

FEB 5 1997
JUDICIARY

HOUSE FILE 158
BY BRADLEY

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

A BILL FOR

1 An Act to prohibit the intentional tossing, throwing, or
2 expelling of bodily fluids or material on jail or correctional
3 employees by inmates, and providing penalties.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 158

1 Section 1. NEW SECTION. 708.12 THROWING OR EXPELLING
2 BODILY FLUIDS OR MATERIAL ON JAIL OR CORRECTIONAL FACILITY
3 EMPLOYEES -- PENALTY.

4 An inmate of a jail or correctional facility commits a
5 serious misdemeanor if all of the following occur:

6 1. The inmate tosses, throws, or expels blood, seminal
7 fluid, urine, or feces.

8 2. The act is committed with the intent to harm, harass,
9 annoy, threaten, or alarm a person whom the inmate knows or
10 reasonably should have known is an employee of the jail or
11 correctional facility.

12 3. The employee comes into contact with the blood, seminal
13 fluid, urine, or feces.

14 EXPLANATION

15 This bill establishes a new serious misdemeanor for the
16 intentional tossing, throwing, or expelling of blood, seminal
17 fluid, urine, or feces by inmates on employees of a jail or
18 correctional facility. In order for the offense to be
19 established, the inmate must have tossed, thrown, or expelled
20 blood, seminal fluid, urine, or feces; the act must have been
21 committed with the intent to harm, harass, annoy, threaten, or
22 alarm a jail or correctional facility employee; and the
23 employee must have come into contact with the blood, seminal
24 fluid, urine, or feces. Serious misdemeanors are punishable
25 by imprisonment of not more than one year and a fine of at
26 least \$250 but not more than \$1,500.

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