

Senate Study Bill 113

Bill Text

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1 1 Section 1. Section [80B.11](#), subsection 1, Code 1997, is
1 2 amended to read as follows:
1 3 1. a. Minimum entrance requirements, course of study,
1 4 attendance requirements, and equipment and facilities required
1 5 at approved law enforcement training schools. Minimum age
1 6 requirements for entrance to approved law enforcement training
1 7 schools shall be eighteen years of age.
1 8 b. Minimum course of study requirements shall include a
1 9 separate domestic abuse curriculum, which

~~may include, but is~~

~~not limited to,~~
~~shall include a minimum of twelve hours of~~
1 11 instruction on domestic abuse dynamics and domestic abuse law,
1 12 including outside speakers from domestic abuse shelters and
1 13 crime victim assistance organizations.

1 14 Sec. 2. Section [80B.11](#), subsection 3, Code 1997, is
1 15 amended by adding the following new unnumbered paragraph:
1 16 NEW UNNUMBERED PARAGRAPH. In-service training under this
1 17 subsection shall also include at least four hours of mandatory
1 18 instruction per year on domestic abuse dynamics and domestic
1 19 abuse law.

1 20 Sec. 3. Section [236.12](#), Code 1997, is amended by adding
1 21 the following new subsection:

1 22 NEW SUBSECTION. 3A. Incident to an arrest for domestic
1 23 abuse assault pursuant to this section or section 708.2A, a
1 24 peace officer:

1 25 a. Shall seize all weapons alleged to have been involved
1 26 in, or threatened to have been used in, the commission of the
1 27 assault.

1 28 b. May seize a weapon that is within the plain view of the
1 29 peace officer, or that was discovered pursuant to a consensual
1 30 search, as necessary for the protection of the peace officer
1 31 or other persons.

1 32 All weapons seized pursuant to this subsection are subject
1 33 to forfeiture, pursuant to section 809A.4.

1 34 Sec. 4. IMPLEMENTATION OF ACT. Section 25B.2, subsection
1 35 3, shall not apply to this Act.

2 1 EXPLANATION
2 2 This bill amends Code section 80B.11 to require 12 hours of
2 3 domestic abuse training within the regular curriculum of the
2 4 law enforcement academy, and four hours per year of mandatory
2 5 domestic abuse training for continuing education for law
2 6 enforcement officers.

2 7 The bill amends Code section 236.12 to provide for the
2 8 seizure and forfeiture of weapons used in domestic abuse
2 9 assaults.

2 10 The bill may include a state mandate as defined in chapter
2 11 25B. This bill makes inapplicable section 25B.2, subsection
2 12 3, which would relieve a political subdivision from complying
2 13 with a state mandate if funding for the cost of the state
2 14 mandate is not provided or specified. Therefore, political
2 15 subdivisions are required to comply with any state mandate

2 16 included in this bill.

2 17 LSB 1333DP 77

2 18 jls/jj/8