

any state stage of the criminal or juvenile proceedings or on appeal of any criminal or juvenile action in which the indigent person is entitled to legal assistance at public expense. However, in juvenile cases, the court may directly appoint an existing nonprofit corporation established for and engaged in the provision of legal services for juveniles. An appointment shall not be made unless the person is determined to be indigent under section 815.9.

~~2. If a court finds that a person desires legal assistance and is not indigent, but refuses to employ an attorney, the court shall appoint a public defender or another attorney to represent the person at public expense. If an attorney other than a public defender is appointed, the fee paid to the attorney shall be taxed as a court cost against the person.~~

~~3. 2.~~ An attorney other than a public defender or a contract attorney who is appointed by the court under ~~subsection 1 or 2~~ this section shall apply to the district court for compensation and for reimbursement of costs incurred. The amount of compensation due shall be determined in accordance with section 815.7.

3. A contract attorney appointed by the court pursuant to this section and section 13B.4 shall apply to the state public defender for compensation and for reimbursement of costs incurred in accordance with the contract. The amount of compensation due shall be determined in accordance with the contract.

Sec. 6. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 7. RETROACTIVE APPLICABILITY. This Act is retroactively applicable to July 1, 1995, and is applicable on or after that date.

Approved April 2, 1996

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**CHAPTER 1041**  
GRANDPARENT VISITATION RIGHTS  
*H.F. 2150*

AN ACT relating to grandparent visitation rights.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 598.35, Code 1995, is amended by adding the following new subsection:

NEW SUBSECTION. 7. A parent of the child unreasonably refuses to allow visitation by the grandparent or unreasonably restricts visitation.

Approved April 2, 1996