

Senate File 63 - Introduced

SENATE FILE 63

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A BILL FOR

1 An Act establishing a public offense for intimidation by
2 desecration of flag or insignia in violation of individual
3 rights, classifying the offense as a hate crime, and
4 including penalties.

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

1 Section 1. NEW SECTION. 718A.1B Intimidation by desecration
2 of flag or insignia in violation of individual rights.

3 For the purposes of this section, "*intimidation by*
4 *desecration of flag or insignia in violation of individual*
5 *rights*" means a violation of section 718A.1A with intent to
6 intimidate a person on the basis of that person's veteran
7 status or on the basis of a person's association with a
8 veteran, and shall be classified as a hate crime as defined
9 in section 729A.2. A person who commits intimidation by
10 desecration of flag or insignia in violation of individual
11 rights is guilty of a simple misdemeanor.

12 Sec. 2. Section 729A.1, Code 2015, is amended to read as
13 follows:

14 **729A.1 Violations of an individual's rights prohibited.**

15 1. Persons within the state of Iowa have the right to be
16 free from any violence, or intimidation by threat of violence,
17 committed against their persons or property because of their
18 race, color, religion, ancestry, national origin, political
19 affiliation, sex, sexual orientation, age, or disability.

20 2. Persons within the state of Iowa have the right to be
21 free from any violence or intimidation committed against their
22 persons or property because of their veteran status or on the
23 basis of a person's association with a veteran.

24 Sec. 3. Section 729A.2, unnumbered paragraph 1, Code 2015,
25 is amended to read as follows:

26 "*Hate crime*" means one of the following public offenses when
27 committed against a person or a person's property because of
28 the person's race, color, religion, ancestry, national origin,
29 political affiliation, sex, sexual orientation, age, veteran
30 status, or disability, or the person's association with a
31 person of a certain race, color, religion, ancestry, national
32 origin, political affiliation, sex, sexual orientation, age,
33 veteran status, or disability:

34 Sec. 4. Section 729A.2, Code 2015, is amended by adding the
35 following new subsection:

