

House Study Bill 529 - Introduced

SENATE/HOUSE FILE _____
BY (PROPOSED DEPARTMENT OF
CORRECTIONS BILL)

A BILL FOR

1 An Act relating to sexual misconduct with offenders and
2 juveniles, and providing penalties.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

unofficial

1 Section 1. Section 709.16, subsections 1 and 3, Code 2026,
2 are amended to read as follows:

3 1. Any peace officer, or an officer, employee, contractor,
4 vendor, volunteer, or agent of the department of corrections,
5 or an officer, employee, or agent of a judicial district
6 department of correctional services, who engages in a sex act
7 with an individual committed to the custody of the department
8 of corrections or a judicial district department of correctional
9 services commits ~~an aggravated misdemeanor~~ a class "D" felony.

10 3. Any peace officer, or an officer, employee, contractor,
11 vendor, volunteer, or agent of a county who engages in a sex
12 act with a prisoner incarcerated in a county jail commits an
13 ~~aggravated misdemeanor~~ a class "D" felony.

14 Sec. 2. Section 709.16, subsection 2, paragraph a, Code 2026,
15 is amended to read as follows:

16 a. Any peace officer, or an officer, employee, contractor,
17 vendor, volunteer, or agent of a juvenile placement facility who
18 engages in a sex act with a juvenile placed at such facility
19 commits ~~an aggravated misdemeanor~~ a class "D" felony.

20 EXPLANATION

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

23 This bill relates to sexual misconduct with offenders and
24 juveniles.

25 The bill increases the penalty from an aggravated misdemeanor
26 to a class "D" felony for any peace officer, or an officer,
27 employee, contractor, vendor, volunteer, or an agent of the
28 department of corrections or a judicial district department of
29 correctional services or an agent of a county, or an agent
30 of a juvenile placement facility or county jail, who engages
31 in a sex act with a person committed to the custody of the
32 department of corrections or a judicial district department of
33 correctional services, with a juvenile placed at a juvenile
34 placement facility, or with a prisoner incarcerated in a county
35 jail. A class "D" felony is punishable by confinement for no

S.F. _____ H.F. _____

1 more than five years and a fine of at least \$1,025 but not more
2 than \$10,245.

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