

House Study Bill 47

SENATE/HOUSE FILE _____
BY (PROPOSED ATTORNEY
GENERAL BILL)

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

A BILL FOR

1 An Act relating to the civil commitment of a sexually violent
2 predator, and providing a penalty.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 1154DP 81
5 jm/pj/5

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1 1 Section 1. Section 229A.2, subsection 6, Code 2005, is
1 2 amended to read as follows:
1 3 6. "Predatory" means acts directed toward a person with
1 4 whom ~~a relationship~~ contact or interaction has been
1 5 established or promoted for the primary purpose of
1 6 victimization.
1 7 Sec. 2. Section 229A.5B, subsection 2, Code 2005, is
1 8 amended to read as follows:
1 9 2. A person who violates subsection 1 commits a ~~simple~~
~~1 10 misdemeanor or may be subject to punishment for contempt class~~
1 11 "D" felony.

EXPLANATION

1 12 This bill relates to the civil commitment of a sexually
1 13 violent predator.
1 14 The bill changes the definition of "predatory" to mean acts
1 15 directed toward a person with whom contact or interaction has
1 16 been established or promoted for the primary purpose of
1 17 victimization. Current law defines "predatory" to mean acts
1 18 directed toward a person with whom a relationship has been
1 19 established or promoted for the primary purpose of
1 20 victimization.
1 21 The bill also changes the criminal penalty from a simple
1 22 misdemeanor to a class "D" felony for escape by a person who
1 23 is either awaiting civil commitment or who has been committed
1 24 as a sexually violent predator.
1 25 A class "D" felony is punishable by confinement for no more
1 26 than five years and a fine of at least \$750 but not more than
1 27 \$7,500. A simple misdemeanor is punishable by confinement for
1 28 no more than 30 days or a fine of at least \$50 but not more
1 29 than \$500 or by both.
1 30
1 31 LSB 1154DP 81
1 32 jm/pj/5