

Reprinted 3/57

MAR 18 1987

Place On Calendar

HOUSE FILE 574

BY COMMITTEE ON JUDICIARY AND  
LAW ENFORCEMENT

(Formerly House Study Bill 229)

Passed House, Date 3-26-87 (p. 562) Passed Senate, Date 4/27/87 (P. 133)  
Vote: Ayes 96 Nays 0 Vote: Ayes 46 Nays 0  
Approved May 27, 1987

**A BILL FOR**

1 An Act relating to the crime of forgery and related fraudulent  
2 criminal acts, and providing penalties.

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

HOUSE FILE 574

H-3367

1 Amend House File 574 as follows:  
2 1. Page 1, lines 10 and 11, by striking the words  
3 "an electronic funds transfer card" and inserting the  
4 following: "a debit card or access device used to  
5 engage in an electronic transfer of funds through a  
6 satellite terminal as defined in section 527.2,  
7 subsection 1".

H-3367 FILED MARCH 25, 1987 BY ROSENBERG of Story  
(Adopted 3/26/87 (p. 563))

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1 Section 1. NEW SECTION. 715A.1 DEFINITIONS.

2 1. As used in this chapter the term "writing" includes  
3 printing or any other method of recording information, and  
4 includes money, coins, tokens, stamps, seals, credit cards,  
5 badges, trademarks, and other symbols of value, right,  
6 privilege, or identification.

7 2. As used in this chapter the term "credit card" means a  
8 writing purporting to evidence an undertaking to pay for  
9 property or services delivered or rendered to or upon the  
10 order of a designated person or bearer and includes an  
11 electronic funds transfer card.

12 Sec. 2. NEW SECTION. 715A.2 FORGERY.

13 1. A person is guilty of forgery if, with a purpose to  
14 defraud or injure anyone, or with knowledge that the person is  
15 facilitating a fraud or injury to be perpetrated by anyone,  
16 the person does any of the following:

17 a. Alters a writing of another without the other's  
18 permission.

19 b. Makes, completes, executes, authenticates, issues, or  
20 transfers a writing so that it purports to be the act of  
21 another who did not authorize that act, or so that it purports  
22 to have been executed at a time or place or in a numbered  
23 sequence other than was in fact the case, or so that it  
24 purports to be a copy of an original when no such original  
25 existed.

26 c. Utters a writing which the person knows to be forged in  
27 a manner specified in paragraph "a" or "b".

28 2. Forgery is a class "D" felony if the writing is or  
29 purports to be part of an issue of money, securities, postage  
30 or revenue stamps, or other instruments issued by the  
31 government, or part of an issue of stock, bonds, or other  
32 instruments representing interests in or claims against any  
33 property or enterprise. Forgery is an aggravated misdemeanor  
34 if the writing is or purports to be a will, deed, contract,  
35 release, commercial instrument, or other document evidencing,

1 creating, transferring, altering, terminating, or otherwise  
2 affecting legal relations. Otherwise forgery is an aggravated  
3 misdemeanor.

4 Sec. 3. NEW SECTION. 715A.3 SIMULATING OBJECTS OF  
5 ANTIQUITY OR RARITY.

6 A person commits a serious misdemeanor if, with a purpose  
7 to defraud anyone or with knowledge that the person is  
8 facilitating a fraud to be perpetrated by anyone, the person  
9 makes, alters, or utters any object so that it appears to have  
10 value because of antiquity, rarity, source, or authorship  
11 which it does not possess.

12 Sec. 4. NEW SECTION. 715A.4 FRAUDULENT DESTRUCTION,  
13 REMOVAL, OR CONCEALMENT OF RECORDABLE INSTRUMENTS.

14 A person commits an aggravated misdemeanor if, with a  
15 purpose to deceive or injure anyone, the person destroys,  
16 removes, or conceals a will, deed, mortgage, security  
17 instrument, or other writing for which the law provides public  
18 recording.

19 Sec. 5. NEW SECTION. 715A.5 TAMPERING WITH RECORDS.

20 A person commits an aggravated misdemeanor if, knowing that  
21 the person has no privilege to do so, the person falsifies,  
22 destroys, removes, or conceals a writing or record, with  
23 purpose to deceive or injure anyone or to conceal any  
24 wrongdoing.

