

**House Study Bill 529 - Introduced**

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

**A BILL FOR**

1 An Act relating to the discovery of evidence in criminal cases  
2 involving victims of sexual abuse.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 622.31A Deposition of victims of  
2 sexual abuse.

3 The provisions of rule of evidence 5.412 shall apply to  
4 all discovery conducted in a criminal case or postconviction  
5 proceeding involving sexual abuse including but not limited  
6 to depositions. The procedure to determine the admissibility  
7 of evidence at trial concerning the past sexual behavior of  
8 an alleged victim of sexual abuse involving notice, offers of  
9 proof, and in camera reviews shall apply to depositions and  
10 other discovery in such cases.

11 EXPLANATION

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

14 This bill relates to the discovery of evidence in criminal  
15 cases involving victims of sexual abuse.

16 The bill provides that the provisions of rule of evidence  
17 5.412 (sexual abuse cases; victim's past sexual behavior)  
18 shall apply to all discovery conducted in a criminal case  
19 or postconviction proceeding including but not limited to  
20 depositions. The procedure to determine the admissibility of  
21 evidence at trial concerning the past sexual behavior of an  
22 alleged victim of sexual abuse involving notice, offers of  
23 proof, and in camera reviews shall apply to depositions and  
24 other discovery in such cases.