

See Amendment 3/26/85 Do Pass 4/4 (p. 12327)
House File 641

JUDICIARY: Horn, Chair; Gentleman and Mann

MAR 15 1985

Place On Calendar

HOUSE FILE 641

BY COMMITTEE ON JUDICIARY
AND LAW ENFORCEMENT

(Formerly House Study Bill 293)

Passed House, Date 3-25-85 (p. 1036) Passed Senate, Date 4-22-85 (p. 1561)
Vote: Ayes 96 Nays 0 Vote: Ayes 46 Nays 1
Approved May 15, 1985

A BILL FOR

1 An Act relating to the violation of a custodial order and
2 providing penalties.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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HF 641

1 Section 1. Section 710.6, Code 1985, is amended to read as
2 follows:

3 710.6 VIOLATING CUSTODIAL ORDER.

4 Any A relative of a child who, acting in violation of any
5 an order of any court which fixes, permanently or temporarily,
6 the custody of such the child in another, takes and removes
7 ~~such-child-from-the-state,~~ and conceals the child's
8 ~~whereabouts-without-the-consent-of~~ child, within or outside
9 the state, from the person having lawful custody, commits a
10 class "D" felony.

11 ~~Any-parent-of-a-child-living-apart-from-the-other-parent~~
12 ~~who-takes-and-conceals-that-child-from-another-within-the~~
13 ~~state-in-violation-of-a-custodial-order-and-without-the-other~~
14 ~~parent's-consent-shall-be-guilty-of-a-serious-misdemeanor.~~

15 Any A parent of a child living apart from the other parent
16 who conceals that child in violation of a court order granting
17 visitation rights and without the other parent's consent,
18 ~~shall-be-guilty-of~~ commits a serious misdemeanor.

19 EXPLANATION

20 This bill provides that any relative, rather than just a
21 parent, who takes and conceals a child within or outside this
22 state in violation of a custodial order, commits a class "D"
23 felony.

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*2002
HF 641*

House 641
SENATE FILE _____

BY (PROPOSED GOVERNOR'S BILL)

Passed Senate, Date _____ Passed House, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

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HOUSE FILE 641

AN ACT
RELATING TO THE VIOLATION OF A CUSTODIAL ORDER AND PROVIDING
PENALTIES.

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

Section 1. Section 710.6, Code 1985, is amended to read as follows:

710.6 VIOLATING CUSTODIAL ORDER.

Any A relative of a child who, acting in violation of any
an order of any court which fixes, permanently or temporarily,
the custody of such the child in another, takes and removes
~~such child from the state, and~~ conceals the child's
~~whereabouts without the consent of child, within or outside~~
the state, from the person having lawful custody, commits a
class "D" felony.

~~Any parent of a child living apart from the other parent
who takes and conceals that child from another within the
state in violation of a custodial order and without the other
parent's consent shall be guilty of a serious misdemeanor.~~

Any A parent of a child living apart from the other parent
who conceals that child in violation of a court order granting

DONALD D. AVENSON
Speaker of the House

ROBERT T. ANDERSON
President of the Senate

I hereby certify that this bill originated in the House and
is known as House File 641, Seventy-first General Assembly.

Approved May 15, 1985

JOSEPH O'HERN
Chief Clerk of the House

TERRY E. BRANSTAD
Governor