25 Sec. 6. NEW SECTION. 715A.6 CREDIT CARDS.

26 1. A person commits a public offense by using a credit  
27 card for the purpose of obtaining property or services with  
28 knowledge of any of the following:

- 29 a. The credit card is stolen or forged.
- 30 b. The credit card has been revoked or canceled.
- 31 c. For any other reason the use of the credit card is  
32 unauthorized.

33 It is an affirmative defense to prosecution under paragraph  
34 "c" if the person proves by a preponderance of the evidence  
35 that the person had the purpose and ability to meet all

1 obligations to the issuer arising out of the use of the credit  
2 card.

3 2. An offense under this section is a class "D" felony if  
4 the value of the property or services secured or sought to be  
5 secured by means of the credit card is greater than five  
6 hundred dollars, otherwise the offense is an aggravated  
7 misdemeanor.

8 Sec. 7. Chapter 715, Code 1987, is repealed.

9 EXPLANATION

10 This bill repeals chapter 715 of the current Code and  
11 replaces it with a new chapter 715A. Current law pertains to  
12 the false use of a financial instrument. Section 1 of this  
13 bill establishes the crime of forgery and provides a  
14 definition of a "writing". Section 2 pertains to the  
15 simulation of an object so that another individual is led to  
16 believe that the object has value due to its antiquity or  
17 rarity. Sections 3 and 4 concern tampering, destruction, or  
18 removal of records, wills, deeds, and other writings. Section  
19 5 concerns tampering with records. Section 6 pertains to the  
20 fraudulent use of a credit card. The elements of the offenses  
21 and applicable penalties are established in the respective  
22 sections.

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Sen Judiciary Amend (3454) & Do Pass  
4/8/87 (p 1160)

HOUSE FILE 574  
BY COMMITTEE ON JUDICIARY AND  
LAW ENFORCEMENT

(As Amended and Passed by the House March 26, 1987)

Passed House, Date 5/6/87 (p 20-1) Passed Senate, Date 4/27/87 (p 155-2)  
Vote: Ayes 93 Nays 0 Vote: Ayes 46 Nays 0  
Approved May 27 1987

A BILL FOR

1 An Act relating to the crime of forgery and related fraudulent  
2 criminal acts, and providing penalties.

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

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House Amendments \_\_\_\_\_

1 Section 1. NEW SECTION. 715A.1 DEFINITIONS.

2 1. As used in this chapter the term "writing" includes  
3 printing or any other method of recording information, and  
4 includes money, coins, tokens, stamps, seals, credit cards,  
5 badges, trademarks, and other symbols of value, right,  
6 privilege, or identification.

7 2. As used in this chapter the term "credit card" means a  
8 writing purporting to evidence an undertaking to pay for  
9 property or services delivered or rendered to or upon the  
10 order of a designated person or bearer and includes a debit  
11 card or access device used to engage in an electronic transfer  
12 of funds through a satellite terminal as defined in section  
13 527.2, subsection 1.

14 Sec. 2. NEW SECTION. 715A.2 FORGERY.

15 1. A person is guilty of forgery if, with a purpose to  
16 defraud or injure anyone, or with knowledge that the person is  
17 facilitating a fraud or injury to be perpetrated by anyone,  
18 the person does any of the following:

19 a. Alters a writing of another without the other's  
20 permission.

21 b. Makes, completes, executes, authenticates, issues, or  
22 transfers a writing so that it purports to be the act of  
23 another who did not authorize that act, or so that it purports  
24 to have been executed at a time or place or in a numbered  
25 sequence other than was in fact the case, or so that it  
26 purports to be a copy of an original when no such original  
27 existed.

28 c. Utters a writing which the person knows to be forged in  
29 a manner specified in paragraph "a" or "b".

30 2. Forgery is a class "D" felony if the writing is or  
31 purports to be part of an issue of money, securities, postage  
32 or revenue stamps, or other instruments issued by the  
33 government, or part of an issue of stock, bonds, or other  
34 instruments representing interests in or claims against any  
35 property or enterprise. Forgery is an aggravated misdemeanor

1 if the writing is or purports to be a will, deed, contract,  
2 release, commercial instrument, or other document evidencing,  
3 creating, transferring, altering, terminating, or otherwise  
4 affecting legal relations. Otherwise forgery is an aggravated  
5 misdemeanor.

