

# IOWA CRIMINAL STATUTES SUMMARY CHART—2007

Introductory Page (06/10/07)

**INSTRUCTIONS FOR USE:** This chart is designed as a checklist and alert to major sentencing issues and statutes. Code cites and text are abbreviated. All code sections are from 2007 Iowa Code updated through the 2007 legislative session, and are in numerical order from top to bottom along left margin. The author will attempt to update this chart after every legislative session. If the EndNote column (far right) shows a "7", that code section or chapter was amended effective 7/1/07 (or upon enactment); if it shows a "6", that code section or chapter was amended effective 7/1/06 (or upon enactment). That column or the EndNotes will reference the legislation. **WARNING!! This chart applies to offenses which occur after 6/30/07, and may not be reliable for offenses which occur before 7/1/07 or after 6/30/08. Prior versions should be retained for use concerning offenses which occurred prior to 7/1/07.**

Across the top of each page are headings and footnote references (e.g., "n.A" means "Note A"). Those footnotes are at the bottom of this introductory page. If the EndNotes column shows an asterisk (\*), then refer to the EndNotes section on the last pages for references to other sections, alerts and footnotes that may relate to the code section listed in the column on the left margin. At the end of the Code section summaries are selected criminal procedure sections.

In the columns, a "y" means "yes", "n" means "no", "y/n" means "yes/no", "n/a" means "not applicable." A "y/n", "n/y" or "?", means you should review the applicable statutes.

This chart is intended as a checklist, reminder, and issue spotter--NOT as a definitive listing of all issues that need to be addressed under any particular use.

*Satisfy yourself as to accuracy of the information.*

## FOOTNOTES

**Note A:** See chs. 901, 902, 903 outlined below; if "C" or "D" habitual felon, see 902.9(3); if forcible felony, see 902.7.

**Note B:** Parole per ch. 906; min. per 902.7 (5 yrs. dang. weap.), 902.8 (3 yrs. habitual), 902.8A(124.401D), 902.11(prior forcibles), 902.12(70% forcibles) (see also sec. 702.11 defines "forcible felony").

**Note C:** 32% surcharge (30% until 6/30/05) on fines/forfeitures per 911.1; may suspend pro rata with fine; n/a to parking violations.

**Note D:** \$10 DARE surcharge for each offense per 911.2; not assessed if defer sentence/judgment or suspend sentence.

**Note E:** County surcharge, if any, per 911.4 only simple mis. and only if county has adopted.

**Note F:** \$125 Law Enforcement Initiative Surcharge per 911.3, if guilty or deferred judgment.

**Note G:** Drivers license revocation per 901.5(10).

**Note H:** DNA profile required per 81.2 and 901.5(8A), all felony convictions and def. judg., all sexually violent predators per 229A.7(5A), persons required to register as sex offenders, if guilty by reason of insanity, includes juveniles per 232.52(10), and others if the court determines appropriate per 901.5(8A).

**Note I:** Ch. 692A Sex Offender Registry: see 692A.1(2), (4), (6), (8), (9), (10).

**Note J:** 901.5(11)-(12) consider denying certain federal benefits and certain state benefits.

**Note K:** 124.409(2) may order commitment for treatment if charged and consent to treatment, or if convicted, under 124.401 if addicted/dependent/chronic abuser.

## WARNING--THIS IS NOT YET COMPLETE--WORK IN PROGRESS!!

Comments, corrections, suggestions and requests for updates can be sent to:

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Code Sec	Description	class	PRISON/JAIL					FINE		SURCHARGES					DNA	Sex	Deny	See End No		
			Max	Min	Parole	Sus Del	Prob	Max	Min	1st	2nd	3rd	4th	5th					6th	7th
(version 06/1007)			n/A	n/A	n/B	907.3	n/A	n/A	907.3	n/A	n/A	n/C	n/D	n/E	n/F	n/G	n/H	n/I	n/J	
<b>Ch. 81 DNA Profiling</b>																				
81.6(1)	wrongful use	agg.	2 yr	0	y	y		6250	625	y	y	n/a	n	n	n	n	n	n	8(HF2789)	
81.6(2)	alter or falsify	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	n	n	y	n	y		
<b>Ch. 124 Mfg/Poss/etc--See Enhancements/Certain Penalties Below</b>																				
124.401(1)(a)	large quantities	B	50 yr	1/3 of 50	after 1/3	y/n(meth)		1 mill	0	y	y	y	n	y	180	y	n	y		
124.401(1)(b)	less quantity	B	25 yr	1/3 of 25	after 1/3	y/n(meth)		100k	5000	y	y	y	n	y	180	y	n	y		
124.401(1)(c)	less quantity	C	10 yr	1/3 of 10	after 1/3	y		50000	1000	y	y	y	n	y	180	y	n	y		
124.401(1)(d)	50 kilo marij	D	5 yr	0	y	y		7500	750	y	y	n	y	n	y	180	y	n	y	
	OR	sch. IV-V	agg.	2 yr	0	y	y	6250	625	y	y	n	y	n	y	180	y	n	y	
124.401(1)(e)	(1)w/firearm	>	2x	1/3 of 2x	after 1/3	n		2x	2x	>	>	>	n	>	>	>	>	>	>	
124.401(1)(f)	(1)w/weapon	>	3x	1/3 of 3x	after 1/3	n		3x	3x	>	>	>	n	>	>	>	>	>	>	
124.401(3)	ephedrine, etc.	ser.	1 yr.	0	y	y		1875	315	y	y	y	n	y	180	n	n	y	6(HF2789)	
124.401(4)	ephedrine, etc.	D	5 yrs.	n.B	y	y		7500	750	y	y	n	y	n	y	180	y	n	y	
124.401(5)	possess-1st	ser.	1 yr.	48 hrs.	n/a	y		1875	315	y	y	n	y	n	y	180	n	n	y	
	possess-2nd	agg	2 yrs.	48hrs.	n/a	y		6250	625	y	y	y	n	y	180	n	n	y	6(HF2789)	
	possess-3rd	D	5 yrs.	n.B	y	y		7500	750	y	y	y	n	y	180	y	n	y	6(HF2789)	
	poss-marij-1st	ser.	6 mos.	48 hrs.	n/a	y		1000	0	y	y	y	n	y	180	n	n	y	6(HF2789)	
	poss-marij-2nd	ser.	1 yr.	48 hrs.	n/a	y		1875	315	y	y	y	n	y	180	n	n	y	6(HF2789)	
	poss-marij-3rd	agg	2 yrs.	48 hrs.	y	y		6250	625	y	y	n	y	n	y	180	n	n	y	6(HF2789)
<b>Enhancements/Certain Penalties</b>																				
124.401A	<18 w/in 1000ft.	>	may+5	>	>	>		>	>	>	>	n	>	>	>	>	>	>	>	
124.401B	w/in 1000ft.	>	>	>	>	>		>	>	>	>	n	>	>	>	>	>	>	>	
124.401C	mfg.meth near minor	>	must+5	>	>	>		>	>	>	>	n	>	>	>	>	>	>	>	
124.401D(1)	mfg.to deliv.to minor	>	99 yrs.	10 yrs.	at 10 yr	n		0	0	n/a	n/a	y	n	y	n	y	n	y		
	2nd off.	A	life	life	n	n		0	0	n/a	n/a	y	n	y	n	y	n	y		
124.401D(2)	deliv. meth to minor	>	99 yr	10 yrs.	at 10 yr	n		0	0	n/a	n/a	y	n	y	n	y	n	y		
	2nd off.	A	life	life	n	n		0	0	n/a	n/a	y	n	y	n	y	n	y		
124.401E(1),(2)	mfg./del.meth.1st	>	>	>	>	>		>	>	>	>	n	>	>	>	>	>	>	>	
124.401E(3)	del./intent meth.2nd	>	>	>	>	>		>	>	>	>	n	>	>	>	>	>	>	>	
<b>Anhydrous</b>																				
124.401F	anhydrous	ser	1 yrs.	0	n/a	y		1875	315	n	y	y	n	y	n	n	n	y	6(HF2789)	
<b>Businesses</b>																				
124.402(1)(a)	violate 124.308	agg	2 yrs.	0	y	y		6250	625	y	y	y	n	y	180	n	n	y	6(HF2789)	
124.402(1)(b)	violate regist.	agg	2 yrs.	0	y	y		6250	625	y	y	y	n	y	180	n	n	y	6(HF2789)	
124.402(1)(c)	records failure	ser	1 yrs.	0	n/a	y		1875	315	n	y	y	n	y	180	n	n	y	6(HF2789)	
124.402(1)(d)	refuse inspect	agg	2 yrs.	0	y	y		6250	625	y	y	n	y	n	y	180	n	n	y	6(HF2789)
124.402(1)(e)	wrong storage	agg	2 yrs.	0	y	y		6250	625	y	y	n	y	n	y	180	n	n	y	6(HF2789)
124.403-	misc.proh.acts	ser	1 yrs.	0	n/a	y		1875	315	n	y	y	n	y	180	n	n	y	6(HF2789)	
<b>Distrib. Under 18</b>																				
124.406(1)(a)	dist.sch.I-II	B	25 yrs.	5 yrs.	at 5 yr	n		0	0	n/a	y	y	n	y	n	y	n	y		
	w/in 1000ft.	B	25 yrs.	10 yrs.	at 10 yr	n		0	0	n/a	y	y	n	y	n	y	n	y		
124.406(1)(b)	sch.III >3yrs	C	10 yrs.	n.B	y	y		10000	1000	y	y	n	y	n	y	n	y	n	y	
124.406(1)(c)	sch.IV >3yr	agg	2 yrs.	0	y	y		6250	625	y	y	n	y	n	n	n	n	y		
124.406(2)(a)	sch.I-II cntrft	B	25 yrs.	n.B	y	n		0	0	n/a	y	y	n	y	n	y	n	y		
	w/in 1000ft.	B	25 yrs.	10 yrs.	at 10 yr	n		0	0	n/a	y	y	n	y	n	y	n	y		
124.406(2)(b)	sch.III cntrft>3	C	10 yrs.	n.B	y	y		10000	1000	y	y	n	y	n	y	n	y	n	y	
124.406(2)(c)	sch.IV-Vcntrft>3	agg	2 yrs.	0	y	y		6250	625	y	y	n	y	n	y	n	n	n	y	
124.406(3)	consp.to del.	D	5 yrs.	n.B	y	y		7500	750	y	y	n	y	n	y	n	y	n	y	
124.406A	consp.w/minor	C	10 yrs.	n.B	y	y		10000	1000	y	y	y	n	y	n	y	n	y		
<b>Other</b>																				
124.407	unlawful mtg.	D	5 yrs.	n.B	y	y		7500	750	y	y	y	n	y	n	y	n	y		
	if marij. only	ser	1 yr.	0	n/a	y		1875	315	n	y	y	n	y	n	n	n	y		
124.410-	mj accom.		sentence per 124.401(5); 1st offense may conditional discharge per 124.409(1)																> > >	
124.411(1)	2nd offense ch.124	>	up to 3x	up to 3x	>	>		up to 3x	up to 3x	>	>	>	>	>	>	>	>	>	>	
124.414	paraphernalia	sim	30 days	0	n/a	y		625	65	n	y	y	?	y	n	n	n	y		
124A.4(1)	imitation drugs	agg	2 yrs.	0	y	y		6250	625	y	y	n	n	n	n	n	n	n		
124A.4(2)	ad. imitations	ser	1 yr.	0	n/a	y		1875	315	n	y	n	n	n	n	n	n	n		
124A.4(3)	imitation--<18	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	n	n	y	n	n		
124B(9)(1),(2)	precursors	C	10 yrs.	n.B	y	y		10000	1000	y	y	n	n	n	n	y	n	n		
<b>Ch. 126 Drugs, Devices and Cosmetics (sections omitted from this draft)</b>																				
<b>Ch. 155A Pharmacy (sections omitted from this draft)</b>																				
<b>Ch. 229A Commitment of Sexually Violent Predators (sections omitted from this draft)</b>																				
<b>Ch. 236 Domestic Abuse (now see new ch. 664A)</b>																				

