

FEB 28 1996
JUDICIARY

HOUSE FILE 2391
BY KREIMAN

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

A BILL FOR

1 An Act authorizing public access to certain criminal conviction
2 data.

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

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HF 2391

1 Section 1. Section 692.2, subsection 1, unnumbered
2 paragraph 1, Code Supplement 1995, is amended to read as
3 follows:

4 Except in cases in which members of the department are
5 participating in an investigation or arrest or as provided in
6 subsection 1A, the department and bureau may provide copies or
7 communicate information from criminal history data only to the
8 following:

9 Sec. 2. Section 692.2, Code Supplement 1995, is amended by
10 adding the following new subsection:

11 NEW SUBSECTION. 1A. The department and bureau may provide
12 conviction data to a person who requests the information in
13 writing. The request must identify the person requesting the
14 conviction data and must identify the person whose conviction
15 data is being sought by name and date of birth.

16 Sec. 3. Section 692.2, subsection 6, unnumbered paragraph
17 1, Code Supplement 1995, is amended to read as follows:

18 The department may charge a fee to any nonlaw-enforcement
19 person or agency to conduct criminal history record checks and
20 otherwise administer this section and other sections of the
21 Code providing access to criminal history records. The fee
22 shall be set by the commissioner of public safety equal to the
23 cost incurred not to exceed twenty dollars for each individual
24 check requested. Notwithstanding any other limitation, the
25 department is authorized to use revenues generated from the
26 fee to employ clerical personnel to process criminal history
27 checks for nonlaw-enforcement purposes.

28 EXPLANATION

29 This bill provides that the department of public safety's
30 division of criminal investigation and bureau of
31 identification may release criminal conviction data regarding
32 a person upon written request of another person. The request
33 must specifically identify the person whose criminal
34 conviction data is requested by name and date of birth and
35 must identify the person requesting the data. The department

1 may charge a person a fee to provide the data.

2 Conviction data is information that a person was convicted
3 of or plead guilty to a public offense. It includes the date
4 and location of the offense and the place and court of
5 conviction.

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