

information regarding outdated warrants in the notice published pursuant to section 556.12. ~~The provisions of section 556.11 regarding agreements to pay compensation for recovery or assistance in recovery of unclaimed property are applicable to agreements to pay compensation to recover or assist in the recovery of outdated warrants. An agreement to pay compensation to recover or assist in the recovery of an outdated warrant made within twenty-four months after the date the warrant becomes outdated is unenforceable. However, an agreement made after twenty-four months from the date the warrant becomes outdated is valid if the fee or compensation agreed upon is not more than fifteen percent of the recoverable property, the agreement is in writing and signed by the payee, and the writing discloses the nature and value of the property and the name and address of the person in possession. This section does not apply to a payee who has a bona fide fee contract with a practicing attorney regulated under chapter 602, article 10.~~

Sec. 2. Section 714.8, Code 1995, is amended by adding the following new subsection:
NEW SUBSECTION. 16. Knowingly provides false information to the treasurer of state when claiming, pursuant to section 556.19, an interest in unclaimed property held by the state, or knowingly provides false information to a person or fails to disclose the nature, value, and location of unclaimed property prior to entering into a contract to receive compensation to recover or assist in the recovery of property reported as unclaimed pursuant to section 556.11.

Approved April 2, 1996

CHAPTER 1039

FALSE ACADEMIC RECORDS

S.F. 2331

AN ACT prohibiting certain uses and false representations relating to academic degrees, grades, or honors, and providing a penalty.

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

Section 1. **NEW SECTION.** 715A.6A PROHIBITIONS RELATING TO FALSE ACADEMIC DEGREES, GRADES, OR HONORS.

1. As used in this section, "academic degree" means a diploma, certificate, license, transcript, or other document which signifies or purports to signify completion of the academic requirements of a secondary, postsecondary, professional, or governmental program of study.

2. A person commits a serious misdemeanor if the person, knowingly and willingly, does any of the following:

- a. Falsely makes or alters, procures to be falsely made or altered, or assists in falsely making or altering, an academic degree.
- b. Uses, offers, or presents as genuine, a falsely made or altered academic degree.
- c. Sells, gives, purchases, or obtains, procures to be sold, given, purchased, or obtained, or assists in selling, giving, buying, or obtaining, a false academic degree.
- d. Makes a false written representation relating to the person's academic grades, honors, or awards, or makes a false written representation that the person has received an academic degree from a specific secondary, postsecondary, professional institution, or governmental program of study, in an application for any of the following:

- (1) Employment.
- (2) Admission to an educational program.
- (3) An award or other recognition.
- (4) The issuance of an academic degree to the person.

Approved April 2, 1996

CHAPTER 1040

INDIGENT DEFENSE - DUTIES OF PUBLIC DEFENDERS

H.F. 2429

AN ACT relating to the representation of indigents and other court appointments in criminal and juvenile proceedings and providing effective and retroactive applicability dates.

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

Section 1. Section 13B.1, subsection 1, Code Supplement 1995, is amended to read as follows:

1. "Appointed attorney" means an attorney appointed by the court and compensated by the state to represent an indigent defendant.

Sec. 2. Section 13B.4, Code Supplement 1995, is amended to read as follows:

13B.4 DUTIES AND POWERS OF STATE PUBLIC DEFENDER.

1. The state public defender shall coordinate the provision of legal representation of all indigents under arrest or charged with a crime, on appeal in criminal cases, and on appeal in proceedings to obtain postconviction relief when ordered to do so by the district court in which the judgment or order was issued, and may provide for the representation of indigents in proceedings instituted pursuant to chapter 908, ~~and, The state public defender shall not engage in the private practice of law. The state public defender may represent an indigent under arrest or charged with a crime at the discretion of the state public defender or upon the request of a local public defender.~~

2. The state public defender shall file with the clerk of the district court in each county served by a public defender a designation of which local public defender office shall receive notice of appointment of cases. Except as otherwise provided, in each county in which the state public defender files such designation, the state public defender or its designee shall be appointed by the court to represent all eligible indigents, whether the case is criminal or juvenile in nature. The appointment shall not be made if the state public defender notifies the court that the local public defender will not provide legal representation in cases involving offenses as identified in the designation by the state public defender.

~~2. 3.~~ The state public defender may contract with persons admitted to practice law in this state for the provision of legal services to ~~indigents where there is no local public defender office in the area~~ indigent or partially indigent persons.

4. The state public defender is authorized to review any claim made for payment of indigent defense costs and to take the following action if the state public defender believes a claim is excessive.

a. If the claim is from a noncontract attorney, the state public defender shall request a review by the court granting the claim as to the reasonableness of the claim within thirty days of receipt of the claim.