

SENATE CONCURRENT RESOLUTION NO. 9

JUDICIARY

BY MILLER and KREIMAN

A Concurrent Resolution relating to the creation of a criminal code revisions legislative study committee.

WHEREAS, a need exists to review, reorganize, update, and revise the criminal code; and

WHEREAS, current criminal penalties and sentencing practices should be reviewed, including but not limited to the effects of mandatory minimum penalties, limitations on parole, and sentence enhancements; and

WHEREAS, a comparative assessment should be conducted of the relative penalties imposed for various crimes, based not only on the threat posed by the prohibited conduct, but also the risk associated with particular criminal offenders; NOW THEREFORE,

BE IT RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING, That the legislative council establish an interim study committee to study, review, reorganize, update, and revise the criminal code; and

BE IT FURTHER RESOLVED, That the committee shall consist of fifteen members with each organization selecting their members as follows:

1. One member to be selected by the democratic floor leader of the senate.
2. One member to be selected by the republican floor leader of the senate.
3. One member to be selected by the speaker of the house of representatives.
4. One member to be selected by the minority

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- 1 leader of the house of representatives.
- 2 5. One member from the department of corrections.
- 3 6. One member from the board of parole.
- 4 7. One member from a judicial district department
- 5 of correctional services chosen by a majority of the
- 6 directors of the district departments.
- 7 8. One member from the department of justice.
- 8 9. One member from the Iowa defense counsel
- 9 association.
- 10 10. Two members of the Iowa state bar association.
- 11 11. Two members of the Iowa county attorneys
- 12 association.
- 13 12. Two members of the Iowa judges association;
- 14 and

15 BE IT FURTHER RESOLVED, That the committee shall
16 submit a status report to the general assembly by
17 January 15, 2006.

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SENATE CONCURRENT RESOLUTION 9

H-1450

1 Amend Senate Concurrent Resolution 9, as passed by
2 the Senate, as follows:

3 1. Page 1, line 22, by striking the word
4 "fifteen" and inserting the following: "seventeen".

5 2. Page 1, line 28, by striking the words "One
6 member" and inserting the following: "Two members".

7 3. Page 2, by striking lines 8 and 9, and
8 inserting the following:

9 "____. One member from the Iowa association of
10 criminal defense lawyers."

11 4. Page 2, by inserting before line 10 the
12 following:

13 "____. One member from the office of the state
14 public defender."

15 5. By renumbering as necessary.

By PAULSEN of Linn

H-1450 FILED APRIL 20, 2005

SENATE CONCURRENT RESOLUTION 9

H-1558

1 Amend the amendment, H-1450, to Senate Concurrent
2 Resolution 9, as passed by the Senate, as follows:
3 1. Page 1, line 4, by striking the word
4 "seventeen" and inserting the following: "nineteen".
5 2. Page 1, by inserting after line 14 the
6 following:
7 "____. Page 2, by inserting after line 12 the
8 following:
9 "____. Two members from nonprofit organizations
10 that work with offenders involved in the criminal
11 justice system in Iowa."

By FORD of Polk

H-1558 FILED APRIL 27, 2005

SENATE CONCURRENT RESOLUTION 9

H-1559

1 Amend Senate Concurrent Resolution 9, as passed by
2 the Senate, as follows:
3 1. Page 1, line 22, by striking the word
4 "fifteen" and inserting the following: "seventeen".
5 2. Page 2, by inserting after line 12 the
6 following:
7 "____. Two members from nonprofit organizations
8 that work with offenders involved in the criminal
9 justice system in Iowa."
10 3. By renumbering as necessary.

By FORD of Polk

H-1559 FILED APRIL 27, 2005

SENATE CONCURRENT RESOLUTION 9

H-1560

1 Amend Senate Concurrent Resolution 9, as passed by
2 the Senate, as follows:
3 1. Page 1, by striking line 15 and inserting the
4 following: "with particular criminal offenders; and
5 WHEREAS, an assessment of the possible need for
6 local communities to establish citizen review panels
7 should also be conducted, including a discussion of
8 such a panel's purpose, structure, and authority; NOW
9 THEREFORE,".

By FORD of Polk

H-1560 FILED APRIL 27, 2005