

Senate (P. 1233) 4/13/93 Amended Passed
S-3480

HOUSE FILE 451
BY COMMITTEE ON JUDICIARY AND
LAW ENFORCEMENT

MAR 9 1993

Place On Calendar

(SUCCESSOR TO HSB 131)

Passed House, Date ^(P.639) 3-15-93 Passed Senate, Date ^(P.1233) 4/20/93
Vote: Ayes 99 Nays 1 Vote: Ayes 48 Nays 0
Approved May 4, 1993

A BILL FOR

1 An Act relating to certain reports required to be reported by, or
2 to, sheriffs and other law enforcement agencies.

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

- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22

HF 451

1 Section 1. Section 100A.1, subsection 1, Code 1993, is
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. i. The sheriff of the county in which the
4 fire occurs.

5 Sec. 2. Section 147.111, Code 1993, is amended to read as
6 follows:

7 147.111 REPORT OF TREATMENT OF WOUNDS.

8 Any person licensed under the provisions of this subtitle,
9 excluding chapters 152B and 152C, who shall administer any
10 treatment to any person suffering an injury of violence, which
11 appears to have been received in connection with the
12 commission of a criminal offense, or to whom an application is
13 made for treatment of any nature because of any such injury of
14 violence, shall at once but not later than twelve hours
15 thereafter, report ~~said~~ that fact to the ~~sheriff-of-the-county~~
16 ~~in-which-said~~ law enforcement agency within whose jurisdiction
17 the treatment was administered or an application therefor was
18 made, or if ascertainable, to the law enforcement agency in
19 whose jurisdiction the violent act occurred, stating therein
20 the name of such person, the person's residence if
21 ascertainable, and giving a brief description of the injury.
22 Any provision of law or rule of evidence relative to
23 confidential communications is suspended insofar as the
24 provisions hereof are concerned.

25 Sec. 3. Section 147.112, Code 1993, is amended to read as
26 follows:

27 147.112 REPORT BY SHERIFF LAW ENFORCEMENT AGENCY.

28 The ~~sheriff-of-any-county~~ law enforcement agency who has
29 received any report required by this chapter and who has any
30 reason to believe that the person injured was involved in the
31 commission of any crime, either as perpetrator or victim,
32 shall at once ~~report-said-fact-giving-all-the-details~~
33 ~~relative-thereto-to-the-chief-of-the-bureau-of-investigation~~
34 commence an investigation into the circumstances of the injury
35 of violence and make a report of the investigation to the

1 county attorney in whose jurisdiction the violent act
2 occurred. No-sheriff Law enforcement personnel shall not
3 divulge any information received under the provisions of this
4 section and section 147.111 to any person other than a law
5 enforcing officer, and then only in connection with the
6 investigation of the alleged commission of a crime.

7 EXPLANATION

8 This bill adds sheriffs departments to the list of
9 authorized agencies to which arson information must be
10 released. The bill also provides that health practitioners
11 are to notify the law enforcement agency responsible for the
12 jurisdiction in which a wound occurred, if it can be
13 determined, rather than the sheriff, and that the law
14 enforcement agency is to make its report to the county
15 attorney instead of the division of criminal investigation.

16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

HOUSE FILE 451

H-3213

1 Amend House File 451 as follows:

2 1. Page 1, line 10, by striking the words "an
3 injury of violence" and inserting the following: "an
4 injury-of-violence a serious injury, as defined in
5 section 702.18".

6 2. Page 1, lines 13 and 14, by striking the words
7 "any such injury of violence" and inserting the
8 following: "any-such-injury-of-violence a serious
9 injury as defined in section 702.18".

10 3. Page 1, line 19, by striking the words
11 "violent act occurred, stating therein" and inserting
12 the following: "serious injury occurred, stating
13 therein".

14 4. Page 1, line 21, by inserting after the word
15 "the" the following: "serious".