Code Sec	Description	Class	PRISON/JAIL				FINE			SURCHARGE				Lic	DNA	Sex	Dom	Sag	End	Note
			Max	Min	Parole	Sus/Day	Max	Min	Sus	%	DARE	Co	125							
<b>Ch. 321 Motor Vehicle (simple misdemeanors) (sections omitted from this draft)</b>																				
<b>Ch. 321J OWI</b>																				
321J.2(2)(a)	1st OWI	ser	1 yr.	48 hours	n/a	if<.15	1250	1250	n/other	y	y	n	n	180-1	n	n	n			3(HF-2789)
321J.2(2)(b)	2nd OWI	agg	2 yrs.	7 days	y	not min.	6250	1875	y	y	y	n	n	1 yr.	n	n	n			3(HF-2789)
321J.2(2)(c)	3rd OWI	D	5 yrs.	30 days	y	not min.	9375	3125	y	y	y	n	n	6 yr.	y	n	n			3(HF-2789)
321J.21	driv.revoked,etc.	ser	1 yr.	0	n/a	y	1000	1000	y	y	y	n	n	add	n	n	n			
<b>Misc.</b>																				
453B.12	tax stamp	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	y	180	y	n	n			
<b>Ch. 462A Boat OWI</b>																				
462A.14(2)(a)	1st OWI-boat	ser	1 yr.	48 hours	n/a	if<.15	1000	1000	n/other	y	n	n	n	1yr	n	n	n			
462A.14(2)(b)	2nd OWI-boat	agg	2 yrs.	7 days	y	not min.	5000	1500	y	y	n	n	n	2yr	n	n	n			
462A.14(2)(c)	3rd OWI-boat	D	5 yrs.	30 days	y	not min.	7500	2500	y	y	n	n	n	6yr	y	n	n			
462A.14(2)(d)	OWI-boat & inj.	D	5 yrs.	30 days	y	not min.	7500	2500	y	y	n	n	n	add1	y	n	n			
462A.14(2)(e)	OWI-boat,death	B	25 yrs.	n.B	y	n	0	0	n/a	n/a	n	n	n	6yr	y	n	n			
<b>Ch. 664A No Contact/Protective Orders</b>																				
664A.7(3)	violation-contempt	n/a	**	7 days	n/a	not min.	**	0	y	y	n	n	n	n	n	n	n			6(HF-2652)
664A.7(4)	violation-sim.misd.	sim	30 days	0	n/a	n	625	65	n	y	n	n	n	n	n	n	n			6(HF-2652)
<b>Ch. 692A Sex Offender Registry</b>																				
692A.7	Fail to Register	ser.	to Class C, and limitations on suspending fines or deferring sentences/judgments																	
<b>Ch. 705 Solicitation/Conspiracy/Ongoing Conduct/Money Laundering</b>																				
705.1	felony solic.	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n			
705.1	agg.mis.solic.	agg	2 yrs.	0	y	y	6250	625	y	y	n	n	n	n	n	n	n			6(HF-2789)
706.1 and.3	consp.forc.f	C	10 yrs.	n.B	y	y	10000	1000	y	y	n	n	n	n	y	n	n			
706.1 and.3	consp.felony	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n			
706.1 and.3	consp.misd.	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n			
706A.2(1)	ongoing conduct	B	25 yrs.	n.B	y	y	0	0	n/a	n/a	n	n	n	n	y	n	n			
706A.2(2)	crim. network	B	25 yrs.	n.B	y	y	0	0	n/a	n/a	n	n	n	n	y	n	n			
706A.2(4)	unlawful activities	B	25 yrs.	n.B	y	y	0	0	n/a	n/a	n	n	n	n	y	n	n			
706B.2	money launder	C/D	10/5yr	n.B	y	y	varies ?		y	y	n	n	n	n	y	n	n			
<b>Ch. 707 Homicide and Related Crimes</b>																				
707.2	Murder 1st	A	life	Life	n	n	0	0	n/a	y	n	n	n	n	y	n/y	n			
707.3	Murder 2nd	B	50 yrs.	50 yrs.	at 70%	n	0	0	n/a	n/a	n	n	n	n	y	n/y	n			
707.4	Vol.Mansltr	C	10 yrs.	n.B	y	y	10000	1000	y	y	n	n	n	n	y	n/y	n			
707.5(1)	Invol.Mansltr	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n/y	n			
707.5(2)	Invol.Mansltr	agg.	2 yrs.	0	y	y	6250	625	y	y	n	n	n	n	n	n/y	n			6(HF-2789)
707.6A(1)	Veh.Homicide-OWI	B	25 yrs.	n.B	at 70%	n	0	0	n/a	n/a	n	n	n	6yr	y	n	n			
707.6A(2)	Veh. Hom.rkles/elud	C	10 yrs.	n.B	y or 70%	y/n	10000	1000	y	y	n	n	n	n	y	n	n			
707.6A(3)	Veh.Homicide-racing	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n			
707.6A(4)	Veh.injury-OWI	D	5 yrs.	n.B	y	n	7500	750	n	y	n	n	n	n	y	n	n			
707.7	Feticide	C	10 yrs.	n.B	y	y	10000	1000	y	y	n	n	n	n	y	n	n			
707.7	Att.Feticide	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n			
707.8(1)	Term.Preg.FF	B	25 yrs.	n.B	y	y	0	0	n/a	n/a	n	n	n	n	y	n	n			
707.8(2)-(5)	Term.Preg.	C	10 yrs.	n.B	y	y	10000	1000	y	y	n	n	n	n	y	n	n			
707.8(6)	Term.Preg.	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n			
707.8(7)-(9)	Term.Preg.	agg	2 yrs.	0	y	y	6250	625	y	y	n	n	n	n	n	n	n			6(HF-2789)
707.8(10)	Term.Preg.	ser	1 yr.	0	n/a	y	1875	315	n	y	n	n	n	n	n	n	n			6(HF-2789)
707.9	MurderFetus	B	25 yrs.	n.B	y	y	0	0	n/a	n/a	n	n	n	n	y	n	n			
707.10-	FailFetusAliv	ser	1 yr.	0	n/a	y	1875	315	n	y	n	n	n	n	n	n	n			6(HF-2789)
707.11	Att.murder	B	25 yrs.	25 yrs.	at 70%	n	0	0	n/a	n/a	n	n	n	n	y	n	n			
<b>Ch. 707A Assisting Suicide</b>																				
707A.2	Assisting suicide	C	10 yrs.	n.B	y	y	10000	1000	y	y	n	n	n	n	y	n	n			
<b>Ch. 707C Stem Cell Research (sections omitted from this draft)(new 2007 SF 162)</b>																				
<b>Ch. 708 Assault</b>																				
708.2(1)	w/intent to ser.injur.	agg.	2 yrs.	0-	y	y/n	6250	625	y	y	n	n	n	n	n	n	n			6(HF-2789)
708.2(2)	causing injury	ser.	1 yr.	0-	n/a	y/n	1875	315	n	y	n	n	n	n	n	n	n			6(HF-2789)
708.2(3)	w/ dang.weapon	agg.	2 yrs.	0-	y	y/n	6250	625	y	y	n	n	n	n	n	n	n			6(HF-2789)
708.2(4)	causing serious inj.	D	5 yrs.	n.B	y	n	7500	750	y	y	n	n	n	n	y	n	n			
708.2(4A)	w/obj. to penetrate	C	10 yrs.	n.B	y	n	10000	1000	y	y	n	n	n	n	y	n	n			
708.2(5)	all others	sim.	30 days	0	n/a	y	625	65	n	y	n	?	n	n	n	n	n			6(HF-2789)
708.2A(2)(a)	dom.abuse 1st	sim.	30 days	2 days	n/a	y/n	625	65	n	y	n	?	n	n	n	n	n			6(HF-2789)
708.2A(2)(b)	dom.ab.w/inj. 1st	ser.	1 yr.	2 days	n/a	y/n	1875	315	n	y	n	n	n	n	n	n	n			6(HF-2789)
708.2A(2)(c)	dom.ab.w/int.weap.	agg.	2 yrs.	2 days	y	y/n	6250	625	y	y	n	n	n	n	n	n	n			6(HF-2789)
708.2A(3)	enhanced offenses	>	>	>	>	>	>	>	>	>	n	>	>	>	>	>	>			
708.2A(4)	dom.ab.3rd	D	5 yrs.	1 yr.	at 1 yr	n	7500	750	y	y	n	n	n	n	y	n	n			
708.2C(2)	hate crime w/int.	D	5 yrs.	n.B	y	n	7500	750	y	y	n	n	n	n	y	n	n			
708.2C(3)	hate crime w/injury	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	n			6(HF-2789)

