

House File 2033 - Introduced

HOUSE FILE 2033

BY KOOIKER

A BILL FOR

1 An Act relating to the criminal offense of accessory after the
2 fact if the public offense involves a murder, and providing
3 penalties.

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

1 Section 1. Section 703.3, Code 2016, is amended to read as
2 follows:

3 **703.3 Accessory after the fact.**

4 Any person having knowledge that a public offense has been
5 committed and that a certain person committed it, and who does
6 not stand in the relation of husband or wife to the person who
7 committed the offense, who harbors, aids or conceals the person
8 who committed the offense, with the intent to prevent the
9 apprehension of the person who committed the offense, commits
10 ~~an~~ the following:

11 1. A class "D" felony if the public offense was a violation
12 of section 707.2, 707.3, or 707.3A.

13 2. An aggravated misdemeanor if the public offense
14 committed was a felony, ~~or commits a~~.

15 3. A simple misdemeanor if the public offense was a
16 misdemeanor.

17 EXPLANATION

18 The inclusion of this explanation does not constitute agreement with
19 the explanation's substance by the members of the general assembly.

20 This bill relates to the criminal offense of accessory after
21 the fact.

22 The bill increases the criminal penalty from an aggravated
23 misdemeanor to a class "D" felony for the offense of accessory
24 after the fact if the offense is related to the commission of
25 a murder in violation of Code section 707.2 (murder in the
26 first degree), 707.3 (murder in the second degree), or 707.3A
27 (solicitation to commit murder).

28 A class "D" felony is punishable by confinement for no more
29 than five years and a fine of at least \$750 but not more than
30 \$7,500.