

Senate File 163 - Introduced

SENATE FILE 163

BY BOLKCOM

A BILL FOR

1 An Act relating to an assault that occurs between persons in
2 an intimate relationship and the crime of domestic abuse
3 assault and making penalties applicable.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 708.2A, subsection 1, Code 2013, is
2 amended to read as follows:

3 1. For the purposes of this chapter, "*domestic abuse*
4 *assault*" means an assault, as defined in section 708.1, which
5 is domestic abuse as defined in section 236.2, subsection 2,
6 paragraph "a", "b", "c", ~~or~~ "d", or "e".

7 EXPLANATION

8 This bill relates to an assault that occurs between persons
9 in an intimate relationship and the crime of domestic abuse
10 assault.

11 The bill includes an assault, as defined in Code section
12 708.1, that occurs between persons who are in an intimate
13 relationship or who have been in an intimate relationship and
14 who have had contact within the past year of the assault,
15 in the definition of domestic abuse assault pursuant to Code
16 section 708.2A. In determining whether persons are or have
17 been in an intimate relationship, the court may consider the
18 duration of the relationship, the frequency of interaction,
19 whether the relationship has been terminated, and the nature of
20 the relationship, characterized by either party's expectation
21 of sexual or romantic involvement.

22 A person who commits domestic abuse assault commits a simple
23 misdemeanor, a serious misdemeanor, an aggravated misdemeanor,
24 or a class "D" felony depending upon the circumstances
25 involved in the offense. A simple misdemeanor is punishable
26 by confinement for no more than 30 days or a fine of at least
27 \$65 but not more than \$625 or by both; a serious misdemeanor
28 is punishable by confinement for no more than one year and a
29 fine of at least \$315 but not more than \$1,875; an aggravated
30 misdemeanor is punishable by confinement for no more than two
31 years and a fine of at least \$625 but not more than \$6,250; and
32 a class "D" felony is punishable by confinement for no more
33 than five years and a fine of at least \$750 but not more than
34 \$7,500.