

Senate File 24 - Introduced

SENATE FILE 24
BY BOLKCOM

A BILL FOR

1 An Act relating to carrying or possessing a dangerous weapon
2 when entering real property if a written notice forbidding
3 such entry has been conspicuously posted, and providing
4 penalties.

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

1 Section 1. NEW SECTION. 724.4D Possession or carrying of
2 dangerous weapon on certain property.

3 1. A person carrying or possessing a dangerous weapon,
4 whether concealed or not, shall not enter upon or be present
5 in the real property of an owner, lessee, or person in lawful
6 possession of the real property without the express permission
7 of the owner, lessee, or person in lawful possession of the
8 real property if a printed or written notice forbidding such
9 entry has been conspicuously posted or exhibited at the main
10 entrance to the real property or the forbidden part of the
11 property.

12 2. This section does not apply to the following:

13 a. A person listed under section 724.4, subsection 4,
14 paragraphs "a" through "d" or "j".

15 b. A person who has been specifically authorized by the
16 owner, lessee, or person in lawful possession of the real
17 property to carry or possess a dangerous weapon on the real
18 property.

19 3. A person who violates this section commits a simple
20 misdemeanor.

21 EXPLANATION

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

24 This bill relates to carrying or possessing a dangerous
25 weapon when entering real property if a written notice
26 forbidding such entry has been conspicuously posted.

27 Under the bill, a person carrying or possessing a dangerous
28 weapon, whether concealed or not, shall not enter upon or be
29 present in the real property of the owner, lessee, or person
30 in lawful possession of the real property without the express
31 permission of the owner, lessee, or person in lawful possession
32 of the real property if a printed or written notice forbidding
33 such entry has been conspicuously posted or exhibited at the
34 main entrance to the property or the forbidden part of the
35 property.

1 The following persons do not violate the bill: a person who
2 goes armed with a dangerous weapon in the person's own dwelling
3 or place of business, or on land owned, possessed, or rented by
4 the person; a person who has been specifically authorized by
5 the owner, lessee, or person in lawful possession of the real
6 property to carry or possess a dangerous weapon on the real
7 property; a peace officer, when the officer's duties require
8 the person to carry a dangerous weapon; a member of the armed
9 forces when the weapons are carried in connection with the
10 person's duties; a correctional officer, when the officer's
11 duties require; or a law enforcement officer from another state
12 when the officer's duties require the officer to carry the
13 weapon and the officer is in this state for official duties.

14 A "dangerous weapon" is defined in Code section 702.7.

15 A person who violates the bill commits a simple misdemeanor
16 punishable by confinement for no more than 30 days or a fine of
17 at least \$105 but not more than \$855 or by both.