Code Sec.	Description	Class	PRISON/JAIL				FINE			SURCHARGES				DNA	Sex	Deny	Sec End Note
			Max	Min	Parole	Sud/Def	Max	Min	Sud	DARE	Co	\$125	Rev				
			n.A.	n.A.	n.B	9075	n.A.	n.A.	9073	n.C	n.D	n.E	n.F	n.G	n.H	n.I	n.J
708.2C(4)	hate crime w/weap.	D	5 yrs.	5 yrs.	at 5 yr	n	7500	750	y	y	n	n	n	n	y	n	n
708.2C(5)	other hate crimes	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n	6(HF2789)
708.3-	Ass./Felony w/inj.	C	10 yrs.	n.B	y	n	10000	1000	y	y	n	n	n	n	y	n	n
	Ass./Felony w/o inj.	D	5 yrs.	n.B	y	n	7500	750	y	y	n	n	n	n	y	n	n
708.3A(1)	vs.peace ofr.w/int.	D	5 yrs.	n.B	y	n	7500	750	y	y	n	n	n	n	y	n	n
708.3A(2)	vs.ofr.w/weapon	D	5 yrs.	5 yrs.	at 5 yr	n	7500	750	y	y	n	n	n	n	y	n	n
708.3A(3)	vs.ofr.w/injury	agg.	2 yrs.	0-	y	n	6250	625	y	y	n	n	n	n	n	n	6(HF2789)
708.3A(4)	vs.officer	ser.	1 yr.	0-	n/a	n	1875	315	n	y	n	n	n	n	n	n	6(HF2789)
708.3B	inmate assaults	D	5 yrs.	n.B	y	n	7500	750	y	y	n	n	n	n	y	n	n
708.4(1)	willful inj.-ser.inj.	C	10 yrs.	n.B	y	n	10000	1000	y	y	n	n	n	n	y	n	n
708.4(2)	willful inj.-bodily inj.	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n
708.5	admin.harmful sub.	D	5 yrs.	n.B	y	n	7500	750	y	y	n	n	n	n	y	n	n
708.6	intimidation-weapon	C	10 yrs.	n.B	y	n	10000	1000	y	y	n	n	n	n	y	n	n
	intimidation-weapon	D	5 yrs.	n.B	y	n	7500	750	y	y	n	n	n	n	y	n	n
708.7(2)	harrasment 1st	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	6(HF2789)
708.7(3)	harrasment 2nd	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n	6(HF2789)
708.7(4)	harrasment 3rd	sim.	30 days	0-	n/a	y	625	65	n	y	n	?	n	n	n	n	6(HF2789)
708.8	armed w/intent	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n
708.9	sprng guns/traps	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	6(HF2789)
708.10(2)	hazing	sim.	30 days	0-	n/a	y	6250	625	n	y	n	?	n	n	n	n	6(HF2789)
708.10(3)	hazing w/injury	ser.	1 yr	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n	6(HF2789)
708.11(3)(a)	stalking 3rd offense	C	10 yrs.	n.B	y	n	10000	1000	y	y	n	n	n	n	y	n/y	n
708.11(3)(b)	stalking-specifics	D	5 yrs.	n.B	y	n	7500	750	y	y	n	n	n	n	y	n/y	n
708.11(3)(c)	stalking-other	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n/y	n
708.13(2)	disarming officer	D	5 yrs.	n.B	y	n	7500	750	y	y	n	n	n	n	y	n	n
708.13(3)	disarm ofr.,discharg	C	10 yrs.	5 yrs.	at 5 yr	n	10000	1000	y	y	n	n	n	n	y	n	n
<b>Ch. 708A Terrorism</b>																	
708A.1A	terrorism	B	50 yrs.	n. B	y	y	0	0	n/a	n/a	n	n	n	n	y	n	n
708A.3- 5	acts of terrorism	D,C,B	5,10,25	n. B	y	y	0-10k	0-750	y	y	n	n	n	n	y	n	n
<b>Ch. 709 Sexual Abuse</b>																	
709.2	SexAb.1st deg.	A	Life	Life	n	n	0	0	n/a	n/a	n	n	n	n	y	y	n
709.3	SexAb.2nd deg.1st	B	25 yrs.	25 yrs.	at 70%	n	0	0	n/a	n/a	n	n	n	n	y	y	n
709.3	SexAb.2nd deg.2nd	A	Life	Life	n	n	0	0	n/a	n/a	n	n	n	n	y	y	n
709.4	SexAb.3rd deg.	C	10 yrs.	n.B	y	y/n	10000	1000	y	y	n	n	n	n	y	y	n
709.4	SexAb.3rd deg.2nd	A	Life	Life	n	n	0	0	n/a	n/a	n	n	n	n	y	y	n
709.7	Detention in brothel	C	10 yrs.	n.B	y	n	10000	1000	y	y	n	n	n	n	y	n/y	n
709.8(1),(2)	Las.Acts w/child	C	10 yrs.	n.B	y	y/n	10000	1000	y	y	n	n	n	n	y	y	n
709.8(1),(2)	Las.Acts w/ch.2nd	A	Life	Life	n	n	0	0	n/a	n/a	n	n	n	n	y	y	n
709.8(3),(4)	Las.Acts w/child	D	5 yrs.	n.B	y	y/n	7500	750	y	y	n	n	n	n	y	y	n
709.9	Ind.Exp.	ser.	1 yr.	0-	n/a	y/n	1875	315	n	y	n	n	n	n	n	y	n
709.11	Sex Ab.Ass.ser.inj.	C	10 yrs.	n.B	y	n	10000	1000	y	y	n	n	n	n	y	y	n
	Sex.Ab.Ass.w/inj.	D	5 yrs.	n.B	y	n	7500	750	y	y	n	n	n	n	y	y	n
	Sex.Ab.Ass.w/o inj.	agg.	2 yrs.	0-	y	y/n	6250	625	y	y	n	n	n	n	n	y	n
709.12	Ind.Cont.Ch	agg.	2 yrs.	0-	y	y/n	6250	625	y	y	n	n	n	n	n	n/y	n
709.14	Las.w/minor	ser.	1 yr.	0-	n/a	y/n	1875	315	n	y	n	n	n	n	yn	n/y	n
709.15(4)(a)	By Couns/Therp/st	D	5 yrs.	n.B	y	y/n	7500	750	y	y	n	n	n	n	y	y	n
709.15(4)(b)	By Couns/Therp/st	agg.	2 yrs.	0-	y	y/n	6250	625	y	y	n	n	n	n	n	y	n
709.15(4)(c)	By Couns/Therp/st	ser.	1 yrs.	0-	n/a	y/n	1875	315	n	y	n	n	n	n	n	y	n
709.15(5)(a)	By School Emp'ee	D	5 yrs.	n.B	y	y/n	7500	750	y	y	n	n	n	n	y	y	n
709.15(5)(b)	By School Emp'ee	agg.	2 yrs.	0-	y	y/n	6250	625	y	y	n	n	n	n	n	y	n
709.16(1)	w/offender	agg.	2 yrs.	0-	y	y/n	6250	625	y	y	n	n	n	n	n	y	n
709.16(2)	w/juvenile	agg.	2 yrs.	0-	y	y/n	6250	625	y	y	n	n	n	n	n	y	n
709.16(3)	w/jail prisnr	agg.	2 yrs.	0-	y	y/n	6250	625	y	y	n	n	n	n	n	y	n
709.18(4)	w/corpse	D	5 yrs.	n.B	y	n	7500	750	y	y	n	n	n	n	y	n/y	n
709.19A	invasion privacy	ser.	1 yr	0-	n/a	y/n	1875	315	n	y	n	n	n	n	n	n	n
<b>Ch. 709A Contributing to Juvenile Delinquency</b>																	
709A.6	use of juv.	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n
<b>Ch. 709C Criminal Transmission of HIV</b>																	
709C.1	trans.HIV	B	25 yrs.	n.B	y	y	0	0	n/a	n/a	n	n	n	n	y	n	n
<b>Ch. 710 Kidnapping and Related Offenses</b>																	
710.2	Kidnap1st	A	Life	Life	n	n	0	0	n/a	n/a	n	n	n	n	y	n/y	n
710.3	Kidnap2nd	B	25 yrs.	25 yrs.	at 70%	n	0	0	n/a	n/a	n	n	n	n	y	n/y	n
710.4	Kidnap3rd	C	10 yrs.	n.B	y	n	10000	1000	y	y	n	n	n	n	y	n/y	n
710.5	Ch.stealing	C	10 yrs.	n.B	y	n	10000	1000	y	y	n	n	n	n	y	n/y	n
710.6	Vio.Custody	D	5 yrs.	n.B	y	n	7500	750	y	y	n	n	n	n	y	n/y	n
		ser.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	6(HF2789)
710.7	False Imprison	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n/y	n/y	n
710.8	Har.Runwy	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n/y	n



