

**House File 176 - Introduced**

HOUSE FILE 176  
BY COMMITTEE ON PUBLIC SAFETY

(SUCCESSOR TO HF 55)

**A BILL FOR**

1 An Act relating to mandatory minimum sentences relating to the  
2 control, possession, receipt, or transportation of a firearm  
3 or offensive weapon by a felon and providing penalties.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

unofficial

1 Section 1. Section 724.26, subsection 1, Code 2025, is  
2 amended to read as follows:

3 1. a. A person who is convicted of a felony in a state or  
4 federal court, or who is adjudicated delinquent on the basis of  
5 conduct that would constitute a felony if committed by an adult,  
6 and who knowingly has under the person's dominion and control or  
7 possession, receives, or transports or causes to be transported a  
8 firearm or offensive weapon is guilty of a ~~class "D" felony~~ the  
9 following:

10 (1) A class "D" felony for a first offense, with commitment  
11 to the custody of the director of the department of corrections  
12 for an indeterminate term not to exceed five years with a  
13 mandatory minimum term of confinement of two years.

14 (2) A class "D" felony for a second offense, with commitment  
15 to the custody of the director of the department of corrections  
16 for an indeterminate term not to exceed five years with a  
17 mandatory minimum term of confinement of four years.

18 (3) A class "C" felony for a third offense, with commitment  
19 to the custody of the director of the department of corrections  
20 for an indeterminate term not to exceed ten years with a  
21 mandatory minimum term of confinement of seven years.

22 (4) A class "C" felony for a fourth or subsequent offense,  
23 with commitment to the custody of the director of the department  
24 of corrections for an indeterminate term not to exceed ten years  
25 with a mandatory minimum term of confinement of ten years.

26 b. The court shall not defer judgment or sentencing,  
27 or suspend execution of any mandatory minimum sentence of  
28 incarceration imposed by this subsection.

29 c. Earned time accrued by a person convicted under this  
30 subsection shall not be applied to reduce any mandatory minimum  
31 sentence imposed. Earned time accrued shall be credited against  
32 the person's indeterminate term of incarceration, but shall not  
33 reduce any mandatory minimum sentence imposed.

34 EXPLANATION

35 The inclusion of this explanation does not constitute agreement with

1 the explanation's substance by the members of the general assembly.

2 This bill relates to mandatory minimum sentences relating to  
3 the control, possession, receipt, or transportation of a firearm  
4 or offensive weapon by a felon.

5 Current law provides that a person who is convicted of a  
6 felony in a state or federal court, or who is adjudicated  
7 delinquent on the basis of conduct that would constitute a  
8 felony if committed by an adult, and who knowingly has under  
9 the person's dominion and control or possession, receives, or  
10 transports or causes to be transported a firearm or offensive  
11 weapon is guilty of a class "D" felony.

12 The bill establishes penalties for first, second, third, and  
13 fourth and subsequent violations, and requires commitment to the  
14 custody of the director of the department of corrections for  
15 a mandatory minimum term of incarceration. The bill provides  
16 the following: a first offense is a class "D" felony with a  
17 mandatory minimum term of confinement of two years; a second  
18 offense is a class "D" felony with a mandatory minimum term of  
19 confinement of four years; a third offense is a class "C" felony  
20 with a mandatory minimum term of confinement of seven years; and  
21 a fourth or subsequent offense is a class "C" felony with a  
22 mandatory minimum term of confinement of 10 years. The maximum  
23 period of confinement for a class "D" felony is five years, and  
24 the maximum period of confinement for a class "C" felony is ten  
25 years.

26 The bill provides that the court shall not defer judgment  
27 or sentencing, or suspend execution of any mandatory minimum  
28 sentence of incarceration.

29 The bill provides that earned time accrued by a person  
30 convicted under the bill is not applied to reduce any mandatory  
31 minimum sentence imposed.