6 Sec. 3. NEW SECTION. 715A.3 SIMULATING OBJECTS OF  
7 ANTIQUITY OR RARITY.

8 A person commits a serious misdemeanor if, with a purpose  
9 to defraud anyone or with knowledge that the person is  
10 facilitating a fraud to be perpetrated by anyone, the person  
11 makes, alters, or utters any object so that it appears to have  
12 value because of antiquity, rarity, source, or authorship  
13 which it does not possess.

14 Sec. 4. NEW SECTION. 715A.4 FRAUDULENT DESTRUCTION,  
15 REMOVAL, OR CONCEALMENT OF RECORDABLE INSTRUMENTS.

16 A person commits an aggravated misdemeanor if, with a  
17 purpose to deceive or injure anyone, the person destroys,  
18 removes, or conceals a will, deed, mortgage, security  
19 instrument, or other writing for which the law provides public  
20 recording.

21 Sec. 5. NEW SECTION. 715A.5 TAMPERING WITH RECORDS.

22 A person commits an aggravated misdemeanor if, knowing that  
23 the person has no privilege to do so, the person falsifies,  
24 destroys, removes, or conceals a writing or record, with  
25 purpose to deceive or injure anyone or to conceal any  
26 wrongdoing.

27 Sec. 6. NEW SECTION. 715A.6 CREDIT CARDS.

28 1. A person commits a public offense by using a credit  
29 card for the purpose of obtaining property or services with  
30 knowledge of any of the following:

- 31 a. The credit card is stolen or forged.
- 32 b. The credit card has been revoked or canceled.
- 33 c. For any other reason the use of the credit card is  
34 unauthorized.

35 It is an affirmative defense to prosecution under paragraph

1 "c" if the person proves by a preponderance of the evidence  
2 that the person had the purpose and ability to meet all  
3 obligations to the issuer arising out of the use of the credit  
4 card.

5 2. An offense under this section is a class "D" felony if  
6 the value of the property or services secured or sought to be  
7 secured by means of the credit card is greater than five  
8 hundred dollars, otherwise the offense is an aggravated  
9 misdemeanor.

10 Sec. 7. Chapter 715, Code 1987, is repealed.

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HOUSE FILE 574

S-3459

- 1 Amend House File 574, as amended, passed, and re-
- 2 printed by the House, as follows:
- 3 1. Page 1, line 15, by striking the words "a pur-
- 4 pose" and inserting the following: "with intent".
- 5 2. Page 2, line 8, by striking the words "a pur-
- 6 pose" and inserting the following: "with intent".
- 7 3. Page 2, lines 16 and 17, by striking the words
- 8 "with a purpose" and inserting the following: "with
- 9 the intent".
- 10 4. Page 2, line 25, by striking the word "pur-
- 11 pose" and inserting the following: "the intent".
- 12 5. Page 3, line 2, by striking the word "purpose"
- 13 and inserting the word "intent".

S-3459

Filed April 8, 1987

*Adopted 4/14/87 (p 1239)*

BY COMMITTEE ON JUDICIARY  
DONALD V. DOYLE, Chairperson

HOUSE FILE 574

S-3536

- 1 Amend House File 574 as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 3, by inserting after line 9 the
- 4 following:
- 5 "Sec. \_\_\_\_ . NEW SECTION. 715A.7 FILING MULTIPLE
- 6 COUNTS IN ONE INFORMATION, INDICTMENT, OR COMPLAINT.
- 7 A single information, indictment, or complaint
- 8 charging false use of a financial instrument may
- 9 allege more than one such violation against a person.
- 10 The multiple charges shall be set out in separate
- 11 counts, and the accused person shall be acquitted or
- 12 convicted upon each count by a separate verdict. A
- 13 convicted person shall be sentenced upon each verdict
- 14 of guilty. The court may consider separate verdicts of
- 15 guilty returned at the same time as one offense for
- 16 the purpose of sentencing.
- 17 2. Renumber as necessary.

S-3536

Filed April 14, 1987

ADOPTED *(p 1289)*

BY RICHARD VARN

HOUSE FILE 574

S-3581

1 Amend House File 574 as amended, passed, and  
2 reprinted by the House as follows:

3 1. Page 1, by striking line 30 and inserting the  
4 following:

5 "2. a. Forgery is a class "D" felony if the  
6 writing is or".

