FEB 2 4 2000

JUDICIARY

HOUSE	FILE	4/	7	

BY SCHERRMAN

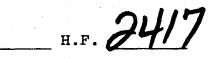
Passed	House,	Date	Passed	Senate,	Date	
Vote:	Ayes	Nays	Vote:	Ayes	Nays	
	Ar	proved			<i>(</i>	

## A BILL FOR

An Act relating to the dissemination or exhibition of obscene
material to an incompetent person and providing a penalty.
BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

TLSB 5979HH 78 jm/cls/14

YE 2417



Section 1. Section 692A.1, subsection 6, Code Supplement 2 1999, is amended by adding the following new paragraph after 3 paragraph c:

4 <u>NEW PARAGRAPH</u>. cc. Dissemination and exhibition of 5 obscene material to an incompetent person in violation of 6 section 728.2.

7 Sec. 2. Section 692A.1, subsection 6, paragraph d, Code 8 Supplement 1999, is amended to read as follows:

9 d. A criminal offense committed in another jurisdiction 10 which would constitute an indictable offense under paragraphs 11 "a" through "e" "cc" if committed in this state.

12 Sec. 3. Section 728.2, Code 1999, is amended to read as 13 follows:

14 728.2 DISSEMINATION AND EXHIBITION OF OBSCENE MATERIAL TO 15 MINORS AND INCOMPETENT PERSONS.

16 Any person, other than the parent or guardian of the <u>a</u> 17 minor <u>or of a person who is incompetent as defined in section</u> 18 <u>633.3</u>, who knowingly disseminates or exhibits obscene material 19 to a minor <u>or an incompetent person</u>, including the exhibition 20 of obscene material so that it can be observed by a minor <u>or</u> 21 <u>an incompetent person</u> on or off the premises where it is 22 displayed, is guilty of a public offense and shall upon 23 conviction be guilty of a serious misdemeanor.

24

S.F.

EXPLANATION

This bill relates to the dissemination and exhibition of obscene materials to incompetent persons.

The bill provides that any person who knowingly Registering the provides that any person who knowingly Registering to an incompetent person commits a serious misdemeanor. A person who disseminates and exhibits obscene material to an incompetent

31 person in violation of this bill must also register as a sex 32 offender under Code chapter 692A.

33 A serious misdemeanor is punishable by confinement for no 34 more than one year and a fine of at least \$250 but not more 35 than \$1,500.

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