

Senate Study Bill 3154 - Introduced

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

A BILL FOR

1 An Act relating to the criminal offense of solicitation to
2 commit murder and providing a penalty.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 707.3A Solicitation to commit
2 murder.

3 1. A person who commands, entreats, or otherwise attempts to
4 persuade another to commit murder as defined in section 707.1,
5 with the intent that such act be done and under circumstances
6 which corroborate that intent by clear and convincing evidence,
7 solicits another to commit that murder.

8 2. Renunciation, as provided for in section 705.2, is a
9 defense to a prosecution for solicitation under this section.

10 3. A person who solicits another to commit murder commits a
11 class "C" felony.

12 EXPLANATION

13 This bill creates a criminal offense relating to the
14 solicitation to commit murder.

15 Under the bill, a person who commands, entreats, or
16 otherwise attempts to persuade another to commit murder as
17 defined in Code section 707.1, with the intent that such act be
18 done and under circumstances which corroborate that intent by
19 clear and convincing evidence, solicits another to commit that
20 murder.

21 The bill provides that a person who commits solicitation to
22 commit murder commits a class "C" felony. A class "C" felony
23 is punishable by confinement for no more than 10 years and a
24 fine of at least \$1,000 but not more than \$10,000.

25 A general solicitation criminal offense is found in Code
26 section 705.1.

27 Code section 705.2 establishes renunciation as a defense to
28 solicitation.