

FEB 23 2006
PUBLIC SAFETY

HOUSE FILE 2502
BY McCARTHY

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

A BILL FOR

1 An Act relating to the public exposure of certain body parts of a
2 person, and providing a penalty.

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

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HF 2502

1 Section 1. NEW SECTION. 723.5 PUBLIC EXPOSURE.

2 1. A person shall not expose the following parts of the
3 person's body to another person in a public place or in a
4 place that can be seen by another person in a public place:

5 a. The person's genitals, pubes, perineum, or anus.

6 b. If the person is female, the person's nipple or areola.

7 2. Subsection 1, paragraph "b", does not apply to a woman
8 breast-feeding the woman's own child in any place where the
9 woman's presence is otherwise authorized.

10 3. This section does not apply to the public exposure of a
11 prepubescent minor's body parts.

12 4. This section does not apply to minimal exposures when
13 using a public restroom, locker room, or in other places where
14 the exposure of body parts listed in subsection 1 may lawfully
15 occur, including a theater, concert hall, art center, museum,
16 or similar establishment which is primarily devoted to the
17 arts or theatrical performances and in which any of the
18 circumstances contained in this section are permitted or
19 allowed as part of such art exhibits or performances.

20 5. A person who violates this section commits a serious
21 misdemeanor.

22 EXPLANATION

23 This bill relates to the public exposure of certain body
24 parts of a person.

25 The bill provides that a person shall not expose the
26 person's genitals, pubes, perineum, or anus to another person
27 in a public place or from a place where another person in a
28 public place can view the exposure. The bill also prohibits
29 the public exposure of a female nipple or areola except when
30 breast-feeding.

31 The bill does not apply to public exposures by prepubescent
32 minors. The bill also does not apply to minimal public
33 exposures in a restroom, locker room, or in other places where
34 the exposure of body parts may lawfully occur, including a
35 theater, concert hall, art center, museum, or similar

1 establishment which is primarily devoted to the arts or
2 theatrical performances and in which any of the circumstances
3 contained in this section are permitted or allowed as part of
4 such art exhibits or performances.

5 A person who violates the bill commits a serious
6 misdemeanor.

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