

FEB 10 2004
PUBLIC SAFETY

Withdrawn
3/9/04

HOUSE FILE 2199
BY HUTTER

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

A BILL FOR

1 An Act allowing off-duty and out-of-state peace officers to carry
2 weapons.

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

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HF 2199

1 Section 1. Section 724.4, subsection 4, paragraph b, Code
2 2003, is amended to read as follows:

3 b. A peace officer, including an off-duty and an out-of-
4 state peace officer, when the officer's duties require the
5 person to carry such weapons.

6 For the purposes of this paragraph "b", the following
7 definitions shall apply:

8 (1) "Off-duty peace officer" means a peace officer who
9 meets all of the following requirements:

10 (a) Is not responsible for or engaged in assigned duties
11 related to the officer's regular course of employment as a
12 peace officer.

13 (b) Is required to carry weapons, as described in
14 subsection 1 during the officer's regular course of employment
15 as a peace officer.

16 (c) Is not the subject of any disciplinary action.

17 (2) "Out-of-state peace officer" means the same as defined
18 in section 804.7B, subsection 1.

19 EXPLANATION

20 This bill allows off-duty and out-of-state peace officers
21 to carry weapons, when the officer's regular duties require
22 the peace officer to carry such weapons.

23 The bill defines "off-duty peace officer" to mean a peace
24 officer who is not responsible for or engaged in assigned
25 duties related to the officer's regular course of employment
26 as a peace officer, is required to carry weapons during the
27 officer's regular course of employment as a peace officer, and
28 is not the subject of any disciplinary action.

29 The bill defines "out-of-state peace officer" to mean a
30 person employed full-time as a peace officer by a state other
31 than Iowa or a political subdivision of a state other than
32 Iowa who has arrest powers under the laws of that
33 jurisdiction, who is authorized to carry a firearm in the
34 performance of the person's duties, and who is certified or
35 licensed as a regular peace officer in the appropriate out-of-

1 state jurisdiction. In addition, the definition of "out-of-
2 state peace officer" includes a federal law enforcement
3 officer.

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