

Emergency Amend (5001) to House 1/29/92 (52)

Reprinted

FILED JAN 13 1992

SENATE FILE 2010
BY WELSH

Passed Senate, Date 2/18/92 Passed House, Date 2/24/92 (P. 35)
Vote: Ayes 50 Nays 0 Vote: Ayes 91 Nays 0
Approved March 3, 1992

A BILL FOR

1 An Act relating to the classification of certain types of
2 ammunition as offensive weapons and making a penalty
3 applicable.

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

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SF 2010

1 Section 1. Section 724.1, subsection 7, Code 1991, is
2 amended to read as follows:

3 7. Any bullet, shotgun shell, or projectile containing any
4 explosive mixture or chemical compound capable of exploding,
5 or detonating, or igniting and burning prior to or upon
6 impact.

7 EXPLANATION

8 This bill provides that any bullet, shotgun shell, or
9 projectile containing a substance capable of igniting and
10 burning when fired or upon impact is an offensive weapon. The
11 possession of such an offensive weapon by an unauthorized
12 person is classified as a class "D" felony.

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SENATE FILE 2010

S-5007

- 1 Amend Senate File 2010 as follows:
- 2 1. Page 1, line 3, by striking the words "shotgun
- 3 shell" and inserting the following: "shotshell or
- 4 cartridge".
- 5 2. Page 1, by inserting after line 6 the
- 6 following:
- 7 "Sec. ____ . EFFECTIVE DATE. This Act, being deemed
- 8 of immediate importance, takes effect upon enactment."
- 9 3. Title, line 3, by inserting after the word
- 10 "applicable" the following: ", and providing an
- 11 effective date".

By COMMITTEE ON JUDICIARY BY
AL STURGEON, CHAIRPERSON

S-5007 FILED JANUARY 29, 1992

Adopted & amended by 5022 2/14 (p. 334)

SENATE FILE 2010

S-5014

- 1 Amend Senate File 2010 as follows:
- 2 1. Page 1, lines 4 and 5, by striking the words
- 3 "exploding, or detonating, or igniting and burning"
- 4 and inserting the following: "exploding or
- 5 detonating".
- 6 2. Page 1, line 6, by inserting after the word
- 7 "impact" the following: ", or any shotshell or
- 8 cartridge containing exothermic pyrophoric misch meta-
- 9 as a projectile which is designed to throw or project
- 10 a flame or fireball to simulate a flamethrower".

By DONALD V. DOYLE

S-5014 FILED JANUARY 30, 1992

SENATE FILE 2010

S-5022

- 1 Amend the amendment, S-5007, to Senate File 2010 as
- 2 follows:
- 3 1. Page 1, by striking lines 2 through 4 and
- 4 inserting the following:
- 5 " ____ . Page 1, line 3, by striking the words ",
- 6 shotgun shell".
- 7 ____ . Page 1, lines 4 and 5, by striking the words
- 8 "exploding, or detonating, or igniting and burning"
- 9 and inserting the following: "exploding or
- 10 detonating".
- 11 ____ . Page 1, line 6, by inserting after the word
- 12 "impact" the following: ", or any shotshell or
- 13 cartridge containing exothermic pyrophoric misch metal
- 14 as a projectile which is designed to throw or project
- 15 a flame or fireball to simulate a flamethrower".

By DONALD V. DOYLE

S-5022 FILED FEBRUARY 4, 1992

*Adopted 2/7/92 (p. 248) Motion & recommended (p. 262)
Re 18 2/14 (p. 334) - adopted 2/14 (335)*

SENATE FILE 2010

S-5031

1 Amend the amendment, S-5007, to Senate File 2010 as
2 follows:
3 1. Page 1, by striking lines 2 through 4 and
4 inserting the following:
5 " . Page 1, line 3, by striking the words "1
6 shotgun shell,".
7 " . Page 1, lines 4 and 5, by striking the words
8 "exploding, or detonating, or igniting and burning"
9 and inserting the following: "exploding or
10 detonating".
11 " . Page 1, line 6, by inserting after the word
12 "impact" the following: ", or any shotshell or
13 cartridge containing exothermic pyrophoric misch metal
14 alloy or similar compound or substance as a projectile
15 which is designed to throw or project a flame or
16 fireball to simulate a flamethrower"."

