

DEPARTMENT: IOWA DEPARTMENT OF PUBLIC SAFETY

Proposal #	Title	Summary
	Adam Walsh Act Compliance	<p><u>Background (e.g. current law or status):</u> Iowa's Sex Offender Registry laws allow Tier I offenders to seek removal from the registry after two years and allow Tier II and Tier III offenders to request modification after five years. The Adam Walsh Protection Act of 2006 requires those time periods to be 10 and 25 years, respectively.</p> <p>Since 2009, 268 sex offenders have been removed from the Sex Offender Registry prior to the completion of their registry term. These cases have included convictions for Sexual Exploitation by a School Employee, Lascivious Acts with a Child, Enticing Away a Minor, and Forcible Sexual Abuse.</p> <p>As a result of Iowa's noncompliance with the Adam Walsh Protection Act, the state fails to receive approximately \$110,000 in annual grant funding that supports community-based crime enforcement and drug prevention and treatment programs across the state.</p> <p><u>Solution:</u> Amend Iowa Code § 692A.128 to bring it into compliance with the Adam Walsh Protection Act.</p> <p><u>Goal:</u> Although data for recidivism of sex offenders is difficult to definitively ascertain due to the nature and prosecution of these offenses, the recidivism rate for both general and high-risk sex offenders tends to plateau around the 15-year mark (24% for general sex offenders and 32% for high-risk sex offenders). By extending the period of time before this population could pursue modification, the sex offender registry would expand its vital role in deterring future criminal conduct and would continue to be a valuable resource for Iowa families.</p> <p><u>Fiscal and Jobs Impact:</u> The state would receive about \$110,000 (10% of the Byrne Jag Grant award) in additional funding from the Federal government.</p> <p><u>Has proposal been pre-cleared before? If so, prior legislative history?</u> HSB 113 (Judiciary Committee): Subcommittee on 2/12/19; Subcommittee recommends passage on 2/13/19 SF 2324 (Judiciary Committee) introduced 02/19/2020</p>