

House File 2504 - Introduced

HOUSE FILE 2504
BY COMMITTEE ON STATE GOVERNMENT

(SUCCESSOR TO HF 2140)

A BILL FOR

1 An Act relating to the sale of nitrous oxide.

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

unofficial

1 Section 1. Section 126.22, subsection 2, Code 2026, is
2 amended to read as follows:

3 2. *Unlawful distribution.*

4 a. Any person who distributes nitrous oxide, or possesses
5 nitrous oxide with intent to distribute to any other person, if
6 such distribution is with the intent to induce unlawful inhaling
7 of the substance or is with the knowledge that the other person
8 will unlawfully inhale the substance, is guilty of a serious
9 misdemeanor.

10 b. The distribution of, or possession with intent to
11 distribute, nitrous oxide by a place of business or retailer,
12 as defined in section 453A.1, creates a rebuttable presumption
13 that the place of business or retailer distributes or possesses
14 nitrous oxide in violation of paragraph "a".

15 EXPLANATION

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

18 This bill creates a rebuttable presumption that a place of
19 business or retailer, as defined in Code section 453A.1, that
20 distributes or possesses with intent to distribute nitrous oxide,
21 distributes or possesses with intent to distribute nitrous oxide
22 with the intent to induce unlawful inhaling of nitrous oxide or
23 with the knowledge that the other person will unlawfully inhale
24 the nitrous oxide.