By LINN FUHRMAN

S-5031 FILED FEBRUARY 6, 1992

Placed o/c 2/7 (p. 248)

SENATE FILE 2010

S-5068

1 Amend Senate File 2010 as follows:
2 1. Page 1, by inserting after line 6, the
3 following:
4 "Notwithstanding section 724.2, no person is
5 authorized to possess in this state a shotshell or
6 cartridge intended to project a flame or fireball of
7 the type described in this section."
8 2. Title page, line 2, by inserting after the
9 word "weapons" the following: ", prohibiting
10 possession,".

By MIKE CONNOLLY

S-5068 FILED FEBRUARY 14, 1992

ADOPTED (*p. 334*)

SENATE FILE 2010

S-5069

1 Amend Senate File 2010 as follows:
2 1. Page 1, by inserting after line 6 the
3 following:
4 "For the purpose of this section "exothermic
5 pyrophoric misch metal" means a combustible, heat
6 producing substance or compound including, but not
7 limited to, an alloy comprised of lanthanum, cerium,
8 and iron."

By MICHAEL CONNOLLY

S-5069 FILED FEBRUARY 14, 1992

LOST (*p. 335*)

HOUSE AMENDMENT TO
SENATE FILE 210

S-3473

- 1 Amend Senate File 210, as amended, passed, and
2 reprinted by the Senate as follows:
× 3 1. Page 1, lines 11 and 12, by striking the words
4 "AND RETROACTIVE APPLICABILITY PROVISIONS" and
5 inserting the following: "PROVISION".
6 2. Page 1, line 13, by striking the figure: "1."
7 3. Page 1, by striking lines 16 through 26.
8 4. Title page, by striking lines 3 and 4, and
9 inserting the following: "public policy, and
10 providing an effective date."

RECEIVED FROM THE HOUSE

S-3473 FILED APRIL 18, 1991

Senate amended & concurred 4/23/91 (p. 1436)

SENATE FILE 210

S-3541

- 1 Amend the House amendment, S-3473, to Senate File
2 210, as amended, passed, and reprinted by the Senate,
3 as follows:
4 1. Page 1, by striking lines 3 through 10 and
5 inserting the following:
6 "____. Page 1, line 20, by striking the word and
7 figures "January 1, 1992" and inserting the following:
8 "July 1, 1993".
9 _____. Page 1, line 21, by striking the word and
10 figures "January 1, 1992" and inserting the following:
11 "July 1, 1993"."

By AL STURGEON
MICHAEL E. GRONSTAL

S-3541 FILED APRIL 23, 1991

ADOPTED (p. 1436)

SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE 210
H-3827

1 Amend the House amendment, S-3473, to Senate File
2 210, as amended, passed, and reprinted by the Senate,
3 as follows:
4 1. Page 1, by striking lines 3 through 10 and
5 inserting the following:
6 "____. Page 1, line 20, by striking the word and
7 figures "January 1, 1992" and inserting the following:
8 "July 1, 1993".
9 _____. Page 1, line 21, by striking the word and
10 figures "January 1, 1992" and inserting the following:
11 "July 1, 1993"."

RECEIVED FROM THE SENATE

H-3827 FILED APRIL 25, 1991

House refused to concur 5/10/91 (p. 2229)
Senate received 5/10/91 (p. 1760)

SENATE FILE 210

S-3064

- 1 Amend Senate File 210 as follows:
- 2 1. Page 1, by striking lines 11 through 16, and
- 3 inserting the following:
- 4 "Sec. ____ . APPLICABILITY PROVISION. This Act
- 5 applies to agreements made or entered into on or after
- 6 the effective date of the Act."
- 7 2. Title page, line 3, by striking the words
- 8 "effective date and retroactive".
- 9 3. By renumbering as necessary.

