

House File 2159 - Introduced

HOUSE FILE 2159

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A BILL FOR

1 An Act relating to reporting requirements for lost or stolen
2 firearms.

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

1 Section 1. NEW SECTION. 724.23A Reporting lost or stolen
2 firearms.

3 1. An individual, firm, or corporation that owns a firearm
4 who reports any loss or theft of the firearm to the law
5 enforcement agency having jurisdiction over the location where
6 the loss or theft of the firearm occurred, if that location is
7 known; or to the law enforcement agency having jurisdiction
8 over the location where the individual resides or the firm
9 or corporation has its principal place of business, if the
10 location where the loss or theft of the firearm occurred is
11 not known, shall have an affirmative defense against civil
12 and criminal liability if the lost or stolen firearm is
13 subsequently used to commit a crime or cause an injury to any
14 other person.

15 2. The report of a lost or stolen firearm, pursuant to
16 subsection 1, shall include the following information, to the
17 extent known by the individual, firm, or corporation filing the
18 report:

19 a. The caliber of the firearm.

20 b. The make of the firearm.

21 c. The model of the firearm.

22 d. The manufacturer of the firearm.

23 e. The serial number of the firearm.

24 f. Any other distinguishing number or identification mark
25 on the firearm.

26 g. Any additional relevant information required by the law
27 enforcement agency receiving the report.

28 3. An individual, firm, or corporation that fails to file
29 a report when the individual, firm, or corporation knows
30 or should know that a firearm under the ownership of the
31 individual, firm, or corporation is lost or was stolen may be
32 held liable if the firearm is subsequently found to have been
33 used in the furtherance of illegal activity.

34 4. Any law enforcement agency to which an individual, firm,
35 or corporation reports the loss or theft of a firearm pursuant

1 to subsection 1 shall provide the individual reporting the loss
2 or theft with written confirmation of receipt of the report.

3 EXPLANATION

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

6 This bill relates to reporting requirements for lost or
7 stolen firearms.

8 The bill provides that an individual, firm, or corporation
9 that owns a firearm who reports any loss or theft of the
10 firearm to the law enforcement agency having jurisdiction over
11 the location where the loss or theft of the firearm occurred
12 or, if the location where the loss or theft of the firearm
13 occurred is not known, to the law enforcement agency having
14 jurisdiction over the location where the individual resides or
15 the firm or corporation has its principal place of business
16 shall have an affirmative defense against civil and criminal
17 liability if the lost or stolen firearm is subsequently used
18 to commit a crime or cause injury to another person. The
19 report of a lost or stolen firearm shall include the following
20 information, to the extent known: the caliber, make, model,
21 manufacturer, serial number, any other distinguishing number or
22 identification mark on the firearm, and any additional relevant
23 information required by the law enforcement agency receiving
24 the report. Any law enforcement agency receiving a report of a
25 lost or stolen firearm shall provide the individual reporting
26 the loss or theft with written confirmation of receipt of the
27 report.

28 The bill provides that an individual, firm, or corporation
29 that fails to file a report when the individual, firm, or
30 corporation knows or should know that a firearm under the
31 ownership of the individual, firm, or corporation is lost or
32 was stolen may be held liable if the firearm is subsequently
33 used illegally.