

**CHAPTER 1108****POSTCONVICTION PROCEDURE COSTS***H.F. 2429*

**AN ACT** relating to the use of chapter 663A of the Code by persons convicted of, or sentenced for, a public offense.

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

Section 1. Section 663A.5, Code 1981, is amended by adding the following new unnumbered paragraph:

**NEW UNNUMBERED PARAGRAPH.** If an applicant confined in a state institution seeks relief under section 663A.2, subsection 6, and the court finds in favor of the applicant, or the postconviction proceedings fail and costs and expenses referred to in unnumbered paragraph 1 cannot be collected from the applicant, these costs and expenses initially shall be paid by the county in which the state institution is located. The facts of payment and the proceedings on which it is based, with a statement of the amount of costs and expenses incurred, with approval in writing by the presiding judge appended to the statement or endorsed on it, shall be certified by the clerk of the district court under seal to the state executive council. The executive council shall review the proceedings and authorize reimbursement for the costs and expenses or for that part which the executive council finds justified, and shall notify the state comptroller to draw a warrant to the county treasurer on the state general fund for the amount authorized.

Approved April 23, 1982

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**CHAPTER 1109****DUBUQUE COUNTY LEGALIZING ACT***H.F. 2427*

**AN ACT** to legalize the action of the board of supervisors of Dubuque county reprecincting Cascade and Whitewater townships effective upon publication.

**WHEREAS**, the board of supervisors of Dubuque county on December 21, 1981, adopted a resolution combining Cascade and Whitewater townships into a single election precinct; and

**WHEREAS**, the board of supervisors of Dubuque county on February 1, 1982, adopted a resolution making Cascade and Whitewater townships separate election precincts; and

**WHEREAS**, section 49.8 prohibits a board of supervisors from changing precinct boundaries except in certain circumstances; and