

FEB 17 1999  
Place On Calendar

REPRINTED

HOUSE FILE 308  
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HF 87)

Passed House, <sup>(P. 713)</sup> Date 3-17-99 Passed Senate, Date 4/20/99  
Vote: Ayes 94 Nays 1 Vote: Ayes 28 Nays 20  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to peace officer status for investigators of the  
2 department of inspections and appeals.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 308

1 Section 1. NEW SECTION. 10A.403 INVESTIGATORS -- PEACE  
2 OFFICER STATUS.

3 Investigators of the division shall have the powers and  
4 authority of peace officers when acting within the scope of  
5 their responsibilities to conduct investigations as specified  
6 in section 10A.402, subsection 7. An investigator shall not  
7 carry a weapon to perform responsibilities as described in  
8 this section unless authorized to do so by the director. If  
9 the director authorizes an investigator to carry a weapon, the  
10 director shall specify the circumstances under which the  
11 investigator is authorized to do so.

12 EXPLANATION

13 This bill provides that investigators employed within the  
14 investigations division of the department of inspections and  
15 appeals shall have the power and authority of a peace officer  
16 while conducting an investigation including benefit assistance  
17 programs described in section 10A.402, subsection 7. Peace  
18 officer status permits a person to, among other things, issue  
19 misdemeanor summons, petition for a search warrant, and make  
20 an arrest. The bill further provides that an investigator  
21 shall not carry a weapon unless the director of the department  
22 of inspections and appeals authorizes the use under specific  
23 circumstances.

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HOUSE FILE 308

H-1049

- 1 Amend House File 308 as follows:
- 2 1. Page 1, line 8, by inserting after the word
- 3 "unless" the following: "the investigator is
- 4 certified by the Iowa law enforcement academy council
- 5 to carry weapons and is".

By GARMAN of Story

H-1049 FILED MARCH 3, 1999

*out of order  
3-17-99 (P.713)*

HOUSE FILE 308

H-1031

- 1 Amend House File 308 as follows:
- 2 1. Page 1, by striking lines 8 through 11 and
- 3 inserting the following: "this section."

By KREIMAN of Davis	PARMENTER of Story
DODERER of Johnson	FORD of Polk
HOLVECK of Polk	SHOULTZ of Black Hawk
MYERS of Johnson	CHAPMAN of Linn

H-1031 FILED FEBRUARY 24, 1999

*Adopted 3-17-99 (P.713)*

5-3/17/99 Judiciary  
308 5-3/30/99 Do Pass

HOUSE FILE  
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HF 87)

(As Amended and Passed by the House, March 17, 1999)

Passed House, Date \_\_\_\_\_ Passed Senate, Date 4/20/99  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes 28 Nays 20  
Approved April 28, 1999

**A BILL FOR**

1 An Act relating to peace officer status for investigators of the  
2 department of inspections and appeals.

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

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House Amendments \_\_\_\_\_

HF 308

1 Section 1. NEW SECTION. 10A.403 INVESTIGATORS -- PEACE  
2 OFFICER STATUS.

3 Investigators of the division shall have the powers and  
4 authority of peace officers when acting within the scope of  
5 their responsibilities to conduct investigations as specified  
6 in section 10A.402, subsection 7. An investigator shall not  
7 carry a weapon to perform responsibilities as described in  
8 this section.

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HOUSE FILE 308

House File 308, p. 2

AN ACT  
RELATING TO PEACE OFFICER STATUS FOR INVESTIGATORS OF THE  
DEPARTMENT OF INSPECTIONS AND APPEALS.

carry a weapon to perform responsibilities as described in  
this section.

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

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RON J. CORBETT  
Speaker of the House

Section 1. NEW SECTION. 10A.403 INVESTIGATORS -- PEACE  
OFFICER STATUS.

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MARY E. KRAMER  
President of the Senate

Investigators of the division shall have the powers and  
authority of peace officers when acting within the scope of  
their responsibilities to conduct investigations as specified  
in section 10A.402, subsection 7. An investigator shall not

I hereby certify that this bill originated in the House and  
is known as House File 308, Seventy-eighth General Assembly.

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ELIZABETH ISAACSON  
Chief Clerk of the House

Approved April 28, 1999

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THOMAS J. VILSACK  
Governor

HF 308