources for disposal according to the rules of the

35 department of natural resources.

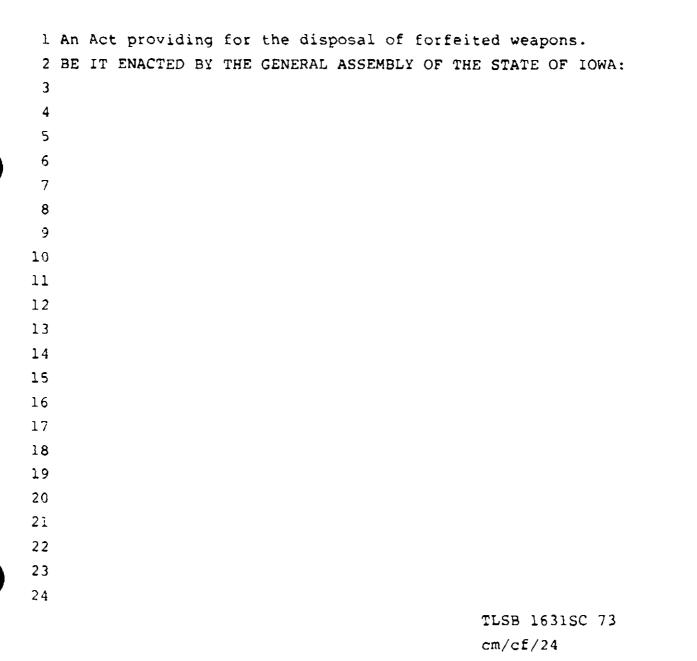
Doyce Cr. COLEMAN HESTER

SSB 84 JusiciARY how

SENATE FILE 2137 BY (PROPOSED COMMITTEE ON JUDICIARY BILL)

Passed	Senate,	Date	Passed	House,	Date
Vote:	Ayes	Nays	Vote:	Ayes _	Nays
	Ap	proved			_

A BILL FOR



S.F. _____ H.F. ____

29

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

809.21 SALE OF CERTAIN AMMUNITION AND FIREARMS. 3 Ammunition and firearms which are not illegal and which are 4 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.

EXPLANATION

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

> LSB 1631SC 73 cm/cf/24

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SENATE FILE 2137

AN ACT PROVIDING FOR THE DISPOSAL OF FORFEITED WEAPONS.

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

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. Rowever, 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

reimbursed from the proceeds for the reasonable expenses incurred in selling the property at the auction.

> 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

TERRY E. BRANSTAD Governor