

Senate Study Bill 3031 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE
ON JUDICIARY BILL BY
CHAIRPERSON ZAUN)

A BILL FOR

1 An Act relating to the criminal offense of indecent exposure
2 and making penalties applicable.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 709.9, Code 2020, is amended to read as
2 follows:

3 **709.9 Indecent exposure.**

4 A person who exposes the person's genitals or pubes to
5 another not the person's spouse, or who commits a sex act in
6 the presence of or view of a third person, or who touches
7 the person's genitals outside of or underneath the person's
8 clothing, commits a serious misdemeanor, if all of the
9 following apply:

10 1. The person does so to arouse or satisfy the sexual
11 desires of either ~~party;~~ and party.

12 2. The person knows or reasonably should know that the act
13 is offensive to the viewer or the viewer was a child at the time
14 of the act.

15 EXPLANATION

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

18 This bill expands the criminal offense of indecent exposure
19 (Code section 709.9) to include a person who touches the
20 person's genitals outside of or underneath the person's
21 clothing, if the person does so to arouse or satisfy the sexual
22 desires of either party and the person knows or reasonably
23 should know that the act is offensive to the viewer or the
24 viewer was a child at the time of the act.

25 A person who violates Code section 709.9 commits a
26 serious misdemeanor. A serious misdemeanor is punishable by
27 confinement for no more than one year and a fine of at least
28 \$315 but not more than \$1,875.

29 A person convicted pursuant to this section is required to
30 register as a sex offender.