HOUSE FILE 2502
BY COMMITTEE ON PUBLIC SAFETY

(SUCCESSOR TO HSB 615)

(As Amended and Passed by the House February 27, 2020)

[= New Language by the House

* = Language Stricken by the House

A BILL FOR

An Act relating to firearms and weapons, including the storage, carrying, possession, or transportation of weapons and the establishment, use, and maintenance of shooting ranges.

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

Section 1. NEW SECTION. **335.26 Shooting ranges.**

In approving the improvement of property acquired to establish, use, and maintain a new shooting range or in approving a substantial change to an existing shooting range pursuant to section 657.9, subsection 1, the county zoning commission, or if there is not a county zoning commission, the county board of supervisors, shall apply and enforce regulations and restrictions established for each zoning district adopted pursuant to this chapter but shall not otherwise require a person seeking approval to comply with any conditions relating to the establishment, use, or maintenance of the shooting range that are more stringent than those imposed by state law.

Sec. 2. NEW SECTION. **414.26 Shooting ranges.**

In approving the improvement of property acquired to establish, use, and maintain a new shooting range or in approving a substantial change to an existing shooting range pursuant to section 657.9, subsection 1, the city zoning commission, or if there is not a city zoning commission, the city council, shall apply and enforce zoning regulations and restrictions established for each zoning district adopted pursuant to this chapter but shall not otherwise require a person seeking approval to comply with any conditions relating to the establishment, use, or maintenance of the shooting range that are more stringent than those imposed by state law.

Sec. 3. Section 724.28, subsections 2 and 3, Code 2020, are amended to read as follows:

2. A political subdivision of the state shall not enact an [ordinance, motion, resolution, policy, or amendment] regulating the ownership, possession, legal transfer, lawful transportation, modification, registration, or licensing of firearms, firearms attachments, or other weapons when the ownership, possession, transfer, ~~or~~ transportation, or modification is otherwise lawful under the laws of this state. An ordinance regulating firearms, firearms attachments, or

other weapons in violation of this section existing on or after April 5, 1990, is void.

3. If a political subdivision of the state, prior to, on, or after July 1, ~~2017~~ 2020, adopts, makes, enacts, or amends any ordinance, measure, enactment, rule, resolution, motion, or policy regulating the ownership, possession, legal transfer, lawful transportation, modification, registration, or licensing of firearms, firearms attachments, or other weapons when the ownership, possession, transfer, transportation, modification, registration, or ~~license~~ licensing of firearms, firearms attachments, or other weapons is otherwise lawful under the laws of this state, a person adversely affected by the ordinance, measure, enactment, rule, resolution, motion, or policy may file suit in the appropriate court for declaratory and injunctive relief ~~for damages~~ and all damages attributable to the violation. A court shall also award the prevailing party in any such lawsuit reasonable attorney fees and court costs.

Sec. 4. Section 724.28, Code 2020, is amended by adding the following new subsections:

NEW SUBSECTION. 4. A political subdivision of the state may restrict the carrying, possession, or transportation of firearms or other dangerous weapons in the buildings or physical structures located on property under the political subdivision's control if adequate arrangements are made by the political subdivision to screen persons for firearms or other dangerous weapons and the political subdivision provides armed security personnel inside the building or physical structure where the restriction is to be in effect.

NEW SUBSECTION. 5. A political subdivision of the state shall not enact an ordinance, motion, resolution,[policy,]or amendment regulating the storage of weapons or ammunition. An ordinance, motion, resolution,[policy,]or amendment regulating the storage of weapons or ammunition existing on or after July 1, 2020, is void. This subsection shall not be construed to

preclude a political subdivision from regulating the storage of explosive materials consistent with chapter 101A.

Sec. 5. NEW SECTION. **724.32 County courthouse — weapon prohibitions.**

A supreme court or judicial branch order that prohibits a person from lawfully carrying, possessing, or transporting a weapon in a county courthouse or other joint-use public facility shall be unenforceable unless the judicial order applies only to a courtroom or a court office, or to a courthouse used only for judicial branch functions.