

By YOUNG.]

[HOUSE FILE No. 164.—JUDICIARY.]

A BILL

FOR AN ACT REGULATING CRIMINAL PROCEDURE IN CERTAIN CASES.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. When an indictment charges a compound offense, or an offense consisting of different degrees, no error in the procedure of the lower court, or erroneous instruction of such court, in relation to any degree of the offense of which the verdict constitutes an acquittal, shall be deemed prejudicial to the defendant; nor shall the judgment of the lower court be reversed for such errors; nor shall the failure of such lower court to instruct in regard to a degree of the offense lower than that of which the defendant is found guilty be prejudicial error, unless such instruction is specially asked for by the defendant.