

IN THE IOWA DISTRICT COURT FOR POLK COUNTY

<p><b>CARL OLSEN,</b> Petitioner,</p> <p>v.</p> <p>STATE OF IOWA Respondent.</p>	<p>No. CVCV068508</p> <p><b>MOTION FOR JUDICIAL NOTICE</b> Iowa R. Evid. 5.201</p>
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Petitioner Carl Olsen respectfully asks this Court to take Judicial Notice of the following:

1. Congressional Peyote Debate, 111 Cong. Rec. H15977-H15978 (daily ed. July 8, 1965), a copy is attached to this motion.
2. Federal Peyote Regulation, 31 Fed. Reg. 4679 (March 19, 1966), a copy is attached to this motion.
3. Iowa Peyote Statute, 1967 Acts Chapter 189 (July 5, 1967), a copy is attached to this motion.

**Foundation:** The text of the peyote exception in Iowa Code § 204A.2(12) (1971) (a statute) is identical to the text of the peyote exception in 21 C.F.R. § 166.3(c)(3) (1968) (a regulation).

<https://www.legis.iowa.gov/docs/shelves/code/ocr/1971%20Iowa%20Code.pdf>

The Iowa Controlled Substances Act currently includes a statutory religious exception for peyote, Iowa Code § 124.204(8) (2026) that inherits from Iowa Code § 204A.2(12) (1971). This inheritance is documented in the Text of Uniform Controlled Substances Act as revised and recommended by the Drug Abuse Study Committee, with explanatory comments, in Appendix II of the Final Report of the 1971 Iowa Drug Abuse Study Committee, Comment at pages 16-17.

<https://www.legis.iowa.gov/docs/publications/IP/255497.pdf>

**Relevance:** The relevance of this evidence is that it shows the least restrictive means of accommodating a religious exception in the Iowa Controlled Substances Act is an act of the legislature. The federal accommodation for religious use of peyote is a regulation, not a statute. At the federal level, the least restrictive means of enforcing the federal act is an administrative regulation. At the Iowa level, the least restrictive means of enforcing the act is an amendment to the act, not an administrative regulation.

Dated June 9, 2026.

Respectfully submitted.

CARL OLSEN

/s/ Carl Olsen

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