

FILED MAR 14 1979

SENATE FILE 451  
BY CONNOLLY

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

**A BILL FOR**

1 An Act relating to the penalties for the criminal offenses of  
2 false reports and threats.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 451  
JUDICIARY

1 Section 1. Section 712.7, Code 2001, is amended to read as  
2 follows:

3 712.7 FALSE REPORTS.

4 A person who, knowing the information to be false, conveys  
5 or causes to be conveyed to any person any false information  
6 concerning the placement of any incendiary or explosive device  
7 or material or other destructive substance or device in any  
8 place where persons or property would be endangered commits a  
9 class "D" felony for a first offense and a class "C" felony  
10 for a second or subsequent offense.

11 Sec. 2. Section 712.8, Code 2001, is amended to read as  
12 follows:

13 712.8 THREATS.

14 Any person who threatens to place or attempts to place any  
15 incendiary or explosive device or material, or any destructive  
16 substance or device in any place where it will endanger  
17 persons or property, commits a class "D" felony for a first  
18 offense and a class "C" felony for a second or subsequent  
19 offense.

20 EXPLANATION

21 This bill makes changes to the penalties for the criminal  
22 offenses of false reports and threats.

23 The bill provides that a person who commits the criminal  
24 offense of false reports or threats commits a class "C" felony  
25 for a second or subsequent offense. Current law provides that  
26 the offenses are punishable as class "D" felonies for any  
27 violation, and are punishable as an offense one degree higher  
28 than the underlying offense if the violation is also a hate  
29 crime as defined in Code section 729A.2. The application of  
30 the enhanced hate crime penalty under the bill could result in  
31 a class "B" felony charge.

32 A person commits the crime of false reports when the person  
33 knowingly provides false information concerning the placement  
34 of any incendiary device or material in any place where  
35 persons or property would be endangered.

1 A person commits the crime of threats when the person  
2 places or attempts to place an incendiary device or material  
3 in any place where persons or property would be endangered.

4 A class "D" felony is punishable by confinement for no more  
5 than five years and a fine of at least \$750 but not more than  
6 \$7,500. A class "C" felony is punishable by confinement for  
7 no more than 10 years and a fine of at least \$1,000 but not  
8 more than \$10,000.

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