



THOMAS J. VILSACK
GOVERNOR

OFFICE OF THE GOVERNOR

SALLY J. PEDERSON
LT. GOVERNOR

May 11, 2004

The Honorable Chester Culver
Secretary of State
State Capitol Building
L O C A L

Dear Mr. Secretary:

I hereby transmit:

House File 2150, an Act establishing a child endangerment offense for permitting the presence of a child or minor at a location where a controlled substance manufacturing or product possession violation occurs and providing a penalty.

House File 2327, an Act relating to child abuse assessment requirements involving notification of parents, interviews of persons alleged to have committed child abuse, and training of child protection workers.

House File 2328, an Act relating to child protection confidentiality requirements involving the Department of Human Services.

House File 2481, an Act expanding the circumstances by which the juvenile court may modify, vacate and substitute, or terminate a child in need of assistance dispositional order.

The above House Files are hereby approved this date.

Sincerely,

A handwritten signature in blue ink, appearing to read "Thomas J. Vilsack".

Thomas J. Vilsack
Governor

TJV:jmc

cc: Secretary of the Senate
Chief Clerk of the House





HOUSE FILE 2150

AN ACT

ESTABLISHING A CHILD ENDANGERMENT OFFENSE FOR PERMITTING THE PRESENCE OF A CHILD OR MINOR AT A LOCATION WHERE A CONTROLLED SUBSTANCE MANUFACTURING OR PRODUCT POSSESSION VIOLATION OCCURS AND PROVIDING A PENALTY.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 124.401C, subsection 1, Code 2003, is amended to read as follows:

1. In addition to any other penalties provided in this chapter, a person who is eighteen years of age or older and who either directly or by extraction from natural substances, or independently by means of chemical processes, or both, unlawfully manufactures methamphetamine, its salts, isomers, and salts of its isomers in the presence of a minor shall be sentenced up to an additional term of confinement of five years. However, the additional term of confinement shall not be imposed on a person who has been convicted and sentenced for a child endangerment offense under section 726.6, subsection 1, paragraph "g", arising from the same facts.

Sec. 2. Section 702.11, subsection 2, paragraph e, Code Supplement 2003, is amended to read as follows:

e. Child endangerment ~~resulting-in-bodily-injury-to-a child-or-a-minor-in-violation-of~~ subject to penalty under section 726.6, subsection 5.

Sec. 3. Section 726.6, subsection 1, Code 2003, is amended by adding the following new paragraph:

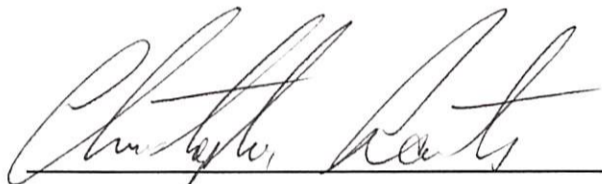
NEW PARAGRAPH. g. Knowingly permits a child or minor to be present at a location where amphetamine, its salts, isomers, or salts of isomers, or methamphetamine, its salts,

isomers, or salts of isomers is manufactured in violation of section 124.401, subsection 1, or where a product is possessed in violation of section 124.401, subsection 4.

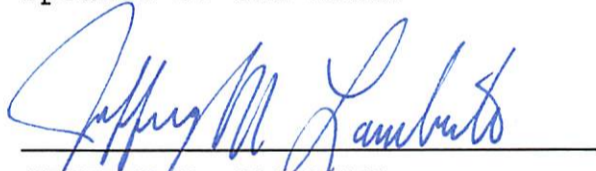
Sec. 4. Section 726.6, subsections 5 and 6, Code 2003, are amended to read as follows:

5. A person who commits child endangerment resulting in bodily injury to a child or minor or child endangerment in violation of subsection 1, paragraph "g" that does not result in a serious injury, is guilty of a class "D" felony.

6. A person who commits child endangerment that is not resulting-in-bodily-injury-or-serious-injury-to-a-child-or minor subject to penalty under subsection 4 or 5 is guilty of an aggravated misdemeanor.



CHRISTOPHER C. RANTS
Speaker of the House



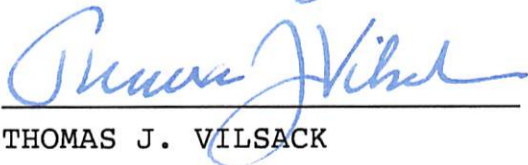
JEFFREY M. LAMBERTI
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2150, Eightieth General Assembly.



MARGARET THOMSON
Chief Clerk of the House

Approved May 11, 2004



THOMAS J. VILSACK
Governor