

Senate File 545 - Reprinted

SENATE FILE _____
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 1052)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to a sex act committed with a person assigned to
2 the judicial district department of correctional services or a
3 person under the dominion and control of a peace officer,
4 eliminating certain reporting requirements, and providing
5 penalties.
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
7 SF 545
8 jm/cc/26

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1 1 Section 1. Section 709.16, subsection 1, Code 2007, is
1 2 amended to read as follows:
1 3 1. An officer, employee, contractor, vendor, volunteer, or
1 4 agent of the department of corrections, or an officer,
1 5 employee, or agent of a judicial district department of
1 6 correctional services, who engages in a sex act with an
1 7 individual committed to the custody of the department of
1 8 corrections or assigned to a judicial district department of
1 9 correctional services commits an aggravated misdemeanor.
1 10 Sec. 2. Section 709.16, Code 2007, is amended by adding
1 11 the following new subsection:
1 12 NEW SUBSECTION. 1A. A contractor, vendor, or volunteer of
1 13 a judicial district department of correctional services, who
1 14 engages in a sex act with an individual assigned to the
1 15 judicial district department of correctional services and who
1 16 is under the dominion and control of the contractor, vendor,
1 17 or volunteer, commits an aggravated misdemeanor.
1 18 Sec. 3. Section 709.16, Code 2007, is amended by adding
1 19 the following new subsection:
1 20 NEW SUBSECTION. 4. A peace officer who engages in a sex
1 21 act with an inmate, prisoner, arrestee, detainee, or a person
1 22 under the dominion and control of the peace officer, while
1 23 acting within the scope of the duties of the peace officer,
1 24 commits an aggravated misdemeanor.
1 25 Sec. 4. Section 904.501, Code 2007, is repealed.
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