By LINN FUHRMAN

S-3064 FILED FEBRUARY 21, 1991

Placed o/c 4/3/91 (p. 1010)

SENATE FILE 210

S-3230

- 1 Amend Senate File 210 as follows:
- 2 1. Page 1, by striking lines 11 through 16 and
- 3 inserting the following:
- 4 "Sec. ____ . EFFECTIVE DATE AND RETROACTIVE
- 5 APPLICABILITY PROVISIONS.
- 6 1. This Act, being deemed of immediate importance,
- 7 takes effect upon enactment, and applies to agreements
- 8 made or entered into on or after the effective date of
- 9 the Act.
- 10 2. This Act applies retroactively to agreements
- 11 made or entered into prior to the effective date of
- 12 this Act which contain restrictive covenants which
- 13 would otherwise be prohibited under this Act and which
- 14 would still be in effect on January 1, 1993. This Act
- 15 shall permit those restrictive covenant provisions to
- 16 remain in effect until January 1, 1993, at which time
- 17 the restrictive covenant provisions of the agreements
- 18 shall be void. The restrictive covenant provisions
- 19 shall be severed from the remainder of such an
- 20 agreement, and shall not affect the provisions, or
- 21 application, of the remainder of the agreement."
- 22 2. By renumbering as necessary.

By LINN FUHRMAN
AL STURGEON

S-3230 FILED MARCH 28, 1991

Adopted as amended by 3249 4/3 (p. 1010)

SENATE FILE 210

- 1 Amend Senate File 210 as follows:
- 2 1. Page 1, by striking lines 230, to Senate File 210 as
- 3 follows:
- 4 by striking the figure "1993"
- 5 and inserting the following: "1992".
- 6 2. Page 1, by striking the figure "1993"
- 7 and inserting the following: "1992".

By AL STURGEON

Adopted 4/3/91 (p. 1010)

1 Section 1. Section 724.1, subsection 7, Code 1991, is
2 amended to read as follows:

*3 7. Any bullet or projectile containing any explosive
4 mixture or chemical compound capable of exploding or
5 detonating prior to or upon impact, or any shotshell or
6 cartridge containing exothermic pyrophoric misch metal alloy
7 or similar compound or substance as a projectile which is
8 designed to throw or project a flame or fireball to simulate a
9 flamethrower.

10 Notwithstanding section 724.2, no person is authorized to
11 possess in this state a shotshell or cartridge intended to
12 project a flame or fireball of the type described in this
13 section.

14 Sec. 2. EFFECTIVE DATE. This Act, being deemed of
15 immediate importance, takes effect upon enactment.

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Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

SENATE FILE 2010

AN ACT

RELATING TO THE CLASSIFICATION OF CERTAIN TYPES OF AMMUNITION AS OFFENSIVE WEAPONS, PROHIBITING POSSESSION, AND MAKING A PENALTY APPLICABLE, AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. Section 724.1, subsection 7, Code 1991, is amended to read as follows:

7. Any bullet or projectile containing any explosive mixture or chemical compound capable of exploding or detonating prior to or upon impact, or any shotshell or cartridge containing exothermic pyrophoric misch metal as a projectile which is designed to throw or project a flame or fireball to simulate a flamethrower.

Notwithstanding section 724.2, no person is authorized to possess in this state a shotshell or cartridge intended to project a flame or fireball of the type described in this section.

.....
MICHAEL E. GRONSTAL
President of the Senate

.....
ROBERT C. ARNOULD
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2010, Seventy-fourth General Assembly.

.....
JOHN P. DWYER
Secretary of the Senate

Approved March 23, 1992

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TERRY E. BRANSTAD
Governor