7 2. Page 1, by striking line 35 and inserting the  
8 following: "property or enterprise, or a check,  
9 draft, or other writing which ostensibly evidences an  
10 obligation of the person who has purportedly executed  
11 it or authorized its execution.

12 b. Forgery is an aggravated misdemeanor".

13 3. Page 2, line 2, by inserting after the word  
14 "or" the following: "any other writing or".

15 4. Page 2, by striking lines 4 and 5 and  
16 inserting the following: "affecting legal relations."

17 5. By striking page 2, line 28 through page 3,  
18 line 9, and inserting the following:

19 "1. A person commits an aggravated misdemeanor by  
20 using a credit card for the purpose of obtaining  
21 property or services with knowledge of either of the  
22 following:

23 a. The credit card has been revoked or canceled.

24 b. For any other reason the use of the credit card  
25 is unauthorized.

26 It is an affirmative defense to prosecution under  
27 paragraph "b" if the person proves by a preponderance  
28 of the evidence that the person had the purpose and  
29 ability to meet all obligations to the issuer arising  
30 out of the use of the credit card.

31 2. An offense under this section is a class "D"  
32 felony if the credit card is stolen or forged or the  
33 value of the property or services secured or sought to  
34 be secured by means of the credit card is greater than  
35 five hundred dollars."

36 6. Page 3, by inserting after line 9 the  
37 following:

38 "Sec.         . NEW SECTION. 715A.7 FILING MULTIPLE  
39 COUNTS IN ONE INFORMATION, INDICTMENT, OR COMPLAINT.

40 A single information, indictment, or complaint  
41 charging a criminal act under this chapter may allege  
42 more than one such violation against a person. The  
43 multiple charges shall be set out in separate counts,  
44 and the accused person shall be acquitted or convicted  
45 upon each count by a separate verdict. A convicted  
46 person shall be sentenced upon each verdict of guilty.  
47 The court may consider separate verdicts of guilty  
48 returned at the same time as one offense for the  
49 purpose of sentencing."

50 7. Renumber as necessary.

S-3581

Filed April 14, 1987

BY RICHARD VARN

*A. G. [unclear] B. [unclear] 4/24/87 (p. 1535)*

SENATE AMENDMENT TO  
HOUSE FILE 574

H-4038

1 Amend House File 574 as amended, passed, and  
2 reprinted by the House as follows:

3 1. Page 1, line 15, by striking the words "a pur-  
4 pose" and inserting the following: "with intent".

5 2. Page 1, by striking line 30 and inserting the  
6 following:

7 "2. a. Forgery is a class "D" felony if the  
8 writing is or".

9 3. Page 1, by striking line 35 and inserting the  
10 following: "property or enterprise, or a check,  
11 draft, or other writing which ostensibly evidences an  
12 obligation of the person who has purportedly executed  
13 it or authorized its execution.

14 b. Forgery is an aggravated misdemeanor".

15 4. Page 2, line 2, by inserting after the word  
16 "or" the following: "any other writing or".

17 5. Page 2, by striking lines 4 and 5 and  
18 inserting the following: "affecting legal relations."

19 6. Page 2, line 8, by striking the words "a pur-  
20 pose" and inserting the following: "with intent".

21 7. Page 2, lines 16 and 17, by striking the words  
22 "with a purpose" and inserting the following: "with  
23 the intent".

24 8. Page 2, line 25, by striking the word "pur-  
25 pose" and inserting the following: "the intent".

26 9. Page 3, line 2, by striking the word "purpose"  
27 and inserting the word "intent".

28 10. Page 3, by inserting after line 9 the  
29 following:

30 "Sec.       . NEW SECTION. 715A.7 FILING MULTIPLE  
31 COUNTS IN ONE INFORMATION, INDICTMENT, OR COMPLAINT.

32 A single information, indictment, or complaint  
33 charging false use of a financial instrument may  
34 allege more than one such violation against a person.  
35 The multiple charges shall be set out in separate  
36 counts, and the accused person shall be acquitted or  
37 convicted upon each count by a separate verdict. A  
38 convicted person shall be sentenced upon each verdict  
39 of guilty. The court may consider separate verdicts of  
40 guilty returned at the same time as one offense for  
41 the purpose of sentencing."

42 11. By renumbering, relettering, or redesignating  
43 and correcting internal references as necessary.

