

February 26, 1969
Judiciary, Pass 4-9
Sess. " 5-6, Pass 5/23

HOUSE FILE 375

By CUNNINGHAM, KLEIN,
HILL and PELTON

Passed House, Date5-5-69..... Passed Senate, Date.....5-23-69.....

Vote: Ayes91..... Nays0..... Vote: Ayes49..... Nays0.....

Approved

A BILL FOR

1 An Act relating to municipal courts.

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

3 Section 1. Section six hundred two point sixteen (602.16),

4 Code 1966, is hereby amended by adding the following sentence

5 at the end thereof:

6 "Where a municipality with a municipal court extends into

7 a second county, the territorial jurisdiction for both munic-

8 ipal and district court powers shall be extended only to the

9 additional area within the corporate limits of the munici-

10 pality within the second county. The second county is defined

11 for purposes of this section as the county into which an af-

12 fected city annexes additional territory after January 1,

13 1969."

EXPLANATION OF HOUSE FILE 375

Because a municipal court is given concurrent jurisdiction with the district court over the whole of the county in which the city is located, it is feared that an existing municipal court in a city which annexes into another county (as possible for Ames with respect to Boone County) will be swamped with litigation resulting from lawyers seeking a speedier hearing of a case whenever the district court docket is quite full. A municipal court is not prepared for such a case load in addition to city cases.