

JUDICIARY

2/4/99 Do Pass
H. 3/1/99 Judiciary

FILED JAN 27 1999

H. 3-18-99 do Pass

SENATE FILE

52

BY REDFERN, HARPER, and

FRAISE

H. 2/9/00 Amend/Do Pass H. 8020
H. 3/23/00 Unfinished Business Calendar

Passed Senate, (P. 389) Date 2/24/99

Passed House, Date _____

Vote: Ayes 36 Nays 12

Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

- 1 An Act establishing the new criminal offense of interference with
- 2 a peace officer's service horse, and applying a penalty.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

SENATE FILE 52

S-3008

- 1 Amend Senate File 52 as follows:
- 2 1. Page 1, line 11, by striking the words "a
- 3 class "D" felony" and inserting the following: "a
- 4 class-"D"-felony an aggravated misdemeanor".

By STEVEN D. HANSEN

S-3008 FILED FEBRUARY 10, 1999
DEFERRED LOST 2/24/99 (P. 388)

SF 52 JUDICIARY

SENATE FILE 52

H-1199

- 1 Amend Senate File 52, as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, line 26, by inserting after the word
- 4 "duty." the following: "If a police service dog or
- 5 horse is not owned by the employing agency of the
- 6 peace officer or correctional officer and the service
- 7 dog or horse is not on duty, this section shall not
- 8 apply unless the violation is related to the duties of
- 9 the police service dog or horse."

By DAVIS of Wapello

H-1199 FILED MARCH 24, 1999

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1 Section 1. Section 717B.9, Code 1999, is amended to read
2 as follows:

3 717B.9 INJURY OR INTERFERENCE WITH A POLICE SERVICE DOG OR
4 HORSE.

5 1. A person who knowingly, and willfully or maliciously
6 torments, strikes, administers a nonpoisonous desensitizing
7 substance to, or otherwise interferes with a police service
8 dog or horse, without inflicting serious injury on the dog or
9 horse, commits a serious misdemeanor.

10 2. A person who knowingly, and willfully or maliciously
11 does any of the following commits a class "D" felony:

12 a. Tortures a police service dog or horse.

13 b. Injures, so as to disfigure or disable, a police
14 service dog or horse.

15 c. Sets a booby trap device for purposes of injuring, so
16 as to disfigure or disable, or killing a police service dog or
17 horse.

18 d. Pays or agrees to pay a bounty for purposes of injury,
19 so as to disfigure or disable, or killing a police service dog
20 or horse.

21 e. Kills a police service dog or horse.

22 f. Administers poison to a police service dog or horse.

23 3. As used in this section, "police service dog or horse"
24 means a dog or horse used by a peace officer or correctional
25 officer in the performance of the officer's duties, whether or
26 not the dog or horse is on duty.

27 4. This section does not apply to a peace officer or
28 veterinarian who terminates the life of such a dog or horse
29 for the purpose of relieving the dog or horse of undue pain or
30 suffering, or to a person who justifiably acts in defense of
31 self or another.

32 EXPLANATION

33 This bill amends Code section 717B.9 by establishing the
34 new criminal offense of injury to or interference with a
35 police service horse. If a person generally torments,

1 strikes, or interferes with a police horse without causing a
2 serious injury, that person commits a serious misdemeanor. A
3 serious misdemeanor is punishable by imprisonment not to
4 exceed one year and a fine of at least \$250 but not more than
5 \$1,500.

6 If a person generally injures, poisons, or kills a police
7 horse, that person commits a class "D" felony. A class "D"
8 felony is punishable by imprisonment not to exceed five years
9 and a fine of at least \$500 but not more than \$7,500.

10 Existing law applies the same penalties to persons who
11 injure or interfere with a police dog.

12

SENATE FILE 52

H-8020

1 Amend Senate File 52, as passed by the Senate, as
2 follows:

3 1. Page 1, line 26, by inserting after the word
4 "duty." the following: "If a police service dog or
5 horse is not owned by the employing agency of the
6 peace officer or correctional officer and the service
7 dog or horse is not on duty, this section shall not
8 apply unless the violation is related to the duties of
9 the police service dog or horse."

By COMMITTEE ON JUDICIARY
BY CHAIRPERSON LARSON

H-8020 FILED FEBRUARY 9, 2000

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SENATE FILE 53

AN ACT

RELATING TO THE DATE OF THE ANNUAL SALE OF PARCELS WITH
DELINQUENT PROPERTY TAXES AND PROVIDING AN EFFECTIVE AND
APPLICABILITY DATE.

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

Section 1. Section 446.7, unnumbered paragraph 1, Code 1999, is amended to read as follows:

Annually, on the third Monday in June the county treasurer shall offer at public sale all parcels on which taxes are delinquent. The sale shall be made for the total amount of taxes, interest, fees, and costs due. If for good cause the treasurer cannot hold the annual tax sale on the third Monday of June, the treasurer may designate a different date in June for the sale.

Sec. 2. Section 446.9, subsections 1 and 2, Code 1999, are amended to read as follows:

1. A notice of the date, time, and place of the annual tax sale shall be served upon the person in whose name the parcel subject to sale is taxed. The county treasurer shall serve the notice by sending it by regular first class mail to the person's last known address not later than May 1 of each fiscal year. The notice shall contain a description of the parcel to be sold which is clear, concise, and sufficient to

distinguish the parcel to be sold from all other parcels. It shall also contain the amount of delinquent taxes for which the parcel is liable each year, the amount of the interest, fees, and the actual cost of publication of the notice as provided in subsection 2, all to be incorporated as a single sum. The notice shall contain a statement that, after the sale, if the parcel is not redeemed within the period provided in chapter 447, the right to redeem expires and a deed may be issued.

2. Publication of the date, time, and place of the annual tax sale shall be made once by the treasurer in at least one official newspaper in the county as selected by the board of supervisors and designated by the treasurer at least one week, but not more than three weeks, before the day of sale. The publication shall contain a description of the parcel to be sold that is clear, concise, and sufficient to distinguish the parcel to be sold from all other parcels. All items offered for sale pursuant to section 446.18 may be indicated by an "s" or by an asterisk. The publication shall also contain the name of the person in whose name the parcel to be sold is taxed, the amount delinquent for which the parcel is liable each year, the amount of the interest, fees, costs, and the cost of publication in the newspaper, all to be incorporated as a single sum. The publication shall contain a statement that, after the sale, if the parcel is not redeemed within the period provided in chapter 447, the right to redeem expires and a deed may be issued.

Sec. 3. Section 446.28, Code 1999, is amended to read as follows:

446.28 SUBSEQUENT SALE.

If for good cause, a parcel cannot be advertised and offered for sale on the third Monday of June or on another date in June designated by the treasurer, the county treasurer shall make the sale on the third Monday of the next succeeding month in which the required notice can be given.

Sec. 4. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment and applies to tax sales held on or after that date.

MARY E. KRAMER
President of the Senate

RON J. CORBETT
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 53, Seventy-eighth General Assembly.

MICHAEL E. MARSHALL
Secretary of the Senate

Approved Jul 17, 1999

THOMAS J. VILSACK
Governor