Code Sec.	Description	Class	PRISON/ Jail			FINE			SURCHARGES					DNA	Sex	Dom	Sec	End	Nou
			Max	Min	Parole	Stat	Min	Stat	DARE	CC	125	Re	Res						
			Yrs	Mo	Days	907	Yr	907	n/c	n/c	n/c	n/c	n/c	n/c	n/c	n/c	n/c	n/c	n/c
710.10(1)	Enticing <13	C	10 yrs.	n.B	y	n		10000	1000	y	y	n	n	n	n	y	n/y	n	
710.10(2)	Enticing <16	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	n	n	y	n/y	n	
710.10(3)	Enticing <16	agg.	2 yrs.	0-	y	y		6250	625	y	y	n	n	n	n	n	n	n	6(HF2769)
710.11	P/sell Person	C	10 yrs.	n.B	y	n		10000	1000	y	y	n	n	n	n	y	n/y	n	
<b>Ch. 710A Human Trafficking</b>																			
710A.2(1)	Human Traffick'g	D	5 yrs.	n.B	y	n		7500	750	y	y	n	n	n	n	y	n	n	6(HF2219)
	Human T'g <18	C	10 yrs.	n.B	y	n		10000	1000	y	y	n	n	n	n	y	n	n	6(HF2219)
710A.2(2)	Human T'g ser.inj.	C	10 yrs.	n.B	y	n		10000	1000	y	y	n	n	n	n	y	n	n	6(HF2219)
	Hum T'g ser.inj.<18	B	25 yrs.	n.B	y	y		0	0	n/a	n/a	n	n	n	n	y	n	n	6(HF2219)
710A.2(3)	Hum T'g by restraint	D	5 yrs.	n.B	y	n		7500	750	y	y	n	n	n	n	y	n	n	6(HF2219)
	Hum T'g restr't<18	C	10 yrs.	n.B	y	n		10000	1000	y	y	n	n	n	n	y	n	n	6(HF2219)
710A.2(4)	Hum T'g by solicit	D	5 yrs.	n.B	y	n		7500	750	y	y	n	n	n	n	y	n	n	6(HF2219)
	Hum T'g solicit<18	C	10 yrs.	n.B	y	n		10000	1000	y	y	n	n	n	n	y	n	n	6(HF2219)
710A.2(5)	Hum T'g abuse law	D	5 yrs.	n.B	y	n		7500	750	y	y	n	n	n	n	y	n	n	6(HF2219)
	Hum T'g ab.law<18	C	10 yrs.	n.B	y	n		10000	1000	y	y	n	n	n	n	y	n	n	6(HF2219)
710A.2(6)	Hum T'g imm.docs	D	5 yrs.	n.B	y	n		7500	750	y	y	n	n	n	n	y	n	n	6(HF2219)
	Hum T'g docs<18	C	10 yrs.	n.B	y	n		10000	1000	y	y	n	n	n	n	y	n	n	6(HF2219)
710A.2(7)	Hum T'g fin.ben.	D	5 yrs.	n.B	y	n		7500	750	y	y	n	n	n	n	y	n	n	6(HF2219)
	Hum T'g fin.ben.<18	C	10 yrs.	n.B	y	n		10000	1000	y	y	n	n	n	n	y	n	n	6(HF2219)
<b>Ch. 711 Robbery and Extortion</b>																			
711.2	Robbery 1st	B	25 yrs.	25 yrs.	at 70%	n		0	0	n/a	n/a	n	n	n	n	y	n	n	
711.3	Robbery 2nd	C	10 yrs.	10 yrs.	at 70%	n		10000	1000	y	y	n	n	n	n	y	n	n	
711.4	Extortion	D	5 yrs.	n.B	y	n		7500	750	y	y	n	n	n	n	y	n	n	
<b>Ch. 712 Arson</b>																			
712.2	Arson 1st	B	25 yrs.	n.B	y	n		0	0	n/a	n/a	n	n	n	n	y	n	n	
712.3	Arson 2nd	C	10 yrs.	n.B	y	y		10000	1000	y	y	n	n	n	n	y	n	n	
712.4	Arson 3rd	agg.	2 yrs.	0-	y	y		6250	625	y	y	n	n	n	n	n	n	n	6(HF2769)
712.5	Reckless Use	ser.	1 yr.	0-	n/a	y		1875	315	n	y	n	n	n	n	n	n	n	6(HF2769)
712.6(1)	Poss.explosives	C	10 yrs.	n.B	y	y		10000	1000	y	y	n	n	n	n	y	n	n	6(HF2769)
712.6(2)	Explosives w/intent	ser.	1 yr.	0-	n/a	y		1875	315	n	y	n	n	n	n	n	n	n	6(HF2769)
712.7	False reports	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	n	n	y	n	n	
712.8	Threats	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	n	n	y	n	n	
712.9	If hate crime	add a degree	>	>	>	>		>	>	>	>	n	>	>	>	>	>	>	
<b>Ch. 713 Burglary</b>																			
713.3	Burg.1st	B	25 yrs.	n.B	y	n		0	0	n/a	n/a	n	n	y	n	y	n/y	n	
713.4	Att.Burg.1st	C	10 yrs.	n.B	y	y		10000	1000	y	y	n	n	y	n	y	n	n	
713.5	Burg.2nd	C	10 yrs.	n.B	y	y		10000	1000	y	y	n	n	y	n	y	n/y	n	
713.6	Att.Burg.2nd	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	y	n	y	n	n	
713.6A(1)	Burg.3rd	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	y	n	y	n/y	n	
713.6A(2)	if veh.,1st off.	agg.	2 yrs.	0-	y	y		6250	625	y	y	n	n	y	n	y	n	n	6(HF2769)
713.6B(1)	Att.Burg.3rd	agg.	2 yrs.	0-	y	y		6250	625	y	y	n	n	y	n	n	n	n	6(HF2769)
713.6B(2)	if veh.,1st off.	ser.	1 yr.	0-	n/a	y		1875	315	n	y	n	n	y	n	n	n	n	6(HF2769)
<b>Ch. 714 Theft, Fraud and Related Offenses</b>																			
714.2(1)	theft 1st >\$10000	C	10 yrs.	n.B	y	y		10000	1000	y	y	n	n	y	n	y	n	n	
714.2(2)	theft 2nd >1000	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	y	n	y	n	n	
714.2(3)	theft 3rd >500	agg.	2 yrs.	0-	y	y		6250	625	y	y	n	n	y	n	n	n	n	6(HF2769)
<b>Ch. 714 Theft, Fraud and Related Offenses (cont'd)</b>																			
714.2(4)	theft 4th >200	ser.	1 yr.	0-	n/a	y		1875	315	n	y	n	n	y	n	n	n	n	6(HF2769)
714.2(5)	theft 5th up to 200	sim.	30 days	0-	n/a	y		625	65	n	y	n	?	y	n	n	n	n	6(HF2769)
714.7	Op.w/o consent	agg.	2 yrs.	0-	y	y		6250	625	y	y	n	n	y	n	n	n	n	6(HF2769)
714.7A	veteran's grave	(moved to Iowa Code sec. 35B.16A)																	6(SF366)
714.7B(5)	theft detection	ser.	1 yr.	0-	n/a	y		1875	315	y/n	y	n	n	y	n	n	n	n	6(HF2769)
714.7B(6)	theft detection	sim.	30 days	0-	n/a	y		625	65	y/n	y	n	?	y	n	n	n	n	6(HF2769)
714.7C	theft pseudo'drine	ser.	1 yr.	0-	n/a	y		1875	315	y/n	y	n	n	y	n	n	n	n	6(HF2769)
714.9	fraud.prac.1st	C	10 yrs.	n.B	y	y		10000	1000	y	y	n	n	y	n	y	n	n	
714.10-	fraud.prac.2nd	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	y	n	y	n	n	
714.11	fraud.prac.3rd	agg.	2 yrs.	0-	y	y		6250	625	y	y	n	n	y	n	n	n	n	6(HF2769)
714.12	fraud.prac.4th	ser.	1 yr.	0-	n/a	y		1875	315	n	y	n	n	y	n	n	n	n	6(HF2769)
714.13	fraud.prac.5th	sim.	30 days	0-	n/a	y		625	65	n	y	n	?	y	n	n	n	n	6(HF2769)
714.26(2)(a)	int.prop.c'n'trft 1st	C	10 yrs.	n.B	y	y		10000	1000	y	y	n	n	y	n	y	n	n	
714.26(2)(b)	int.prop.c'n'trft 2nd	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	y	n	y	n	n	
714.26(2)(c)	int.prop.c'n'trft 3rd	agg.	2 yrs.	0-	y	y		6250	625	y	y	n	n	y	n	n	n	n	6(HF2769)
<b>Ch. 714A Pay-Per-Call Service (sections omitted from this draft)</b>																			
<b>Ch. 714B Prize Promotions (sections omitted from this draft)</b>																			
<b>Ch. 714D Telecommunications Service Provider Fraud (sections omitted from this draft)</b>																			
<b>Ch. 714E Electronic Mail Transmissions (repealed 2005 HF 610, sec.8)</b>																			
<b>Ch. 715 Computer Spyware Protection Act (sections omitted from this draft)(new 2005 HF 614)</b>																			

