

**Senate File 171 - Introduced**

SENATE FILE 171

BY RAGAN and BROWN

**A BILL FOR**

1 An Act relating to restrictions on the receipt by certain  
2 felons of certain insurance proceeds and other benefits.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 633.535, Code 2017, is amended by adding  
2 the following new subsection:

3 NEW SUBSECTION. 4. *a.* A named beneficiary of a bond,  
4 life insurance policy, or any other contractual arrangement  
5 convicted of a felony referenced in paragraph “d” that was  
6 perpetrated against the principal obligee or person upon  
7 whose life the policy is issued or whose death generates the  
8 benefits under any other contractual arrangement, in the six  
9 months immediately prior to the obligee’s or person’s death, is  
10 not entitled to any benefit under the bond, policy, or other  
11 contractual arrangement.

12 *b.* The procedure set out in section 633.536 applies and  
13 the benefits become payable as though the convicted obligee or  
14 person had predeceased the decedent.

15 *c.* However, a principal obligee or person upon whose life  
16 the policy is issued or whose death generates the benefits  
17 under any other contractual arrangement, in the six months  
18 immediately prior to the obligee’s or person’s death, may  
19 affirm by a signed, notarized affidavit that the beneficiary  
20 should receive any benefit under the bond, policy, or other  
21 contractual arrangement despite a felony conviction referenced  
22 in this subsection.

23 *d.* This subsection applies to a conviction for any of the  
24 following felonies:

- 25 (1) Any felony contained in chapter 707.  
26 (2) Any felony contained in chapter 708.  
27 (3) Any felony contained in chapter 709.  
28 (4) Any felony contained in chapter 710.

29

EXPLANATION

30 The inclusion of this explanation does not constitute agreement with  
31 the explanation’s substance by the members of the general assembly.

32 This bill relates to restrictions on the receipt by certain  
33 felons of certain insurance proceeds and other benefits.

34 The bill provides that a person convicted of certain  
35 felonies perpetrated against a decedent in the six months

1 immediately prior to the decedent's death is not entitled,  
2 as a named beneficiary of a bond, life insurance policy,  
3 or any other contractual arrangement, to any benefit under  
4 the bond, policy, or other contractual arrangement, and the  
5 benefits become payable as though the person causing death  
6 had predeceased the decedent. However, the bill allows such  
7 a decedent, in the six months prior to death, to affirm  
8 by affidavit that the named beneficiary should receive the  
9 described benefit despite the felony conviction.

10 The bill applies to felonies in the following Code chapters:  
11 707 (homicide and related crimes), 708 (assault and related  
12 offenses), 709 (sexual abuse and related sexual offenses), and  
13 710 (kidnapping and related offenses).