

FEB 24 2006
NATURAL RESOURCES

HOUSE FILE 2535
BY KAUFMANN

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

A BILL FOR

1 An Act relating to permits to conduct special events, festivals,
2 and education programs in state parks and preserves.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2535

1 Section 1. NEW SECTION. 461A.42A SPECIAL EVENTS,
2 FESTIVALS, AND EDUCATION PROGRAMS.

3 1. The commission shall establish, by rules adopted
4 pursuant to chapter 17A, a procedure allowing a qualified
5 entity to apply for a permit to conduct a special event,
6 festival, or education program in a state park or preserve.
7 Such a permit may authorize the discharge of firearms in
8 connection with the special event, festival, or education
9 program, as provided by the commission by rules adopted
10 pursuant to chapter 17A.

11 2. An application for a permit issued pursuant to this
12 section shall be submitted to the park management bureau of
13 the department at least sixty days prior to the scheduled
14 special event, festival, or education program, on forms
15 furnished by the department.

16 3. If the application is for a permit authorizing the
17 discharge of firearms at the special event, festival, or
18 education program by the applicant or by another entity
19 retained by the applicant, the applicant shall certify in the
20 application that the discharge of firearms will be conducted
21 by a competent person and shall submit other information
22 concerning the proposed discharge of firearms, as required by
23 the commission by rules adopted pursuant to chapter 17A.

24 4. If the discharge of firearms in a state park or
25 preserve is authorized by the department pursuant to this
26 section, the location of the discharge shall be determined by
27 the park management bureau of the department.

28 5. A qualified entity that obtains a permit to conduct a
29 special event, festival, or education program in a state park
30 or preserve pursuant to this section is entitled to liability
31 protection on the same basis as state employees under chapter
32 669.

33 6. A permit issued pursuant to this section shall not be
34 issued to an individual and is not transferable. Issuance of
35 a permit pursuant to this section does not relieve the

1 qualified entity of any requirements to obtain other permits
2 required by the state or a political subdivision.

3 7. For the purposes of this section, "qualified entity"
4 means a community or civic organization established for the
5 promotion and development of the arts, history, culture,
6 ethnicity, historic preservation, tourism, economic
7 development, or festivals.

8 EXPLANATION

9 This bill creates a new Code section relating to issuance
10 of permits allowing special events, festivals, and education
11 programs to be conducted in state parks and preserves.

12 The bill requires the natural resource commission to adopt
13 rules establishing a procedure allowing a qualified entity to
14 apply for a permit to conduct a special event, festival, or
15 education program in a state park or preserve and to discharge
16 firearms in connection therewith. An application for such a
17 permit is required to be submitted to the park management
18 bureau of the department of natural resources at least 60 days
19 prior to the scheduled special event, festival, or education
20 program.

21 The bill states that if the application is for a permit
22 authorizing the discharge of firearms by the applicant or by
23 another entity retained by the applicant, the applicant shall
24 certify in the application that the discharge will be
25 conducted by a competent person and submit other information
26 concerning the proposed discharge of firearms, as required by
27 the commission by rule.

28 The bill provides that if the discharge of firearms is
29 authorized, the location of the discharge shall be determined
30 by the park management bureau.

31 The bill provides that a qualified entity that receives
32 such a permit is entitled to liability protection on the same
33 basis as state employees under Code chapter 669. The bill
34 also provides that the permit cannot be issued to an
35 individual, is not transferable, and does not relieve the

1 permittee of any other requirements to obtain other permits
2 required by the state or a political subdivision.

3 For purposes of the bill, "qualified entity" means a
4 community or civic organization established for the promotion
5 and development of the arts, history, culture, ethnicity,
6 historic preservation, tourism, economic development, or
7 festivals.

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