

Senate Study Bill 3144 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE
ON JUDICIARY BILL BY
CHAIRPERSON KREIMAN)

A BILL FOR

1 An Act relating to the criminal offense of intimidation with a
2 dangerous weapon or motor vehicle, and providing penalties.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 708.6, Code 2009, is amended by striking
2 the section and inserting in lieu thereof the following:

3 **708.6 Intimidation with a dangerous weapon or motor vehicle.**

4 1. A person commits intimidation with a dangerous weapon
5 when the person shoots, throws, launches, or discharges a
6 dangerous weapon at, into, or in a building, vehicle, airplane,
7 railroad engine, railroad car, or boat, occupied by another
8 person, or within an assembly of people, and thereby places
9 the occupants or people in reasonable apprehension of serious
10 injury or threatens to commit such an act under circumstances
11 raising a reasonable expectation that the threat will be
12 carried out.

13 2. A person commits intimidation with a motor vehicle
14 when the person drives a motor vehicle at or into a building,
15 vehicle, airplane, railroad engine, railroad car, or boat,
16 occupied by another person, or at or into an assembly
17 of people, and thereby places the occupants or people in
18 reasonable apprehension of serious injury or threatens to
19 commit such an act under circumstances raising a reasonable
20 expectation that the threat will be carried out.

21 3. *a.* A person who commits intimidation with a dangerous
22 weapon is guilty of a class "D" felony.

23 *b.* A person who commits intimidation with a motor vehicle is
24 guilty of a class "D" felony.

25 4. *a.* A person who commits intimidation with a dangerous
26 weapon with the intent to injure or provoke fear or anger in
27 another is guilty of a class "C" felony.

28 *b.* A person who commits intimidation with a motor vehicle
29 with the intent to injure or provoke fear or anger in another
30 is guilty of a class "C" felony.

31 EXPLANATION

32 This bill relates to the criminal offense of intimidation
33 with a dangerous weapon or motor vehicle.

34 The bill reorganizes Code section 708.6 and creates the
35 criminal offense of intimidation with a motor vehicle.

1 The bill does not modify the existing criminal offense of
2 intimidation with a dangerous weapon.

3 Under the bill, a person commits intimidation with a motor
4 vehicle if the person drives a motor vehicle at or into a
5 building, vehicle, airplane, railroad engine, railroad car, or
6 boat, occupied by another person, or at or into an assembly
7 of people, placing the occupants or people in reasonable
8 apprehension of serious injury or threatens to commit such an
9 act under circumstances raising a reasonable expectation that
10 the threat will be carried out.

11 A person who commits intimidation with a motor vehicle is
12 guilty of a class "D" felony.

13 A person who commits intimidation with a motor vehicle with
14 the intent to injure or provoke fear or anger in another is
15 guilty of a class "C" felony.

16 A class "D" felony is punishable by confinement for no more
17 than five years and a fine of at least \$750 but not more than
18 \$7,500. A class "C" felony is punishable by confinement for no
19 more than 10 years and a fine of at least \$1,000 but not more
20 than \$10,000.