

JAN 10 1989

HOUSE FILE 13

Judiciary & Law Enforcement  
Amend & ~~pass~~ per amend H-3250 2-28-89 (p. 602)

BY HATCH and MCKINNEY

Passed House, Date 3-7-89 (p. 673) Passed Senate, Date \_\_\_\_\_  
Vote: Ayes 91 Nays 5 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to conduct which endangers the physical health or  
2 safety of a student and which is a condition of association  
3 with a student group or organization, and providing penalties.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HOUSE FILE 13

H-3250

- 1 Amend House File 13 as follows:
- 2 1. Page 1, line 17, by striking the word
- 3 "serious" and inserting the following: "simple".
- 4 2. Page 1, by striking lines 18 through 20.
- 5 3. Page 1, lines 22 and 23, by striking the words
- 6 "class "D" felony" and inserting the following:
- 7 "serious misdemeanor".
- 8 4. By renumbering as necessary.

By COMMITTEE ON JUDICIARY AND  
LAW ENFORCEMENT  
JAY of Appanoose, Chairperson

H-3250 FILED FEBRUARY 28, 1989

*Adopted 3-7-89 (p. 673)*

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71-15

1 Section 1. NEW SECTION. 708.10 HAZING.

2 1. a. A person commits an act of hazing when the person  
3 intentionally or recklessly engages in any act or acts  
4 involving forced activity which endanger the physical health  
5 or safety of a student for the purpose of initiation or  
6 admission into, or affiliation with, any organization  
7 operating in connection with a school, college, or university.  
8 Prohibited acts include, but are not limited to, any brutality  
9 of a physical nature such as whipping, forced confinement, or  
10 any other forced activity which endangers the physical health  
11 or safety of the student.

12 b. For purposes of this section, "forced activity" means  
13 any activity which is a condition of initiation or admission  
14 into, or affiliation with, an organization, regardless of a  
15 student's willingness to participate in the activity.

325-16 2. A person who commits an act of hazing is guilty of a  
17 serious misdemeanor.

325-18 3. A person who commits an act of hazing which involves  
19 the use of a motor vehicle is guilty of an aggravated  
20 misdemeanor.

325-21 4. A person who commits an act of hazing which causes  
22 serious bodily injury to another is guilty of a class "D"  
23 felony.

24 EXPLANATION

25 This bill defines an act of hazing as any intentional or  
26 reckless conduct involving forced activity by a person which  
27 endangers the physical health or safety of a student, where  
28 the forced activity is a condition of association with a  
29 student group or organization. A person committing an act of  
30 hazing is guilty of a serious misdemeanor. If the act of  
31 hazing involves a motor vehicle the person is guilty of an  
32 aggravated misdemeanor. If serious bodily injury results, the  
33 person is guilty of a class "D" felony.

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Judiciary  
DO PASS H. 89 (p. 1258)

HOUSE FILE 13  
BY HATCH and MCKINNEY

(As Amended and Passed by the House March 7, 1989)

Passed House, Date 3/7/89 (p. 673) Passed Senate, Date 4/1/89 (p. 1345)  
Vote: Ayes 91 Nays 5 Vote: Ayes 46 Nays 2  
Approved 4-25-89 (p. 1960)

**A BILL FOR**

1 An Act relating to conduct which endangers the physical health or  
2 safety of a student and which is a condition of association  
3 with a student group or organization, and providing penalties.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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House Amendments \_\_\_\_\_  
Deleted Language \*

1 Section 1. NEW SECTION. 708.10 HAZING.

2 1. a. A person commits an act of hazing when the person  
3 intentionally or recklessly engages in any act or acts  
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9 of a physical nature such as whipping, forced confinement, or  
10 any other forced activity which endangers the physical health  
11 or safety of the student.

12 b. For purposes of this section, "forced activity" means  
13 any activity which is a condition of initiation or admission  
14 into, or affiliation with, an organization, regardless of a  
15 student's willingness to participate in the activity.

16 2. A person who commits an act of hazing is guilty of a  
17 simple misdemeanor.

\* 18 3. A person who commits an act of hazing which causes  
19 serious bodily injury to another is guilty of a serious  
20 misdemeanor.

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3. A person who commits an act of hazing which causes serious bodily injury to another is guilty of a serious misdemeanor.

HOUSE FILE 13

AN ACT

RELATING TO CONDUCT WHICH ENDANGERS THE PHYSICAL HEALTH OR SAFETY OF A STUDENT AND WHICH IS A CONDITION OF ASSOCIATION WITH A STUDENT GROUP OR ORGANIZATION, AND PROVIDING PENALTIES.

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

Section 1. NEW SECTION. 708.10 HAZING.

1. a. A person commits an act of hazing when the person intentionally or recklessly engages in any act or acts involving forced activity which endanger the physical health or safety of a student for the purpose of initiation or admission into, or affiliation with, any organization operating in connection with a school, college, or university. Prohibited acts include, but are not limited to, any brutality of a physical nature such as whipping, forced confinement, or any other forced activity which endangers the physical health or safety of the student.

b. For purposes of this section, "forced activity" means any activity which is a condition of initiation or admission into, or affiliation with, an organization, regardless of a student's willingness to participate in the activity.

2. A person who commits an act of hazing is guilty of a simple misdemeanor.

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DONALD D. AVENSON  
Speaker of the House

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JO ANN ZIMMERMAN  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 13, Seventy-third General Assembly.

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JOSEPH O'HERN  
Chief Clerk of the House

Approved April 25, 1989

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TERRY E. BRANSTAD  
Governor

HF 13