Code Sec	Description	Class	PRISON/JAIL				FINE			SURCHARGES					DVA	So	Pen	Isa	Ent	No
			Max	Min	Parole	Sus/Det	Max	Min	Sus	12	DARE	Co	125	Rev						
			MA	MI	MB	9072	MA	MI	9073	1C	1D	1E	1F	1G	1H	1I	1J			
<b>Ch. 715A Forgery and Related Fraudulent Criminal Acts</b>																				
715A.2(2)(a)	forgery	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	y	n	y	n	n		
715A.2(2)(b)	forgery-leg.relation	agg	2 yrs.	0-	y	y		6250	625	y	y	n	n	y	n	n	n	n	6(HF2789)	
715A.6(2)	credit card>10000	C	10 yrs.	n.B	y	y		10000	1000	y	y	n	n	y	n	y	n	n		
	credit card>1000	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	y	n	y	n	n		
	credit card<1000	agg	2 yrs.	0-	y	y		6250	625	y	y	n	n	y	n	n	n	n	6(HF2789)	
715A.8(3)	id.theft>1000	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	y	n	y	n	n		
	id.theft<1000	agg	2 yrs.	0-	y	y		6250	625	y	y	n	n	y	n	n	n	n	6(HF2789)	
715A.10(1)	scanning 1st	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	y	n	y	n	n		
715A.10(2)	scanning 2nd	C	10 yrs.	n.B	y	y		10000	1000	y	y	n	n	y	n	y	n	n		
715B.3	fine art-falsifying	agg	2 yrs.	0-	y	y		6250	625	y	y	n	n	n	n	n	n	n	6(HF2789)	
<b>Ch. 716 Damage and Trespass to Property</b>																				
716.3	crim.mis. 1st	C	10 yrs.	n.B	y	y		10000	1000	y	y	n	n	y	n	y	n	n		
716.4	crim.mis. 2nd	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	y	n	y	n	n		
716.5	crim.mis. 3rd	agg	2 yrs.	0-	y	y		6250	625	y	y	n	n	y	n	n	n	n	6(HF2789)	
716.6	crim.mis. 4th	ser.	1 yr.	0-	n/a	y		1875	315	n	y	n	n	y	n	n	n	n	6(HF2789)	
	crim.mis. 5th	sim.	30 days	0-	n/a	y		625	65	n	y	n	?	y	n	n	n	n	6(HF2789)	
716.6A	and hate crime	add a degree	>	>	>	>		>	>	>	>	>	>	>	>	>	>	>		
716.6B(1)(a)	unauth.computer	agg.	2 yrs.	0-	y	y		6250	625	y	y	n	n	y	n	n	n	n	6(HF2789)	
716.6B(1)(b)	unauth.computer	ser.	1 yr.	0-	n/a	y		1875	315	n	y	n	n	y	n	n	n	n	6(HF2789)	
716.6B(1)(c)	unauth.computer	sim.	30 days	0-	n/a	y		625	65	n	y	n	?	y	n	n	n	n	6(HF2789)	
716.8(1)	trespass	sim.	30 days	0-	n/a	y		625	65	n	y	n	?	y	n	n	n	n	6(HF2789)	
716.8(2)	tres.w/>200dam.	ser.	1 yr.	0-	n/a	y		1875	315	n	y	n	n	y	n	n	n	n	6(HF2789)	
716.8(3)	tres.w/hate crime	ser.	1 yr.	0-	n/a	y		1875	315	n	y	n	n	y	n	n	n	n	6(HF2789)	
716.8(4)	tres./hate/injury	agg.	2 yrs.	0-	y	y		6250	625	y	y	n	n	y	n	n	n	n	6(HF2789)	
716.9	stowing away	sim.	30 days	0-	n/a	y		625	65	n	y	n	?	y	n	n	n	n	6(HF2789)	
716.10(2)(a)	RR vandalism 1st	B	50 yrs.	50 yrs.	y	y		0	0	n/a	n/a	n	n	y	n	y	n	n		
716.10(2)(b)-(g)	RR vand. 2d-7th	B	down to simple; standard sentencing																	
<b>Ch. 718A Electronic Mail Offenses and Electronic Sale of Drugs Offenses (sections omitted from this draft)(new 2005 HF 610)</b>																				
<b>Ch. 716B Hazardous Waste Offenses--special penalties (sections omitted from this draft)</b>																				
<b>Ch. 717 Injury to Livestock (sections omitted from this draft)</b>																				
<b>Ch. 717A Offenses Relating to Animal Facilities (sections omitted from this draft)</b>																				
<b>Ch. 717B Injury to Animals Other than Livestock (sections omitted from this draft)</b>																				
<b>Ch. 717D Animal Contest Events</b>																				
<b>Ch. 717F Dangerous Wild Animals (sections omitted from this draft)(new 2007 SF 564, 601)</b>																				
<b>Ch. 718 Offenses Against the Government (sections omitted from this draft)</b>																				
<b>Ch. 718A Desecration of Flag or other Insignia (sections omitted from this draft)</b>																				
<b>Ch. 719 Obstructing Justice</b>																				
719.1(1)	int.w/official acts	sim.	30 days	0-	n/a	y		625	65	y	y	n	n	n	n	n	n	n	6(HF2789)	
	int.w/acts w/inj.	agg.	2 yrs.	0-	y	y		6250	625	y	y	n	n	n	n	n	n	n	6(HF2789)	
	...ser.inj.or weap.	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	n	n	y	n	n		
719.1(2)	int.by inmate	ser.	1 yr.	0-	n/a	y		1875	315	n	y	n	n	n	n	n	n	n	6(HF2789)	
	...and assault	agg.	2 yrs.	0-	y	y		6250	625	y	y	n	n	n	n	n	n	n	6(HF2789)	
	...ser.inj.or weap.	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	n	n	y	n	n		
	...and use weap.	C	10 yrs.	n.B	y	y		10000	1000	y	y	n	n	n	n	y	n	n		
719.2	refuse to assist	sim.	30 days	0-	n/a	y		625	65	n	y	n	?	n	n	n	n	n	6(HF2789)	
719.3	obstruction	agg.	2 yrs.	0-	y	y		6250	625	y	y	n	n	n	n	n	n	n	6(HF2789)	
719.4(1)	escape-felon	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	n	n	y	n	n		
719.4(2)	escape-misd.	ser.	1 yr.	0-	n/a	y		1875	315	n	y	n	n	n	n	n	n	n	6(HF2789)	
719.4(3)	absent inmate	ser.	1 yr.	0-	n/a	y		1875	315	n	y	n	n	n	n	n	n	n	6(HF2789)	
719.4(4)	flee from agg.+	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	n	n	y	n	n		
719.5(1)	aid esc. of "A"	C	10 yrs.	n.B	y	y		10000	1000	y	y	n	n	n	n	y	n	n		
719.5(2)	aid esc. of <"A"	C	10 yrs.	n.B	y	y		10000	1000	y	y	n	n	n	n	y	n	n		
719.6(1)	aid esc. of "A"	C	10 yrs.	n.B	y	y		10000	1000	y	y	n	n	n	n	y	n	n		
719.6(2)	aid esc. of <"A"	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	n	n	y	n	n		
719.7(4)(a)	contraband-weap	C	10 yrs.	n.B	y	y		10000	1000	y	y	n	n	y	n	y	n	n	7(SF599)	
719.7(4)(b)	contra. other	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	y	n	y	n	n	7(SF529)	
719.7(4)(c)	...fail to report	agg.	2 yrs.	0-	y	y		6250	625	y	y	n	n	y	n	n	n	n	6(HF2789)	
719.8	alc/drug-inmates	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	y	n	y	n	n		
<b>Ch. 720 Interference with Judicial Process</b>																				
720.1	compound felony	agg.	2 yrs.	0-	y	y		6250	625	y	y	n	n	n	n	n	n	n	6(HF2789)	
720.2	perjury	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	n	n	y	n	n		
720.3	suborn perjury	D	5 yrs.	n.B	y	y		7500	750	y	y	n	n	n	n	y	n	n		
720.4	tampering	agg.	2 yrs.	0-	y	y		6250	625	y	y	n	n	n	n	n	n	n	6(HF2789)	
720.5	false represent	sim.	30 days	0-	n/a	y		625	65	n	y	n	?	n	n	n	n	n	6(HF2789)	
720.6	mal.prosecution	ser.	1 yr.	0-	n/a	y		1875	315	n	y	n	n	n	n	n	n	n	6(HF2789)	

Code Sec	Description	Class	PRISON/JAIL				FINE			SURCHARGES				Lic	DNA	Sex	Dem	Section Note
			Max	Min	Parole	Sus/Dat	Max	Min	Sus	%	DARE	CP	%					
			0A	0A	0B	907A	0A	907A	0A	0A	0A	0A	0A	0A	0A	0A	0A	0A
<b>Ch. 721 Official Misconduct</b>																		
721.1	fel.misconduct	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n	
721.2	misconduct	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n	n	6(HF2789)
721.7	misc.miscondct	sim.	30 days	0-	n/a	y	625	65	n	y	n	?	n	n	n	n	n	6(HF2789)
721.9	fail.to label veh.	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n	n	6(HF2789)
721.10-	misuse of record	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n	n	6(HF2789)
721.11	interest in contr.	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n	n	6(HF2789)
721.12	profit from inmate	sim.	30 days	0-	n/a	y	625	65	n	y	n	?	n	n	n	n	n	6(HF2789)
<b>Ch. 722 Bribery and Corruption</b>																		
722.1	Bribery	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n	
722.2	Accept Bribe	C	10 yrs.	n.B	y	y	10000	1000	y	y	n	n	n	n	y	n	n	
722.3	Bribery-sports	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	n	6(HF2789)
722.10(3)	Commercial bribery	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n	
722.11(2)(e)	student ath.	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	n	6(HF2789)
722.11(3)(c)	student ath.	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n	n	6(HF2789)
<b>Ch. 723 Public Disorder</b>																		
723.1	Riot	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	n	6(HF2789)
723.2	unlaw. assembly	sim.	30 days	0-	n/a	y	625	65	n	y	n	?	n	n	n	n	n	6(HF2789)
723.3	fail.to disburse	sim.	30 days	0-	n/a	y	625	65	n	y	n	?	n	n	n	n	n	6(HF2789)
723.4	disord. conduct	sim.	30 days	0-	n/a	y	625	65	n	y	n	?	n	n	n	n	n	6(HF2789)
723.5(3)(a)	dis.cond.funeral	sim.	30 days	0-	n/a	y	625	65	n	y	n	n	n	n	n	n	n	6(HF2365)
723.5(3)(b)	dis.cond.fun1 2nd	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n	n	6(HF2365)
723.5(3)(c)	dis.cond.fun1 3rd	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	n	6(HF2365)
<b>Ch. 723A Criminal Street Gangs</b>																		
723A.2	participation	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n	
723A.3(1)	recruitment	C	10 yrs.	n.B	y	y	10000	1000	y	y	n	n	n	n	y	n	n	
723A.3(2)	conspire to recruit	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n	
<b>Ch. 724 Weapons</b>																		
724.3	poss.off.weapon	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n	
724.4(1)	concealed firearm	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	n	6(HF2789)
724.4(2)	concealed knife	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	n	6(HF2789)
724.4(3)(a)	knife blade >8"	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	n	6(HF2789)
724.4(3)(b)	knife blade 5-8"	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n	n	6(HF2789)
724.4B(1)	gun at school	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n	
724.5	fail. to show permit	sim.	30 days	0-	n/a	y	625	65	n	y	n	?	n	n	n	n	n	6(HF2789)
724.10-	false app.for permit	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n	
724.16(1)	improper transfer	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	n	6(HF2789)
724.16(2)	...to prohibited pers.	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n	
724.16A	stolen firearms 1st	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n	
	...2nd	C	10 yrs.	n.B	y	y	10000	1000	y	y	n	n	n	n	y	n	n	
724.17	false st. on app.	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n	
724.21	false info.	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n	
724.22(1)-(2)	gun to minor 1st	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n	n	6(HF2789)
	gun to minor 2nd	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n	
724.22(7)	access to child	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n	n	6(HF2789)
724.26	poss. by felon	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n	
724.29	firearm devices	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	n	6(HF2789)
724.30(1)	reckless/ser.injury	C	10 yrs.	n.B	y	y	10000	1000	y	y	n	n	n	n	y	n	n	
724.30(2)	reckless/bodily inj.	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	y	n	n	
724.30(3)	reckless/prop.dam.	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	n	6(HF2789)
724.30(4)	reckless--other	sim.	30 days	0-	n/a	y	625	65	n	y	n	?	n	n	n	n	n	6(HF2789)
<b>Ch. 725 Vice</b>																		
725.1	Prostitution	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	y	n	n	n/y	n	6(HF2789)
725.2	Pimping	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	y	n	y	n/y	n	
725.3(1)	Pandering	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	y	n	y	n/y	n	
725.3(2)	Pandering minor	C	10 yrs.	n.B	y	y	10000	1000	y	y	n	n	y	n	y	n/y	n	
725.4	Leasing for prost'n	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n	n	6(HF2789)
725.5	Gambling house	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n/y	n	6(HF2789)
725.7(2)(a)	Gaming and betting--serious misd. to C felony	>	>	>	>	>	>	>	>	>	>	>	>	>	>	>	>	
725.9(4)	gambling devices	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n/y	n	6(HF2789)
725.10-	betting pools	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n/y	n	6(HF2789)
725.12(1)	sale of lottery tick't	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n/y	n	6(HF2789)
725.16	violation of Ch.99B	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n/y	n	6(HF2789)
725.17	protection money	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n/y	n	6(HF2789)

