

House Study Bill 613

SENATE/HOUSE FILE _____
BY (PROPOSED DEPARTMENT OF
PUBLIC SAFETY BILL)

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

A BILL FOR

1 An Act relating to the confidentiality and release of an
2 intelligence assessment or intelligence data.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 5364XD 81
5 jm/cf/24

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1 1 Section 1. Section 22.7, Code Supplement 2005, is amended
1 2 by adding the following new subsection:
1 3 NEW SUBSECTION. 52. An intelligence assessment and
1 4 intelligence data under chapter 692, except as provided in
1 5 section 692.8A.
1 6 Sec. 2. Section 692.8A, subsection 4, Code 2005, is
1 7 amended to read as follows:
1 8 4. An intelligence assessment and intelligence data shall
1 9 be deemed a confidential record of the department under
1 10 section 22.7, subsection 52, except as otherwise provided in
1 11 this subsection. This section shall not be construed to
1 12 prohibit the dissemination of an intelligence assessment to
1 13 any agency or organization if necessary for carrying out the
1 14 official duties of the agency or organization, or to a person
1 15 if disseminated for an official purpose, and to a person if
1 16 necessary to protect a person or property from a threat of
1 17 imminent serious harm. This section shall also not be
1 18 construed to prohibit the department from disseminating a
1 19 public health and safety threat advisory or alert by press
1 20 release or other method or public communication.

1 21 EXPLANATION
1 22 This bill relates to the confidentiality and release of an
1 23 intelligence assessment or intelligence data.
1 24 The bill makes an intelligence assessment or intelligence
1 25 data of the department of public safety a confidential record
1 26 under Code section 22.7. "Intelligence data" is defined in
1 27 Code section 692.1 to mean information on identifiable
1 28 individuals compiled in an effort to anticipate, prevent, or
1 29 monitor possible criminal activity. "Intelligence assessment"
1 30 is defined in Code section 692.1 to mean an analysis of
1 31 information based in whole or in part upon intelligence data.
1 32 Under current law, Code section 692.8A governs the
1 33 dissemination of an intelligence assessment or intelligence
1 34 data. The bill provides that making an intelligence
1 35 assessment or intelligence data a confidential record does not
2 1 prohibit the department from disseminating information about a
2 2 public health and safety threat advisory or alert. The bill
2 3 also provides that when an intelligence assessment or
2 4 intelligence data are disseminated, the assessment or data may
2 5 be disseminated by press release or other methods of public
2 6 communication to address a public health or safety threat.
2 7 LSB 5364XD 81
2 8 jm:rj/cf/24.1