

**House File 2314 - Introduced**

HOUSE FILE 2314  
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HF 2129)

**A BILL FOR**

1 An Act relating to the issuance and verification of, and the  
2 transfer of records concerning permits to carry weapons  
3 and the confidentiality of such records including the  
4 confidentiality of records for such permits and for permits  
5 to acquire pistols or revolvers, prohibiting fraudulent  
6 transfers of firearms and ammunition, providing for a  
7 fee and a penalty, and including effective date and  
8 applicability provisions.

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

DIVISION I

VERIFICATION AND TRAINING

1  
2  
3 Section 1. Section 724.5, Code 2016, is amended to read as  
4 follows:

5 **724.5 Duty to carry or verify permit to carry weapons.**

6 1. A person armed with a revolver, pistol, or pocket billy  
7 concealed upon the person shall have in the person's immediate  
8 possession the permit provided for in section 724.4, subsection  
9 4, paragraph "i", and shall produce the permit for inspection at  
10 the request of a peace officer.

11 2. A peace officer shall verify through electronic means, if  
12 possible, the validity of the person's permit to carry weapons.

13 3. Failure to so produce a permit is a simple misdemeanor,  
14 punishable as a scheduled violation pursuant to section 805.8C,  
15 subsection 11.

16 Sec. 2. Section 724.7, subsection 1, Code 2016, is amended  
17 to read as follows:

18 1. a. Any person who is not disqualified under section  
19 724.8, who satisfies the training requirements of section  
20 724.9, and who files an application in accordance with section  
21 724.10 shall be issued a nonprofessional permit to carry  
22 weapons. Such permits shall be on a form prescribed and  
23 published by the commissioner of public safety, which shall  
24 be readily distinguishable from the professional permit, and  
25 shall identify the holder of the permit. Such permits shall  
26 not be issued for a particular weapon and shall not contain  
27 information about a particular weapon including the make,  
28 model, or serial number of the weapon or any ammunition used  
29 in that weapon. All permits so issued shall be for a period of  
30 five years and shall be valid throughout the state except where  
31 the possession or carrying of a firearm is prohibited by state  
32 or federal law.

33 b. The department of public safety shall issue a more  
34 durable copy of the nonprofessional permit to carry weapons to  
35 the permit holder as provided in section 724.11B.

1     Sec. 3. Section 724.9, Code 2016, is amended by adding the  
2 following new subsection:

3     NEW SUBSECTION. 1A. The handgun safety training course  
4 required in subsection 1 may be conducted over the internet  
5 in a live or web-based format, if completion of the course is  
6 verified by the instructor or provider of the course.

7     Sec. 4. Section 724.11, subsections 1 and 3, Code 2016, are  
8 amended to read as follows:

9     1. a. Applications for permits to carry weapons shall  
10 be made to the sheriff of the county in which the applicant  
11 resides. Applications for professional permits to carry  
12 weapons for persons who are nonresidents of the state, or whose  
13 need to go armed arises out of employment by the state, shall  
14 be made to the commissioner of public safety. In either case,  
15 the sheriff or commissioner, before issuing the permit, shall  
16 determine that the requirements of sections 724.6 to 724.10  
17 have been satisfied. However, ~~for renewal of a permit the~~  
18 training program requirements in section 724.9, subsection  
19 1, do not apply to an applicant who is able to demonstrate  
20 completion of small arms training as specified in section  
21 724.9, subsection 1, paragraph "d". For all other applicants  
22 the training program requirements of section 724.9, subsection  
23 1, must be satisfied within the twenty-four-month period prior  
24 to the date of the application for the issuance of a permit.

25     b. (1) Prior to issuing a renewal, the sheriff or  
26 commissioner shall determine the requirements of sections  
27 724.6, 724.7, 724.8, and 724.10 and either of the following, as  
28 applicable, have been satisfied:

29     (a) Beginning with the first renewal of a permit issued  
30 after the calendar year 2010, and alternating renewals  
31 thereafter, if a renewal applicant applies no later than thirty  
32 days after expiration of the permit, the training program  
33 requirements of section 724.9, subsection 1, do not apply.

34     (b) Beginning with the second renewal of a permit issued  
35 after the calendar year 2010, and alternating renewals

1 thereafter, if a renewal applicant applies no later than thirty  
2 days after expiration of the permit, a renewal applicant  
3 shall qualify for renewal by taking an online training course  
4 certified by the national rifle association or the Iowa law  
5 enforcement academy, and the training program requirements of  
6 section 724.9, subsection 1, do not apply.

