

MAR 24 1995

JUDICIARY

HOUSE FILE 543

BY HARRISON

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

A BILL FOR

1 An Act relating to employment of a truant child during the school
 2 day and providing a penalty.

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

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HF 543

1 Section 1. Section 92.19, unnumbered paragraphs 2, 3, and
2 4, Code 1995, are amended to read as follows:

3 No person shall willfully make, certify to, or cause to be
4 made or certified any statement, certificate, or other paper
5 for the purpose of procuring the employment of any person in
6 violation of this chapter or section 299.12.

7 No person shall make, file, execute, or deliver any
8 statement, certificate, or other paper containing false
9 statements for the purpose of procuring employment of any
10 person in violation of this chapter or section 299.12.

11 No person, firm, or corporation, or any agent thereof shall
12 willfully conceal or permit a person to be employed in
13 violation of this chapter or section 299.12.

14 Sec. 2. Section 299.6, unnumbered paragraph 1, Code 1995,
15 is amended to read as follows:

16 Any person who violates a mediation agreement under section
17 299.5A, who is referred for prosecution under section 299.5A
18 and is convicted of a violation of any of the provisions of
19 sections 299.1 through 299.5, who violates any of the
20 provisions of sections 299.1 through 299.5, who employs a
21 child in violation of section 299.12, or who refuses to
22 participate in mediation under section 299.5A, for a first
23 offense, is guilty of a simple misdemeanor.

24 Sec. 3. NEW SECTION. 299.12 EMPLOYMENT OF TRUANT DURING
25 SCHOOL DAY PROHIBITED.

26 A person having custody or control of a child of compulsory
27 school age shall not knowingly employ the child or allow the
28 child to be employed, with or without consideration, during
29 the hours of the school day in which the child is required to
30 attend school as provided in this chapter.

31 EXPLANATION

32 This bill provides that a person having custody or control
33 of a child of compulsory school age who knowingly employs the
34 child or allows the child to be employed, with or without
35 consideration, during the hours of the school day in which the

1 child is required to attend school is guilty of a simple
2 misdemeanor. The same penalty is also applied to a person who
3 willfully makes, certifies to, or causes to be made or
4 certified any statement, certificate, or other paper for the
5 purpose of procuring the employment of the child; to a person
6 who makes, files, executes, or delivers any statement,
7 certificate, or other paper containing false statements for
8 the purpose of procuring employment of the child; and to a
9 person, firm, or corporation, or any agent who willfully
10 conceals or permits a child to be employed in violation of
11 this provision.

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