

(p. 375) 2/22/94 judiciary

FILED FEB 21 1994

SENATE FILE **2178**  
BY TINSMAN and BORLAUG

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act prohibiting the harboring of a runaway minor and applying  
2 a penalty.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 2178

1 Section 1. Section 710.8, Code 1993, is amended to read as  
2 follows:

3 710.8 HARBORING A RUNAWAY CHILD PROHIBITED -- PENALTY.

4 1. As used in this section and section 710.9 unless the  
5 context otherwise requires:

6 a. "Criminal act" means the violation of any federal or  
7 state law.

8 b. "Harbor" means to provide aid, support, or shelter.

9 c. "Runaway child" means a person under eighteen years of  
10 age who is voluntarily absent from the person's home without  
11 the consent of the person's parent, guardian, or custodian.

12 2. A person shall not harbor a runaway child with the in-  
13 tent of committing a criminal act involving the child or with  
14 the intent of enticing or forcing the runaway child to commit  
15 a criminal act. A person convicted of a violation of this  
16 subsection is guilty of an aggravated misdemeanor.

17 ~~3. A person convicted of a violation of this section is~~  
18 ~~guilty of an aggravated misdemeanor~~ A person shall not harbor  
19 a runaway child unless the person believes the child has been  
20 abused by a member of the child's immediate family and the  
21 person has reported the suspected abuse to the department of  
22 human services, juvenile court, or a law enforcement official.  
23 A person convicted of a violation of this subsection is guilty  
24 of a simple misdemeanor.

25 EXPLANATION

26 This bill prohibits a person from harboring a runaway child  
27 unless the person believes the child has been abused by a  
28 member of the child's immediate family and the person has  
29 reported the suspected abuse to the department of human  
30 services, juvenile court, or a law enforcement official. The  
31 penalty for violation is a simple misdemeanor.

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