

FEB 10 1997  
JUDICIARY

HOUSE FILE 177  
BY WARNSTADT

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to reality education substance abuse prevention  
2 programs, by making the program available to all persons  
3 regardless of age and removing a consent requirement.

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

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HF 177

1 Section 1. Section 321J.24, subsection 2, Code 1997, is  
2 amended to read as follows:

3 2. A reality education substance abuse prevention program  
4 is established in those judicial districts where the chief  
5 judge of the judicial district authorizes participation in the  
6 program. Upon a conviction or adjudication for a violation of  
7 section 321J.2, or the entry of a deferred judgment concerning  
8 a violation of section 321J.2, the court or juvenile court,  
9 ~~with the consent of the defendant or delinquent child,~~ may  
10 order ~~a defendant who is sixteen years of age or older but~~  
11 ~~under the age of twenty-one or delinquent child who is sixteen~~  
12 ~~years of age or older to participate~~ participation in the  
13 reality education substance abuse prevention program as a term  
14 and condition of probation or disposition in addition to any  
15 other term or condition of probation or disposition required  
16 or authorized by law. The court or juvenile court shall  
17 require the defendant or delinquent child to abstain from  
18 consuming any controlled substance, alcoholic liquor, wine, or  
19 beer before reaching age twenty-one while participating in the  
20 program.

21 EXPLANATION

22 This bill deletes language which restricts the reality  
23 education substance abuse prevention programs to defendants  
24 who are 16 years of age or older, but under the age of 21 or  
25 to delinquent children who are 16 years of age or older. The  
26 bill also deletes language which requires a defendant to  
27 consent to participation in the program in order for the court  
28 to order program participation.

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