Code Sec.	Description	Class	PRISON/JAIL			FINE		SURCHARGES												Sec. Stat. Note
			Max	Min	Parole	Sus/Det	Max	Min	Sus	2%	DARE	Co.	5/25	Roy.	103	Reg.	Bank			
n/a	n/a	n/a	n/a	n/a	n/a	307	n/a	n/a	307	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a		
725.18	gambling debt coll'n	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	n	n/y	6(H)2789	
725.19(1)	gambling by minors	sched.	0	0	n/a	n/a	500	500	n	y	n	?	n	n	n	n	n	n	6(H)2789	
725.19(2)	permit minor gamb'g	sim.	30 days	0-	n/a	y	625	65	n	y	n	?	n	n	n	n	n	n	6(H)2789	
<b>Ch. 726 Protection of the Family and Dependent Persons</b>																				
726.1	Bigamy	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n	n	n	6(H)2789	
726.2	Incest	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	n	y	n/y	n	903B (1)(a)	
726.3	Neglect/Abandonm't	C	10 yrs.	n.B	y	y	10000	1000	y	y	n	n	n	n	n	y	n	n		
726.5	Nonsupport	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	n	y	n	n		
726.6(4)	Ch.endanger/death	B	50 yrs.	50 yrs.	y	n	0	0	n/a	n/a	n	n	n	n	n	y	n	n		
726.6(5)	Ch.endanger/ser.inj	C	10 yrs.	n.B	y	n	10000	1000	y	y	n	n	n	n	n	y	n	n		
726.6(6)	Ch.endanger/bod.inj	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	n	y	n	n		
726.6(7)	Ch.endangerment	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	n	n	6(H)2789	
726.6A	...multiple acts	B	50 yrs.	50 yrs.	y	n	0	0	n/a	n/a	n	n	n	n	n	y	n	n		
726.7(2)	neglect/h'th facility	C	10 yrs.	n.B	y	y	10000	1000	y	y	n	n	n	n	n	y	n	n		
726.7(3)	neglect/h'th facility	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	n	n	6(H)2789	
726.8-	Wanton neglect or nonsupport of a dependent adult--serious misd. to D felony																			
<b>Ch. 727 Health, Safety and Welfare (sections omitted from this draft)</b>																				
<b>Ch. 728 Obscenity</b>																				
728.2	dissem. to minor	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n	y	n	6(H)2789	
728.3(1)	admit min. premises	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n	y	n	6(H)2789	
728.3(2)	admit child	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	y	n	6(H)2789	
728.4	hard core porn	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	y	n	6(H)2789	
	...2nd offense	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	n	y	y	n		
728.5	public indecent exp.	ser.	1 yr.	0-	n/a	y	1875	315	n	y	n	n	n	n	n	n	n	n	6(H)2789	
728.5(6)	...involving minor	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	n/y	n	6(H)2789	
728.12(1)	exploit minor	C	10 yrs.	n.B	y	y	10000	1000	y	y	n	n	n	n	n	y	n/y	n	903B (1)	
728.12(2)	exploit minor	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	n	y	y	n	903B (1)(a)	
728.12(3)	exploit minor 1st	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	y	n	903B (1)(a) 6	
728.12(3)	exploit minor 2d	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	n	y	y	n	903B (1)(a) 6	
728.14(2)	prohibited acts	sim.	30 days	0-	n/a	y	625	65	n	y	n	?	n	n	n	n	n	n	6(H)2789	
728.15(1)	phone to minor	agg.	2 yrs.	0-	y	y	6250	625	y	y	n	n	n	n	n	n	y	n	6(H)2789	
	...2nd offense	D	5 yrs.	n.B	y	y	7500	750	y	y	n	n	n	n	n	y	y	n		
<b>Ch. 729 Infringement of Individual Rights (sections omitted from this draft)</b>																				
<b>Ch. 729A Violation of Individual Rights--Hate Crimes (sections omitted from this draft)</b>																				
<b>Ch. 730 Employer-Employee Offenses (sections omitted from this draft)</b>																				
<b>Ch. 731 Labor Union Membership (sections omitted from this draft)</b>																				
<b>Ch. 732 Labor Boycotts and Strikes (sections omitted from this draft)</b>																				



**CRIMINAL PROCEDURE AND RELATED MATTERS (outline, abbreviated)****Ch. 801 Criminal Procedure Scope and Definitions****Ch. 802 Limitation of Criminal Actions****Ch. 803 Jurisdiction of Public Offenses and Place of Trial****Ch. 804 Commencement of Actions--Arrest--Dispositions of Prisoners****Ch. 805 Citations in Lieu of Arrest**

805.8 Scheduled violations

805.11 Other violations--can't suspend fines for scheduled violations

**Ch. 806 Uniform Fresh Pursuit Law****Ch. 807 Proceedings Against Corporations****Ch. 808 Search and Seizure****Ch. 808A Student Seizures****Ch. 808B Interception of Communications****Ch. 809 Disposition of Seized Property****Ch. 809A Forfeiture Reform Act****Ch. 810 Nontestimonial Identification****Ch. 811 Pretrial Release--Bail****Ch. 812 Confinement of Dangerous Persons, Persons with Mental Incompetence****Ch. 814 Appeals from the District Court****Ch. 815 Costs--Compensation and Fees--Indigent Defense****Ch. 816 Double Jeopardy****Chs. 817-821 re: Special Powers, Extradition, and Witnesses from out of state and prisoners****Ch. 822 Postconviction Procedure****CRIMINAL CORRECTIONS STATUTES (selected for quick reference)****Ch. 901 Judgment and Sentencing Procedures**

901.4A Substance Abuse Evaluation

901.5 Pronouncing judgment and sentence

901.5(7) shall inform defendant of mandatory minimum sentence, if applicable

901.5(8A) order DNA profiling for convictions and def. judg. per 81.2

901.5(9) shall announce (for agg or felony) that incarceration may be reduced for earned time/work credit/program credits, may be eligible for parole, and whether multiple sentences are consecutive or concurrent

901.5(12) shall consider denial of certain federal benefits per 901.5(11) and 21 USC sec. 862; and state benefits

901.5(13) sentence per 903B.1 or 903B.2 if required

901.8 Consecutive sentences

901.10- Reduction of sentences

**Ch. 901A Enhanced sentencing for sexually predatory offenses--**

901A.1(1) "Sexually predatory offense": any ser/agg/felony violation of ch. 709, sec. 728.12(1), sec. 725.3(2), or attempt to commit such offenses

901A.2(1) 2nd offense sexual predator, serious/agg misdemeanor, 2x maximum incarceration prior to parole or work release; serve **minimum 85%**901A.2(2) 3rd offense sexual predator, serious/agg misdemeanor, sentence 10 yrs.; serve **minimum 85%**

901A.2(3) 2nd offense sexual predator, felony, greater of 2x maximum incarceration or 25 yrs unless 901A.2(5) applies; serve minimum 85%

901A.2(4) 3rd offense sexual predator, felony, life sentence as class "A" felony under 902.1 unless 901A.2(5) applies

901A.2(5) 2nd offense 709.3(2), life sentence as class "A" felony under chs. 901-909

901A.2(6) If sentenced under 901A.2, no deferred judgment/sentence or suspended sentence

901A.2(7) If convicted under subsections 1, 2, or 3, add up to 2 yrs of parole/work release

**Ch. 901B Intermediate Criminal Sanctions****Ch. 902 Felonies**

902.1 Class A felony

902.3 Indeterminate sentence, except may sentence a "D" to up to one yr. in county jail

902.3A **Determinate sentencing for certain Class D felonies--remember to add consecutive 2 yrs. indeterminate**

902.4 Reconsideration of felon's sentence

902.7 Minimum sentence--use of a dangerous weapon: If forcible felony (defined in 702.11) and dangerous weapon = min. 5 years before parole

902.8 Minimum sentence--**habitual offender**: If convicted of Class "C" or "D" and 2 prior felonies = min. 3 years before parole

902.8A Minimum sentence for conspiring to mfg or deliver amphetamine or meth to minor under 124.401D = min. 10 years before parole

902.9 Maximum sentence for felons

902.9(1) 99 years for 1st offense of 124.401D: no parole until after 10 yrs. per 902.8A

902.9(2) "B" felony up to 25 yrs.

