

**House File 572 - Reprinted**

HOUSE FILE 572  
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HSB 15)

(As Amended and Passed by the House March 20, 2025)

**A BILL FOR**

1 An Act establishing the criminal offense of the smuggling of  
2 persons, and providing penalties.

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

unofficial

1 Section 1. NEW SECTION. **710.12 Smuggling of persons.**

2 1. A person commits the offense of smuggling of persons when  
3 the person knowingly, for payment or anything of value, does  
4 any of the following involving a person in violation of federal  
5 immigration laws:

6 a. Uses a motor vehicle, aircraft, watercraft, or other means  
7 of conveyance to transport an individual with the intent to:

8 (1) Conceal the individual from a peace officer.

9 (2) Flee from a person the actor knows is a peace officer  
10 attempting to lawfully arrest or detain the actor.

11 b. Encourage or induce a person to enter or remain in  
12 the United States in violation of federal law by concealing,  
13 harboring, or shielding that person from detection.

14 c. Assist, guide, or direct two or more individuals to enter  
15 or remain on agricultural land without the effective consent of  
16 the owner.

17 2. An offense under this section is a class "C" felony,  
18 except that the offense is:

19 a. A class "B" felony if the person or other party as  
20 specified does any of the following:

21 (1) The person commits the offense in a manner that creates  
22 a substantial likelihood that the smuggled individual will suffer  
23 serious bodily injury or death.

24 (2) The person smuggles an individual who is a child younger  
25 than eighteen years of age at the time of the offense.

26 (3) The person commits the offense with the intent to obtain  
27 a pecuniary benefit.

28 (4) During the commission of the offense, the actor, another  
29 party to the offense, or an individual assisted, guided, or  
30 directed by the actor knowingly possessed a firearm.

31 b. A class "A" felony under any of the following  
32 circumstances:

33 (1) If as a direct result of the commission of the offense,  
34 the smuggled individual became a victim of sexual abuse in the  
35 first degree under section 709.2 or sexual abuse in the second

1 degree under section 709.3.

2 (2) If the smuggled individual suffered serious bodily injury  
3 or death.

4 3. It is an affirmative defense to prosecution of an offense  
5 under this section, other than an offense punishable under  
6 subsection 2, paragraph "a", subparagraph (1), or subsection  
7 2, paragraph "b", that the actor is related to the smuggled  
8 individual within the second degree of consanguinity or, at the  
9 time of the offense, within the second degree of affinity.

unofficial