

CHAPTER 421

INDETERMINATE SENTENCES FOR CRIMES

H. F. 239

AN ACT relating to sentencing persons convicted of a crime.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section seven hundred eighty-nine point thirteen
2 (789.13), Code 1966, is hereby amended by striking line three (3) and
3 inserting in lieu thereof the words "of a felony, except the crime of
4 escape, treason, murder, or any other".

Approved May 8, 1967.

CHAPTER 422

JUDGMENT AND SENTENCING

S. F. 81

AN ACT relating to judgment and sentencing.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Chapter seven hundred ninety-one (791), Code 1966,
2 is hereby amended by adding the following new section:

3 "Whenever any person who has been confined to jail at any time
4 prior to sentencing because of failure to furnish bail, is sentenced to
5 the county jail, the court shall backdate the execution of judgment or
6 mittimus a sufficient number of days to give such person credit upon
7 any sentence imposed for the time already spent in jail."

1 SEC. 2. Section two hundred forty-six point thirty-eight (246.38),
2 Code 1966, is hereby amended by striking the period (.) in line eleven
3 (11) and inserting in lieu thereof the following:

4 "; provided, however, if a convict had been confined to a county jail
5 or other correctional or mental institution at any time prior to sen-
6 tencing, or after sentencing but prior to his case having been decided
7 on appeal, because of failure to furnish bail or because of being
8 charged with a nonbailable offense, he shall be given credit for such
9 days already served in jail upon the term of his sentence. The clerk
10 of the district court of the county from which the convict was sen-
11 tenced, shall certify to the warden the number of days so served.

Approved April 21, 1967.