

Senate File 2157 - Introduced

SENATE FILE 2157

BY SINCLAIR

A BILL FOR

1 An Act relating to the crime of invasion of privacy.

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

1 Section 1. Section 709.21, subsection 1, Code 2020, is
2 amended to read as follows:

- 3 1. A person who knowingly views, photographs, or films
4 another person, ~~for the purpose of arousing or gratifying the~~
5 ~~sexual desire of any person,~~ commits invasion of privacy if all
6 of the following apply:
- 7 a. The other person does not consent or is unable to consent
8 to being viewed, photographed, or filmed.
 - 9 b. The other person is in a state of full or partial nudity.
 - 10 c. The other person has a reasonable expectation of privacy
11 while in a state of full or partial nudity.

12 EXPLANATION

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

15 Under current law, to be guilty of invasion of privacy, a
16 person must knowingly view, photograph, or film another person
17 for the purpose of arousing or gratifying the sexual desire
18 of any person, if the other person does not consent or is
19 unable to consent to being viewed, photographed, or filmed; the
20 other person is in a state of full or partial nudity; and the
21 other person has a reasonable expectation of privacy while in
22 a state of full or partial nudity. This bill eliminates the
23 requirement that the person act for the purpose of arousing or
24 gratifying the sexual desire of any person.

25 A person found guilty of invasion of privacy is, upon
26 conviction, guilty of an aggravated misdemeanor. An aggravated
27 misdemeanor is punishable by confinement for no more than two
28 years and a fine of at least \$625 but not more than \$6,250. A
29 person convicted under the bill is classified as a tier II sex
30 offender for the purposes of the sex offender registry.