

Senate File 73 - Introduced

SENATE FILE _____
BY WIECK

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

A BILL FOR

1 An Act relating to the revocation or suspension of a law
2 enforcement officer's certification.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 1015SS 82
5 rh/je/5

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1 1 Section 1. Section 80B.11, subsection 8, Code 2007, is
1 2 amended to read as follows:
1 3 8. Grounds for revocation or suspension of a law
1 4 enforcement officer's certification. However, a law
1 5 enforcement officer's certification shall not be revoked or
1 6 suspended in a case where the law enforcement officer is found
1 7 not guilty in a criminal case and the law enforcement officer
1 8 is exonerated in any civil proceeding conducted in connection
1 9 with the criminal offense charged.

1 10 EXPLANATION

1 11 This bill relates to the revocation or suspension of a law
1 12 enforcement officer's certification.

1 13 The bill provides that a law enforcement officer's
1 14 certification shall not be revoked or suspended in a case
1 15 where the law enforcement officer is found not guilty in a
1 16 criminal case and the law enforcement officer is exonerated in
1 17 a civil proceeding conducted in connection with the criminal
1 18 offense charged. Code section 80B.11 authorizes the director
1 19 of the Iowa law enforcement academy, subject to the approval
1 20 of the Iowa law enforcement academy council, to promulgate
1 21 rules specifying the grounds for the revocation or suspension
1 22 of a law enforcement officer's certification.

1 23 "Law enforcement officer" means an officer appointed by the
1 24 director of the department of natural resources, a regularly
1 25 employed member of a police force or other agency or
1 26 department of the state, county, city, or tribal government
1 27 who is responsible for the prevention and detection of crime
1 28 and the enforcement of the criminal laws of this state and all
1 29 individuals, as determined by the Iowa law enforcement academy
1 30 council, who by the nature of their duties may be required to
1 31 perform the duties of a peace officer.

1 32 LSB 1015SS 82

1 33 rh:nh/je/5