

Senate File 2197 - Introduced

SENATE FILE 2197

BY RIELLY

A BILL FOR

1 An Act relating to the criminal offense of incest, and making
2 penalties applicable.

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

1 Section 1. Section 726.2, Code 2011, is amended to read as
2 follows:

3 **726.2 Incest.**

4 1. A person, except a child as defined in section 702.5,
5 who performs a sex act with another whom the person knows to be
6 related to the person, either legitimately or illegitimately,
7 as an ancestor, descendant, brother or sister of the whole or
8 half blood, aunt, uncle, niece, or nephew, commits incest.
9 Incest is a class "D" felony.

10 2. For purposes of this section, a person shall be
11 considered legitimately related to the person performing the
12 sex act if the person is adopted by the person performing the
13 sex act.

14 EXPLANATION

15 This bill relates to the criminal offense of incest. The
16 bill provides that for purposes of the crime of incest, a
17 person shall be considered related to the person performing the
18 sex act if the person is adopted by the person performing the
19 sex act.

20 A person who commits incest commits a class "D" felony and
21 shall register as a tier II sex offender under Code chapter
22 692A. A class "D" felony is punishable by confinement for no
23 more than five years and a fine of at least \$750 but not more
24 than \$7,500.