

In the Iowa Supreme Court

**In the Matter of Amendments to
the Chapter 16 Iowa Rules of
Electronic Procedure**

Order

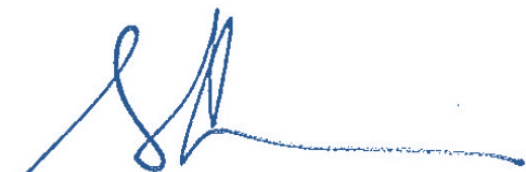
The supreme court adopts amendments to Iowa Rules of Electronic Procedure 16.315(1)(f), 16.702, and 16.802. These amendments are made to reflect existing practice with respect to the paper filing of warrants and other similar applications and juvenile-case-related emergency applications and are not intended to modify existing clerk of court practices.

The amendments to chapter 16 are provided with this order and are effective immediately.

Dated this 24th day of March 2025.

The Iowa Supreme Court

By: _____



Susan Larson Christensen, Chief Justice

CHAPTER 16
IOWA RULES OF ELECTRONIC PROCEDURE

....

DIVISION III
GENERAL PROVISIONS

....

Rule 16.315 Electronic service of documents subsequent to original notice.

16.315(1) *Electronic service of documents filed by registered filers.*

....

f. EDMS ~~may or may not provide notices of electronic filing or presentation for documents filed pursuant to rule 16.702 or 16.802 and~~ will not provide notices of electronic filing or presentation for documents filed pursuant to rule 16.405(4); ~~16.702, or~~ 16.703, ~~or 16.802,~~ or on documents that require personal service to confer jurisdiction. The filer is responsible for service of documents that must be personally served to confer jurisdiction in accordance with rule 16.315(2) on service to nonregistered filers.

COMMENT:

Rule 16.315(1)(e). Subject to the exceptions in rule 16.315(1)(f), when EDMS receives a filing covered by this rule, EDMS will automatically generate a notice of electronic filing or presentation, which contains a list of the parties who were served electronically and a list of the parties who must be served by other means. It is the responsibility of the filer to review the notice of electronic filing or presentation to ensure that all parties that require service have received it. If the filer learns of a delivery failure, the filer must provide service to that person by other means. A notice of electronic filing or presentation will not be generated on case initiation, on applications for warrants, on emergency applications (such as emergency removals or emergency detention in juvenile cases), or on documents proposed for restricted access or filed under an order restricting access.

....

DIVISION VII
CRIMINAL CASES

....

Rule 16.702 Warrants and other similar applications. ~~When made during regular court hours, applications for search warrants, applications for arrest warrants, and other similar applications may be electronically presented to the~~

~~court. Applications made when the courthouse is closed may be electronically presented to the court in the same manner as proposed orders are presented pursuant to rule 16.409. If the applicant or the court does not have immediate access to such technology, the application must be presented to the court in paper form and later scanned into EDMS.~~An applicant may present an application for a search warrant, arrest warrant, or other similar application to the court in paper form if the applicant or the court does not have immediate access to technology necessary to electronically present the application to the court. The applicant must ensure that the application is later electronically filed or otherwise scanned into the case.

....

**DIVISION VIII
JUVENILE CASES**

....

Rule 16.802 Emergency applications. ~~When made during regular court hours, applications for emergency orders may be electronically presented to the court. Applications made when the courthouse is closed may be electronically presented to the court in the same manner as proposed orders are presented pursuant to rule 16.409. If the applicant or the court does not have immediate access to such technology, the application may be presented to the court in paper form and later scanned into EDMS.~~An applicant may present an application for an emergency order to the court in paper form if the applicant or the court does not have immediate access to technology necessary to electronically present the application to the court. The applicant must ensure that the application is later electronically filed or otherwise scanned into the case.

COMMENT:

Rule 16.802. Examples of emergency applications include applications for placement in shelter care, placement in detention, requests for emergency medical care, and removal from parental custody.