

FEB 28 2001  
JUDICIARY

HOUSE FILE 437  
BY LARKIN, WINCKLER, RICHARDSON,  
and STEVENS

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act to increase the penalty applicable to lascivious acts with  
2 a child.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF-437

1 Section 1. Section 709.8, unnumbered paragraph 2, Code  
 2 2001, is amended to read as follows:  
 3 Any person who violates a provision of this section shall,  
 4 upon conviction, be guilty of a class "~~B~~" "C" felony. A  
 5 person who violates a provision of this section and who is  
 6 sentenced to a term of confinement shall also be sentenced to  
 7 an additional term of parole or work release not to exceed two  
 8 years. The board of parole shall determine whether the person  
 9 should be released on parole or placed in a work release  
 10 program. The sentence of an additional term of parole or work  
 11 release supervision shall commence immediately upon the  
 12 expiration of the preceding sentence and shall be under the  
 13 terms and conditions as set out in chapter 906. Violations of  
 14 parole or work release shall be subject to the procedures set  
 15 out in chapter 905 or 908 or rules adopted under those  
 16 chapters. The sentence of an additional term of parole or  
 17 work release shall be consecutive to the original term of  
 18 confinement.

EXPLANATION

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 20 This bill increases the penalty applicable to lascivious  
 21 acts with a child from a class "D" to a class "C" felony. A  
 22 class "D" felony is punishable by imprisonment for no more  
 23 than five years and a possible fine of at least \$500, but no  
 24 more than \$7,500. A class "C" felony is punishable by  
 25 imprisonment for not more than 10 years and a possible fine of  
 26 at least \$500 but not more than \$10,000.

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