

Do Pass 2/8 (p. 349)
Sen Judiciary 2/23 Do Pass 3/12 (p. 986)

JAN 17 1990

Judiciary & Law Enforcement

HOUSE FILE 2109

BY TEAFORD

Passed House, Date 2/19/90 (p. 437) Passed Senate, Date 3/14/90 (p. 1073)

Vote: Ayes 93 Nays 0 Vote: Ayes 43 Nays 0

Approved March 26, 1990

A BILL FOR

1 An Act relating to computer data storage of records of a criminal
2 justice agency after acquittal or dismissal of charges.

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

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HF 2109

1 Section 1. Section 692.17, Code 1989, is amended to read
2 as follows:

3 692.17 EXCLUSIONS.

4 Criminal history data in a computer data storage system
5 shall not include arrest or disposition data after the person
6 has been acquitted or the charges dismissed.

7 For the purposes of this section, "criminal history data"
8 includes information maintained by any criminal justice agency
9 if the information otherwise meets the definition of criminal
10 history data set forth in section 692.1.

11 EXPLANATION

12 The bill expands the coverage of section 692.17. Under
13 current law, arrest and disposition data concerning a person
14 shall not be included in a computer data storage system after
15 acquittal or dismissal of the charges, when the information is
16 being maintained by the department of public safety or the
17 department's division of criminal investigation or bureau of
18 identification. The bill expands coverage pursuant to section
19 692.17 to include information maintained by any criminal
20 justice agency.

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if the information otherwise meets the definition of criminal history data set forth in section 692.1.

HOUSE FILE 2109

AN ACT

RELATING TO COMPUTER DATA STORAGE OF RECORDS OF A CRIMINAL JUSTICE AGENCY AFTER ACQUITTAL OR DISMISSAL OF CHARGES.

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

Section 1. Section 692.17, Code 1989, is amended to read as follows:

692.17 EXCLUSIONS.

Criminal history data in a computer data storage system shall not include arrest or disposition data after the person has been acquitted or the charges dismissed.

For the purposes of this section, "criminal history data" includes information maintained by any criminal justice agency

DONALD D. AVENSON
Speaker of the House

JO ANN ZIMMERMAN
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2109, Seventy-third General Assembly.

Approved March 26, 1990

JOSEPH O'HERN
Chief Clerk of the House

TERRY E. BRANSTAD
Governor

HF 2109