7 (2) If any renewal applicant applies more than thirty days  
8 after the expiration of the permit, the permit requirements  
9 of paragraph "a" apply to the applicant, and any subsequent  
10 renewal of this permit shall be considered a first renewal for  
11 purposes of subparagraph (1). However, the training program  
12 requirements of section 724.9, subsection 1, do not apply to an  
13 applicant who is able to demonstrate completion of small arms  
14 training as specified in section 724.9, subsection 1, paragraph  
15 "d". For all other applicants, in lieu of the training program  
16 requirements of section 724.9, subsection 1, the renewal  
17 applicant may choose to qualify on a firing range under the  
18 supervision of an instructor certified by the national rifle  
19 association or the department of public safety or another  
20 state's department of public safety, state police department,  
21 or similar certifying body.

22 (3) As an alternative to subparagraph (1), and if the  
23 requirements of sections 724.6, 724.7, 724.8, and 724.10 have  
24 been satisfied, a renewal applicant may choose to qualify, at  
25 any renewal, under the training program requirements in section  
26 724.9, subsection 1, shall apply or the renewal applicant may  
27 choose to qualify on a firing range under the supervision of  
28 an instructor certified by the national rifle association or  
29 the department of public safety or another state's department  
30 of public safety, state police department, or similar  
31 certifying body. Such training or qualification must occur  
32 within the ~~twelve-month~~ twenty-four-month period prior to the  
33 expiration of the applicant's current permit, except that  
34 the ~~twenty-four-month~~ time period limitation for training or  
35 qualification does not apply to an applicant who is able to

1 demonstrate completion of small arms training as specified in  
2 section 724.9, subsection 1, paragraph "d".

3 3. The issuing officer shall collect a fee of fifty dollars,  
4 except from a duly appointed peace officer or correctional  
5 officer, for each permit issued. Renewal permits or duplicate  
6 permits shall be issued for a fee of twenty-five dollars,  
7 provided the application for such renewal permit is received by  
8 the issuing officer ~~at least~~ no later than thirty days ~~prior to~~  
9 after the expiration of the applicant's current permit. The  
10 issuing officer shall notify the commissioner of public safety  
11 of the issuance of any permit ~~at least monthly~~ as provided in  
12 section 724.11B, and forward to the commissioner an amount  
13 equal to ten dollars for each permit issued and five dollars  
14 for each renewal or duplicate permit issued. All such fees  
15 received by the commissioner shall be paid to the treasurer of  
16 state and deposited in the operating account of the department  
17 of public safety to offset the cost of administering this  
18 chapter. Notwithstanding [section 8.33](#), any unspent balance as  
19 of June 30 of each year shall not revert to the general fund of  
20 the state.

21 Sec. 5. NEW SECTION. 724.11B Nonprofessional permit to  
22 carry weapons — durable copy.

23 1. Within fourteen days after the sheriff has issued an  
24 initial, renewal, or duplicate nonprofessional permit to  
25 carry weapons, the sheriff shall transmit the permit holder's  
26 information to the department of public safety. Within thirty  
27 days of the permit holder's information being transmitted to  
28 the department of public safety, the department shall issue  
29 a more durable copy of the nonprofessional permit to carry  
30 weapons to the permit holder.

31 2. The durable copy of the permit shall have a uniform  
32 appearance, size, and content prescribed and published by the  
33 commissioner of public safety. The permit shall contain the  
34 name of the permit holder and the effective date of the permit,  
35 but shall not contain the permit holder's social security

1 number or photograph and shall not contain information about a  
2 particular weapon or any ammunition as prescribed by section  
3 724.7, subsection 1.

4 3. A durable copy of the permit issued pursuant to this  
5 section shall be considered a valid permit in addition to  
6 the permit issued by the sheriff pursuant to section 724.7,  
7 subsection 1.

8 Sec. 6. NEW SECTION. **724.14 Nonprofessional permit —**  
9 **change of residence to another county.**

10 If a permit holder of a nonprofessional permit to carry  
11 weapons changes residences from one county to another county  
12 after the issuance of the permit, the department of public  
13 safety shall by rule specify the procedure to transfer the  
14 regulation of the holder's permit to another sheriff for the  
15 purposes of issuing a renewal or duplicate permit, or complying  
16 with section 724.13.

