

§ 6. Exemptions from particular provisions of this chapter in case of any state, county or city, if, in the opinion of the council, the standards of law enforcement training established and maintained by ~~such~~ the governmental agency are as high or higher than those established pursuant to this chapter; or revocation in whole or in part of such exemption, if in its opinion the standards of law enforcement training established and maintained by ~~such~~ the governmental agency are lower than those established pursuant to this chapter.

Sec. 4. Section 217A.8, subsection 1, Code Supplement 1983, is amended by adding after paragraph e the following new paragraph:

**NEW PARAGRAPH.** Establish standards of mental fitness which shall govern the initial recruitment, selection, and appointment of correctional officers. To promote these standards, the director shall by rule require a battery of psychological tests to determine cognitive skills, personality characteristics and suitability of all applicants for a correctional career.

Sec. 5. This Act shall take effect January 1, 1985.

Approved May 9, 1984

---

## CHAPTER 1246

### PEACE OFFICERS AND FIRE FIGHTERS

*H.F. 123*

**AN ACT** relating to peace officers and fire fighters by expanding the scope of the crime of interference with official acts, establishing authority of the Iowa law enforcement academy director and the law enforcement academy council to enforce standards and requirements upon request, and providing penalties.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 80B.11, Code 1983, is amended by adding the following new subsection:  
**NEW SUBSECTION. 6.** Grounds for revocation of a law enforcement officer's certification.

Sec. 2. Section 80B.13, subsection 3, Code 1983, is amended by striking the subsection and inserting in lieu thereof the following:

3. Issue certificates to law enforcement officers who have met the requirements of this chapter and rules promulgated under provisions of chapter 17A relative to hiring and training standards.

Sec. 3. Section 80B.13, Code 1983, is amended by adding the following new subsections:

**NEW SUBSECTION. 8.** Revoke a law enforcement officer's certification for the conviction of a felony. In addition the council may consider revocation proceedings when an employing agency recommends to the council that revocation would be appropriate with regard to a current or former employee.

A recommendation by an employing agency must be in writing and set forth the reasons why the action is being recommended, the findings of the employing agency concerning the matter, the action taken by the employing agency, and that the action by the agency is final. Final, as used in this section, includes all appeals through a grievance procedure available to the officer or civil service have been exhausted. The written recommendations shall be unavailable for inspection by anyone except personnel of the employing agency, the council and the affected law enforcement officer, or as ordered by a reviewing court.

The council shall establish a process for the protest and appeal of a revocation made pursuant to this subsection.

NEW SUBSECTION. 9. In accordance with chapter 17A, conduct investigations, hold hearings, appoint hearing examiners, administer oaths and issue subpoenas enforceable in district court on matters relating to the revocation of a law enforcement officer's certification.

NEW SUBSECTION. 10. Secure the assistance of the state division of criminal investigation in the investigation of alleged violations, as provided under section 80.9, subsection 1, paragraphs "c" and "g", of the provisions adopted under section 80B.11.

Sec. 4. Section 719.1, Code 1983, is amended to read as follows:

719.1 INTERFERENCE WITH OFFICIAL ACTS. A person who knowingly resists or obstructs anyone known by the person to be a peace officer or fire fighter, whether paid or volunteer, in the performance of any act which is within the scope of the officer's lawful duty or authority of that officer or fire fighter, whether paid or volunteer, or who knowingly resists or obstructs the service or execution by any authorized person of any civil or criminal process or order of any court, commits a simple misdemeanor. However, if a person commits an interference with official acts, as defined in this section, and in so doing inflicts bodily injury other than serious injury, that person commits a serious misdemeanor. If a person commits an interference with official acts, as defined in this section, and in so doing purposely inflicts or attempts to inflict serious injury, or displays a dangerous weapon, as defined in section 702.7, or is armed with a firearm, that person commits an aggravated misdemeanor. The terms "resist" and "obstruct", as used in this section, do not include verbal harrassment\* unless the verbal harrassment\* is accompanied by a present ability and apparent intention to execute a verbal threat physically.

Approved May 10, 1984

---

\*According to enrolled Act