

*Do Pass 2/27 (p. 554)*

Human Resources  
Carr. Chair  
Gentleman  
Hall

~~OFFICE~~ 30 1924

Place On Calendar

HOUSE FILE 2170

BY COMMITTEE ON HUMAN  
RESOURCES

(Formerly Study Bill 531)

Passed House, Date 2-6-84 (p. 388) Passed Senate, Date 3-2-84 (p. 626)

Vote: Ayes 94 Nays 0 Vote: Ayes 41 Nays 0

Approved May 7, 1984

### A BILL FOR

1 An Act relating to duties and responsibilities of probation  
2 officers.

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

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HF 2170

1 Section 1. Section 801.4, subsection 7, paragraph d, Code  
2 Supplement 1983, is amended to read as follows:

3 ~~d. Probation-and-parole~~ Parole agents acting pursuant  
4 to section 906.2.

5 Sec. 2. Section 801.4, subsection 7, paragraph e, Code  
6 Supplement 1983, is amended to read as follows:

7 e. Probation officers acting pursuant to section 602.7202,  
8 subsection 4, and section 907.2.

9 Sec. 3. Section 906.2, Code 1983, is amended to read as  
10 follows:

11 906.2 PAROLE OFFICERS ~~AND-PROBATION-OFFICERS~~. Parole  
12 officers ~~and-probation-officers~~, while performing their duties  
13 as ~~such~~ parole officers, are peace officers and have all the  
14 powers and authority of peace officers. Parole officers ~~and~~  
15 ~~probation-officers~~ shall investigate all persons referred  
16 to them for investigation by the chief parole officer ~~or-by~~  
17 ~~any-court~~ to which they may be assigned or by the director  
18 of a judicial district department of correctional services.  
19 They shall furnish to each person released under their  
20 supervision a written statement of conditions. They shall  
21 keep informed of each person's conduct and condition and shall  
22 use all suitable methods to aid and encourage the person to  
23 bring about improvement in ~~his-or-her~~ the person's conduct  
24 or condition. Parole officers ~~and-probation-officers~~ shall  
25 keep records of their work, ~~shall~~ make reports as required  
26 ~~by-the-court~~, and ~~shall~~ perform other ~~such~~ duties as may be  
27 assigned to them by the chief parole officer ~~or-the-court~~  
28 or the director of a judicial district department of  
29 correctional services. They shall co-ordinate their work  
30 with that of other social welfare agencies which offer services  
31 of a corrective nature operating in the area to which they  
32 are assigned.

33 Sec. 4. Section 907.2, Code 1983, is amended by striking  
34 the section and inserting in lieu thereof the following:

35 907.2 PROBATION SERVICE--PROBATION OFFICERS. Pursuant

1 to designation by the court, probation services shall be pro-  
2 vided by the judicial district department of correctional  
3 services. Probation officers shall perform the duties as-  
4 signed to them by law and by the director of the judicial  
5 district department of correctional services.

6 Probation officers employed by the judicial district  
7 department of correctional services, while performing the  
8 duties prescribed by that department, are peace officers.  
9 Probation officers shall investigate all persons referred  
10 to them for investigation by the director of the judicial  
11 district department of correctional services which employs  
12 them. They shall furnish to each person released under their  
13 supervision or committed to a community corrections residential  
14 facility operated by the judicial district department of  
15 correctional services, a written statement of the conditions  
16 of probation or commitment. They shall keep informed of each  
17 person's conduct and condition and shall use all suitable  
18 methods prescribed by the judicial district department of  
19 correctional services to aid and encourage the person to bring  
20 about improvements in the person's conduct and condition.  
21 Probation officers shall keep records of their work and shall  
22 make reports to the court when alleged violations occur and  
23 within no less than thirty days before the period of probation  
24 will expire. Probation officers shall coordinate their work  
25 with other social welfare agencies which offer services of  
26 a corrective nature operating in the area to which they are  
27 assigned.

28 EXPLANATION

29 This bill provides for designation of the duties and re-  
30 sponsibilities of probation officers as assigned to them by  
31 law and by the director of the judicial district department  
32 of correctional services.

33 This bill takes effect July 1 following its enactment.

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HOUSE FILE 2170

AN ACT

RELATING TO DUTIES AND RESPONSIBILITIES OF PROBATION OFFICERS.

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

Section 1. Section 801.4, subsection 7, paragraph d, Code Supplement 1983, is amended to read as follows:

d. ~~Probation-and-parole~~ Parole agents acting pursuant to section 906.2.

Sec. 2. Section 801.4, subsection 7, paragraph e, Code Supplement 1983, is amended to read as follows:

e. Probation officers acting pursuant to section 602.7202, subsection 4, and section 907.2.

Sec. 3. Section 906.2, Code 1983, is amended to read as follows:

906.2 PAROLE OFFICERS ~~AND PROBATION OFFICERS~~. Parole officers ~~and probation officers~~, while performing their duties as ~~such parole officers~~, are peace officers and have all the powers and authority of peace officers. Parole officers ~~and probation officers~~ shall investigate all persons referred to them for investigation by the chief parole officer ~~or by any court~~ to which they may be assigned or by the director of a judicial district department of correctional services. They shall furnish to each person released under their supervision a written statement of conditions. They shall keep informed of each person's conduct and condition and shall use all suitable methods to aid and encourage the person to bring about improvement in ~~his or her~~ the person's conduct or condition. Parole officers ~~and probation officers~~ shall keep records of their work, ~~shall~~ make reports as required

~~by the court~~, and shall perform other ~~such~~ duties as may be assigned to them by the chief parole officer ~~or the court~~ or the director of a judicial district department of correctional services. They shall co-ordinate their work with that of other social welfare agencies which offer services of a corrective nature operating in the area to which they are assigned.

Sec. 4. Section 907.2, Code 1983, is amended by striking the section and inserting in lieu thereof the following:

907.2 PROBATION SERVICE--PROBATION OFFICERS. Pursuant to designation by the court, probation services shall be provided by the judicial district department of correctional services. Probation officers shall perform the duties assigned to them by law and by the director of the judicial district department of correctional services.

Probation officers employed by the judicial district department of correctional services, while performing the duties prescribed by that department, are peace officers. Probation officers shall investigate all persons referred to them for investigation by the director of the judicial district department of correctional services which employs them. They shall furnish to each person released under their supervision or committed to a community corrections residential facility operated by the judicial district department of correctional services, a written statement of the conditions of probation or commitment. They shall keep informed of each person's conduct and condition and shall use all suitable methods prescribed by the judicial district department of correctional services to aid and encourage the person to bring about improvements in the person's conduct and condition. Probation officers shall keep records of their work and shall make reports to the court when alleged violations occur and within no less than thirty days before the period of probation will expire. Probation officers shall coordinate their work with other social welfare agencies which offer services of

a corrective nature operating in the area to which they are assigned.

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DONALD D. AVENSON  
Speaker of the House

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ROBERT T. ANDERSON  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2170, Seventieth General Assembly.

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JOSEPH O'HERN  
Chief Clerk of the House

Approved May 7, 1984

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TERRY E. BRANSTAD  
Governor