

January 10, 1951.
Passed on File.

House File 10
By SCHWENGEL and SCHROEDER.

Passed House, Date
Vote: Ayes..... Nays.....
Passed Senate, Date
Vote: Ayes..... Nays.....
Approved

A BILL FOR

An Act to amend and revise section seven hundred twenty-five point two (725.2), Code 1950, relating to lascivious acts with children and the penalty therefor.

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

Section 1. Section seven hundred twenty-five point
2 two (725.2); Code 1950, is hereby amended and revised to
3 read as follows:
4 "Any person over eighteen years of age who shall
5 willfully commit any lewd, immoral or lascivious act in the
6 presence, or upon or with the body or any part or member
7 thereof, of a child of the age of sixteen years, or under,
8 with the intent of arousing, appealing to or gratifying
9 the lust or passions or sexual desires of such person, or
10 of such child or of corrupting the morals of such child, or
11 who shall with lascivious intent entice, allure, persuade,
12 or invite or attempt to entice, allure, persuade or invite
13 any child under sixteen years of age to enter any vehicle,
14 rooming house, office or other place for the purpose of
15 proposing to such child the performance of an act of sexual
16 intercourse or an act which constitutes the offense of sodomy,

17 or for the purpose of proposing a fondling or feeling of the
18 sexual or genital parts or the breast of such child, if the
19 child be a female, or for the purpose of proposing that such
20 child fondle or feel the sexual or genital parts of such
21 person, shall be imprisoned in the penitentiary not
22 exceeding ten years or any term of years, and the court
23 may pronounce sentence for a lesser period than the
24 maximum, the provisions of the indeterminate sentence
25 law to the contrary notwithstanding.”

EXPLANATION OF H. F. 10

This bill broadens the definition of the crime of committing lascivious acts by extending its operation to either enticing or attempting to entice a child, and also raises the permissible punishment from three years to ten years. It is believed that the present penalty of three years is not sufficiently severe in certain cases.

The passage of this Act is recommended by the Iowa County Attorneys' Association.