

**House File 2119 - Introduced**

HOUSE FILE 2119  
BY COMMITTEE ON PUBLIC SAFETY

(SUCCESSOR TO HSB 510)

**A BILL FOR**

1 An Act relating to the possession of contraband in department of  
2 corrections facilities, and providing penalties.

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

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1 Section 1. Section 719.7, Code 2026, is amended by adding the  
2 following new subsection:

3 NEW SUBSECTION. 4A. Any punishment imposed under this  
4 section upon an inmate of a correctional institution specified  
5 in section 904.102 shall be served consecutively to the sentence  
6 being served by the inmate at the time of the violation.

7 Sec. 2. Section 719.7A, Code 2026, is amended by adding the  
8 following new subsection:

9 NEW SUBSECTION. 4A. Any punishment imposed under this  
10 section upon an inmate of a correctional institution specified  
11 in section 904.102 shall be served consecutively to the sentence  
12 being served by the inmate at the time of the violation.

13 Sec. 3. NEW SECTION. **719.7B Restricted or disruptive**  
14 **contraband — criminal penalties.**

15 1. As used in this section, unless the context otherwise  
16 requires:

17 a. "Facility" means a county jail, municipal holding  
18 facility, or institution under the management of the department  
19 of corrections.

20 b. (1) "Restricted or disruptive contraband" means any  
21 object, material, substance, or article that is not inherently  
22 illegal to possess under the laws of this state but that is  
23 prohibited by the facility due to the threat it poses to the  
24 order, discipline, or security of the facility, or to the life,  
25 health, or safety of an individual.

26 (2) "Restricted or disruptive contraband" includes but is not  
27 limited to any of the following:

28 (a) Tobacco, tobacco products, or electronic smoking devices.

29 (b) Money, currency, negotiable instruments, or other items  
30 of value.

31 (c) Cellular telephones, electronic communication devices, or  
32 any component thereof, unless otherwise prosecuted under section  
33 719.7A.

34 (d) Synthetic cannabinoids or synthetic cannabinoid  
35 derivatives, whether or not listed as a controlled substance

1 under chapter 124, unless otherwise prosecuted under section  
2 719.7.

3 (e) Pornographic or sexually explicit materials as defined by  
4 institutional policy.

5 (f) Any other item designated as restricted or disruptive  
6 contraband by the facility.

7 2. A person commits the offense of possessing restricted  
8 or disruptive contraband under this section if the person, not  
9 authorized by law or facility policy, does any of the following:

10 a. Knowingly introduces, supplies, or attempts to supply  
11 restricted or disruptive contraband to any person confined in a  
12 correctional facility or jail, or to any person confined while  
13 being transported or moved incidental to confinement.

14 b. Knowingly makes, obtains, or possesses restricted or  
15 disruptive contraband while confined in a correctional facility  
16 or jail, or while being transported or moved incidental to  
17 confinement.

18 3. A person who possesses restricted or disruptive contraband  
19 commits a class "D" felony.

20 4. a. A person commits the offense of failing to report  
21 restricted or disruptive contraband when the person fails to  
22 report a known violation or attempted violation of this section  
23 to an official or officer at a facility.

24 b. A person who violates this subsection commits an  
25 aggravated misdemeanor.

26 5. Any punishment imposed under this section upon an inmate  
27 of a correctional institution specified in section 904.102 shall  
28 be served consecutively to the sentence being served by the  
29 inmate at the time of the violation.

30 6. A sheriff, a supervising law enforcement agency, or the  
31 department of corrections may authorize taking an X ray of a  
32 person under its control if there is reason to believe that the  
33 person is in possession of restricted or disruptive contraband.  
34 A licensed physician or x-ray technician under the supervision of  
35 a licensed physician shall x-ray the person.

1 7. Nothing in this section is intended to limit the authority  
2 of the administrator of any facility to prescribe or enforce  
3 rules concerning the definition of restricted or disruptive  
4 contraband, and the supplying, making, obtaining, or possession  
5 of restricted or disruptive contraband.

6 8. This section shall not be construed to limit or restrict  
7 the offenses provided in section 719.7 or 719.7A.

8 EXPLANATION

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

11 This bill relates to the possession of contraband in  
12 department of corrections facilities.

13 The bill provides that any punishment for the possession of  
14 contraband by an inmate of a facility under the control of the  
15 department of corrections shall be served consecutively to the  
16 sentence being served by the inmate at the time of the violation.

17 The bill adds a new category of restricted or disruptive  
18 contraband. "Restricted or disruptive contraband" means any  
19 object, material, substance, or article that is not inherently  
20 illegal to possess under the laws of the state but that is  
21 prohibited by the facility due to the threat it poses to the  
22 order, discipline, or security of the facility, or to the  
23 life, health, or safety of an individual. "Restricted or  
24 disruptive contraband" includes but is not limited to tobacco,  
25 tobacco products, or electronic smoking devices; money, currency,  
26 negotiable instruments, or other items of value; cellular  
27 telephones, electronic communication devices, or any component  
28 thereof, unless otherwise prosecuted under Code section 719.7A;  
29 synthetic cannabinoids or synthetic cannabinoid derivatives,  
30 whether or not listed as a controlled substance under Code  
31 chapter 124, unless otherwise prosecuted under Code section  
32 719.7; pornographic or sexually explicit materials as defined by  
33 institutional policy; and any other item designated as restricted  
34 or disruptive contraband by the facility.

35 The bill authorizes taking an X ray of a person under the

1 control of a facility if there is reason to believe that the  
2 person is in possession of restricted or disruptive contraband.  
3 A licensed physician or x-ray technician under the supervision of  
4 a licensed physician shall x-ray the person.

5 A person who possesses restricted or disruptive contraband  
6 commits a class "D" felony. A class "D" felony is punishable  
7 by confinement for no more than five years and a fine of at least  
8 \$1,025 but not more than \$10,245.

9 The bill provides that a person commits the offense of failing  
10 to report restricted or disruptive contraband when the person  
11 fails to report a known violation or attempted violation to  
12 an official or officer at a facility. A person who violates  
13 this provision commits an aggravated misdemeanor. An aggravated  
14 misdemeanor is punishable by confinement for no more than two  
15 years and a fine of at least \$855 but not more than \$8,540.

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