

Sec. 3. Section 915.13, subsection 1, paragraph h, Code Supplement 2003, is amended by striking the paragraph.

Sec. 4. Section 915.14, Code Supplement 2003, is amended to read as follows:
915.14 NOTIFICATION BY CLERK OF THE DISTRICT COURT.

The clerk of the district court shall notify a registered victim of all dispositional orders of the case in which the victim was involved and may advise the victim of any other orders regarding custody or confinement. ~~If a motion to reopen the sentence has been filed pursuant to section 901.5B, the clerk of the district court shall notify a registered victim of the case in which the victim was involved. The notice shall include the scheduled date, time, and place of the hearing, and the clerk shall notify the victim of a cancellation or postponement of any hearing regarding the motion to reopen.~~

Sec. 5. Section 901.5B, Code Supplement 2003, is repealed.

Sec. 6. CONTROLLED SUBSTANCE PENALTY STUDY. The Iowa state bar association is requested to establish and lead a study committee to review the disparity of criminal penalties related to crack cocaine, cocaine, and other controlled substances, especially such criminal penalties classified as serious and aggravated misdemeanors and class "C" and "D" felonies. The members of the study committee shall include but are not limited to representatives of the Iowa state bar association, the attorney general, the county attorneys association, the state public defender, the department of corrections, the judicial district department of correctional services, and the criminal law section of the Iowa trial lawyers association. The study committee is requested to file recommendations with the general assembly by December 15, 2004.

Sec. 7. CRIMINAL CODE REVISIONS — STUDY. The legislative council is requested to establish an interim study committee to review and propose revisions to the criminal code. In establishing the committee, the legislative council is requested to consider proposals for the study by the Iowa state bar association and other appropriate agencies or organizations. Proposals submitted to the legislative council may address committee membership, member voting, committee rules, the process to be used for reviewing and revising the criminal code and other pertinent matters.

Approved May 11, 2004

CHAPTER 1151

CHILD ENDANGERMENT — POSSESSION OR MANUFACTURE OF SPECIFIED CONTROLLED SUBSTANCES

H.F. 2150

AN ACT establishing a child endangerment offense for permitting the presence of a child or minor at a location where a controlled substance manufacturing or product possession violation occurs and providing a penalty.

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

Section 1. Section 124.401C, subsection 1, Code 2003, is amended to read as follows:

1. In addition to any other penalties provided in this chapter, a person who is eighteen years

of age or older and who either directly or by extraction from natural substances, or independently by means of chemical processes, or both, unlawfully manufactures methamphetamine, its salts, isomers, and salts of its isomers in the presence of a minor shall be sentenced up to an additional term of confinement of five years. However, the additional term of confinement shall not be imposed on a person who has been convicted and sentenced for a child endangerment offense under section 726.6, subsection 1, paragraph "g", arising from the same facts.

Sec. 2. Section 702.11, subsection 2, paragraph e, Code Supplement 2003, is amended to read as follows:

e. Child endangerment ~~resulting in bodily injury to a child or a minor in violation of~~ subject to penalty under section 726.6, subsection 5.

Sec. 3. Section 726.6, subsection 1, Code 2003, is amended by adding the following new paragraph:

NEW PARAGRAPH. g. Knowingly permits a child or minor to be present at a location where amphetamine, its salts, isomers, or salts of isomers, or methamphetamine, its salts, isomers, or salts of isomers is manufactured in violation of section 124.401, subsection 1, or where a product is possessed in violation of section 124.401, subsection 4.

Sec. 4. Section 726.6, subsections 5 and 6, Code 2003, are amended to read as follows:

5. A person who commits child endangerment resulting in bodily injury to a child or minor or child endangerment in violation of subsection 1, paragraph "g" that does not result in a serious injury, is guilty of a class "D" felony.

6. A person who commits child endangerment ~~that is not resulting in bodily injury or serious injury to a child or minor~~ subject to penalty under subsection 4 or 5 is guilty of an aggravated misdemeanor.

Approved May 11, 2004

CHAPTER 1152

CHILD ABUSE ASSESSMENT AND TRAINING

H.F. 2327

AN ACT relating to child abuse assessment requirements involving notification of parents, interviews of persons alleged to have committed child abuse, and training of child protection workers.

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

Section 1. Section 232.71B, subsection 2, Code Supplement 2003, is amended to read as follows:

2. NOTIFICATION OF PARENTS. The department, within five working days of commencing the assessment, shall provide written notification of the assessment to the child's parents. If a parent is alleged to have committed the child abuse, the notice shall inform the parents regarding the complaint or allegation made regarding the parent. The parents shall be informed in a manner that protects the confidentiality rights of an individual who reported the child abuse or provided information as part of the assessment process. However, if the