

FEB 15 2005
PUBLIC SAFETY

HOUSE FILE 309
BY CHAMBERS

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the forfeiture of a firearm in criminal
2 offenses involving a controlled substance, counterfeit
3 substance, or simulated controlled substance.

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

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HF 309

1 Section 1. Section 124.401, subsection 1, Code 2005, is
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. g. A firearm in the immediate possession
4 or control of a person in violation of this subsection shall
5 be subject to forfeiture pursuant to section 809A.4.

6 EXPLANATION

7 This bill provides that a firearm in the immediate
8 possession or control of a person who has manufactured,
9 delivered, or possessed with the intent to manufacture or
10 deliver a controlled substance, a counterfeit substance, or a
11 simulated controlled substance, or who has acted with, entered
12 into a common scheme or design with, or conspired with one or
13 more persons to manufacture, deliver, or possess with the
14 intent to manufacture or deliver a controlled substance, a
15 counterfeit substance, or a simulated controlled substance, in
16 violation of Code section 124.401, shall be subject to
17 forfeiture pursuant to Code section 809A.4.

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