16 5. Page 1, line 24, by striking the word "hereof"
17 and inserting the following: "hereof of this
18 section".

19 6. Page 1, lines 34 and 35, by striking the words
20 "injury of violence" and inserting the following:
21 "serious injury".

22 7. Page 2, line 1, by striking the words "violent
23 act" and inserting the following: "serious injury".

By McNEAL of Hardin

H-3213 FILED MARCH 10, 1993

2-15-93
ADOPTED



HOUSE FILE 451
BY COMMITTEE ON JUDICIARY AND
LAW ENFORCEMENT

(SUCCESSOR TO HSB 131)

(As Amended and Passed by the House March 15, 1993)

Re-Passed House, Date 4/27/93 (p.1691) Passed Senate, ^(p.1233) Date 4/20/93
Vote: Ayes 99 Nays 0 Vote: Ayes 48 Nays 0
Approved May 4, 1993

A BILL FOR

1 An Act relating to certain reports required to be reported by, or
2 to, sheriffs and other law enforcement agencies.

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

- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20

House Amendments _____

1 Section 1. Section 100A.1, subsection 1, Code 1993, is
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. i. The sheriff of the county in which the
4 fire occurs.

5 Sec. 2. Section 147.111, Code 1993, is amended to read as
6 follows:

7 147.111 REPORT OF TREATMENT OF WOUNDS.

8 Any person licensed under the provisions of this subtitle,
9 excluding chapters 152B and 152C, who shall administer any
10 treatment to any person suffering an-injury-of-violence a
11 serious injury, as defined in section 702.18, which appears to
12 have been received in connection with the commission of a
13 criminal offense, or to whom an application is made for
14 treatment of any nature because of any-such-injury-of-violence
15 a serious injury as defined in section 702.18, shall at once
16 but not later than twelve hours thereafter, report ~~said~~ that
17 fact to the ~~sheriff-of-the-county-in-which-said~~ law
18 enforcement agency within whose jurisdiction the treatment was
19 administered or an application therefor was made, or if
20 ascertainable, to the law enforcement agency in whose
21 jurisdiction the serious injury occurred, stating ~~therein~~ the
22 name of such person, the person's residence if ascertainable,
23 and giving a brief description of the serious injury. Any
24 provision of law or rule of evidence relative to confidential
25 communications is suspended insofar as the provisions hereof
26 of this section are concerned.

27 Sec. 3. Section 147.112, Code 1993, is amended to read as
28 follows:

29 147.112 REPORT BY SHERIFF LAW ENFORCEMENT AGENCY.

30 The ~~sheriff-of-any-county~~ law enforcement agency who has
31 received any report required by this chapter and who has any
32 reason to believe that the person injured was involved in the
33 commission of any crime, either as perpetrator or victim,
34 shall at once ~~report-said-fact,-giving-all-the-details~~
35 ~~relative-thereto-to-the-chief-of-the-bureau-of-investigation~~

1 commence an investigation into the circumstances of the
2 serious injury and make a report of the investigation to the
3 county attorney in whose jurisdiction the serious injury
4 occurred. No-sheriff Law enforcement personnel shall not
5 divulge any information received under the provisions of this
6 section and section 147.111 to any person other than a law
7 enforcing officer, and then only in connection with the
8 investigation of the alleged commission of a crime.

9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

HOUSE FILE 451

3480

Amend House File 451, as amended, passed, and re-
 2 printed by the House, as follows:
 3 1. Page 1, line 11, by striking the words
 4 "serious injury," and inserting the following:
 5 "gunshot or stab wound or other serious bodily
 6 injury,".
 7 2. Page 1, line 15, by striking the words
 8 "serious injury" and inserting the following:
 9 "gunshot or stab wound or other serious bodily
 10 injury,".
 11 3. Page 1, line 21, by striking the words
 12 "serious injury" and inserting the following:
 13 "gunshot or stab wound or other serious bodily
 14 injury".
 15 4. Page 1, line 23, by striking the word
 16 "serious" and inserting the following: "gunshot or
 17 stab wound or other serious bodily".
 18 5. Page 2, line 2, by striking the word "serious"
 19 and inserting the following: "gunshot or stab wound
 20 or other serious bodily".
 21 6. Page 2, line 3, by striking the word "serious"
 22 and inserting the following: "gunshot or stab wound
 23 or other serious bodily".

