

FEB 13 2003

JUDICIARY

HOUSE FILE 193
BY FOEGE

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

A BILL FOR

1 An Act creating a criminal offense for leaving an unattended or
2 not properly supervised child in a motor vehicle, and
3 providing a penalty.

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

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HF 193

1 Section 1. NEW SECTION. 321.276 UNATTENDED OR NOT
2 PROPERLY SUPERVISED CHILD IN A MOTOR VEHICLE.

3 A person shall not leave a child eight years of age or
4 younger in a motor vehicle unattended or under the supervision
5 of a person who is fourteen years of age or younger. A person
6 does not violate this section if the person can maintain
7 visual contact with the child. A person who violates this
8 section commits a simple misdemeanor punishable as a scheduled
9 violation under section 805.8A, subsection 14, paragraph "j".

10 Sec. 2. Section 805.8A, subsection 14, Code 2003, is
11 amended by adding the following new paragraph:

12 NEW PARAGRAPH. j. UNATTENDED OR UNSUPERVISED CHILD IN A
13 MOTOR VEHICLE. For a violation under section 321.276, the
14 scheduled fine is one hundred dollars.

15 EXPLANATION

16 This bill creates a criminal offense for leaving an
17 unattended or not properly supervised child in a motor
18 vehicle.

19 The bill provides that a person shall not leave a child
20 eight years of age or younger in a motor vehicle unattended or
21 under the supervision of a person who is 14 years of age or
22 younger. A person who is able to maintain visual contact with
23 the child in the motor vehicle does not violate the bill.

24 The bill provides that a person who violates the bill
25 commits a simple misdemeanor subject to a scheduled fine of
26 \$100.

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