

House Study Bill 528 - Introduced

HOUSE FILE _____
BY (PROPOSED COMMITTEE
ON JUDICIARY BILL BY
CHAIRPERSON HOLT)

A BILL FOR

1 An Act relating to the criminal offenses of theft in the third
2 degree and robbery in the first degree and making penalties
3 applicable.

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

1 Section 1. Section 714.2, subsection 3, Code 2020, is
2 amended to read as follows:

3 3. The theft of property exceeding seven hundred fifty
4 dollars but not exceeding one thousand five hundred dollars in
5 value, or the theft of any property not exceeding five seven
6 hundred fifty dollars in value by one who has before been twice
7 convicted of theft, is theft in the third degree. Theft in the
8 third degree is an aggravated misdemeanor.

9 Sec. 2. Section 902.12, subsection 3, Code 2020, is amended
10 to read as follows:

11 3. A person serving a sentence for a conviction for
12 robbery in the first degree in violation of [section 711.2](#)
13 for a conviction that occurs on or after July 1, ~~2018~~ 2019,
14 shall be denied parole or work release until the person has
15 served between one-half and seven-tenths of the maximum term
16 of the person's sentence as determined under section 901.11,
17 subsection 3.

18 EXPLANATION

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

21 Under current law, the theft of property that is more than
22 \$750 but not more than \$1,500, or the theft of any property
23 not more than \$500 by a person who has previously been twice
24 convicted of theft, is theft in the third degree, an aggravated
25 misdemeanor. This bill increases the dollar amount limit for
26 the theft of any property by a person who has previously been
27 twice convicted of theft from \$500 to \$750.

28 Theft in the third degree is an aggravated misdemeanor
29 punishable by confinement for no more than two years and a fine
30 of at least \$625 but not more than \$6,250.

31 Under current law, a person serving a sentence for a
32 conviction of robbery in the first degree shall be denied
33 parole or work release until the person has served between
34 one-half and seven-tenths of the maximum term of the person's
35 sentence, if the person was convicted on or after July 1, 2018.

H.F. _____

1 The bill changes the date of conviction from July 1, 2018, to
2 July 1, 2019.