

(P. 694) 3-16-94 Senate - Judiciary  
(P. 825) 3-24-94 Senate Do Pass

FEB 24 1994  
Place On Calendar

HOUSE FILE 2267  
BY COMMITTEE ON JUDICIARY  
AND LAW ENFORCEMENT

(SUCCESSOR TO HF 2130)

Passed House, (P. 587) Date 3-14-94 Passed Senate, (P. 901) Date 3/29/94  
Vote: Ayes 95 Nays 0 Vote: Ayes 45 Nays 0  
Approved April 8, 1994

A BILL FOR

1 An Act eliminating the requirement that a duplicate receipt for  
2 property taken incident to an arrest be filed with the clerk  
3 of the district court.

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

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HF 2267

1 Section 1. Section 804.19, Code 1993, is amended to read  
2 as follows:

3 804.19 RECEIPT GIVEN.

4 When money or other property is taken from the defendant  
5 arrested on a charge of a public offense, the officer taking  
6 it shall, at the time, give duplicate receipts therefor,  
7 specifying particularly the amount of money and the kind of  
8 property taken; ~~one of which receipts the~~. The officer must  
9 shall deliver one of the receipts to the defendant, and the  
10 ~~other the officer must forthwith file with the clerk of the~~  
11 ~~district court of the county where the depositions and~~  
12 ~~statements are to be sent by the magistrate~~ shall retain the  
13 other receipt with the defendant's file.

14 EXPLANATION

15 This bill eliminates the requirement that a duplicate  
16 receipt of property taken from a person arrested for a public  
17 offense be filed with the clerk of the district court. The  
18 bill provides that the duplicate shall be kept with the  
19 defendant's file.

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~~statements-are-to-be-sent-by-the-magistrate shall retain the other receipt with the defendant's file.~~

HOUSE FILE 2267

AN ACT

ELIMINATING THE REQUIREMENT THAT A DUPLICATE RECEIPT FOR PROPERTY TAKEN INCIDENT TO AN ARREST BE FILED WITH THE CLERK OF THE DISTRICT COURT.

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

Section 1. Section 804.19, Code 1993, is amended to read as follows:

804.19 RECEIPT GIVEN.

When money or other property is taken from the defendant arrested on a charge of a public offense, the officer taking it shall, at the time, give duplicate receipts therefor, specifying particularly the amount of money and the kind of property taken; ~~one of which receipts the~~ The officer must shall deliver one of the receipts to the defendant, and the ~~other the officer must forthwith file with the clerk of the district court of the county where the depositions and~~

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HAROLD VAN MAANEN  
Speaker of the House

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LEONARD L. BOSWELL  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2267, Seventy-fifth General Assembly.

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ELIZABETH ISAACSON  
Chief Clerk of the House

Approved April 8, 1994

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TERRY E. BRANSTAD  
Governor