

**Senate File 406 - Introduced**

SENATE FILE 406

BY CARLIN

**A BILL FOR**

1 An Act relating to nonresident alien public offense data  
2 collection and analysis.

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

1 Section 1. NEW SECTION. **27A.12 Data collection.**

2 Each state or local law enforcement agency subject to this  
3 chapter shall do all of the following:

4 1. Collect data relating to the commission of public  
5 offenses by nonresident aliens as defined in section 9I.1.

6 Data collected shall include but is not limited to:

7 a. Whether a citation was issued or an arrest was made.

8 b. The type of citation issued or the basis for the arrest.

9 c. Whether the public offense was a misdemeanor or felony.

10 d. Whether the public offense was committed against another  
11 person.

12 e. Injuries sustained by another person or a law enforcement  
13 officer as a result of or in the course of committing the  
14 public offense.

15 f. The type of property seized pursuant to an arrest.

16 2. Data collected pursuant to this section shall be  
17 submitted to the division of criminal and juvenile justice  
18 planning of the department of human rights as directed by the  
19 division.

20 Sec. 2. Section 216A.131A, Code 2019, is amended to read as  
21 follows:

22 **216A.131A Division of criminal and juvenile justice planning.**

23 The division of criminal and juvenile justice planning is  
24 established to fulfill the responsibilities of [this subchapter](#),  
25 including the duties specified in sections [216A.135](#), [216A.136](#),  
26 [216A.137](#), [216A.138](#), and [216A.139](#), and [216A.140A](#).

27 Sec. 3. NEW SECTION. **216A.140A Nonresident alien public**  
28 **offense research project.**

29 1. The division shall establish and maintain a nonresident  
30 alien public offense research project to conduct analyses and  
31 evaluate the public offense data submitted to the division  
32 pursuant to section 27A.12.

33 2. The division shall submit an annual report to the general  
34 assembly by January 31 of each year regarding research results  
35 and the status of the project.

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EXPLANATION

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

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4 This bill relates to nonresident alien public offense data  
5 collection and analysis.

6 The bill provides that each state or local law enforcement  
7 agency subject to Code chapter 27A must collect data relating  
8 to the commission of public offenses by nonresident aliens as  
9 defined in Code section 9I.1. Data collected shall include  
10 whether a citation was issued or an arrest was made, the  
11 type of citation issued or the basis for the arrest, whether  
12 the public offense was a misdemeanor or felony, whether the  
13 public offense was committed against another person, injuries  
14 sustained by another person or a law enforcement officer as a  
15 result of the public offense, and the type of property seized  
16 pursuant to an arrest.

17 The bill requires the public offense data to be submitted to  
18 the division of criminal and juvenile justice planning of the  
19 department of human rights as directed by the division. The  
20 bill provides that the division shall establish and maintain a  
21 nonresident alien public offense research project to conduct  
22 analyses and evaluate the public offense data submitted to the  
23 division by state and local law enforcement agencies. The  
24 division must submit an annual report to the general assembly  
25 by January 31 of each year regarding the research results and  
26 project status.