

## CHAPTER 1274

## FEDERAL INSURED LOANS

S. F. 1198

AN ACT relating to federal insured loans.

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

1 SECTION 1. Six hundred eighty-two point forty-five (682.45),  
 2 Code 1966, as amended by chapter two hundred ninety-six (296), Acts  
 3 of the Sixty-third General Assembly, First Session, is hereby amended  
 4 as follows:

5 1. By inserting before the period in line thirteen (13) the following:  
 6 “, and (3) may make real property loans which are guaranteed or  
 7 insured by the administrator of veterans’ affairs under the provisions  
 8 of title thirty-eight (38), sections one thousand eight hundred one  
 9 (1801) through one thousand eight hundred twenty-four (1824), in-  
 10 clusive, United States Code”.

11 2. By striking lines thirty-four (34), thirty-five (35), and thirty-  
 12 six (36) and inserting in lieu thereof the words “thirty-eight (38),  
 13 sections one thousand eight hundred one (1801) through one thousand  
 14 eight hundred twenty-four (1824), inclusive, United States Code.”

1 SEC. 2. Chapter two hundred ninety-six (296), section one (1),  
 2 Acts of the Sixty-third General Assembly, First Session, is hereby  
 3 amended by inserting in line nine (9) after the word “originate” the  
 4 following:

5 “real estate loans which are guaranteed or insured by the admin-  
 6 istrator of veterans’ affairs under the provisions title thirty-eight  
 7 (38), sections one thousand eight hundred one (1801) through one  
 8 thousand eight hundred twenty-four (1824), inclusive, United States  
 9 Code, and originate”.

Approved April 10, 1970.

## CHAPTER 1275

## FEES FOR COURT-APPOINTED ATTORNEYS

H. F. 241

AN ACT relating to the payment of attorney fees to court-appointed attorneys.

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

1 SECTION 1. Section six hundred sixty-three point forty-four  
 2 (663.44), Code 1966, as amended by chapter four hundred ten (410),  
 3 Acts of the Sixty-second General Assembly, is hereby further  
 4 amended by adding the following to the end thereof:

5 “This section shall be retroactive to January 1, 1966, and shall be  
 6 operative from that date.”

1 SEC. 2. Section seven hundred forty-five point five (745.5), Code  
 2 1966, is hereby amended as follows:

3 1. By inserting in line one (1) after the word "fees" the words  
4 ", including any award of attorney fees to a court-appointed attorney,".

5 2. By adding to the end thereof the following:

6 "This section shall be retroactive to January 1, 1966 and shall be  
7 operative from that date."

1 SEC. 3. Section seven hundred eighty-nine point twenty (789.20),  
2 Code 1966, is hereby amended as follows:

3 1. By inserting in line two (2) after the word "fees" the words  
4 ", including any award of attorney fees to a court-appointed attorney,".

5 2. By inserting in line five (5) after the word "institution" the  
6 words ", or for a crime committed by such inmate while placed outside  
7 the walls or confines of the institution under the control and direction  
8 of a warden, supervisor, officer, or employee thereof, or for a crime  
9 committed by such inmate during an escape or other unauthorized  
10 departure from such institution or from the control of a warden,  
11 supervisor, officer, or employee thereof, wherever the said inmate may  
12 have been placed by authorized personnel thereof,".

13 3. By inserting in line seven (7) after the word "fees" the words  
14 ", including an award of attorney fees to a court-appointed attorney,".

15 4. By adding at the end thereof the following:

16 "This section shall be retroactive to January 1, 1966, and shall be  
17 operative from that date."

Approved May 1, 1970.

## CHAPTER 1276

### POST-CONVICTION PROCEDURE

S. F. 444

AN ACT relating to post-conviction procedure.

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

1 SECTION 1. The provisions of sections six hundred sixty-three  
2 point one (663.1) through six hundred sixty-three point forty-four  
3 (663.44) of the Code, inclusive, as amended by this Act, shall not  
4 apply to persons convicted of, or sentenced for, a public offense.

1 SEC. 2. Any person who has been convicted of, or sentenced for,  
2 a public offense and who claims that:

3 1. The conviction or sentence was in violation of the Constitution  
4 of the United States or the Constitution or laws of this state;

5 2. The court was without jurisdiction to impose sentence;

6 3. The sentence exceeds the maximum authorized by law;

7 4. There exists evidence of material facts, not previously pre-  
8 sented and heard, that requires vacation of the conviction or sentence  
9 in the interest of justice;

10 5. His sentence has expired, his probation, parole, or conditional  
11 release has been unlawfully revoked, or he is otherwise unlawfully  
12 held in custody or other restraint; or

13 6. The conviction or sentence is otherwise subject to collateral