902.9(3) **habitual offender** (2 prior "C" or "D"s), no more than 15 yrs, and no parole until serve 3 yrs per 902.8; and no fine

<b>CRIMINAL CORRECTIONS STATUTES (selected for quick reference) - cont'd</b>	
902.9(4)	"C" felony (not habitual) up to 10 yrs. + fine of \$1,000-10,000
902.9(5)	"D" felony (not habitual) up to 5 yrs. + \$750-7,500; 3rd OWI can sentence to up to one yr. in county jail
902.11	Minimum sentence--if 1 or more prior forcibles, then min. 1/2 sentence before parole or work release; except prior older than 5 yrs., or OWI
902.12	Minimum sentence for certain felonies--serve 70% if convicted of 707.3, 707.11, 709.3, 710.3, 711.2, 711.3, maybe 707.6A(1)-(2)
<b>Ch. 903 Misdemeanors</b>	
903.1	Maximum sentence for misdemeanants.
903.1(1)(a)	simple misd. fine \$65-\$625 (am. 2006 HF2789) and/or up to 30 days; if <18 yrs. old, certain violations = fine up to \$100 or comm. svc.
903.1(1)(b)	serious misd. fine \$315-1875 (am. 2006 HF2789) + up to 1 year jail
903.1(2)	agg. misd. prison up to 2 yrs + fine \$625-6250 (am. 2006 HF2789); if > one yr., then indeterminate term
903.2	Reconsideration of misdemeanant's sentence
903.3	Work release
<b>Ch. 903B Special Sentencing</b>	
903B.1	Special category "A" sentence for Class "C" or "B" felonies under ch. 709 or sec. 728.12 adds life with parole (for offenses after 6/30/05)
903B.2	Special category "A" sentence for misd. or Class "D" felonies under ch. 709 or sec. 726.2 or 728.12 adds 10 yrs. with parole (for offenses after 6/30/05)
905.12	Surrender of earnings (in community-based correctional program)
<b>Ch. 907 Deferred Judgment, Deferred or Suspended Sentence and Probation</b>	
907.3	<b>NO deferred or suspended if forcible felony</b> (defined in 702.11), or violation of ch. 709 committed by a mandatory reporter of child abuse under 232.69 and victim is under 18
907.3(1)	Deferred Judgment requires defendant's consent AND civil penalty per 907.14 not less than fine for the offense NOT APPLICABLE as follows: 907.3(1)(a) violation of 709.8 and child is 12 or under 907.3(1)(b) for prior felon 907.3(1)(c) if 2 prior deferred judgments 907.3(1)(d) if rec'd a deferred for felony w/in 5 yrs. 907.3(1)(e) if assault (per 708.1) against peace officer in performance of officer's duty 907.3(1)(g) if OWI test > .15, or prior OWI or deferred for OWI, or refused test, or injury to other 907.3(1)(h) if prior def judg/sent for 708.2 or .2A B81domestic abuse assault 907.3(1)(i) if guilty or contempt per 664A.7 (am. 2006 HF 2652) 907.3(1)(j) if violation of 707.6A(1); or 707.6A(4) and OWI 907.3(1)(k) if violation of 124.401(1)(a) or (b)
907.3(2)	Deferred Sentence NOT APPLICABLE as follows: 907.3(2)(a) no deferred sentence if prior deferred j'ment or sentence of 708.2 or .2A if on a domestic abuse assault, OR 236.8 or 236.14 907.3(2)(b) if guilty or contempt per 664A.7 (am. 2006 HF 2652) 907.3(2)(c) if OWI test > .15, or prior OWI or deferred for OWI, or refused test, or injury to other 907.3(2)(d) if violation of 707.6A(1); or 707.6A(4) and OWI 907.3(2)(e) if violation of 124.401(1)(a) or (b) 907.3(2)(f) if violation of 462A.14 and mandatory sent./fine must be served/paid
907.3(3)	Suspended Sentence NOT APPLICABLE as follows: 907.3(3)(a) can't suspend minimum term of 2 days per 708.2A(6)(a), any sentence per 708.2A(6)(b) 907.3(3)(b) if guilty or contempt per 664A.7 (am. 2006 HF 2652) 907.3(3)(c) if OWI test > .15, or prior OWI or deferred for OWI, or refused test, or injury to other 907.3(3)(d) if violation of 707.6A(1); or 707.6A(4) and OWI 907.3(3)(e) if violation of 124.401(1)(a) or (b) and drug is meth 907.3(3)(f) if violation of 462A.14 and mandatory sent./fine must be served/paid
907.5	Standards for release on probation--written reasons
907.6	Conditions of probation--regulations
907.7	Length of probation (felony 2-5 years; misdemeanor 1-2 years)
907.13	Community service sentencing--liability--workers' compensation
907.14	Civil penalty not less than fine under 902.9 or 903.1
<b>Ch. 908 Violations of Parole or Probation</b>	
908.11	Violation of Probation
908.11(5)	If deferred is judgment revoked, fine and surcharge are reduced by civil penalty previously imposed (new 2007 SF593)
<b>Ch. 909 Fines</b>	
909.3	Payment in installments or on a fixed date
909.3A	Community service option (at fed. or state min. wage, whichever is higher, per 2007 SF601)
909.4	Treble damage liability for corporations, partnerships and associations
909.5	Nonpayment of fines and court costs--contempt
909.6	Fine as judgment
<b>Ch. 910 Restitution</b>	
910.2	Restitution or community service to be ordered by sentencing court
910.3	Determination of amount of restitution
<b>Ch. 911 Surcharge Added to Criminal Penalties</b>	
911.1	32% surcharge on fines/forfeitures (30% thru 6/30/05)(except parking), may suspend pro rata with fine
911.2	\$10 DARE surcharge, each offense, but <b>not applicable if deferred sentence/judgment or suspended sentence</b>
911.3	\$125 Law Enforcement Initiative Surcharge, each offense adjudication of guilt or def. judg't (add 719.7 per 2007 SF529)
911.4	\$5 County Enforcement Surcharge, sim. misd. only and if county has adopted

**END NOTES—by Code section****Notes: (Enhancement/Sentencing/Other)**

Code Sec.	Description	Notes/Enhancements/Other
124.401(1)(a)	large quantities	-.401(1)(e)-(f); -.401A,B,C,D,E; -.411-.413; 902.9(2); 907.3(1)(k), (2)(e), (3)(e); n.J
124.401(1)(b)	less quantity	-.401(1)(e)-(f); -.401A,B,C,D,E; -.411-.413; 902.9(2); 907.3(1)(k), (2)(e), (3)(e); n.J; 124.401(b)(8)
124.401(1)(c)	less quantity	124.401E(1),(2); 124.411; 124.412; 124.413; 902.9(4); n.J
124.401(1)(d)	50 kilo marij	124.411; 124.412; 124.413; n.J
	OR	
	sch. IV-V	124.412; 124.413; n.J
124.401(1)(e)	(1)w/firearm	see 124.401(1)(a)-(b); 124.411; 124.412; 124.413
124.401(1)(f)	(1)w/weapon	see 124.401(1)(a)-(b); 124.411; 124.412; 124.413
124.401(3)	ephedrine,etc.	124.411; 124.412; 124.413; n.J
124.401(4)	ephedrine,etc.	124.411; 124.412; 124.413; n.J
124.401(5)	possess-1st	124.412; 124.413; conditional discharge/testing per 124.409; n.J
	possess-2nd	124.412; 124.413; testing, n.J
	possess-3rd	124.412; 124.413; testing, n.J
	poss-marij-1st	124.412; 124.413; testing, n.J
	poss-marij-2nd	124.412; 124.413; testing, n.J
	poss-marij-3rd	124.412; 124.413; testing, n.J
124.401A	<18 w/in 1000ft.	applies to chap. 124 distribution or poss.w/intent of sch. I, II, or III
124.401B	w/in 1000ft.	may + 100 hrs. comm. svc.; if poss. w/in 1000 ft. of schools,etc.
124.401C	mfg.meth near minor	see 124.401(1)(a),(b); am. by 2004 HF 2150 to omit the +5 years if sentence under 726.6(1)(g)
124.401D(1)	mfg.to deliv.to minor	see 124.401(1)(a),(b); 902.8A; 902.9(1)
	2nd off.	see 124.401(1)(a),(b); 902.1; 902.8A
124.401D(2)	deliv. meth to minor	see 124.401(1)(a),(b); 902.8A; 902.9(1)
	2nd off.	see 124.401(1)(a),(b); 902.1; 902.8A
124.401E(1),(2)	mfg./del.meth.1st	if under 124.401(1)(c); may order t'ment, send to resid. fac. 1 yr.
124.401E(3)	del./intent meth.2nd	any violation of 124.401(1) w/meth, sent. per 124.413
124.401F	anhydrous	124.412; may add \$1875 civil penalty
124.402(1)(a)	violate 124.308	see 124.412
124.402(1)(b)	violate regist.	see 124.412
124.402(1)(c)	records failure	see 124.412
124.402(1)(d)	refuse inspect	see 124.412
124.402(1)(e)	wrong storage	see 124.412
124.403-	misc.proh.acts	see 124.412
124.406(1)(a)	dist.sch.I-II	see 124.412
	w/in 1000ft.	see 124.412
124.406(1)(b)	sch.III >3yrs	see 124.412
124.406(1)(c)	sch.IV >3yr	see 124.412
124.406(2)(a)	sch.I-II cntrft	see 124.412
	w/in 1000ft.	see 124.412
124.406(2)(b)	sch.III cntrft>3	see 124.412
124.406(2)(c)	sch.IV-Vcntrft>3	see 124.412
124.406(3)	consp.to del.	see 124.412
124.406A	consp.w/minor	see 124.412
124.407	unlawful mtg.	may grant an injunction
	if marij. only	may grant an injunction
124.410-	mj accom.	1/2 oz. or less marij. only, sentence per 124.401(5); 1st offense may conditional discharger per 124.409(1)
124.411(1)	2nd offense ch.124	n/a to 124.401(5)
124.414	paraphernalia	124.4
<b>Ch. 155A Pharmacy</b>		
		n.D
236.8	violation of order	moved to new ch. 664A per 2006 HF2652, sec. 5-12
321J.2(2)(a)	1st OWI	may waive \$625 of fine, may do comm. svc.; eval/t'ment per (2)(a)(4) and (3)(b)-(c); am. per 2006 HF 2789, sec. 1
321J.2(2)(b)	2nd OWI	eval/t'ment per (2)(a)(4) and (3)(b)-(c); impound per 321J.4B(2); am. per 2006 HF 2789, sec. 2
321J.2(2)(c)	3rd OWI	eval/t'ment per (2)(a)(4) and (3)(b)-(c); impound per 321J.4B(2); am. per 2006 HF 2789, sec. 3
453B.12	tax stamp	453B.16 requires notice and info to DOT
462A.14(2)(a)	1st OWI-boat	may waive \$500 of fine, may do comm. svc.; eval/t'ment per (2)(a)(4)
462A.14(2)(b)	2nd OWI-boat	eval and t'ment per (2)(b)(4)
462A.14(2)(c)	3rd OWI-boat	eval and t'ment per (2)(c)(4)
462A.14(2)(d)	OWI-boat & inj.	eval and t'ment per (2)(c)(d)
462A.14(2)(e)	OWI-boat,death	eval and t'ment per (2)(c)(e)
664A.7(3)	violation-contempt	max. penalties for contempt per 665.4: App. Cts. \$1000 and/or 6 mos.; Dist. Ct. \$500 and/or 6 mos.; Mag. Ct. \$100 and/or 30 days.
707.2	Murder 1st	sex reg. if sex abuse occurs
707.3	Murder 2nd	sex reg. if sex abuse occurs; 902.12(1)
707.6A(1)	Veh.Homicide-OWI	eval./classes per 707.6A(1)(b),(d); no def/susp. per 907.3(1)(j),(2)(d) (Note under 707.6A(2) applies here also)
707.6A(2)	Veh.Hom. rktes/elud	Prison is suspendable UNLESS convicted of 321.261(4), then 70% rule applies; see 902.12(6) (am. 2006 HF2398)
707.6A(3)	Veh.Homicide-racing	in violation of 321.278
707.6A(4)	Veh.injury-OWI	refers to 321J.2(1),(2); 707.6A(7)

