

CHAPTER 1223
DISPOSITION OF EXHIBITS

IN THE SUPREME COURT OF IOWA

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|---------------------------|---|---------------|
| IN THE MATTER OF A CHANGE |) | |
| IN THE IOWA RULES OF |) | REPORT OF THE |
| CRIMINAL PROCEDURE |) | SUPREME COURT |

TO: MS. DIANE BOLENDER, SECRETARY OF THE LEGISLATIVE COUNCIL OF THE STATE OF IOWA.

Pursuant to Iowa Code sections 602.4201 and 602.4202, the Supreme Court of Iowa has prescribed and hereby reports on this date to the Secretary of the Legislative Council concerning amendments to Iowa Rule of Criminal Procedure 20 as shown in the attached Exhibit "A."

Pursuant to Iowa Code section 602.4202(2), the changes to Iowa Rule of Criminal Procedure 20 are to take effect March 1, 1996.

Respectfully submitted,
THE SUPREME COURT OF IOWA

/s/ Arthur A. McGiverin
ARTHUR A. MCGIVERIN, Chief Justice

Des Moines, Iowa
January 2, 1996

ACKNOWLEDGMENT

I, the undersigned, Secretary of the Legislative Council, hereby acknowledge delivery to me on fourth day of January, 1996, the Report of the Supreme Court pertaining to Iowa Rule of Criminal Procedure 20.

/s/ Diane E. Bolender
Secretary of the Legislative Council

EXHIBIT "A"

Rule 20. Evidence.

5. Disposition of exhibits. In all criminal cases other than Class A felonies, the clerk may dispose of all exhibits within 60 days after the first to occur of:

a. Expiration of all sentences imposed in the case.

b. Order of the court after at least 30 days written notice to all counsel of record including the last counsel of record for the defense, and to the defendant, if incarcerated, granting the right to be heard on the question.

Disposal of firearms and ammunition shall be by delivery to the Department of Public Safety for disposition as provided by law. Disposal of controlled substances shall be by delivery to the Department of Public Safety for disposal under Iowa Code section 124.506.