

February 2/11

Reprinted 3/14/85

Amend (S160) to B. Pass 3/12 (p. 726)

FILED FEB 7 1985

SENATE FILE 218
BY TAYLOR

Passed Senate, Date 3-18-85 (p. 846) Passed House, Date 4-16-85 (P.1586)
Vote: Ayes 48 Nays 0 Vote: Ayes 90 Nays 1
Approved May 23, 1985

A BILL FOR

1 An Act relating to the return of juveniles alleged to be
2 delinquent from another state under the interstate compact
3 on juveniles.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

5

S-3160

SENATE FILE 218

1 Amend Senate File 218 as follows:

2 1. Page 1, by striking lines 4 through 18 and
3 inserting the following:

4 "a. This article shall provide additional
5 remedies, and shall be binding only as among and
6 between those party states which specifically execute
7 the same.

8 b. All provisions and procedures of Articles V and
9 VI of the Interstate Compact on Juveniles shall be
10 construed to apply to any juvenile charged with being
11 a delinquent by reason of a violation of any criminal
12 law. Any juvenile, charged with being a delinquent by
13 reason of violating any criminal law shall be returned
14 to the requesting state upon a requisition to the
15 state where the juvenile may be found. A petition in
16 such case shall be filed in a court of competent
17 jurisdiction in the requesting state where the
18 violation of criminal law is alleged to have been
19 committed. The petition may be filed regardless of
20 whether the juvenile has left the state before or
21 after the filing of the petition. The requisition
22 described in Article V of the compact shall be
23 forwarded by the judge of the court in which the
24 petition has been filed."

SF 218

S-3160 Filed
February 26, 1985

Adopted 2/18 (p. 846)

By COMMITTEE ON JUDICIARY

1 Section 1. Section 232.139, Code 1985, is amended by
2 adding the following new article:

3 NEW ARTICLE. ARTICLE XV -- RENDITION AMENDMENT.

4 a. That this article is binding only as among and between
5 those party states which specifically execute this article.

6 b. That all provisions and procedures of Articles V and VI
7 of this compact shall be construed to apply to a juvenile
8 charged with a delinquent act by reason of a violation of a
9 criminal law and that such a juvenile shall be returned to the
10 requesting state by the state where the juvenile is found,
11 provided a petition alleging juvenile delinquency has been or
12 is filed in a court of competent jurisdiction in the
13 requesting state where the violation of criminal law is
14 alleged to have been committed and provided that in cases of
15 an involuntary return of a juvenile the requisition described
16 in Article V of this compact has been presented by the court
17 in the requesting state to the appropriate court or executive
18 authority of the state where the juvenile is found.

19 EXPLANATION

20 This bill amends the interstate compact on juveniles to
21 require a party state in which a juvenile is found to return
22 the juvenile to a party state in which the juvenile is charged
23 with a delinquent act for violation of a criminal law.

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7 b. All provisions and procedures of Articles V and VI of
8 the Interstate Compact on Juveniles shall be construed to
9 apply to any juvenile charged with being a delinquent by
10 reason of a violation of any criminal law. Any juvenile,
11 charged with being a delinquent by reason of violating any
12 criminal law shall be returned to the requesting state upon a
13 requisition to the state where the juvenile may be found. A
14 petition in such case shall be filed in a court of competent
15 jurisdiction in the requesting state where the violation of
16 criminal law is alleged to have been committed. The petition
17 may be filed regardless of whether the juvenile has left the
18 state before or after the filing of the petition. The
19 requisition described in Article V of the compact shall be
20 forwarded by the judge of the court in which the petition has
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SENATE FILE 218

AN ACT
RELATING TO THE RETURN OF JUVENILES ALLEGED TO BE DELINQUENT
FROM ANOTHER STATE UNDER THE INTERSTATE COMPACT ON
JUVENILES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 232.139, Code 1985, is amended by adding the following new article:

NEW ARTICLE. ARTICLE XV -- REVDITION AMENDMENT.

- a. This article shall provide additional remedies, and shall be binding only as among and between those party states which specifically execute the same.
- b. All provisions and procedures of Articles V and VI of the Interstate Compact on Juveniles shall be construed to apply to any juvenile charged with being a delinquent by reason of a violation of any criminal law. Any juvenile, charged with being a delinquent by reason of violating any criminal law shall be returned to the requesting state upon a requisition to the state where the juvenile may be found. A petition in such case shall be filed in a court of competent jurisdiction in the requesting state where the violation of criminal law is alleged to have been committed. The petition may be filed regardless of whether the juvenile has left the state before or after the filing of the petition. The requisition described in Article V of the compact shall be

ROBERT T. ANDERSON
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 218, Seventy-first General Assembly.

K. MARIE THAYER
Secretary of the Senate

Approved *May 23*, 1985

TERRY E. BRANSTAD
Governor

S.F. 218