

**House Study Bill 700 - Introduced**

HOUSE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
PUBLIC SAFETY BILL BY  
CHAIRPERSON KLEIN)

**A BILL FOR**

- 1 An Act relating to officer disciplinary actions.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 80F.1, subsection 1, Code 2020, is  
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. *g.* "*Brady-Giglio list*" means a list of  
4 officers maintained by the county attorney's office, including  
5 officers who may not have disclosed all impeachment information  
6 and officers who may have violated the pretrial discovery rule  
7 requiring officers to turn over all evidence that may be used  
8 to exonerate a defendant.

9 Sec. 2. Section 80F.1, Code 2020, is amended by adding the  
10 following new subsection:

11 NEW SUBSECTION. 20. *a.* An officer shall not be discharged,  
12 disciplined, or threatened with discharge or discipline by a  
13 state, county, or municipal law enforcement agency solely due  
14 to the inclusion of the officer's name on a Brady-Giglio list.

15 *b.* This subsection does not prohibit a law enforcement  
16 agency from dismissing, suspending, demoting, or taking other  
17 disciplinary actions against an officer based on the underlying  
18 actions that resulted in the officer's name being placed on  
19 a Brady-Giglio list. If a collective bargaining agreement  
20 applies, the actions taken by the law enforcement agency shall  
21 conform to the rules and procedures adopted by the collective  
22 bargaining agreement.

23

#### EXPLANATION

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

26 This bill relates to officer disciplinary actions.

27 The bill amends Code chapter 80F, relating to the rights of  
28 officers and public safety and emergency personnel. The bill  
29 prohibits an officer from being discharged, disciplined, or  
30 threatened with discharge or discipline by a state, county, or  
31 municipal law enforcement agency solely due to the inclusion  
32 of the officer's name on a Brady-Giglio list. However, a law  
33 enforcement agency may dismiss, suspend, demote, or take other  
34 disciplinary action against an officer based on the underlying  
35 actions that resulted in the officer's name being placed on a

1 Brady-Giglio list.

2 The bill defines "Brady-Giglio list" as a list of officers  
3 maintained by the county attorney's office, including officers  
4 who may not have disclosed all impeachment information pursuant  
5 to Giglio v. U.S., 405 U.S. 150 (1972), and officers who may  
6 have violated the pretrial discovery rule established by Brady  
7 v. Maryland, 373 U.S. 83 (1963), requiring officers to turn  
8 over all evidence that might be used to exonerate a defendant.

9 Under Code section 80F.1, "officer" means a certified  
10 law enforcement officer, fire fighter, emergency medical  
11 technician, corrections officer, detention officer, jailer,  
12 probation or parole officer, communications officer, or  
13 any other law enforcement officer certified by the Iowa law  
14 enforcement academy and employed by a municipality, county, or  
15 state agency.