

House File 42 - Introduced

HOUSE FILE 42
BY MEGGERS

A BILL FOR

- 1 An Act relating to the review of an officer-involved shooting
- 2 case by a county attorney.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

unofficial

1 Section 1. Section 331.756, Code 2025, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 76. a. In the case of an officer-involved
4 shooting resulting in the death or serious bodily injury of a
5 person, review the evidence and render a written opinion and
6 charging decision, convene a grand jury, or refer the case to the
7 attorney general as provided in section 13.12.

8 b. A written report detailing the results of the review
9 specified in paragraph "a" shall be provided within one hundred
10 eighty days to the officer involved or the officer's legal
11 counsel and the officer's employing agency.

12 c. If the case presents a conflict of interest, the review
13 shall be referred to an independent county attorney, the attorney
14 general, or a special prosecutor.

15 d. For the purposes of this subsection, "officer" means the
16 same as defined in section 801.4, subsection 11.

17 **EXPLANATION**

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

20 This bill relates to the review of an officer-involved
21 shooting case by a county attorney.

22 The bill provides that in the case of an officer-involved
23 shooting resulting in the death or serious bodily injury of
24 a person, the county attorney shall review the evidence and
25 render a written opinion and charging decision, convene a grand
26 jury, or refer the case to the attorney general. A written
27 report detailing the results of the review shall be provided
28 to the officer involved or the officer's legal counsel and the
29 officer's employing agency within 180 days. If the case presents
30 a conflict of interest, the review shall be referred to an
31 independent county attorney, the attorney general, or a special
32 prosecutor.