

House File 165 - Introduced

HOUSE FILE 165

BY WOLFE

A BILL FOR

1 An Act relating to registering as a sex offender for committing
2 the criminal offense of assault with intent to commit sexual
3 abuse.

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

1 Section 1. Section 692A.101, subsection 1, paragraph a,
2 subparagraph (5), Code 2017, is amended to read as follows:

3 (5) Assault with intent to commit sexual abuse in violation
4 of section 709.11, subsection 1 or 2.

5 EXPLANATION

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

8 This bill relates to sex offender registration for an
9 assault with intent to commit sexual abuse that does not result
10 in a bodily or serious injury to any person.

11 Currently, assault with intent to commit sexual abuse is
12 punishable as an aggravated misdemeanor if no injury results,
13 and that offense is defined as an aggravated offense under Code
14 chapter 692A. A person who commits an aggravated offense is
15 required to register as a sex offender for life pursuant to
16 Code section 692A.106(5).

17 The bill strikes the criminal offense of assault with intent
18 to commit sexual abuse punishable as an aggravated misdemeanor
19 from the definition of an aggravated offense under Code chapter
20 692A. Thus, a person who commits such an offense is required
21 to register as a sex offender for 10 years as required in Code
22 section 692A.106(1) and not for life.

23 A person who commits such an offense is also subject to a
24 10-year special sentence under Code section 903B.2.