

5.3/17/99 Do P.

FEB 2 1999

Place On Calendar

HOUSE FILE

182

BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HF 75)

Passed House, (P. 359) Date 2/16/99 Passed Senate, (P. 731) Date 3/23/99
Vote: Ayes 94 Nays 0 Vote: Ayes 47 Nays 0
Approved April 1, 1999

A BILL FOR

1 An Act expanding the criminal code definition of serious injury
2 to include certain injuries to children.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

HF 182

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1 Section 1. Section 702.18, Code 1999, is amended to read
2 as follows:

3 702.18 SERIOUS INJURY.

4 1. "Serious injury" means disabling any of the following:

5 a. Disabling mental illness, ~~or~~ bodily.

6 b. Bodily injury which ~~creates~~ does any of the following:

7 (1) ~~Creates~~ a substantial risk of death ~~or~~ which causes.

8 (2) ~~Causes~~ serious permanent disfigurement, ~~or~~.

9 (3) ~~Causes~~ protracted loss or impairment of the function of
10 any bodily member or organ, ~~and~~.

11 c. Any injury to a child that requires surgical repair and
12 necessitates the administration of general anesthesia.

13 2. "Serious injury" includes but is not limited to skull
14 fractures, rib fractures, and metaphyseal fractures of the
15 long bones of children under the age of four years.

16 EXPLANATION

17 This bill amends the definition of "serious injury" in the
18 criminal code. Any injury to a child that requires surgical
19 repair using a general anesthetic is now defined as a serious
20 injury.

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HOUSE FILE 182
FISCAL NOTE

The estimate for House File 182 is hereby submitted as a fiscal note pursuant to Joint Rule 17 and as a correctional impact statement pursuant to Section 2.56, Code of Iowa. Data used in developing this fiscal note and correctional impact statement are available from the Legislative Fiscal Bureau to members of the Legislature upon request.

House File 182 amends the definition of "serious injury" in the criminal code. Any injury to a child that requires surgical repair using a general anesthetic is added to the definition of serious injury.

CORRECTIONAL IMPACT

The correctional impact of House File 182 cannot be determined due to lack of available data, but any correctional impact is expected to be minimal.

FISCAL IMPACT

The fiscal impact of House File 182 cannot be determined due to lack of available data, but any fiscal impact is expected to be minimal.

SOURCES

Department of Justice
Judicial Department
Department of Corrections
Department of Human Rights - CJJP
Department of Inspection and Appeals - Public Defender

(LSB 1324hv, CRS)

FILED FEBRUARY 10, 1999

BY DENNIS PROUTY, FISCAL DIRECTOR

HOUSE FILE 182

AN ACT

EXPANDING THE CRIMINAL CODE DEFINITION OF SERIOUS INJURY TO
INCLUDE CERTAIN INJURIES TO CHILDREN.

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

Section 1. Section 702.18, Code 1999, is amended to read
as follows:

702.18 SERIOUS INJURY.

1. "Serious injury" means disabling any of the following:

a. Disabling mental illness or bodily.

b. Bodily injury which creates does any of the following:

(1) Creates a substantial risk of death or which causes.

(2) Causes serious permanent disfigurement or.

(3) Causes protracted loss or impairment of the function
of any bodily member or organ and.

c. Any injury to a child that requires surgical repair and
necessitates the administration of general anesthesia.

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2. "Serious injury" includes but is not limited to skull
fractures, rib fractures, and metaphyseal fractures of the
long bones of children under the age of four years.

RON J. CORBETT

Speaker of the House

MARY E. KRAMER

President of the Senate

I hereby certify that this bill originated in the House and
is known as House File 182, Seventy-eighth General Assembly.

ELIZABETH ISAACSON

Chief Clerk of the House

Approved *Eprie*, 1999

THOMAS J. VILSACK

Governor

HF 182