

Senate Study Bill 1011 - Introduced

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

A BILL FOR

1 An Act relating to kidnapping of a minor, and providing
2 penalties.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 710.3, Code 2015, is amended to read as
2 follows:

3 **710.3 Kidnapping in the second degree.**

4 Kidnapping where the purpose is to hold the victim for
5 ransom, or where the kidnapper is armed with a dangerous
6 weapon, or where the victim is under the age of eighteen, is
7 kidnapping in the second degree. Kidnapping in the second
8 degree is a class "B" felony.

9 For purposes of determining whether the person should
10 register as a sex offender pursuant to the provisions of
11 chapter 692A, the fact finder shall make a determination as
12 provided in section 692A.126.

13 EXPLANATION

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

16 This bill changes the definition of kidnapping in the second
17 degree to include kidnapping where the victim is under the age
18 of 18. A person who commits kidnapping in the second degree
19 commits a class "B" felony. A class "B" felony is punishable
20 by confinement for no more than 25 years. Kidnapping in the
21 second degree is also classified as a 70 percent sentence under
22 Code section 902.12.

23 A person who commits kidnapping in the second degree may
24 also be required to register as a sex offender if the fact
25 finder makes a determination that the kidnapping was sexually
26 motivated.