

House File 2122 - Introduced

HOUSE FILE 2122
BY RANTS

A BILL FOR

1 An Act relating to the residency restrictions for a sex
2 offender, and making penalties applicable.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 692A.101, subsection 2, Code Supplement
2 2009, is amended to read as follows:

3 2. a. *"Aggravated offense against a minor"* means a
4 conviction for any of the following offenses, if such offense
5 was committed against a minor, or otherwise involves a minor:

6 ~~a.~~ (1) Sexual abuse in the first degree in violation of
7 section 709.2.

8 ~~b.~~ (2) Sexual abuse in the second degree in violation of
9 section 709.3.

10 ~~c.~~ (3) Sexual abuse in the third degree in violation
11 of section 709.4, except for a violation of section 709.4,
12 subsection 2, paragraph "c", subparagraph (4).

13 b. Any offense specified in the laws of another jurisdiction
14 or prosecuted in federal, military, or foreign court, that is
15 comparable to an offense listed in section 692A.102 shall be
16 considered an aggravated offense against a minor if such an
17 offense was committed against a minor or otherwise involves a
18 minor.

19 EXPLANATION

20 This bill relates to residency restrictions for a sex
21 offender.

22 The bill provides that any conviction for an offense
23 specified in the laws of another jurisdiction or any conviction
24 for an offense prosecuted in federal, military, or foreign
25 court, that is comparable to any offense listed in Code section
26 692A.102 as a tier I, II, or III offense shall be considered an
27 aggravated offense against a minor if the offense was against a
28 minor or otherwise involved a minor.

29 A person convicted of an aggravated offense against a minor
30 is subject to the sex offender residency restrictions under
31 Code section 692A.114.

32 Current law specifies that the residency restrictions apply
33 to a person convicted of sexual abuse in the first degree in
34 violation of Code section 709.2, sexual abuse in the second
35 degree in violation of Code section 709.3, and sexual abuse in

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1 the third degree in violation of Code section 709.4, except for
2 a violation of Code section 709.4(2)(c)(4).

3 A person who violates the residency restrictions commits
4 an aggravated misdemeanor for a first offense and a class "D"
5 felony for a second or subsequent offense.