

3/21/00 Removed from Calendar

FEB 23 2000

Place On Calendar

HOUSE FILE **2389**
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HF 2132)

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

A BILL FOR

1 An Act relating to visitation rights of parents who have been
2 convicted of certain crimes.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HOUSE FILE 2389

H-8164

1 Amend House File 2389 as follows:
2 1. Page 1, line 11, by inserting after the word
3 "as" the following: "each is".

By KREIMAN of Davis

H-8164 FILED MARCH 2, 2000

HF 2389

1 Section 1. Section 598.41A, Code 1999, is amended to read
2 as follows:

3 598.41A VISITATION -- HISTORY OF CRIMES AGAINST A MINOR.

4 Notwithstanding section 598.41, the court shall consider in
5 the award of visitation rights to a parent of a child, the
6 criminal history of the parent if the parent has been
7 convicted of a criminal offense against a minor, an aggravated
8 offense, a sexually violent offense against a minor, or sexual
9 exploitation of a minor. As used in this section, "criminal
10 offense against a minor", "aggravated offense", "sexually
11 violent offense", and "sexual exploitation" mean as defined in
12 section 692A.1.

13 EXPLANATION

14 This bill relates to visitation rights of a parent who has
15 been convicted of certain crimes.

16 The bill provides that the court in awarding visitation
17 rights to a parent shall consider whether the parent has
18 committed an aggravated offense defined in Code section
19 692A.1. An aggravated offense is generally defined as sexual
20 abuse, other felonies that involve sexual abuse as an element
21 of the offense, or lascivious acts. Under existing law, the
22 court in awarding visitation rights to a parent shall only
23 consider whether the parent has committed a criminal offense
24 against a minor, a sexually violent offense, and sexual
25 exploitation.

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