

House File 2629

H-8200

1 Amend House File 2629 as follows:

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

4 <Section 1. Section 716.7, subsection 1, Code 2026, is
5 amended by adding the following new paragraphs:

6 NEW PARAGRAPH. 0a. "*Immediate family member*" means a
7 person's spouse, children, parents or guardians, siblings, and
8 grandparents, whether related by blood, adoption, or marriage.

9 NEW PARAGRAPH. 00a. "*Lawful authority*" means the ability
10 of a person to produce a deed or mortgage statement in the
11 person's name, a lease agreement that includes the name and
12 signature of the property owner or an authorized representative
13 of the property owner, a valid written or electronic agreement
14 or communication authorizing the person to enter upon the
15 property, or a receipt or other reliable evidence of a
16 rent payment made to the property owner or an authorized
17 representative of the property owner dated within the last
18 sixty days.

19 NEW PARAGRAPH. g. "*Squatting*" means a person knowingly
20 taking up residence at a property not open to the public.

21 Sec. 2. Section 716.7, subsection 2, paragraph a, Code 2026,
22 is amended by adding the following new subparagraph:

23 NEW SUBPARAGRAPH. (2A) Squatting, if all of the following
24 are true:

25 (a) The person is not a current tenant at the property.

26 (b) The person does not have a valid agreement to occupy
27 the property.

28 (c) The person is not an immediate family member of the
29 owner of the property.

30 (d) The person acts without lawful authority in entering and
31 residing on the property.

32 Sec. 3. Section 716.8, Code 2026, is amended by adding the
33 following new subsection:

34 NEW SUBSECTION. 9. a. A person committing a trespass
35 as provided in section 716.7, subsection 2, paragraph "a",

1 subparagraph (2A), commits the following:

2 (1) For a first offense, a serious misdemeanor.

3 (2) For a second offense, an aggravated misdemeanor.

4 (3) For a third or subsequent offense, a class "D" felony.

5 *b.* A person providing a false document in response to a
6 request to produce a document proving lawful authority is, in
7 addition to any other criminal offense, guilty of a fraudulent
8 practice under section 714.8.>

9 2. Title page, by striking lines 1 and 2 and inserting <An
10 Act relating to trespass, and providing penalties.>

STONE of Winnebago