

ORDINANCE NO. 42

PROHIBITION AGAINST WEAPONS ON OR IN COUNTY FACILITIES

- ___ .01 Purpose
- ___ .02 Definitions
- ___ .03 Restrictions
- ___ .04 Exemptions
- ___ .05 Penalties

Section 1. Purpose. The purpose of this ordinance is to provide for the safety and enjoyment of County facilities as weapons-free areas.

Section 2 Definitions. For use in this ordinance, the following phrases are defined:

a. "County facilities" is defined as the courthouse building and annex, Public Health Services building, secondary roads structures and buildings and all real property, parking areas and appurtenances thereto owned, leased or under the control of Wright County, Iowa, or any subdivision thereof. "County facilities" does not include areas within a road right-of-way.

b. "Dangerous weapon" is defined as any instrument or device designed primarily for use in inflicting death or injury upon a human being or animal, and which is capable of inflicting death upon a human being when used in the manner for which it was designed. Additionally, any instrument or device of any sort whatsoever which is actually used in such a manner as to indicate that the person possessing the instrument or device intends to inflict death or serious injury upon the other, and which, when so used, is capable of inflicting death upon a human being, is a dangerous weapon. Dangerous weapons include, but are not limited to, any offensive weapon as defined in Iowa Code section 724.1, pistol, revolver, or other firearm, dagger, razor, stiletto, switchblade knife, or knife having a blade exceeding five inches in length.

Section 3. Restrictions. No person shall carry a dangerous weapon in or onto County facilities, unless the person meets the conditions of an exception listed in Section 4. The prohibitions of this ordinance apply whether or not the person possesses a valid Iowa permit to carry weapons.

Section 4. Exemptions. It is not a violation of this ordinance for a person to carry a dangerous weapon in or onto County facilities if the person:

- a.* is a peace officer as defined in Iowa Code section 801.4; or
- b.* is a member of the armed forces of the United States or of the national guard, when the person's duties or lawful activities require possession of a dangerous weapon in or on County facilities; or
- c.* possesses a valid Iowa professional permit to carry a weapon and the person's duties require carrying a dangerous weapon in or onto County facilities; or
- d.* possesses a dangerous weapon for any purpose authorized by a state agency to further the statutory or regulatory responsibilities of that agency. Such an authorization shall not become effective until it has been issued in writing to the

person to whom it applies and until copies of the authorization have been received by the Wright County Sheriff; or

e. is a member of a recognized military veterans organization performing a County-sponsored or approved honor guard service on County facilities; or

f. is lawfully hunting or target shooting in an area designated by the Wright County Conservation Board as a Public Hunting area; or

g. is an employee or officer of Wright County or the State Judicial Branch, possesses a valid Iowa permit to carry weapons, carries a dangerous weapon to County facilities during work hours for the purpose of self protection, exercises adequate control over the weapon at all times, and has notified the Sheriff in advance that the employee or officer will be carrying a dangerous weapon; or

h. is lawfully participating in a firearms education program or training conducted in whole or in part by a peace officer, as defined in Iowa Code section 801.4, and the Sheriff was notified in advance that the program will be conducted on County facilities and that it will involve the handling of dangerous weapons.

Section 5. Penalties. Violation of this ordinance constitutes a simple misdemeanor, punishable by a fine of at least \$65 and no more than \$625, and/or up to 30 days in jail. In addition, any person believed to have violated this ordinance may be denied access to County facilities and the weapon may be confiscated. Additional applicable criminal charges may also be filed. This ordinance may be enforced by any State or County officer or employee, any peace officer or any employee of a law enforcement agency.

Adopted and passed by the Wright County Board of Supervisors on this _____ day of _____, 2010.

Wright County Board of Supervisors

_____, Chairperson

ATTEST:

Betty J. Ellis, Auditor
Wright County, Iowa