692A.114 Residency restrictions — presence — child care facilities and schools.

- 1. As used in this section:
- a. "Minor" means a person who is under eighteen years of age or who is enrolled in a secondary school.
 - b. "School" means a public or nonpublic elementary or secondary school.
- c. "Sex offender" means a person required to be registered under this chapter who has been convicted of an aggravated offense against a minor.
- 2. A sex offender shall not reside within two thousand feet of the real property comprising a school or a child care facility.
- 3. A sex offender residing within two thousand feet of the real property comprising a school or a child care facility does not commit a violation of this section if any of the following apply:
- a. The sex offender is required to serve a sentence at a jail, prison, juvenile facility, or other correctional institution or facility.
 - b. The sex offender is subject to an order of commitment under chapter 229A.
 - c. The sex offender has established a residence prior to July 1, 2002.
- *d.* The sex offender has established a residence prior to any newly located school or child care facility being established.
 - e. The sex offender is a minor.
- f. The sex offender is a ward in a guardianship, and a district judge or associate probate judge grants an exemption from the residency restriction.
- g. The sex offender is a patient or resident at a health care facility as defined in section 135C.1 or a patient in a hospice program, and a district judge or associate probate judge grants an exemption from the residency restriction.

2009 Acts, ch 119, §14

Referred to in §692A.107, §692A.109, §692A.111, §692A.121, §692A.123, §692A.129