

House File 2342 - Introduced

HOUSE FILE 2342

BY COMMITTEE ON PUBLIC SAFETY

(SUCCESSOR TO HF 2127)

A BILL FOR

1 An Act prohibiting the purchase of weapons seized as a public
2 nuisance by certain persons.

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

1 Section 1. Section 483A.33, Code 2018, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 6. An employee of the seizing public agency
4 or a member of the immediate family of the employee shall
5 not purchase a weapon seized pursuant to section 483A.32 and
6 disposed of pursuant to this section or section 809.21. For
7 purposes of this subsection, "*member of the immediate family*"
8 means a spouse, child, stepchild, brother, brother-in-law,
9 stepbrother, sister, sister-in-law, stepsister, parent,
10 parent-in-law, or stepparent of an employee of the seizing
11 agency who resides in the same household in the same principal
12 residence of the employee of the seizing public agency.

13 EXPLANATION

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

16 This bill prohibits any employee of a seizing public agency
17 and any immediate family member of the employee from purchasing
18 a weapon seized as a public nuisance incident to a violation of
19 specified statutes and rules pertaining to wildlife laws and
20 sold at a public sale or auction by the department of natural
21 resources or the department of public safety. Legal weapons,
22 including rifles and shotguns, seized in this manner are
23 disposed of, as provided by rule, by the department of natural
24 resources at its annual public sale. Other legal weapons
25 seized may be sold by the department of public safety at public
26 auction pursuant to Code section 809.21.