

4/10/01 Referred To: Judiciary

MAR 13 2001

Place On Calendar

HOUSE FILE 588

BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HF 446)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to service of a nontestimonial identification  
2 order by a law enforcement officer.

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

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HF 588

1 Section 1. Section 810.12, subsection 1, Code 2001, is  
2 amended to read as follows:

3 1. The nontestimonial identification order shall be served  
4 upon the person named or described in the order within **five**  
5 **ten** days after its issuance, excluding Saturdays, Sundays, and  
6 legal holidays, between the hours of 8:00 a.m. and 12:00  
7 midnight, and shall be so served not later than twelve hours  
8 prior to the time of the person's required participation.

9 EXPLANATION

10 This bill relates to service of a nontestimonial  
11 identification order by a law enforcement officer. The bill  
12 provides that a nontestimonial identification order shall be  
13 served upon the person named in the order within 10 days of  
14 the issuance of the order. Current law provides that the  
15 order must be served upon the person within five days of the  
16 issuance of the order.

17 A nontestimonial identification order requires a person to  
18 submit evidence in a criminal case including but not limited  
19 to fingerprints, blood and saliva samples, handwriting  
20 samples, or hair strands.

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