17 Sec. 7. Section 805.8C, Code 2016, is amended by adding the  
18 following new subsection:

19 NEW SUBSECTION. 11. *Failure to produce permit to carry.* For  
20 violations of section 724.5, the scheduled fine is ten dollars.

21 DIVISION II

22 CONFIDENTIALITY

23 Sec. 8. Section 724.23, Code 2016, is amended to read as  
24 follows:

25 **724.23 Records kept by commissioner and issuing officers.**

26 1. The commissioner of public safety shall maintain a  
27 permanent record of all valid permits to carry weapons and of  
28 current permit revocations.

29 2. a. Notwithstanding any other law or rule to the  
30 contrary, the commissioner of public safety and any issuing  
31 officer shall keep confidential personally identifiable  
32 information of applicants and holders of nonprofessional  
33 permits to carry weapons and permits to acquire pistols or  
34 revolvers, including but not limited to the name, social  
35 security number, date of birth, residential or business

1 address, and driver's license or other identification number of  
2 the applicant or permit holder.

3 b. This subsection shall not prohibit the release of  
4 statistical information relating to the issuance, denial,  
5 revocation, or administration of nonprofessional permits to  
6 carry weapons and permits to acquire pistols or revolvers,  
7 provided that the release of such information does not reveal  
8 the identity of any applicant or individual permit holder.

9 c. This subsection shall not prohibit the release of  
10 information to any law enforcement agency or any employee or  
11 agent thereof when necessary for the purpose of investigating  
12 a possible violation of law and probable cause exists, or for  
13 conducting a lawfully authorized background investigation.

14 d. This subsection shall not prohibit the release of  
15 information relating to the validity of a professional permit  
16 to carry weapons to an employer who requires an employee or an  
17 agent of the employer to possess a professional permit to carry  
18 weapons as part of the duties of the employee or agent.

19 e. (1) (a) This subsection shall not prohibit the release  
20 of the information described in subparagraph (2) to a member  
21 of the public who requests whether another person possesses a  
22 professional or nonprofessional permit to carry weapons or a  
23 permit to acquire pistols or revolvers. However, information  
24 described in subparagraph (2) regarding a person in whose favor  
25 either a no-contact order or a protective order, as defined in  
26 section 664A.1, has been issued and is still in effect, shall  
27 not be released pursuant to this paragraph "e", if the person  
28 presents the order to the department of public safety or the  
29 issuing officer. Prior to the release of information described  
30 in subparagraph (2), the member of the public requesting the  
31 information shall appear in person and provide in writing to  
32 the department of public safety or the issuing officer the  
33 name of the member of the public, on a form prescribed by the  
34 department of public safety. Alternatively, a member of the  
35 public may request the information in writing by completing

1 the form prescribed by the department of public safety and  
2 transmitting the form to the department or issuing officer.  
3 The request must include the name of the other person and at  
4 least one of the following identifiers pertaining to the other  
5 person:

6 (i) The date of birth of the person.

7 (ii) The address of the person.

8 (iii) The telephone number of the person, including any  
9 landline or wireless numbers.

10 (b) (i) Except as provided in subparagraph subdivision  
11 (ii), the department or issuing officer shall keep a record of  
12 the person making the request.

13 (ii) If a person in whose favor either a no-contact order  
14 or a protective order, as defined in section 664A.1, has  
15 been issued and is still in effect, presents the order to  
16 the department of public safety or the issuing officer and  
17 requests whether another person who is the subject of the order  
18 possesses a professional or nonprofessional permit to carry  
19 weapons or a permit to acquire pistols or revolvers under this  
20 subparagraph (1), the department or issuing officer shall not  
21 keep a record of the person making the request or disclose the  
22 name of the person making the request.

23 (2) The information released by the department of public  
24 safety or issuing officer shall be limited to an acknowledgment  
25 as to whether or not the person currently possesses a valid  
26 professional or nonprofessional permit to carry weapons or a  
27 permit to acquire pistols or revolvers, the date such permit  
28 was issued, and whether the person has ever possessed such a  
29 permit that has been revoked or has expired and the date the  
30 permit was revoked or expired. No other information shall be  
31 released under this paragraph "e".

32 f. Except as provided in paragraphs "b", "c", "d", and "e",  
33 the release of any confidential information under this section  
34 shall require a court order or the consent of the person whose  
35 personally identifiable information is the subject of the



1 information request.

2 g. The department of public safety shall, by rule, establish  
3 a reasonable fee to cover the costs of complying with the  
4 release of information requests pursuant to this subsection.

