

FEB 18 2005
JUDICIARY

HOUSE FILE 361
BY FORD

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

A BILL FOR

1 An Act prohibiting a landlord under Iowa's residential landlord-
2 tenant law from retaliating against a tenant for summoning or
3 receiving police or emergency assistance in response to a
4 family violence or domestic abuse situation.

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

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HF 361

1 Section 1. Section 562A.36, subsection 1, Code 2005, is
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. d. The tenant has summoned or received
4 police or emergency assistance in response to a family
5 violence or domestic abuse situation.

6 Sec. 2. Section 562B.32, subsection 1, Code 2005, is
7 amended by adding the following new paragraph:

8 NEW PARAGRAPH. cc. The tenant has summoned or received
9 police or emergency assistance in response to a family
10 violence or domestic abuse situation.

11 EXPLANATION

12 This bill relates to residential landlord-tenant law, by
13 making certain changes related to family violence and domestic
14 abuse.

15 The bill provides that a landlord under Code chapter 562A
16 (uniform residential landlord-tenant law) or Code chapter 562B
17 (mobile home parks residential landlord-tenant law) may not
18 retaliate against a tenant by increasing rent, decreasing
19 services, or by bringing or threatening to bring an action for
20 possession after the tenant has summoned or received police or
21 emergency assistance in response to a family violence or
22 domestic abuse situation. If a landlord acts in violation of
23 this bill, a tenant's remedies may include the recovery of
24 actual damages, reasonable attorney fees, and possession of
25 the dwelling under Code chapter 562A or 562B.

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