H-4038 FILED APRIL 28, 1987 RECEIVED FROM THE SENATE

*Senate concurred 5/2/87 (p 2321)*

HOUSE FILE 574

H-4045

1 Amend the Senate amendment, H-4038, to House File  
2 574 as amended, passed, and reprinted by the House, as  
3 follows:

- 4 1. Page 1, line 4, by striking the word "with".
- 5 2. Page 1, line 20, by striking the word "with".

H-4045 FILED APRIL 20, 1967 BY ROSENBERG of Story  
*H/2 5/6 (p 2021)*

SENATE FILE \_\_\_\_\_  
BY (PREFILED DEPARTMENT OF  
JUSTICE BILL)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to the crime of forgery and related fraudulent  
2 criminal acts, and providing penalties.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SUB COMMITTEE ASSIGNMENTS  
CHAIR: *Rosenberg*  
COMMITTEE: *Judiciary*

*3/10/87*

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2 1. As used in this chapter the term "writing" includes  
3 printing or any other method of recording information, and  
4 includes money, coins, tokens, stamps, seals, credit cards,  
5 badges, trademarks, and other symbols of value, right,  
6 privilege, or identification.

7 2. As used in this chapter the term "credit card" means a  
8 writing purporting to evidence an undertaking to pay for  
9 property or services delivered or rendered to or upon the  
10 order of a designated person or bearer and includes an  
11 electronic funds transfer card.

12 Sec. 2. NEW SECTION. 715A.2 FORGERY.

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14 defraud or injure anyone, or with knowledge that the person is  
15 facilitating a fraud or injury to be perpetrated by anyone,  
16 the person does any of the following:

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18 permission.

19 b. Makes, completes, executes, authenticates, issues, or  
20 transfers a writing so that it purports to be the act of  
21 another who did not authorize that act, or so that it purports  
22 to have been executed at a time or place or in a numbered  
23 sequence other than was in fact the case, or so that it  
24 purports to be a copy of an original when no such original  
25 existed.

26 c. Utters a writing which the person knows to be forged in  
27 a manner specified in paragraph "a" or "b".

28 2. Forgery is a class "C" felony if the writing is or  
29 purports to be part of an issue of money, securities, postage  
30 or revenue stamps, or other instruments issued by the  
31 government, or part of an issue of stock, bonds, or other  
32 instruments representing interests in or claims against any  
33 property or enterprise. Forgery is a class "D" felony if the  
34 writing is or purports to be a will, deed, contract, release,  
35 commercial instrument, or other document evidencing, creating,

1 transferring, altering, terminating, or otherwise affecting  
2 legal relations. Otherwise forgery is an aggravated  
3 misdemeanor.

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12 Sec. 4. NEW SECTION. 715A.4 FRAUDULENT DESTRUCTION,  
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14 A person commits a class "D" felony if, with a purpose to  
15 deceive or injure anyone, the person destroys, removes, or  
16 conceals a will, deed, mortgage, security instrument, or other  
17 writing for which the law provides public recording.

18 Sec. 5. NEW SECTION. 715A.5 TAMPERING WITH RECORDS.

19 A person commits an aggravated misdemeanor if, knowing that  
20 the person has no privilege to do so, the person falsifies,  
21 destroys, removes, or conceals a writing or record, with  
22 purpose to deceive or injure anyone or to conceal any  
23 wrongdoing.

24 Sec. 6. NEW SECTION. 715A.6 BAD CHECKS.

25 A person who issues or passes a check or similar sight  
26 order for the payment of money, knowing that it will not be  
27 honored by the drawee, commits a theft. An issuer is presumed  
28 to know that the check or order, other than a postdated check  
29 or order, would not be paid, if either of the following apply:

30 a. The issuer had no account with the drawee at the time  
31 the check or order was issued.

32 b. Payment was refused by the drawee for lack of funds,  
33 upon presentation within thirty days after issue, and the  
34 issuer failed to make good within ten days after receiving  
35 notice of that refusal.





HOUSE FILE 574

AN ACT  
RELATING TO THE CRIME OF FORGERY AND RELATED FRAUDULENT CRIMINAL ACTS, AND PROVIDING PENALTIES.

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

Section 1. NEW SECTION. 715A.1 DEFINITIONS.

1. As used in this chapter the term "writing" includes printing or any other method of recording information, and includes money, coins, tokens, stamps, seals, credit cards, badges, trademarks, and other symbols of value, right, privilege, or identification.

