

**Senate File 2504 - Introduced**

SENATE FILE 2504

BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO SSB 3198)

(COMPANION TO HF 2797 BY

COMMITTEE ON WAYS AND MEANS)

**A BILL FOR**

1 An Act relating to Brady-Giglio list appeals and law  
2 enforcement officers' rights, and providing effective date  
3 and applicability provisions.

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

1 Section 1. Section 80F.1, subsection 25, Code 2026, is  
2 amended to read as follows:

3 25. An officer shall have the right to petition the  
4 district court, appeal, or intervene in an action regarding  
5 a prosecuting agency's decision to place an officer on a  
6 Brady-Giglio list. An officer placed on a Brady-Giglio list  
7 by a prosecuting agency, regardless of when such placement,  
8 action, or decision occurred, shall have the rights afforded  
9 under this subsection. The district court shall have  
10 jurisdiction over the review of the prosecuting agency's  
11 decision. The district court shall perform an in camera  
12 review of the evidence and may hold a closed hearing upon the  
13 request of the officer or prosecuting agency, or upon the  
14 court's own motion. The district court may affirm, modify,  
15 or reverse a prosecuting agency's decision, and issue orders  
16 or provide relief, including removal of the officer from a  
17 Brady-Giglio list, as justice may require. Evidence presented  
18 to the district court shall be provided under seal and kept  
19 confidential unless otherwise provided by law and ordered  
20 by the district court. If the court finds in favor of the  
21 officer under this subsection, upon application, the court  
22 shall award the officer equitable relief, reasonable attorney  
23 fees, expenses, and court costs. Any such award shall be paid  
24 by the state or the municipality or county that employs or is  
25 responsible for the prosecuting agency.

26 Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate  
27 importance, takes effect upon enactment.

28 Sec. 3. RETROACTIVE APPLICABILITY. This Act applies  
29 retroactively to the placement of an officer on a Brady-Giglio  
30 list and subsequent proceedings and orders occurring on and  
31 after July 1, 2021.

32 EXPLANATION

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

35 This bill relates to Brady-Giglio list appeals and law

1 enforcement officers' rights.

2 The bill provides that an officer placed on a Brady-Giglio  
3 list by a prosecuting agency, regardless of when such  
4 placement, action, or decision occurred, shall have the rights  
5 afforded under the bill.

6 The bill provides that if an officer, after appealing a  
7 decision placing the officer on a Brady-Giglio list, prevails,  
8 the court shall award the officer equitable relief, reasonable  
9 attorney fees, expenses, and court costs. Any such award shall  
10 be paid by the state or the municipality or county that employs  
11 or is responsible for the prosecuting agency.

12 The bill takes effect upon enactment.

13 The bill applies retroactively to the placement of an  
14 officer on a Brady-Giglio list and subsequent proceedings and  
15 orders occurring on and after July 1, 2021.