

**902.9 Maximum sentence for felons.**

1. The maximum sentence for any person convicted of a felony shall be that prescribed by statute or, if not prescribed by statute, if other than a class “A” felony shall be determined as follows:

a. A felon sentenced for a first conviction for a violation of section 124.401D, shall be confined for no more than ninety-nine years.

b. A class “B” felon shall be confined for no more than twenty-five years.

c. An habitual offender shall be confined for no more than fifteen years.

d. A class “C” felon, not an habitual offender, shall be confined for no more than ten years, and in addition shall be sentenced to a fine of at least one thousand dollars but not more than ten thousand dollars.

e. A class “D” felon, not an habitual offender, shall be confined for no more than five years, and in addition shall be sentenced to a fine of at least seven hundred fifty dollars but not more than seven thousand five hundred dollars.

2. The surcharges required by sections 911.1, 911.2, and 911.3 shall be added to a fine imposed on a class “C” or class “D” felon, as provided by those sections, and are not a part of or subject to the maximums set in this section.

[C79, 81, §902.9]

84 Acts, ch 1134, §1; 84 Acts, ch 1219, §38; 86 Acts, ch 1220, §44; 92 Acts, ch 1163, §121; 93 Acts, ch 110, §9; 99 Acts, ch 12, §17; 99 Acts, ch 65, §6, 7; 2001 Acts, ch 168, §4; 2002 Acts, ch 1042, §3; 2002 Acts, ch 1050, §55; 2004 Acts, ch 1111, §7; 2013 Acts, ch 30, §224

Referred to in §48A.11, 124.401, 124.401D, 707.3, 708.2A, 708A.2, 716.10, 724.4A, 726.6, 726.6A, 728.12, 811.1, 901.2, 901.5A, 901.10, 902.3, 906.5, 907.14

[P] Enhanced penalties in weapons free zones, see §724.4A

[P] Habitual offender, §902.8

[P] Fines, see chapter 909

[P] Surcharge on penalty, chapter 911

[T] Section amended