

House File 2182 - Introduced

HOUSE FILE 2182

BY GJERDE

A BILL FOR

1 An Act relating to the unauthorized placement of a global
2 positioning device and providing penalties.

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

1 Section 1. Section 708.11A, Code 2024, is amended by
2 striking the section and inserting in lieu thereof the
3 following:

4 **708.11A Unauthorized placement of global positioning device.**

5 1. A person shall not place a global positioning device or
6 a device equipped with global positioning technology on a motor
7 vehicle owned or leased by another person without the consent
8 of the other person.

9 2. A person shall not intentionally obtain information
10 regarding the movement or location of another person from a
11 global positioning device or a device equipped with global
12 positioning technology that has been placed without the consent
13 of the other person.

14 3. This section does not apply to any of the following:

15 a. A manufacturer, as defined in section 321.1, or a
16 person acting within the scope of the person's employment, who
17 installs an in-vehicle communication or telematics system.

18 b. A device installed by or with the permission of the
19 vehicle owner for automobile insurance rating, underwriting, or
20 claims handling purposes.

21 c. A peace officer acting within the officer's scope of
22 employment pursuant to section 808.4A.

23 d. A parent or guardian tracking the movement or location of
24 the parent's minor child or guardian's ward.

25 e. An employer or business owner tracking the movement or
26 location of a motor vehicle owned, leased, or assigned for use
27 by the employer or business owner.

28 f. A person tracking the movement or location of a device
29 included within the person's shared cellular communications
30 service plan.

31 4. A person who violates this section commits a serious
32 misdemeanor.

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EXPLANATION

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

1 This bill relates to the unauthorized placement of a global
2 positioning device.

3 Under the bill, a person shall not place a global positioning
4 device or a device equipped with global positioning technology
5 on a motor vehicle owned or leased by another person without
6 the consent of the other person.

7 The bill also prohibits a person from intentionally
8 obtaining information regarding the movement or location of
9 another person from a global positioning device or a device
10 equipped with global positioning technology that has been
11 placed without the consent of the other person.

12 The bill does not apply to any of the following: (1) a
13 manufacturer, as defined in Code section 321.1, or a person
14 acting within the scope of the person's employment, who
15 installs an in-vehicle communication or telematics system, (2)
16 a device installed with the vehicle owner's permission for
17 automobile insurance rating, underwriting, or claims handling
18 purposes, (3) a peace officer acting within the scope of
19 employment, (4) a parent or guardian tracking the movement
20 or location of the parent's minor child or guardian's ward,
21 (5) an employer or business owner tracking the movement or
22 location of a motor vehicle owned, leased, or assigned for use
23 by the employer or business owner, or (6) a person tracking the
24 movement or location of a device included within the person's
25 shared cellular communications service plan.

26 A person who violates the bill commits a serious
27 misdemeanor. A serious misdemeanor is punishable by
28 confinement for no more than one year and a fine of at least
29 \$430 but not more than \$2,560.