

House Amendment 1225

Amendment Text

PAG LIN

1 1 Amend [House File 550](#) as follows:
1 2 #1. Page 1, by inserting before line 1, the
1 3 following:
1 4 "Section 1. Section [80.9](#), subsection 2, paragraph
1 5 d, Code 2001, is amended to read as follows:
1 6 d. To collect and classify, and keep at all times
1 7 available, complete information useful for the
1 8 detection of crime, and the identification and
1 9 apprehension of criminals. Such information shall be
1 10 available for all peace officers within the state,
1 11 under such regulations as the commissioner may
1 12 prescribe. The provisions of chapter 141A do not
1 13 apply to the entry of human immunodeficiency virus-
1 14 related information by criminal or juvenile justice
1 15 agencies, as defined in section 692.1, into the Iowa
1 16 criminal justice information system or the national
1 17 crime information center system. The provisions of
1 18 chapter 141A also do not apply to the transmission of
1 19 the same information from either or both information
1 20 systems to criminal or juvenile justice agencies. The
1 21 provisions of chapter 141A

~~—also~~

- do not apply to the
1 22 transmission of the same information from either or
1 23 both information systems to employees of state
1 24 correctional institutions subject to the jurisdiction
1 25 of the department of corrections, employees of secure
1 26 facilities for juveniles subject to the jurisdiction
1 27 of the department of human services, and employees of
1 28 city and county jails, if those employees have direct
1 29 physical supervision over inmates of those facilities
1 30 or institutions.

~~—Human immunodeficiency virus-related~~

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1 31 The provisions of chapter 141A also do not apply to
1 32 transmission of the same information

~~—shall not be~~

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1 33

~~—transmitted~~

- over the police radio broadcasting system
1 34 under chapter 693 or any other radio-based
1 35 communications system. An employee of an agency
1 36 receiving human immunodeficiency virus-related
1 37 information under this section who communicates the
1 38 information to another employee who does not have
1 39 direct physical supervision over inmates, other than
1 40 to a supervisor of an employee who has direct physical
1 41 supervision over inmates for the purpose of conveying
1 42 the information to such an employee, or who
1 43 communicates the information to any person

~~—not~~

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1 44

~~employed by the agency or uses the information outside~~

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1 45

~~the agency~~

- while not acting within the scope of

1 46 employment is guilty of a class "D" felony. The
1 47 commissioner shall adopt rules regarding the
1 48 transmission of human immunodeficiency virus-related
1 49 information including provisions for maintaining
1 50 confidentiality of the information. The rules shall
2 1 include a requirement that persons receiving
2 2 information from the Iowa criminal justice information
2 3 system or the national crime information center system
2 4 receive training regarding confidentiality standards
2 5 applicable to the information received from the
2 6 system. The commissioner shall develop and establish,
2 7 in cooperation with the department of corrections and
2 8 the Iowa department of public health, training
2 9 programs and program criteria for persons receiving
2 10 human immunodeficiency virus-related information
2 11 through the Iowa criminal justice information system
2 12 or the national crime information center system."
2 13 #2. Title page, line 3, by inserting after the
2 14 word "and" the following: "authorizing the limited
2 15 release of information about the human
2 16 immunodeficiency virus, and".

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2 19

2 20 BAUDLER of Adair

2 21 HF 550.501 79

2 22 jm/pj