

FEB 25 1998
Place On Calendar

HOUSE FILE **2455**
BY COMMITTEE ON HUMAN RESOURCES

(SUCCESSOR TO HSB 596)

Passed House, Date ^(P.580) 3/10/98 Passed Senate, Date _____
Vote: Ayes 93 Nays 0 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to involvement of federal military installations
2 with child abuse assessments.

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

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HF 2455

1 Section 1. Section 232.71B, subsection 3, as enacted by
2 1997 Iowa Acts, chapter 35, section 6, is amended to read as
3 follows:

4 3. INVOLVEMENT OF LAW ENFORCEMENT. The department shall
5 apply a protocol, developed with representatives of law
6 enforcement agencies at the local level, to work jointly with
7 law enforcement agencies in performing assessment and
8 investigative processes for child abuse reports in which a
9 criminal act harming a child is alleged. The department shall
10 apply a similar protocol, developed with authorities of
11 federal military installations, for child abuse reports which
12 allege involvement of federal military installation personnel.
13 The county attorney and appropriate law enforcement agencies
14 shall also take any other lawful action which may be necessary
15 or advisable for the protection of the child. If a report is
16 determined not to constitute a child abuse allegation, but a
17 criminal act harming a child is alleged, the department shall
18 immediately refer the matter to the appropriate law
19 enforcement agency or authorities of a federal military
20 installation.

21 Sec. 2. Section 232.71B, subsection 7, paragraph a, as
22 enacted by 1997 Iowa Acts, chapter 35, section 6, is amended
23 to read as follows:

24 a. The department may request information and cooperation
25 from any person believed to have knowledge of a child abuse
26 case, including but not limited to the authorities of a
27 federal military installation. The county attorney, any law
28 enforcement or social services agency in the state, and any
29 mandatory reporter, whether or not the reporter made the
30 specific child abuse report, shall cooperate and assist in the
31 assessment upon the request of the department.

32 Sec. 3. Section 232.72, Code 1997, is amended by adding
33 the following new unnumbered paragraph:

34 NEW UNNUMBERED PARAGRAPH. If a child abuse report is made
35 concerning a child residing on a federal military

1 installation, the department's local office located nearest to
2 the installation shall be responsible for responding to the
3 report. The local office shall respond in conjunction with a
4 federal military installation authority.

5 Sec. 4. Section 235A.15, subsection 2, paragraph b,
6 subparagraph (3), Code Supplement 1997, as amended by 1997
7 Iowa Acts, chapter 176, section 33, is amended to read as
8 follows:

9 (3) To a law enforcement officer or to the authorities of
10 a federal military installation responsible for assisting in
11 an assessment of a child abuse allegation or for the temporary
12 emergency removal of a child from the child's home.

13 Sec. 5. Section 235A.15, subsection 2, paragraph e,
14 subparagraph (4), Code Supplement 1997, is amended to read as
15 follows:

16 (4) To a legally constituted child protection agency of
17 another state or to a federal military installation authority
18 which is investigating or assessing or treating a child named
19 in a report as having been abused or which is investigating or
20 assessing or treating a person named as having abused a child.

21 EXPLANATION

22 This bill relates to child protection by providing for
23 involvement of federal military installation authorities with
24 child abuse assessments.

25 Iowa Code section 232.71B, which becomes effective July 1,
26 1998, and which provides for child abuse assessments by the
27 department of human services, is amended to require that the
28 department apply a protocol for working with federal military
29 installation authorities on child abuse reports involving
30 federal military installation personnel. This section is also
31 amended to authorize the department to request information
32 from federal military installation personnel believed to have
33 knowledge of a child abuse case.

34 Iowa Code section 232.72 is amended to provide that if a
35 child abuse report is made concerning a child residing on a

1 federal military installation, the department's local office
2 located nearest to the installation is responsible for
3 responding to the report. The local office is to respond in
4 conjunction with a federal military installation authority.
5 Iowa Code section 235A.15, relating to access to child
6 abuse information, is amended to provide access to a federal
7 military installation authority assisting in an assessment or
8 investigation of a child abuse allegation.

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HSB 596
HUMAN RESOURCES

Boddicker, Chr
Carroll
Murphy

Succeeded By
SF (HF) 2455

SENATE/HOUSE FILE _____
BY (PROPOSED DEPARTMENT OF
HUMAN SERVICES BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
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DEPARTMENT OF HUMAN SERVICES

TERRY E. BRANSTAD, GOVERNOR
CHARLES M. PALMER, DIRECTOR

TO: Members of the General Assembly

FR: Department of Human Services

The Department of Human Services is proposing legislation related to the child abuse assessments program. The Department is responsible for conducting child abuse assessments upon receipt of a report of child abuse.

This proposal will allow the department to specifically include a protocol for working with federal military installations authorities when the department received a report of child abuse involving a federal military installation personnel. This proposal also amends the Code to authorize the department to request information from federal military installations personnel believed to have knowledge of a child abuse case.

The Iowa Code section 232.72 would be amended to provide that if a report of child abuse is made concerning a child residing on a federal military installation, the department's local office located nearest to the installation is responsible for responding to the report. The local office is to respond in conjunction with federal military installation authority. Iowa Code section 235A.15 relating to access to child abuse information, is amended to provide access to a federal military installation authority assisting in an assessment or investigation of a child abuse allegation.