

House File 317 - Reprinted

HOUSE FILE 317
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HSB 13)

(As Amended and Passed by the House March 13, 2025)

A BILL FOR

1 An Act relating to indigent defense and the appointment of
2 counsel by the court.

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

unofficial

1 Section 1. Section 815.10, subsection 6, Code 2025, is
2 amended to read as follows:

3 6. An attorney appointed under this section is not liable
4 to a person represented by the attorney for damages as a
5 result of a conviction in a criminal case unless the court
6 determines in a postconviction proceeding or on direct appeal
7 that the person's conviction resulted from ineffective assistance
8 of counsel, and the ineffective assistance of counsel is the
9 proximate cause of the damage. In juvenile or civil proceedings,
10 an attorney appointed under this section is not liable to a
11 person represented by the attorney for damages unless it has been
12 determined that the attorney has provided ineffective assistance
13 of counsel, and the ineffective assistance of counsel is the
14 proximate cause of the damage. Any attorney appointed under
15 this section who is accused of ineffective assistance of counsel
16 shall be treated as a state employee under chapter 669, including
17 defense and indemnification under section 669.21.