

January 19, 1965.  
Judiciary. *Victim-Redemption 1/27*

House File 8  
By KORN.

Passed House, Date 2/5/65 Passed Senate, Date 2-18-65  
Vote: Ayes 89 Nays 29 Vote: Ayes 35 Nays 20  
Approved Feb. 24, 1965

*Passed on file  
Substituted 5-7-65  
Reconsidered*

# A BILL FOR

An Act to abolish the death penalty as a punishment for certain crimes and to substitute therefor imprisonment for life or a term of years.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 Section 1. Section six hundred ninety point two (690.2),  
2 Code 1962, is hereby amended by striking all of such section  
3 after the word "punished" in line eight (8) and by inserting in  
4 lieu thereof the words "by imprisonment for life at hard labor in  
5 the penitentiary or for a term of not less than fifty (50) years."

1 Sec. 2. Section six hundred ninety point five (690.5), Code  
2 1962, is hereby amended as follows:

3 1. By striking from line five (5) of such section the words  
4 "death or".

5 2. By inserting in line six (6) of such section after the word  
6 "penitentiary" the words "or for a term of not less than fifty  
7 (50) years".

1 Sec. 3. Section seven hundred six point three (706.3), Code  
2 1962, is hereby amended as follows:

3 1. By striking from line nineteen (19) of such section the  
4 words "with death or" and by inserting in lieu thereof the word  
5 "by".

6 2. By inserting in line twenty-one (21) of such section after  
7 the word "penitentiary" the words "or for a term of not less than  
8 fifty (50) years".

1 Sec. 4. Chapter seven hundred ninety-two (792), Code 1962, is  
2 hereby repealed.

## EXPLANATION OF HOUSE FILE 8

The purpose of this bill is to abolish capital punishment in Iowa. The penalties of life imprisonment and imprisonment for a term of years have been substituted for penalties for crimes which are now subject to capital punishment.

HOUSE FILE 8

- 1 Amend House File 8 by inserting in line five (5) of section  
 2 one (1) after the word "years" the following:  
 3 " ; except that, where such first degree murder is committed  
 4 while the perpetrator thereof is imprisoned for life as a result  
 5 of conviction under this section or section seven hundred six  
 6 point three (706.3) of the Code, or while attempting to escape  
 7 from such imprisonment, whether the murder is committed inside the  
 8 walls of the prison or while in flight outside such walls, such  
 9 murder shall be deemed murder in the first degree with aggravation  
 10 and shall be punished by death".

*lost 2/4  
ages 48  
page 66*

Filed  
January 28, 1965.

DOYLE of Woodbury.

HOUSE FILE 8

- 1 Amend House File 8 as follows:  
 2 1. Amend section one (1), line five (5), by striking the words  
 3 "or for a term of not less than fifty (50) years".  
 4 2. Amend section (2), by striking subsection two (2).  
 5 3. Amend section three (3), by striking subsection two (2).

*ages 102  
page 16  
Adopted 2/4*

Filed  
January 29, 1965.

REDFERN of Lee.

HOUSE FILE 8

- 1 Amend House File 8 as follows:  
 2 1. Amend section two (2) by adding thereto the following new  
 3 subsection:  
 4 "By adding at the end of such section the following new sentence:  
 5 'The jury or the court may provide that a person sentenced to life  
 6 imprisonment shall not be recommended for parole by the board of  
 7 parole and such provision shall be final.'  
 8 2. Amend section three (3) by adding thereto the following  
 9 new subsection.  
 10 "By adding at the end of such section the following new sentence:  
 11 'The jury or the court may provide that a person sentenced to life  
 12 imprisonment shall not be recommended for parole by the board of  
 13 parole and such provision shall be binding.'"

*lost 2/5/65*

Filed  
February 4, 1965.

BAILEY of Wright.

HOUSE FILE 8

- 1 Amend the amendment to House File 8 filed by Doyle of  
 2 Woodbury on January 28, 1965, by striking from line ten (10)  
 3 the word "shall" and inserting in lieu thereof the word  
 4 "may".

*Adopted 2/4  
ages 75  
page 36*

Filed  
February 4, 1965.

DOYLE of Woodbury.

HOUSE FILE 8

- 1 Amend the title to House File 8, lines two (2) and three  
 2 (3), by striking the words "or a term of years".

Filed and adopted  
February 5, 1965.

KORN of Harrison.

HOUSE FILE 8

- 1 Amend House File 8 as  
 2 follows:  
 3 1. Amend section 1 by inserting in line 5 after the word  
 4 "penitentiary" the following: " , except that the murder of a  
 5 peace officer who is killed in the performance of his duty shall  
 6 be punished with death or imprisonment for life at hard labor in  
 7 the penitentiary".  
 8 2. Amend by striking section 2.  
 9 3. Amend section 3 by adding the following subsection:  
 10 "2. By inserting in line twenty-one (21) of such section after  
 11 the word "penitentiary" the following: " , except that whoever  
 12 harms any person in the act of committing the crime of kidnaping  
 13 shall be punished with death or imprisonment for life at hard labor  
 14 in the penitentiary."  
 15 4. Amend by striking section 4.  
 16 5. Further amend by renumbering the sections in conformity  
 17 with this amendment.

*Division  
lost 2/18  
Div 2  
ages 5  
page 49 2/18*

Filed  
February 8, 1965.

By REPPERT.

HOUSE FILE 8

- 1 Amend the Reppert amendment to House File 8 by  
 2 striking lines 3 through 7, and by striking the words  
 3 "harms any person" in line 12, and inserting in lieu  
 4 thereof the words "commits the act of murder".

Filed and lost  
February 18, 1965.

B. RILEY.

*Vote on  
amendment  
ages 21  
page 35  
lost 2/18*