

2-14-95 Judiciary

FILED FEB 14 1995

SENATE FILE 145

BY HAMMOND

(COMPANION TO LSB 1688HH

BY BURNETT)

Passed Senate, Date _____ Passed House, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to firearms access and use by minors and the
2 penalty for minors having access to ammunition and firearms
3 stored.

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

- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23

1 Section 1. Section 724.22, subsection 3, Code 1995, is
2 amended to read as follows:

3 3. A parent, guardian, spouse who is eighteen years of age
4 or older, or another person with the express consent of the
5 minor's parent or guardian or spouse who is eighteen years of
6 age or older may allow a minor to possess a rifle or shotgun
7 or the ammunition therefor, which may be lawfully used only
8 under the direct supervision of the parent, guardian, spouse
9 who is eighteen years of age or older, or other person.
10 However, a minor who is fourteen through seventeen years old
11 may participate in an organized shooting competition, which is
12 recognized as such in the community, with the written
13 permission of the minor's parent, guardian, or spouse who is
14 eighteen years of age or older under the supervision of the
15 competition officials.

16 Sec. 2. Section 724.22, subsection 7, Code 1995, is
17 amended to read as follows:

18 7. ACCESS TO LOADED AMMUNITION OR FIREARMS BY CHILDREN
19 RESTRICTED -- PENALTY. It shall be unlawful for any person to
20 store or leave ammunition or a loaded firearm, which is not
21 secured by a trigger lock mechanism, or placed in a securely
22 locked box or container, or placed in some other location
23 which a reasonable person would believe to be secure from a
24 minor under the age of fourteen years, if such person knows or
25 has reason to believe that a minor under the age of fourteen
26 years is likely to gain access to the ammunition or firearm
27 without the lawful permission of the minor's parent, guardian,
28 or person having charge of the minor, the minor lawfully gains
29 access to the ammunition or firearm without the consent of the
30 minor's parent, guardian, or person having charge of the
31 minor, and the minor exhibits the ammunition or firearm in a
32 public place in an unlawful manner, or uses the ammunition or
33 firearm unlawfully to cause injury or death to a person. This
34 subsection does not apply if the minor obtains the ammunition
35 or firearm as a result of an unlawful entry by any person. A

1 violation of this subsection is punishable as a serious
2 misdemeanor.

3 EXPLANATION

4 This bill provides that a minor may use a rifle or shotgun
5 only under the direct supervision of the minor's parent,
6 guardian, or spouse or another person who has the consent of
7 the parent, guardian, or spouse unless the minor is competing
8 in an organized shooting competition which is recognized as
9 such by the community. The minor must have the written
10 permission of the minor's parent, guardian, or spouse and be
11 supervised by the competition officials. The bill also
12 applies the existing serious misdemeanor penalty for access by
13 a minor under the age of 14 to a loaded firearm to access by a
14 minor under age 14 to an unloaded firearm and ammunition.

15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35