

MAR 3 2006
Place On Calendar

HOUSE FILE 2643
BY COMMITTEE ON PUBLIC SAFETY

(SUCCESSOR TO HF 2443)

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

A BILL FOR

1 An Act relating to the consideration of a previous conviction
2 for, deferred judgment for, or plea of guilty to a domestic
3 abuse assault in determining whether a domestic abuse assault
4 is a second or subsequent offense.

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

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HF 2643

1 Section 1. Section 708.2A, subsection 5, paragraph a, Code
2 2005, is amended to read as follows:

3 a. A conviction for, deferred judgment for, or plea of
4 guilty to, a violation of this section which occurred more
5 than ~~six~~ twelve years prior to the date of the violation
6 charged shall not be considered in determining that the
7 violation charged is a second or subsequent offense.

8 EXPLANATION

9 This bill provides that a conviction for, deferred judgment
10 for, or plea of guilty to a domestic abuse assault in
11 violation of Code section 708.2A, which occurred more than 12
12 years prior to the date of the domestic abuse assault, shall
13 not be considered in determining that the current charge of
14 domestic abuse assault is a second or subsequent offense.
15 Current law does not allow consideration of such offenses
16 which occurred more than six years prior to the date of the
17 domestic abuse assault.

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