5 Sec. 9. EFFECTIVE UPON ENACTMENT. This division of this  
6 Act, being deemed of immediate importance, takes effect upon  
7 enactment.

8 Sec. 10. APPLICABILITY. This division of this Act applies  
9 to holders of nonprofessional permits to carry weapons and  
10 permits to acquire pistols or revolvers and to applicants for  
11 nonprofessional permits to carry weapons and permits to acquire  
12 pistols or revolvers on or after the effective date of this  
13 division of this Act.

14 DIVISION III

15 FRAUDULENT TRANSFER

16 Sec. 11. NEW SECTION. 724.29A **Fraudulent transfer of**  
17 **firearms or ammunition.**

18 1. For purposes of this section:

19 a. "*Ammunition*" means any cartridge, shell, or projectile  
20 designed for use in a firearm.

21 b. "*Licensed firearms dealer*" means a person who is licensed  
22 pursuant to 18 U.S.C. §923 to engage in the business of dealing  
23 in firearms.

24 c. "*Materially false information*" means information that  
25 portrays an illegal transaction as legal or a legal transaction  
26 as illegal.

27 d. "*Private seller*" means a person who sells or offers for  
28 sale any firearm or ammunition.

29 2. A person who knowingly solicits, persuades, encourages,  
30 or entices a licensed firearms dealer or private seller of  
31 firearms or ammunition to transfer a firearm or ammunition  
32 under circumstances that the person knows would violate the  
33 laws of this state or of the United States commits a class "D"  
34 felony.

35 3. A person who knowingly provides materially false

1 information to a licensed firearms dealer or private seller of  
2 firearms or ammunition with the intent to deceive the firearms  
3 dealer or seller about the legality of a transfer of a firearm  
4 or ammunition commits a class "D" felony.

5 4. Any person who willfully procures another to engage in  
6 conduct prohibited by this section shall be held accountable  
7 as a principal.

8 5. This section does not apply to a law enforcement officer  
9 acting in the officer's official capacity or to a person acting  
10 at the direction of such law enforcement officer.

11 DIVISION IV

12 RULES

13 Sec. 12. NEW SECTION. 724.32 Rules.

14 The department of public safety shall adopt rules pursuant  
15 to chapter 17A to administer this chapter.

16 EXPLANATION

17 The inclusion of this explanation does not constitute agreement with  
18 the explanation's substance by the members of the general assembly.

19 This bill relates to the issuance and verification of, and  
20 the transfer of records concerning nonprofessional permits  
21 to carry weapons and the confidentiality of records for such  
22 permits and for permits to acquire pistols or revolvers, and  
23 including effective date and applicability provisions.

24 POSSESSION AND VERIFICATION OF PERMIT TO CARRY WEAPONS —  
25 FINE. The bill under Code section 724.5 makes it a simple  
26 misdemeanor punishable by a \$10 scheduled fine if a person  
27 armed with a revolver, pistol, or pocket billy concealed upon  
28 the person does not possess the permit to carry weapons in the  
29 immediate possession of the person, and fails to produce such  
30 permit for inspection upon the request of a peace officer.  
31 The bill specifies that a peace officer shall verify through  
32 electronic means, if possible, the validity of the person's  
33 permit to carry weapons. Current law provides that if a  
34 person commits such a violation the person commits a simple  
35 misdemeanor.

1 DURABLE COPY OF PERMIT. The bill requires that the  
2 department of public safety, in addition to the sheriff issuing  
3 a nonprofessional permit to carry weapons, issue a durable  
4 copy of the nonprofessional permit to carry weapons to the  
5 permit holder. The bill provides that within 14 days after  
6 the sheriff has issued an initial, renewal, or duplicate  
7 permit to carry weapons, the sheriff shall transmit the permit  
8 holder's information to the department of public safety for the  
9 department to issue the permit holder a more durable copy of  
10 the permit. The bill requires the department of public safety  
11 to issue the more durable copy of the permit to the permit  
12 holder within 30 days of the permit holder's information being  
13 transmitted to the department. The bill also provides that  
14 the durable copy of the permit issued pursuant to the bill  
15 shall be considered a valid permit in addition to the permit  
16 issued by the sheriff. The bill specifies that the durable  
17 copy of the permit shall have a uniform appearance, size,  
18 and content prescribed and published by the commissioner of  
19 public safety and shall contain the name of the permit holder  
20 and the effective date of the permit, but shall not contain  
21 the permit holder's social security number or photograph and  
22 shall not contain information about a particular weapon or any  
23 ammunition.