By COMMITTEE ON JUDICIARY
AL STURGEON, Chairperson

-3480 FILED APRIL 13, 1993

Adopted
4/20/93
(P.1233)

HOUSE FILE 451

S-3512

1 Amend the amendment, S-3480, to House File 451, as
 2 amended, passed, and reprinted by the House, as
 3 follows:
 4 1. Page 1, by striking lines 7 through 10 and
 5 inserting the following:
 6 "any such gunshot or
 7 stab wound or other serious injury of violence,".
 8 and inserting the following: "any such gunshot or
 9 stab wound or other serious injury of violence,".
 By RALPH ROSENBERG

S-3512 FILED APRIL 19, 1993

Adopted
4/20/93
(P.1233)

SENATE AMENDMENT TO HOUSE FILE 451

H-4075

- 1 Amend House File 451, as amended, passed, and re-
2 printed by the House, as follows:
- 3 1. Page 1, line 11, by striking the words
4 "serious injury," and inserting the following:
5 "gunshot or stab wound or other serious bodily
6 injury,".
- 7 2. Page 1, lines 14 and 15, by striking the words
8 "any-such-injury-of-violence a serious injury" and
9 inserting the following: "any such gunshot or stab
10 wound or other serious injury of-violence,".
- 11 3. Page 1, line 21, by striking the words
12 "serious injury" and inserting the following:
13 "gunshot or stab wound or other serious bodily
14 injury".
- 15 4. Page 1, line 23, by striking the word
16 "serious" and inserting the following: "gunshot or
17 stab wound or other serious bodily".
- 18 5. Page 2, line 2, by striking the word "serious"
19 and inserting the following: "gunshot or stab wound
20 or other serious bodily".
- 21 6. Page 2, line 3, by striking the word "serious"
22 and inserting the following: "gunshot or stab wound
23 or other serious bodily".

RECEIVED FROM THE SENATE

H-4075 FILED APRIL 20, 1993

House concurred 4/27/93 (p. 1691)

HSB 131

Judiciary & Law Enforcement

Boddicker, Chair
Martin
Beatty

HOUSE FILE 451
BY (PROPOSED COMMITTEE ON
JUDICIARY AND LAW
ENFORCEMENT BILL BY
CHAIRPERSON McNEAL)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to certain reports required to be reported by, or
2 to, sheriffs and other law enforcement agencies.

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

- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22

1 Section 1. Section 100A.1, subsection 1, Code 1993, is
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. i. The sheriff of the county in which the
4 fire occurs.

5 Sec. 2. Section 147.111, Code 1993, is amended to read as
6 follows:

7 147.111 REPORT OF TREATMENT OF WOUNDS.

8 Any person licensed under the provisions of this subtitle,
9 excluding chapters 152B and 152C, who shall administer any
10 treatment to any person suffering an injury of violence, which
11 appears to have been received in connection with the
12 commission of a criminal offense, or to whom an application is
13 made for treatment of any nature because of any such injury of
14 violence, shall at once but not later than twelve hours
15 thereafter, report ~~said~~ that fact to the ~~sheriff-of-the-county~~
16 in-which-said law enforcement agency within whose jurisdiction
17 the treatment was administered or an application therefor was
18 made, or if ascertainable, to the law enforcement agency in
19 whose jurisdiction the violent act occurred, stating therein
20 the name of such person, the person's residence if
21 ascertainable, and giving a brief description of the injury.
22 Any provision of law or rule of evidence relative to
23 confidential communications is suspended insofar as the
24 provisions hereof are concerned.

