

HOUSE REPUBLICAN STAFF ANALYSIS

Bill:	Senate File 462	House Committee:	PASSED on March 27 (20-0)
Committee:	Judiciary	House Floor:	PASSED on May 8 (69-15)
Floor Manager:	Rep. Holt	Senate Floor:	PASSED on March 12 (48-0)
Date:	May 22, 2025		PASSED on May 13 (46-0)
Staff:	Amanda Wille (1-5230)	Governor:	

NICS Cleanup and Felons in Possession of Weapons

- Strikes language that results in duplicate records in the National Instant Criminal Background Check System.
- Raises penalties for a felon convicted of possessing a firearm.

Section by Section Analysis

Section 1- Weapons- Possession, receipt, transportation, or dominion and control of firearms, offensive weapons, and ammunition by felons and others (724.26)

Raises the penalty for a felon convicted of possessing a firearm.

First offense- D felony- mandatory minimum two years.

Second offense- D felony- mandatory minimum of four years.

Third offense- C felony- mandatory minimum seven years.

Fourth or subsequent offense- C felony- mandatory minimum of ten years.

The court may suspend a first offense if recommend by the county attorney. No other offenses may be suspended or deferred.

Earned time shall not reduce the mandatory minimum.

Section 2 – Repeal

Repeal Section 724.31A- Weapons- Identifying Information- Background Checks

Code section 724.31A which creates duplication of records within the National Instant Criminal Background Check System's (NICS), NICS Index. The existing code language creates a duplication of records in the three databases queried during a NICS check, but the current code language does not provide for a method to remove those records from the NICS base's NICS Index when a person is no longer prohibited from possessing a firearm. In addition, the existing code language has resulted in adverse FBI audit findings that, if not resolved, could impact Iowa's state and local law enforcement agencies' ability to query the FBI NICS database.

Repealing this section does not eliminate reports to NICS or make any changes to how background checks are done. It simply removes a process that is not needed.

Amendment Analysis

H- 1242- Rinker

Raises the penalty for a felony convicted of possessing a firearm.

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