24 INTERNET HANDGUN SAFETY TRAINING COURSE. The bill provides  
25 in Code section 724.9 that the handgun safety training course  
26 required to obtain a permit to carry under Code section 724.11  
27 may be conducted over the internet in a live or web-based  
28 format, as long as completion of the course is verified by the  
29 instructor or provider of the course.

30 ISSUANCE OF PERMIT TO CARRY OR RENEWAL — TRAINING  
31 REQUIREMENTS. Under current law, prior to issuing any renewal  
32 of a permit to carry weapons, the sheriff or commissioner under  
33 Code section 724.11 shall determine if the requirements of Code  
34 sections 724.6, 724.7, 724.8, 724.9, and 724.10 have been met.  
35 The bill provides for additional or alternative requirements

1 under certain circumstances.

2 The bill provides that beginning with the first renewal of  
3 a permit issued after the calendar year 2010, and alternating  
4 renewals thereafter, if a renewal applicant applies no later  
5 than 30 days after expiration of the permit, the training  
6 requirements of Code section 724.9(1) do not apply.

7 The bill provides that beginning with the second renewal of  
8 a permit issued after the calendar year 2010, and alternating  
9 renewals thereafter, if a renewal applicant applies no  
10 later than 30 days after expiration of the permit, a renewal  
11 applicant shall qualify by taking an online training course  
12 certified by the national rifle association or the Iowa law  
13 enforcement academy, and the training program requirements of  
14 Code section 724.9(1) do not apply.

15 If any renewal applicant applies more than 30 days after  
16 the expiration of the permit, the bill specifies the training  
17 program requirements in Code section 724.9(1) do apply to the  
18 applicant, and any subsequent renewal of this permit shall be  
19 considered a first renewal for purposes of determining the  
20 training requirements.

21 The bill specifies that the training program requirements  
22 in Code section 724.9(1) do not apply to a renewal applicant  
23 who is able to demonstrate completion of small arms training  
24 (military) as specified in Code section 724.9(1)(d). For all  
25 other renewal applicants who have applied more than 30 days  
26 after the expiration of the permit, the bill allows, in lieu of  
27 the training program requirements in Code section 724.9(1), the  
28 renewal applicant to choose to qualify on a firing range under  
29 the supervision of an instructor certified by the national  
30 rifle association or the department of public safety or another  
31 state's department of public safety, state police department,  
32 or similar certifying body.

33 As an alternative, a renewal applicant, under the bill, may  
34 choose to qualify at any renewal, under the training program  
35 requirements in Code section 724.9(1), or the renewal applicant

1 may choose to qualify on a firing range under the supervision  
2 of an instructor certified by the national rifle association  
3 or the department of public safety or another state's  
4 department of public safety, state police department, or  
5 similar certifying body. Such training or qualification must  
6 occur within the 24-month period prior to the expiration of  
7 the applicant's current permit, except that the 24-month time  
8 period limitation to complete the training or qualification  
9 does not apply to an applicant who is able to demonstrate  
10 completion of small arms training (military) as specified in  
11 Code section 724.9(1)(d).

12 RENEWAL FEE. The bill does not increase or decrease the  
13 fee for a renewal of a permit to carry weapons but does allow  
14 a renewal applicant to pay the \$25 renewal application fee if  
15 the renewal applicant applies no later than 30 days after such  
16 expiration. Current law requires that in order to be assessed  
17 the \$25 renewal application fee, the renewal applicant must  
18 apply at least 30 days prior to the expiration of the permit to  
19 carry weapons.

20 TRANSFER OF REGULATION OF PERMIT. The bill specifies that  
21 the department of public safety shall by rule specify the  
22 procedure to transfer the regulation of a nonprofessional  
23 permit holder's permit to another sheriff for the purposes of  
24 issuing a renewal or duplicate permit, or complying with Code  
25 section 724.13 relating to permit suspensions and revocations  
26 and criminal history background checks, if the permit holder  
27 has changed residences from one county to another county since  
28 the issuance of the permit.

29 CONFIDENTIALITY. The bill provides in Code section  
30 724.23 that, notwithstanding any other law or rule to the  
31 contrary, the commissioner of public safety and any issuing  
32 officer (county sheriff) shall keep confidential personally  
33 identifiable information of applicants and holders of  
34 nonprofessional permits to carry weapons and permits to  
35 acquire pistols or revolvers. The release of any confidential

1 information, except as otherwise provided in the bill, requires  
2 a court order or the consent of the person whose personally  
3 identifiable information is the subject of the information  
4 request.