25 Sec. 3. Section 147.112, Code 1993, is amended to read as
26 follows:

27 147.112 REPORT BY SHERIFF.

28 The ~~sheriff-of-any-county~~ law enforcement agency who has
29 received any report required by this chapter and who has any
30 reason to believe that the person injured was involved in the
31 commission of any crime, either as perpetrator or victim,
32 shall at once ~~report-said-fact,-giving-all-the-details~~
33 relative-thereto-to-the-chief-of-the-bureau-of-investigation
34 commence an investigation into the circumstances of the injury
35 of violence and make a report of the investigation to the

1 county attorney in whose jurisdiction the violent act
2 occurred. No-sheriff Law enforcement personnel shall not
3 divulge any information received under the provisions of this
4 section and section 147.111 to any person other than a law
5 enforcing officer, and then only in connection with the
6 investigation of the alleged commission of a crime.

7 EXPLANATION

8 This bill adds sheriffs departments to the list of
9 authorized agencies to which arson information must be
10 released. The bill also provides that health practitioners
11 are to notify the law enforcement agency responsible for the
12 jurisdiction in which a wound occurred, if it can be
13 determined, rather than the sheriff, and that the law
14 enforcement agency is to make its report to the county
15 attorney instead of the division of criminal investigation.

16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

HOUSE FILE 451

AN ACT

RELATING TO CERTAIN REPORTS REQUIRED TO BE REPORTED BY, OR TO,
SHERIFFS AND OTHER LAW ENFORCEMENT AGENCIES.

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

Section 1. Section 100A.1, subsection 1, Code 1993, is amended by adding the following new paragraph:

NEW PARAGRAPH. i. The sheriff of the county in which the fire occurs.

Sec. 2. Section 147.111, Code 1993, is amended to read as follows:

147.111 REPORT OF TREATMENT OF WOUNDS.

Any person licensed under the provisions of this subtitle, excluding chapters 152B and 152C, who shall administer any

treatment to any person suffering an injury of violence a gunshot or stab wound or other serious bodily injury, as defined in section 702.18, which appears to have been received in connection with the commission of a criminal offense, or to whom an application is made for treatment of any nature because of any such gunshot or stab wound or other serious injury of violence, as defined in section 702.18, shall at once but not later than twelve hours thereafter, report said that fact to the sheriff-of-the-county-in-which-said law enforcement agency within whose jurisdiction the treatment was administered or an application therefor was made, or if ascertainable, to the law enforcement agency in whose jurisdiction the gunshot or stab wound or other serious bodily injury occurred, stating therein the name of such person, the person's residence if ascertainable, and giving a brief description of the gunshot or stab wound or other serious bodily injury. Any provision of law or rule of evidence relative to confidential communications is suspended insofar as the provisions hereof of this section are concerned.

Sec. 3. Section 147.112, Code 1993, is amended to read as follows:

147.112 REPORT BY SHERIFF LAW ENFORCEMENT AGENCY.

The sheriff-of-any-county law enforcement agency who has received any report required by this chapter and who has any reason to believe that the person injured was involved in the commission of any crime, either as perpetrator or victim, shall at once report-said-fact, giving-all-the-details relative-thereto-to-the-chief-of-the-bureau-of-investigation commence an investigation into the circumstances of the gunshot or stab wound or other serious bodily injury and make a report of the investigation to the county attorney in whose jurisdiction the gunshot or stab wound or other serious bodily injury occurred. No-sheriff law enforcement personnel shall not divulge any information received under the provisions of this section and section 147.111 to any person other than a

law enforcing officer, and then only in connection with the investigation of the alleged commission of a crime.

HAROLD VAN MAANEN
Speaker of the House

LEONARD L. BOSWELL
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 451, Seventy-fifth General Assembly.

ELIZABETH ISAACSON
Chief Clerk of the House

Approved May 4, 1993

TERRY E. BRANSTAD
Governor