

**232.149 Records of criminal or juvenile justice agencies.**

1. The taking of a child into custody under the provisions of [section 232.19](#) shall not be considered an arrest.

2. Records and files of a criminal or juvenile justice agency concerning a child involved in a delinquent act are public records, except that release of criminal history data, intelligence data, and law enforcement investigatory files is subject to the provisions of [section 22.7](#) and [chapter 692](#), and juvenile court social records, as defined in [section 232.2, subsection 31](#), shall be deemed confidential criminal identification files under [section 22.7, subsection 9](#). The records are subject to sealing under [section 232.150](#) unless the juvenile court waives its jurisdiction over the child so that the child may be prosecuted as an adult for a public offense.

3. Records and files of a criminal or juvenile justice agency concerning a defendant transferred under [section 803.6](#) to the juvenile court for the alleged commission of a public offense are public records, except that release of criminal history data, intelligence data, and law enforcement investigatory files is subject to the provisions of [section 22.7](#) and [chapter 692](#), and juvenile court social records shall be deemed confidential criminal identification files under [section 22.7, subsection 9](#). The records are subject to sealing under [section 232.150](#).

4. Notwithstanding [subsection 2](#), if a juvenile who has been placed in detention under [section 232.22](#) escapes from the facility, the criminal or juvenile justice agency may release the name of the juvenile, the facts surrounding the escape, and the offense or alleged offense which resulted in the placement of the juvenile in the facility.

[C66, 71, 73, 75, 77, §232.15; C79, 81, §232.149]

[83 Acts, ch 186, §10057, 10201; 85 Acts, ch 173, §15; 94 Acts, ch 1172, §26; 95 Acts, ch 191, §18, 19; 97 Acts, ch 126, §34, 35; 2015 Acts, ch 58, §2](#)

Referred to in [§13B.4B, §216A.136, §232.91, §232.149A, §232.150, §232.151, §232C.4, §692A.121](#)

NEW subsection 3 and former subsection 3 renumbered as 4