

FILED JAN 30 2002

SENATE FILE 2094  
BY MCKIBBEN

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

**A BILL FOR**

1 An Act relating to the primacy of a donor's intent as evidenced  
2 by an unrevoked document of gift under the uniform anatomical  
3 gift Act.

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

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SF 2094  
HUMAN RESOURCES

1 Section 1. Section 142C.3, subsection 8, Code 2001, is  
2 amended by striking the subsection and inserting in lieu  
3 thereof the following:

4 8. A document of gift that is not revoked by the donor  
5 prior to the donor's death does not require the consent or  
6 concurrence of any other person after the donor's death and is  
7 sufficient legal authority, following the donor's death, for  
8 the removal of any part donated under the document of gift,  
9 without the consent or concurrence of any other person. A  
10 person, including but not limited to a family member, a  
11 guardian, an attorney in fact named under a durable power of  
12 attorney for health care, or an executor of the donor's  
13 estate, is not authorized to and shall not revoke or in any  
14 way supersede a document of gift that is not revoked by the  
15 donor prior to the donor's death.

16 EXPLANATION

17 This bill provides that, under the uniform anatomical gift  
18 Act, a document of gift that is not revoked by the donor prior  
19 to the donor's death does not require the consent or  
20 concurrence of any other person after the donor's death and is  
21 sufficient legal authority, following the donor's death, for  
22 the removal of any part donated under the document of gift,  
23 without the consent or concurrence of any other person.

24 The bill also provides that a person, including but not  
25 limited to a family member, a guardian, an attorney in fact  
26 named under a durable power of attorney for health care, or an  
27 executor of the donor's estate, is not authorized to and shall  
28 not revoke or in any way supersede a document of gift that is  
29 not revoked by the donor prior to the donor's death.

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Redfern, Hammond, Miller

Succeeded By  
SF/HF 2025  
SSB 3018  
Judiciary

SENATE/HOUSE FILE \_\_\_\_\_  
BY (PROPOSED DEPARTMENT OF  
PUBLIC SAFETY BILL)

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

**A BILL FOR**

1 An Act relating to a nonresident registering as a sex offender in  
2 a county where an institution of higher education is located.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. NEW SECTION. 692A.3A REGISTRATION IN A COUNTY  
2 WHERE AN INSTITUTION OF HIGHER EDUCATION IS LOCATED.

3 In addition to the registration requirements in section  
4 692A.3, a person required to register under this chapter, who  
5 is a full-time or part-time student or is employed or engaged  
6 in a vocation on a full-time or part-time basis at an  
7 institution of higher education in a county other than the  
8 county of residence, shall register with the sheriff of the  
9 county in which the institution is located. The person must  
10 register within five days of becoming a student, being  
11 employed, or engaging in a vocation at the institution.

12 Sec. 2. Section 692A.5, subsection 1, Code 2001, is  
13 amended by adding the following new paragraph:

14 NEW PARAGRAPH. g. Inform the person that if the person is  
15 a nonresident of a county where the person is a full-time or  
16 part-time student, or employed or engaged in a vocation on a  
17 full-time or part-time basis at an institution of higher  
18 education, the person must register in the county where the  
19 institution is located within five days of becoming a student,  
20 being employed, or engaging in a vocation at the institution.

21 EXPLANATION

22 This bill relates to a nonresident registering as a sex  
23 offender in a county where an institution of higher education  
24 is located.

25 The bill provides that a person who is required to register  
26 as a sex offender shall register in a county where the person  
27 is a nonresident, if the person a full-time or part-time  
28 student or is employed or engaged in a vocation on a full-time  
29 or part-time basis at an institution of higher education in a  
30 county other than the county of residence. The bill provides  
31 the person must register within five days of becoming a  
32 student, being employed, or engaging in a vocation at the  
33 institution.

34 The bill also provides that the court prior to release or  
35 sentencing, shall inform the person that if the person is a

1 full-time or part-time student or is employed or engaged in a  
2 vocation on a full-time or part-time basis at an institution  
3 of higher education in a county other than the county of  
4 residence, the person must also register in the county where  
5 the institution is located. The bill also provides that the  
6 court must inform the person that the person must register in  
7 the county where the person is a nonresident within five days  
8 of becoming a student, being employed, or engaging in a  
9 vocation at the institution.

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