

FEB 16 1996
JUDICIARY

HOUSE FILE 2239
BY LARSON

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

A BILL FOR

1 An Act relating to the penalty for persons who commit felony sex
2 offenses.

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

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HF 2239

1 Section 1. NEW SECTION. 902.12 MINIMUM SENTENCE --
2 COMMUNITY-BASED CORRECTIONS -- REPEAT SEX OFFENDERS.

3 1. A person serving a sentence for a conviction of a
4 violation of section 709.3, 709.4, 709.7, 709.8, a felony
5 violation of section 709.11, or a violation punishable under
6 section 709.15, subsection 2, shall be denied parole unless
7 the person has served at least eighty-five percent of the
8 maximum term of the person's sentence.

9 2. A person who has completed at least eighty-five percent
10 of the person's sentence under subsection 1, and who is
11 released on parole, shall be assigned to the judicial district
12 department of correctional services for the district in which
13 the person will reside for the remaining term of the person's
14 sentence while on parole.

15 3. A person who is convicted for a second or subsequent
16 felony violation of chapter 709 shall be sentenced to life in
17 prison on the same terms as a class "A" felon under section
18 902.1, notwithstanding any other provision of the Code to the
19 contrary.

20 EXPLANATION

21 This bill provides that a person who commits a felony
22 violation of chapter 709 (sexual abuse and related provisions)
23 is required to serve at least 85 percent of the person's
24 sentence prior to parole. Upon parole, the person is required
25 to be assigned to the judicial district department of
26 correctional services for the remainder of the person's term
27 of sentence.

28 The bill also provides that a person who is convicted of a
29 second or subsequent felony violation of chapter 709 shall be
30 sentenced to life in prison.

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