

Withdrawn
HF 548 substituted

4/8/03

FILED MAR 12 '03
362

SENATE FILE
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SF 219)

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

A BILL FOR

1 An Act relating to tribal law enforcement officer training at the
2 Iowa law enforcement academy.

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

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SF 362

1 Section 1. Section 80B.3, subsection 3, Code 2003, is
2 amended to read as follows:

3 3. "Law enforcement officer" means an officer appointed by
4 the director of the department of natural resources, a member
5 of a police force or other agency or department of the state,
6 county, or city, or tribal government regularly employed as
7 such and who is responsible for the prevention and detection
8 of crime and the enforcement of the criminal laws of this
9 state and all individuals, as determined by the council, who
10 by the nature of their duties may be required to perform the
11 duties of a peace officer.

12 EXPLANATION

13 This bill relates to tribal law enforcement officer
14 training at the Iowa law enforcement academy.

15 The bill provides that a law enforcement officer of a
16 tribal government may receive training and be certified at the
17 Iowa law enforcement academy in the same manner as currently
18 provided for law enforcement officers of a county, city, or
19 the state.

20 The tribal government would be responsible for costs
21 described in Code section 80B.11B, summarizing the costs that
22 may be charged to train and certify a law enforcement officer.

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SENATE FILE 362

S-3148

1 Amend Senate File 362 as follows:

2 1. Page 1, by inserting after line 11 the
3 following:

4 "Sec. _____. Section 80B.11, subsections 1 and 2,
5 Code 2003, are amended to read as follows:

6 1. Minimum entrance requirements, course of study,
7 attendance requirements, and equipment and facilities
8 required at approved law enforcement training schools.
9 Minimum age requirements for entrance to approved law
10 enforcement training schools shall be eighteen years
11 of age. Minimum course of study requirements shall
12 include a separate domestic abuse curriculum, which
13 may include, but is not limited to, outside speakers
14 from domestic abuse shelters and crime victim
15 assistance organizations. Minimum course of study
16 requirements shall also include a sexual assault
17 curriculum.

18 2. Minimum basic training requirements law
19 enforcement officers employed after July 1, 1968, must
20 complete in order to remain eligible for continued
21 employment and the time within which such basic
22 training must be completed. Minimum requirements
23 shall mandate training devoted to the topic of
24 domestic abuse and sexual assault. The council shall
25 submit an annual report to the general assembly by
26 January 15 of each year relating to the continuing
27 education requirements devoted to the topic of
28 domestic abuse, including the number of hours
29 required, the substance of the classes offered, and
30 other related matters.

31 Sec. _____. NEW SECTION. 80B.18 LAW ENFORCEMENT
32 OFFICER -- TRIBAL GOVERNMENT.

33 A law enforcement officer who is a member of a
34 police force of a tribal government and who becomes
35 certified through the Iowa law enforcement academy
36 shall be subject to the certification and revocation
37 of certification rules and procedures as provided in
38 this chapter. The certified law enforcement officer
39 shall be subject to the jurisdiction of the courts of
40 this state if an agreement exists between the tribal
41 government and the state or between the tribal
42 government and a county, which grants authority to the
43 law enforcement officer to act in a law enforcement
44 capacity off a settlement or reservation."

45 2. Title page, line 1, by striking the word
46 "tribal".

47 3. By renumbering as necessary.

By JOHN PUTNEY

S-3148 FILED APRIL 7, 2003

Adopted 4/8/03