**END NOTES--by Code section--cont'd**

707.11	Att. murder	
708.2A(2)(a)	dom.abuse 1st	2-days can't susp., may defer per 708.2A(6)(a); batterers' prog. per 708.2A(9)
708.2A(2)(b)	dom.ab.w/inj. 1st	2-days can't susp., may defer per 708.2A(6)(a); batterers' prog. per 708.2A(9)
708.2A(2)(c)	dom.ab.w/int. weap.	2-days can't susp., may defer per 708.2A(6)(a); batterers' prog. per 708.2A(9)
708.2A(3)	enhanced offenses	(see above)
708.2A(4)	dom.ab.3rd	enhancements per 708.2A(6)(b)
708.4(2)	willful inj.--bodily inj.	not forcible felony per 702.11(2)(a)
708.7(2)	harrasment 1st	no contact order per 664A.3, .5
708.7(3)	harrasment 2nd	no contact order per 664A.3, .5
708.7(4)	harrasment 3rd	no contact order per 664A.3, .5
708.11(3)(a)	stalking 3rd offense	no contact order per 664A.3, .5
708.11(3)(b)	stalking--specifics	no contact order per 664A.3, .5
708.11(3)(c)	stalking--other	no contact order per 664A.3, .5
709.2	SexAb.1st deg.	yes per 901A; if spouse see 702.11(2)(b) + special sentence per 903B.1 (see above)
709.3	SexAb.2nd deg.1st	902.12(3); 2d offense life per 901A.2(5); if spouse see 702.11(2)(b); + special sentence per 903B.1 (see above)
709.4	SexAb.3rd deg.	5 yrs. fam; 2d-3d per 901A.2(3)-(4); re: forcible see 702.11(2); sex reg. if 709.4(1)+ special sentence per 903B.1 (see above)
709.7	Detention in brothel	2d-3d off. per 901A.2(3)-(4); see 901A.2(6)-(7); if spouse see 702.11(2)(b)+ special sentence per 903B.1 (see above)
709.8	Lac.Acts w/child	2d-3d per 901A.2(3)-(4); 901A.2(6)-(7); if spouse, 702.11(2)(b); sex reg. if 709.8(1)+ special sentence per 903B.2 (see above)
709.9	Ind.Exp.	2d-3d off. per 901A.2(1)-(2); see 901A.2(6)-(7); if spouse see 702.11(2)(b)+ special sentence per 903B.2 (see above); 2006 HF2789
709.11	Sex Ab.Ass.ser.inj.	2d-3d off. per 901A.2(1)-(2); see 901A.2(6)-(7); if spouse see 702.11(2)(b)+ special sentence per 903B.2 (see above)
	Sex.Ab.Ass.w/inj.	2d-3d off. per 901A.2(1)-(2); see 901A.2(6)-(7); if spouse see 702.11(2)(b)+ special sentence per 903B.2 (see above)
	Sex.Ab.Ass.w/o inj.	2d-3d off. per 901A.2(1)-(2); see 901A.2(6)-(7); if spouse see 702.11(2)(b)+ special sentence per 903B.2 (see above); 2006 HF2789
709.12	Ind.Cont.Ch	2d-3d off. per 901A.2(1)-(2); see 901A.2(6)-(7); if spouse see 702.11(2)(b)+ special sentence per 903B.2 (see above); 2006 HF2789
709.14	Las.Acts w/minor	2d-3d off. per 901A.2(1)-(2); see 901A.2(6)-(7); if spouse see 702.11(2)(b)+ special sentence per 903B.2 (see above); 2006 HF2789
709.15(4)(a)	By Couns/Ther'p'st	2d-3d off. per 901A.2(3)-(4); see 901A.2(6)-(7); if spouse see 702.11(2)(b) + special sentence per 903B.2 (see above)
709.15(4)(b)	By Couns/Ther'p'st	2d-3d off. per 901A.2(1)-(2); see 901A.2(6)-(7); if spouse see 702.11(2)(b)+ special sentence per 903B.2 (see above); 2006 HF2789
709.15(4)(c)	By Couns/Ther'p'st	2d-3d off. per 901A.2(1)-(2); see 901A.2(6)-(7); if spouse see 702.11(2)(b)+ special sentence per 903B.2 (see above); 2006 HF2789
709.15(5)(a)	By School Emp'ee	plus special sentence per 903B.2 (see above)
709.15(5)(b)	By School Emp'ee	plus special sentence per 903B.2 (see above); 2006 HF2789
709.16(1)	w/offender	2d-3d off. per 901A.2(1)-(2); see 901A.2(6)-(7); if spouse see 702.11(2)(b)+ special sentence per 903B.2 (see above); 2006 HF2789
709.16(2)	w/juvenile	2d-3d off. per 901A.2(1)-(2); see 901A.2(6)-(7); if spouse see 702.11(2)(b)+ special sentence per 903B.2 (see above); 2006 HF2789
709.16(3)	w/jail prisnr	2d-3d off. per 901A.2(1)-(2); see 901A.2(6)-(7); if spouse see 702.11(2)(b)+ special sentence per 903B.2 (see above); 2006 HF2789
709.18(4)	w/corpse	2d-3d off. per 901A.2(3)-(4); see 901A.2(6)-(7); if spouse see 702.11(2)(b)+ special sentence per 903B.2 (see above) (am. 2007 HF 432)
709.19A	invasion privacy	plus special sentence per 903B.2 (see above); 2006 HF2789
710.2	Kidnap1st	restitution; sex reg. if victim is minor or sex abuse occurs
710.3	Kidnap2nd	sex reg. if victim is minor or sex abuse occurs
710.4	Kidnap3rd	sex reg. if victim is minor (except by parent) or sex abuse occurs
710.7	False Imprison	sex reg. if victim is minor (except by parent)
711.2	Robbery 1st	902.12(5)
711.3	Robbery 2nd	902.12(5)
712.3	Arson 2nd	712.9 re: hate crimes
712.4	Arson 3rd	712.9 re: hate crimes
712.5	Reckless Use	712.9 re: hate crimes
712.6(1)	Poss. explosives	712.9 re: hate crimes
712.6(2)	Explosives w/intent	712.9 re: hate crimes
712.7	False reports	712.9 re: hate crimes
712.8	Threats	712.9 re: hate crimes
713.3	Burg.1st	sex registry if violation of 713.3(1)(d)
714.2(5)	Theft 5th	per section 714.7D on second offense may suspend license for up to 30 days
722.1	Bribery	disqualified from holding public office
722.2	Accept Bribe	disqualified from holding public office
724.3	poss.off.weapon	double fine if in weapons free zone per 724.4A
724.4(1)	concealed firearm	double fine if in weapons free zone per 724.4A
725.3(2)	Pandering minor	2d offense per 901A.2(3); 3d offense per .2(4); see 901A.2(6)-(7)
725.16	violation of Ch.99B	look at chapter 99B
725.19(1)	gambling by minors	scheduled violation per 805.8C(4)
726.2	Incest	plus special sentence per 903B.2 (see above)
728.2	dissem. to minor	revoke licenses for 6 month per 728.8
728.3(1)	admit min. premises	revoke licenses for 6 month per 728.8
728.3(2)	admit child	revoke licenses for 6 month per 728.8
728.5	public indecent exp.	revoke licenses for 6 month per 728.8
728.5(6)	...involving minor	revoke licenses for 6 month per 728.8
728.12(1)	exploit minor	2d offense per 901A.2(3); 3d offense per .2(4); see 901A.2(6)-(7)+ special sentence per 903B.1 (see above)



<b>END NOTES--by Code section--cont'd</b>										
728.12(2)	exploit minor	plus special sentence per 903B.2 (see above)								
728.12(3)	exploit minor 1st	plus special sentence per 903B.2 (see above)								
728.12(3)	exploit minor 2nd	plus special sentence per 903B.2 (see above); 2006 HF2789								
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