

**Senate File 340 - Introduced**

SENATE FILE 340  
BY McCLINTOCK

**A BILL FOR**

- 1 An Act relating to no-contact orders and electronic tracking and
- 2 monitoring systems.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

unofficial

1 Section 1. Section 331.653, Code 2025, is amended by adding  
2 the following new subsection:

3 NEW SUBSECTION. 65B. Carry out the duties imposed under  
4 section 904.913.

5 Sec. 2. Section 664A.3, Code 2025, is amended by adding the  
6 following new subsection:

7 NEW SUBSECTION. 7. A no-contact order issued pursuant to  
8 this section shall specifically include notice that the defendant  
9 may be required to be subject to an electronic tracking and  
10 monitoring system while a no-contact order is in effect under  
11 this section. The court shall advise the defendant that in  
12 the event the defendant is brought before the court on any  
13 subsequent allegation of violating the no-contact order for which  
14 the court finds probable cause that a violation occurred, the  
15 court will be required to impose a requirement that the defendant  
16 be subject to an electronic tracking and monitoring system as set  
17 forth in section 904.913. The court shall additionally advise  
18 the defendant that the costs associated with the electronic  
19 monitoring shall be the responsibility of the defendant.

20 Sec. 3. Section 904.913, Code 2025, is amended by adding the  
21 following new subsections:

22 NEW SUBSECTION. 3. a. A person brought before the court  
23 on an allegation of violating a no-contact order issued under  
24 section 664A.3, for which the court finds probable cause that  
25 a violation occurred shall be required to be supervised by an  
26 electronic tracking and monitoring system as set forth in this  
27 section.

28 b. The court shall determine at initial appearance if  
29 information is available regarding the protected party's  
30 residence and place of employment for the purposes of determining  
31 a protective zone. Information regarding the protective zone  
32 shall be made available to the department and the sheriff's  
33 office of the county in which the no-contact order was issued or  
34 the county in which the alleged violation of a no-contact order  
35 occurred.

1 c. If the person is already subject to an existing electronic  
2 tracking and monitoring system under this chapter, the court is  
3 not required to impose a requirement for an electronic tracking  
4 and monitoring system for additional allegations of a violation  
5 of a no-contact order.

6 NEW SUBSECTION. 4. If the person is being supervised by  
7 the department under this chapter or is assigned by the court  
8 to supervision under this chapter as a condition of release,  
9 the supervising agency shall place the person on an electronic  
10 tracking and monitoring system.

11 NEW SUBSECTION. 5. If the person is not being supervised  
12 by the department under this chapter, the court shall order  
13 the person to report to the sheriff's office of the county in  
14 which the no-contact order was issued, or where the violation  
15 occurred if outside of the county where the no-contact order  
16 was issued, within twenty-four hours of release to be equipped  
17 with an electronic tracking and monitoring system, which shall be  
18 monitored by the sheriff's office. The reporting and equipping  
19 requirement can also be fulfilled at the county jail where the  
20 person was held prior to release.

21 NEW SUBSECTION. 6. Any electronic tracking and monitoring  
22 system under this section shall provide for the monitoring of a  
23 protective zone in or near the protected party's residence and  
24 place of employment. For purposes of this section, a "protective  
25 zone" is any area within one thousand feet of a protected party's  
26 residence or place of employment.

27 NEW SUBSECTION. 7. Any electronic tracking and monitoring  
28 system imposed under this section shall provide for the ability  
29 of the protected party to receive a contemporaneous or immediate  
30 electronic alert when the defendant has entered a protective  
31 zone.

32 NEW SUBSECTION. 8. Any electronic tracking and monitoring  
33 system imposed under this section shall be monitored at all times  
34 and shall have the capability to contemporaneously or immediately  
35 alert the law enforcement agency with jurisdiction over the

1 protective zone and the protected party to any active intrusion  
2 of the defendant into a protective zone or the defendant's  
3 presence within a protective zone.

4 NEW SUBSECTION. 9. Any costs associated with the electronic  
5 tracking and monitoring system imposed under this section shall  
6 be assessed to the defendant as court costs.

7 EXPLANATION

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

10 This bill relates to no-contact orders and electronic tracking  
11 and monitoring systems.

12 The bill provides that the court shall provide notice that  
13 the defendant may be required to be subject to an electronic  
14 tracking and monitoring system while a no-contact order is in  
15 effect. The bill applies to a violation of a no-contact order  
16 issued for contempt, a violation of a release or protective or  
17 sentencing order arising from sexual abuse, or a no-contact order  
18 issued for domestic abuse assault, older individual assault,  
19 harassment, stalking, or sexual abuse in the first, second, or  
20 third degree. The court shall additionally advise the defendant  
21 that the costs associated with the electronic monitoring shall be  
22 the responsibility of the defendant.

23 The bill provides that a person brought before the court  
24 on an allegation of violating a no-contact order issued under  
25 Code section 664A.3 (entry of a temporary no-contact order) for  
26 which the court finds probable cause that a violation occurred  
27 shall be required to be supervised by an electronic tracking  
28 and monitoring system. The court shall determine at initial  
29 appearance if information is available regarding the protected  
30 party's residence and place of employment for the purposes of  
31 determining a protective zone. The bill defines "protective  
32 zone" as any area within 1,000 feet of a protected party's  
33 residence or place of employment. Any electronic tracking and  
34 monitoring system under the bill shall provide for the monitoring  
35 of a protective zone in or near the protected party's residence

1 and place of employment.

2 The bill provides that if the person is being supervised by  
3 the department or is assigned by the court to supervision as  
4 a condition of release, the supervising agency shall place the  
5 person on an electronic tracking and monitoring system. If the  
6 person is not being supervised by the department, the court shall  
7 order the person to report to the sheriff's office of the county  
8 in which the no-contact order was issued, or where the violation  
9 occurred if outside of the county where the no-contact order  
10 was issued, within 24 hours of release to be equipped with an  
11 electronic tracking and monitoring system. The reporting and  
12 equipping requirement can also be fulfilled at the county jail  
13 where the person was held prior to release.

14 The bill provides that any electronic tracking and monitoring  
15 system imposed shall provide for the ability of the protected  
16 party to receive a contemporaneous or immediate electronic  
17 alert when the defendant has entered a protective zone, and  
18 shall be monitored at all times. An electronic tracking and  
19 monitoring system shall have the capability to contemporaneously  
20 or immediately alert the law enforcement agency with jurisdiction  
21 over the protective zone and the protected party to the  
22 defendant's presence within a protective zone.

23 The bill requires that any costs associated with the  
24 electronic tracking and monitoring system shall be assessed to  
25 the defendant as court costs.