

FEB 28 2006
Place On Calendar

HOUSE FILE 2571
BY COMMITTEE ON PUBLIC SAFETY

(SUCCESSOR TO HSB 613)

Passed House, Date 3-16-06 Passed Senate, Date 4-5-06
Vote: Ayes 95 Nays 1 Vote: Ayes 50 Nays 0
Approved _____

A BILL FOR

1 An Act relating to the confidentiality and release of an
2 intelligence assessment or intelligence data.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2571

1 Section 1. Section 22.7, Code Supplement 2005, is amended
2 by adding the following new subsection:

3 NEW SUBSECTION. 52. An intelligence assessment and
4 intelligence data under chapter 692, except as provided in
5 section 692.8A.

6 Sec. 2. Section 692.8A, subsection 4, Code 2005, is
7 amended to read as follows:

8 4. An intelligence assessment and intelligence data shall
9 be deemed a confidential record of the department under
10 section 22.7, subsection 52, except as otherwise provided in
11 this subsection. This section shall not be construed to
12 prohibit the dissemination of an intelligence assessment to
13 any agency or organization if necessary for carrying out the
14 official duties of the agency or organization, or to a person
15 if disseminated for an official purpose, and to a person if
16 necessary to protect a person or property from a threat of
17 imminent serious harm. This section shall also not be
18 construed to prohibit the department from disseminating a
19 public health and safety threat advisory or alert by press
20 release or other method or public communication.

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EXPLANATION

22 This bill relates to the confidentiality and release of an
23 intelligence assessment or intelligence data.

24 The bill makes an intelligence assessment or intelligence
25 data of the department of public safety a confidential record
26 under Code section 22.7. "Intelligence data" is defined in
27 Code section 692.1 to mean information on identifiable
28 individuals compiled in an effort to anticipate, prevent, or
29 monitor possible criminal activity. "Intelligence assessment"
30 is defined in Code section 692.1 to mean an analysis of
31 information based in whole or in part upon intelligence data.

32 Under current law, Code section 692.8A governs the
33 dissemination of an intelligence assessment or intelligence
34 data. The bill provides that making an intelligence
35 assessment or intelligence data a confidential record does not

1 prohibit the department from disseminating information about a
2 public health and safety threat advisory or alert. The bill
3 also provides that when an intelligence assessment or
4 intelligence data are disseminated, the assessment or data may
5 be disseminated by press release or other methods of public
6 communication to address a public health or safety threat.

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Tjepkes
Van Engelenhoven
Benny

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HSB 613
PUBLIC SAFETY

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

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

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HOUSE FILE 2571

AN ACT

RELATING TO THE CONFIDENTIALITY AND RELEASE OF AN INTELLIGENCE ASSESSMENT OR INTELLIGENCE DATA.

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

Section 1. Section 22.7, Code Supplement 2005, is amended by adding the following new subsection:

NEW SUBSECTION. 52. An intelligence assessment and intelligence data under chapter 692, except as provided in section 692.8A.

Sec. 2. Section 692.8A, subsection 4, Code 2005, is amended to read as follows:

4. An intelligence assessment and intelligence data shall be deemed a confidential record of the department under section 22.7, subsection 52, except as otherwise provided in this subsection. This section shall not be construed to prohibit the dissemination of an intelligence assessment to any agency or organization if necessary for carrying out the official duties of the agency or organization, or to a person if disseminated for an official purpose, and to a person if necessary to protect a person or property from a threat of imminent serious harm. This section shall also not be construed to prohibit the department from disseminating a

CHRISTOPHER C. RANTS
Speaker of the House

JEFFREY M. LAMBERTI
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2571, Eighty-first General Assembly.

MARGARET THOMSON
Chief Clerk of the House

Approved _____, 2006

THOMAS J. VILSACK
Governor