

House Amendment 1629

PAG LIN

1 1 Amend House File 807, as amended, passed, and
1 2 reprinted by the House, as follows:
1 3 #1. Page 1, line 5, by striking the word <amount>
1 4 and inserting the following: <amounts>.
1 5 #2. Page 1, line 8, by inserting before the word
1 6 <For> the following: <a.>
1 7 #3. Page 1, line 20, by striking the figure
1 8 <118,084,282> and inserting the following:
1 9 <118,404,282>.
1 10 #4. Page 1, by inserting after line 20 the
1 11 following:
1 12 <b. For an initial grant to be determined by the
1 13 state court administrator, for the establishment of a
1 14 youth enrichment pilot project located in a county
1 15 with a population greater than three hundred thousand
1 16 that is involved in a public and private partnership
1 17 pursuing life skills, education, and mentoring
1 18 programs for offenders between the ages of sixteen and
1 19 twenty-two who have been charged with a felony:
1 20 \$ 100,000>
1 21 #5. By striking page 1, line 21, through page 2,
1 22 line 2.
1 23 #6. Page 4, by inserting after line 4 the
1 24 following:
1 25 <Sec. _____. Section 602.6401, subsection 1, Code
1 26 2005, is amended to read as follows:
1 27 1. ~~One Two hundred ninety-one six~~ magistrates
1 28 shall be apportioned among the counties as provided in
1 29 this section. Magistrates appointed pursuant to
1 30 section 602.6402 shall not be counted for purposes of
1 31 this section.
1 32 Sec. _____. NEW SECTION. 602.8102A NOTICES
1 33 RETURNED FOR UNKNOWN ADDRESS == RESENDING.
1 34 Notwithstanding any other provision of the Code to
1 35 the contrary, and subject to rules prescribed by the
1 36 supreme court, if the clerk of the district court
1 37 sends a mailing or notice to a person or party and the
1 38 mailing or notice is returned by the postal service to
1 39 the clerk of the district court as undeliverable, the
1 40 clerk is not required to send a repeat or subsequent
1 41 mailing or notice unless the clerk receives an updated
1 42 mailing address.
1 43 Sec. _____. Section 602.8105, subsection 2, Code
1 44 2005, is amended to read as follows:
1 45 2. The clerk of the district court shall collect
1 46 the following fees for miscellaneous services:
1 47 a. For filing, entering, and endorsing a
1 48 mechanic's lien, twenty dollars, and if a suit is
1 49 brought, the fee is taxable as other costs in the
1 50 action.
2 1 b. For filing and entering an agricultural supply
2 2 dealer's lien and any other statutory lien, twenty
2 3 dollars.
2 4 c. For a certificate and seal, ten dollars.
2 5 However, there shall be no charge for a certificate
2 6 and seal to an application to procure a pension,
2 7 bounty, or back pay for a member of the armed services
2 8 or other person.
2 9 d. For certifying a change in title of real
2 10 estate, twenty dollars.
2 11 e. For filing a praecipe to issue execution under
2 12 chapter 626, twenty-five dollars.
2 13 f. For filing a praecipe to issue execution under
2 14 chapter 654, fifty dollars.
2 15 g. For filing a confession of judgment under
2 16 chapter 676, fifty dollars if the judgment is five
2 17 thousand dollars or less, and one hundred dollars if
2 18 the judgment exceeds five thousand dollars.
2 19 ~~e-~~ h. Other fees provided by law.
2 20 Sec. _____. Section 901.4, Code 2005, is amended to
2 21 read as follows:
2 22 901.4 PRESENTENCE INVESTIGATION REPORT
2 23 CONFIDENTIAL == DISTRIBUTION.
2 24 The presentence investigation report is

2 25 confidential and the court shall provide safeguards to
2 26 ensure its confidentiality, including but not limited
2 27 to sealing the report, which may be opened only by
2 28 further court order. At least three days prior to the
2 29 date set for sentencing, the court shall ~~serve send a~~
2 30 copy of all of the presentence investigation report
2 31 upon by ordinary or electronic mail, to the
2 32 defendant's attorney and the attorney for the state,
2 33 and the report shall remain confidential except upon
2 34 court order. However, the court may conceal the
2 35 identity of the person who provided confidential
2 36 information. The report of a medical examination or
2 37 psychological or psychiatric evaluation shall be made
2 38 available to the attorney for the state and to the
2 39 defendant upon request. The reports are part of the
2 40 record but shall be sealed and opened only on order of
2 41 the court. If the defendant is committed to the
2 42 custody of the Iowa department of corrections and is
2 43 not a class "A" felon, a copy of the presentence
2 44 investigation report shall be forwarded by ordinary or
2 45 electronic mail to the director with the order of
2 46 commitment by the clerk of the district court and to
2 47 the board of parole at the time of commitment.
2 48 Pursuant to section 904.602, the presentence
2 49 investigation report may also be released by ordinary
2 50 or electronic mail by the department of corrections or
3 1 a judicial district department of correctional
3 2 services to another jurisdiction for the purpose of
3 3 providing interstate probation and parole compact or
3 4 interstate compact for adult offender supervision
3 5 services or evaluations, or to a substance abuse or
3 6 mental health services provider when referring a
3 7 defendant for services. The defendant or the
3 8 defendant's attorney may file with the presentence
3 9 investigation report, a denial or refutation of the
3 10 allegations, or both, contained in the report. The
3 11 denial or refutation shall be included in the report.
3 12 If the person is sentenced for an offense which
3 13 requires registration under chapter 692A, the court
3 14 shall release the report by ordinary or electronic
3 15 mail to the department.

3 16 Sec. ____ STUDY OF COURT RULES RELATING TO TRIBAL
3 17 COURTS. The general assembly acknowledges that
3 18 contact and interaction between the Iowa court system
3 19 and federally recognized tribal courts are ever
3 20 increasing and the general assembly urges the Iowa
3 21 supreme court to study this interaction and consider
3 22 developing and prescribing rules that relate to the
3 23 tribal court system, tribal court orders, judgments,
3 24 and decrees.>

3 25 #7. Page 4, by inserting after line 4 the
3 26 following:

3 27 <Sec. ____ Section 607A.8, Code 2005, is amended
3 28 to read as follows:

3 29 607A.8 FEES AND EXPENSES FOR JURORS.

3 30 Grand jurors and petit jurors in all courts shall
3 31 receive ten dollars as compensation for each day's
3 32 service or attendance, including attendance required
3 33 for the purpose of being considered for service,
3 34 reimbursement for mileage expenses at the rate
3 35 specified in section 602.1509 for each mile traveled
3 36 each day to and from their residences to the place of
3 37 service or attendance, and reimbursement for actual
3 38 expenses of parking, as determined by the clerk. The
3 39 supreme court may adopt rules that allow additional
3 40 compensation for jurors whose attendance and service
3 41 exceeds seven days. A juror who is a person with a
3 42 disability may receive reimbursement for the costs of
3 43 alternate transportation from the juror's residence to
3 44 the place of service or attendance. A juror shall not
3 45 receive reimbursement for mileage expenses or actual
3 46 expenses of parking when the juror travels in a
3 47 vehicle for which another juror is receiving
3 48 reimbursement for mileage and parking expenses.>

3 49 #8. By renumbering, relettering, or redesignating
3 50 and correcting internal references as necessary.

4 1 HF 807.S
4 2 jm/cc/26