

Senate Amendment to  
House File 2064

H-8196

1 Amend House File 2064, as amended, passed, and  
2 reprinted by the House, as follows:

3 1. By striking everything after the enacting clause  
4 and inserting:

5 <Section 1. Section 802.2B, Code 2016, is amended  
6 by adding the following new subsection:

7 NEW SUBSECTION. 5A. Child endangerment in  
8 violation of section 726.6, subsection 4, 5, or 6.

9 Sec. 2. Section 902.12, Code 2016, is amended to  
10 read as follows:

11 **902.12 Minimum sentence for certain felonies —**  
12 **eligibility for parole or work release.**

13 1. A person serving a sentence for conviction of  
14 the following felonies, including a person serving a  
15 sentence for conviction of the following felonies prior  
16 to July 1, 2003, shall be denied parole or work release  
17 unless the person has served at least seven-tenths of  
18 the maximum term of the person's sentence:

19 ~~1.~~ a. Murder in the second degree in violation of  
20 section 707.3.

21 ~~2.~~ b. Attempted murder in violation of section  
22 707.11.

23 ~~3.~~ c. Sexual abuse in the second degree in  
24 violation of [section 709.3](#).

25 ~~4.~~ d. Kidnapping in the second degree in violation  
26 of [section 710.3](#).

27 ~~5.~~ e. Robbery in the first or second degree in  
28 violation of [section 711.2](#) or [711.3](#).

29 ~~6.~~ f. Vehicular homicide in violation of section  
30 707.6A, subsection 1 or 2, if the person was also  
31 convicted under [section 321.261, subsection 4](#), based on  
32 the same facts or event that resulted in the conviction  
33 under [section 707.6A, subsection 1 or 2](#).

34 2. a. A person serving a sentence for a conviction  
35 of child endangerment as defined in section 726.6,

1 subsection 1, paragraph "b", that is described and  
2 punishable under section 726.6, subsection 4, shall  
3 be denied parole or work release until the person has  
4 served between three-tenths and seven-tenths of the  
5 maximum term of the person's sentence as provided under  
6 paragraph "b".

7 b. The sentencing court shall determine when  
8 the person shall become eligible for consideration  
9 of parole or work release within the parameters  
10 specified under paragraph "a", based upon all pertinent  
11 information including the person's criminal record,  
12 a validated risk assessment, and whether the offense  
13 involved multiple intentional acts or a series of  
14 intentional acts, or whether the offense involved  
15 torture or cruelty.

16 **Sec. 3. NEW SECTION. 906.20 Waiver of minimum**  
17 **sentence.**

18 Notwithstanding section 124.413, the board of  
19 parole, at its discretion, may place on parole or work  
20 release a person sentenced for a violation of section  
21 124.401, subsection 1, paragraph "a", "b", or "c", if  
22 the person is not classified a high risk to reoffend  
23 and the person has served at least one-half of the  
24 minimum period of confinement prescribed under section  
25 124.413.>

26 2. Title page, line 2, by striking <resulting in  
27 the death of a child or minor> and inserting <and to  
28 criminal drug offenses>