

**232.83 Child sexual abuse involving a person not responsible for the care of the child.**

1. A complaint related to circumstances involving a child who is alleged to be a victim of an offense defined in [chapter 709, 726, or 728](#) and an alleged offender who is not a person responsible for the care of the child shall be handled pursuant to [section 232.81](#).

2. Anyone authorized to conduct a preliminary investigation in response to a complaint may apply for, or the court on its own motion may enter, an ex parte order authorizing a physician or physician assistant or hospital to conduct an outpatient physical examination or authorizing a physician or physician assistant, a psychologist certified under [section 154B.7](#), or a community mental health center accredited pursuant to [chapter 230A](#) to conduct an outpatient mental examination of a child if necessary to identify the nature, extent, and causes of any injuries, emotional damage, or other such needs of a child as specified in [section 232.96A, subsection 3, 5, or 6](#), provided that all of the following apply:

a. The parent, guardian, or legal custodian is absent, or though present, was asked and refused to authorize the examination.

b. There is not enough time to file a petition and hold a hearing under [this chapter](#).

c. The parent, guardian, or legal custodian has not provided care and treatment related to their child's alleged victimization.

[88 Acts, ch 1252, §2; 2022 Acts, ch 1066, §35; 2022 Acts, ch 1098, §77](#)

Referred to in §709.13