5       EXCEPTIONS TO CONFIDENTIALITY — RELEASE OF PERMIT  
6 INFORMATION. The bill does not prohibit release of statistical  
7 information relating to the issuance, denial, revocation, or  
8 administration of nonprofessional permits to carry weapons and  
9 permits to acquire pistols or revolvers if such information  
10 does not reveal the identity of any individual applicant or  
11 permit holder, the release of information to a law enforcement  
12 agency investigating a violation of law where probable cause  
13 exists, the release for purposes of conducting a background  
14 check, or the release of information relating to the validity  
15 of a professional permit to carry weapons to an employer who  
16 requires an employee or an agent of the employer to possess a  
17 professional permit to carry weapons as part of the duties of  
18 the employee or agent.

19       The bill also permits the release of confidential  
20 information to a member of the public, if the person in writing  
21 or in person, requests whether another person possesses a  
22 professional or nonprofessional permit to carry weapons or a  
23 permit to acquire pistols or revolvers.

24       However, information regarding a person in whose favor  
25 either a no-contact order or protective order has been issued  
26 and is still in effect, shall not be released, if the person  
27 presents the order to the department of public safety or  
28 issuing officer.

29       Prior to the release of the information under the bill,  
30 the member of the public requesting the information must  
31 provide the department of public safety or issuing officer  
32 with the member's name in writing and on a form prescribed by  
33 the department of public safety even if the person appears in  
34 person to request such information. The bill requires the  
35 request to include the name of the other person and one of

1 the following personal identifiers: the date of birth of the  
2 person, the address of the person, or the telephone number of  
3 the person. The bill requires the department of public safety  
4 or issuing officer to keep a record of the person making the  
5 request.

6 However, if a person in whose favor either a no-contact  
7 order or protective order has been issued and is still in  
8 effect, presents the order to the department of public safety  
9 or the issuing officer and requests whether another person  
10 who is the subject of the order possesses a professional or  
11 nonprofessional permit to carry weapons or a permit to acquire  
12 pistols or revolvers, the department shall not keep a record  
13 of the person making the request or disclose the name of the  
14 person making the request.

15 The bill provides that the information released by  
16 the department of public safety shall be limited to an  
17 acknowledgment as to whether the person possesses a  
18 professional or nonprofessional permit to carry weapons or a  
19 permit to acquire pistols or revolvers, the date such a permit  
20 was issued, and whether the person has ever possessed such a  
21 permit that has ever been revoked or has expired and the date  
22 the permit was revoked or expired.

23 The bill specifies that the release of any other  
24 confidential information shall require a court order or the  
25 consent of the person whose personally identifiable information  
26 is subject to the request.

27 FEE FOR RELEASE OF PERMIT INFORMATION. The bill provides  
28 that the department of public safety shall, by rule, establish  
29 a reasonable fee to cover the costs of complying with release  
30 of permit information requests.

31 EFFECTIVE DATE AND APPLICABILITY. The portion of the bill  
32 relating to confidentiality of permit information takes effect  
33 upon enactment and applies to holders of nonprofessional  
34 permits to carry weapons and permits to acquire pistols or  
35 revolvers and to applicants for nonprofessional permits to

1 carry weapons and permits to acquire pistols or revolvers on or  
2 after the effective date of this portion of the bill.

3 FRAUDULENT TRANSFER OF FIREARMS OR AMMUNITION. The  
4 bill creates a new Code section to provide that a person  
5 who knowingly solicits, persuades, encourages, or entices  
6 a licensed firearms dealer or private seller of firearms  
7 or ammunition to transfer a firearm or ammunition under  
8 circumstances that the person knows would violate the laws  
9 of this state or of the United States commits a class "D"  
10 felony. A person who knowingly provides materially false  
11 information to a licensed firearms dealer or private seller of  
12 firearms or ammunition with the intent to deceive the firearms  
13 dealer or seller about the legality of a transfer of a firearm  
14 or ammunition commits a class "D" felony. Any person who  
15 willfully procures another to engage in conduct prohibited by  
16 this new Code section shall be held accountable as a principal.

17 The new Code section does not apply to a law enforcement  
18 officer acting in the officer's official capacity or to a  
19 person acting at the direction of such law enforcement officer.

20 RULES. The bill specifies that the department of public  
21 safety shall adopt rules to administer Code chapter 724  
22 (weapons).