2. As used in this chapter the term "credit card" means a writing purporting to evidence an undertaking to pay for property or services delivered or rendered to or upon the order of a designated person or bearer and includes a debit card or access device used to engage in an electronic transfer of funds through a satellite terminal as defined in section 527.2, subsection 1.

Sec. 2. NEW SECTION. 715A.2 FORGERY.

1. A person is guilty of forgery if, with intent to defraud or injure anyone, or with knowledge that the person is facilitating a fraud or injury to be perpetrated by anyone, the person does any of the following:

a. Alters a writing of another without the other's permission.

b. Makes, completes, executes, authenticates, issues, or transfers a writing so that it purports to be the act of another who did not authorize that act, or so that it purports to have been executed at a time or place or in a numbered sequence other than was in fact the case, or so that it purports to be a copy of an original when no such original existed.

c. Utters a writing which the person knows to be forged in a manner specified in paragraph "a" or "b".

2. a. Forgery is a class "D" felony if the writing is or purports to be part of an issue of money, securities, postage or revenue stamps, or other instruments issued by the government, or part of an issue of stock, bonds, or other instruments representing interests in or claims against any property or enterprise, or a check, draft, or other writing which ostensibly evidences an obligation of the person who has purportedly executed it or authorized its execution.

b. Forgery is an aggravated misdemeanor if the writing is or purports to be a will, deed, contract, release, commercial instrument, or any other writing or other document evidencing, creating, transferring, altering, terminating, or otherwise affecting legal relations.

Sec. 3. NEW SECTION. 715A.3 SIMULATING OBJECTS OF ANTIQUITY OR RARITY.

A person commits a serious misdemeanor if, with intent to defraud anyone or with knowledge that the person is facilitating a fraud to be perpetrated by anyone, the person makes, alters, or utters any object so that it appears to have value because of antiquity, rarity, source, or authorship when it does not possess

Sec. 4. NEW SECTION. 715A.4 FRAUDULENT DESTRUCTION, REMOVAL, OR CONCEALMENT OF RECORDABLE INSTRUMENTS.

A person commits an aggravated misdemeanor if, with the intent to deceive or injure anyone, the person destroys, removes, or conceals a will, deed, mortgage, security

instrument, or other writing for which the law provides public recording.

Sec. 5. NEW SECTION. 715A.5 TAMPERING WITH RECORDS.

A person commits an aggravated misdemeanor if, knowing that the person has no privilege to do so, the person falsifies, destroys, removes, or conceals a writing or record, with the intent to deceive or injure anyone or to conceal any wrongdoing.

Sec. 6. NEW SECTION. 715A.6 CREDIT CARDS.

1. A person commits a public offense by using a credit card for the purpose of obtaining property or services with knowledge of any of the following:

- a. The credit card is stolen or forged.
- b. The credit card has been revoked or canceled.
- c. For any other reason the use of the credit card is unauthorized.

It is an affirmative defense to prosecution under paragraph "c" if the person proves by a preponderance of the evidence that the person had the intent and ability to meet all obligations to the issuer arising out of the use of the credit card.

2. An offense under this section is a class "D" felony if the value of the property or services secured or sought to be secured by means of the credit card is greater than five hundred dollars, otherwise the offense is an aggravated misdemeanor.

Sec. 7. NEW SECTION. 715A.7 FILING MULTIPLE COUNTS IN ONE INFORMATION, INDICTMENT, OR COMPLAINT

A single information, indictment, or complaint charging false use of a financial instrument may allege more than one such violation against a person. The multiple charges shall be set out in separate counts, and the accused person shall be acquitted or convicted upon each count by a separate verdict. A convicted person shall be sentenced upon each verdict of guilty. The court may consider separate verdicts of guilty

returned at the same time as the offense for the purpose of sentencing.

Sec. 8. Chapter 715, Code 1987, is repealed.

\_\_\_\_\_  
DONALD D. AVENSON  
Speaker of the House

\_\_\_\_\_  
JO ANN ZIMMERMAN  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 574, Seventy-second General Assembly.

\_\_\_\_\_  
JOSEPH O'HERN  
Chief Clerk of the House

Approved May 27, 1987

\_\_\_\_\_  
TERRY E. BRANSTAD  
Governor