

House File 842 - Introduced

HOUSE FILE 842

BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO HF 545)

(SUCCESSOR TO HF 57)

A BILL FOR

1 An Act relating to the assessment of fees when a public
2 defender or designee requests copies of certain documents.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 815.16 Fees for requests for copies
2 of documents.

3 A written request for a discovery document by a public
4 defender or public defender's designee under the applicable
5 rules of criminal procedure shall be provided at no more than
6 ten dollars per document request unless otherwise ordered by
7 the court. A request for multiple discovery documents at
8 the same time shall be considered a single request. Digital
9 discovery documents shall be provided in a format that is
10 generally accessible to the public. However, no fee shall be
11 charged if the discovery document requested is available on a
12 cloud-based system or if the discovery document is available
13 for downloading by an individual from an existing system such
14 as a state, county, or city internet site.

15 EXPLANATION

16 The inclusion of this explanation does not constitute agreement with
17 the explanation's substance by the members of the general assembly.

18 This bill relates to the assessment of fees when a public
19 defender or designee requests copies of certain documents.
20 The bill provides that a written request for a discovery
21 document by a public defender or public defender's designee
22 shall be provided at no more than \$10 per document request
23 unless otherwise ordered by the court. A request for multiple
24 discovery documents made at the same time is considered to
25 be a single request. Digital discovery documents shall be
26 provided in a format that is generally accessible to the
27 public. However, no fee will be charged if the discovery
28 document requested is available on a cloud-based system or
29 if the discovery document is available for downloading by an
30 individual from an existing system such as a state, county, or
31 city internet site.