

Prefiled December 17, 1968

SENATE FILE 20

*Judiciary 1-20, Pass as amended 4-17
Legal Enforcement 1-13-70, Pass as amended 1-20
Re Judiciary 1-27*

By GAUDINEER

Passed Senate, Date.....1-22-70..... Passed House, Date4-6-70.....

Vote: Ayes47..... Nays ..8..... Vote: Ayes101..... Nays2.....

ApprovedApril 13, 1970.....

A BILL FOR

- 1 An Act relating to demurrers by defendants in criminal actions.
- 2 *Be It Enacted by the General Assembly of the State of Iowa:*
- 3 Section 1. Section seven hundred seventy-seven point
- 4 eight (777.8), Code 1966, is hereby amended as follows:
- 5 1. By inserting in line one (1) after the word "is" the
- 6 word "correctly".
- 7 2. By adding the following:
- 8 "If a demurrer is incorrectly sustained, such error shall
- 9 not act as a bar to further prosecution for the same offense."

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- 1 Amend Senate File 20 as follows:
 - 2 1. Amend the title to Senate File 20, line 1, by
 - 3 inserting after the word "in" the word "indictable".
 - 4 2. Amend line 8 by inserting after the word "demurrer"
 - 5 the words "to an indictment".

Filed

April 17, 1969

By COMMITTEE ON JUDICIARY

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 - 3 inserting after the word "in" the word "indictable".
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 - 5 the words "to an indictment".

Filed - *adopted 1-22*
January 20, 1970

By COMMITTEE ON JUDICIARY