

Judiciary
Murray, Chairperson
Delahery
Stall

SENATE FILE 163
BY JENSEN

FILED FEB 2 1987

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

A BILL FOR

1 An Act providing that law enforcement records and court pro-
2 ceedings concerning children alleged to have committed a
3 delinquent act shall be open to the public.

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

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1 Section 1. Section 232.147, subsection 2, Code 1981, is
2 amended to read as follows:

3 2. Official juvenile court records in cases alleging
4 delinquency shall be public records, subject to sealing under
5 section 232.150. ~~If the court has excluded the public from
6 a hearing under division II of this chapter, the transcript
7 of the proceedings shall not be deemed a public record and
8 inspection and disclosure of the contents of the transcript
9 shall not be permitted except pursuant to court order or
10 unless otherwise provided in this chapter.~~

11 Sec. 2. Section 232.149, subsections 2, 3 and 4, Code
12 1981, are amended by striking the subsections and inserting
13 in lieu thereof the following:

14 2. Records and files of a criminal justice agency concern-
15 ing a child alleged to have committed a delinquent act shall
16 be open to the public, subject to sealing pursuant to section
17 232.150.

18 Sec. 3. Section 232.39, Code 1981, is repealed.

19 EXPLANATION

20 This bill provides that records of a criminal justice
21 agency concerning a child alleged to have committed a
22 delinquent act shall be open to the public unless sealed
23 pursuant to section 232.150 of the Code. It also strikes
24 from the Code the provision allowing the court to exclude
25 the public from hearings in delinquency proceedings.

26 This bill becomes effective July 1 following its enactment.

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