



TERRY E. BRANSTAD
GOVERNOR

OFFICE OF THE GOVERNOR

KIM REYNOLDS
LT. GOVERNOR

April 24, 2013

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol Building
LOCAL

Dear Mr. Secretary:

I hereby transmit:

Senate File 298, an Act relating to the definition of the term "sex act" in the criminal code, lascivious acts with a child, and providing penalties.

The above Senate File is hereby approved this date.

Sincerely,

A handwritten signature in black ink that reads "Terry E. Branstad".

Terry E. Branstad
Governor

cc: Secretary of the Senate
Clerk of the House



Senate File 298

AN ACT

RELATING TO THE DEFINITION OF THE TERM "SEX ACT" IN THE
CRIMINAL CODE, LASCIVIOUS ACTS WITH A CHILD, AND PROVIDING
PENALTIES.

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

Section 1. Section 702.17, Code 2013, is amended to read as follows:

702.17 Sex act.

The term "*sex act*" or "*sexual activity*" means any sexual contact between two or more persons by: penetration of the penis into the vagina or anus; contact between the mouth and genitalia or by contact between the genitalia of one person and the genitalia or anus of another person; contact between the finger or hand of one person and the genitalia or anus of another person, except in the course of examination or treatment by a person licensed pursuant to chapter 148, 148C, 151, or 152; ejaculation onto the person of another; or by use of artificial sexual organs or substitutes therefor in contact with the genitalia or anus.

Sec. 2. Section 709.8, Code 2013, is amended by adding the following new subsection:

NEW SUBSECTION. 2A. Cause the touching of the person's genitals to any part of the body of a child.

Sec. 3. Section 709.8, unnumbered paragraph 2, Code 2013, is amended to read as follows:

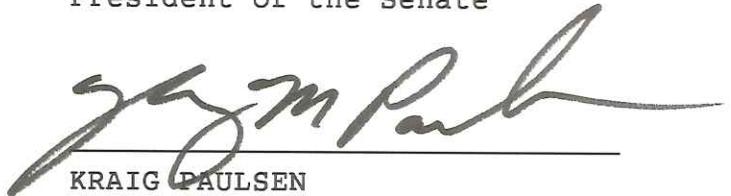
Any person who violates a provision of this section involving an act included in subsection 1 ~~or 2~~ through 2A shall, upon conviction, be guilty of a class "C" felony. Any person who violates a provision of this section involving an

act included in subsection 3 or 4 shall, upon conviction, be guilty of a class "D" felony.



PAM JOCHUM

President of the Senate



KRAIG PAULSEN

Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 298, Eighty-fifth General Assembly.



MICHAEL E. MARSHALL

Secretary of the Senate

Approved April 24, 2013



TERRY E. BRANSTAD

Governor