

CHAPTER 54

CRIMINAL PROCEDURE — FORFEITURE OF BAIL

H.F. 112

AN ACT relating to the forfeiture of bail in a criminal case.

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

Section 1. Section 602.8102, subsection 131, Code 2013, is amended to read as follows:

131. Hold the amount of forfeiture and judgment of bail in the clerk's office for ~~sixty~~ sixty ninety days as provided in section 811.6.

Sec. 2. Section 811.6, subsections 2 and 3, Code 2013, are amended to read as follows:

2. Where a forfeiture and judgment have been entered as provided in this section, and the amount of the judgment has been paid to the clerk, the clerk shall hold the same as funds of the clerk's office for a period of ~~sixty~~ sixty ninety days from the date of judgment.

3. The court may, upon application, set aside such judgment if, within ~~sixty~~ sixty ninety days from the date ~~thereof~~ of the judgment, the defendant shall voluntarily surrender to the sheriff of the county, or the defendant's sureties shall, at their own expense, deliver the defendant to the custody of the sheriff. Such judgment shall not be set aside, however, unless as a condition precedent thereto, the defendant and the defendant's sureties shall have paid all costs and expenses incurred in connection therewith.

Approved April 24, 2013