

costs of towing, preserving, and storing which resulted from placing the abandoned vehicle in custody, all notice and publication costs incurred pursuant to subsection 3, the cost of inspection, and any other costs incurred except costs of bookkeeping and other administrative costs. Any remainder from the proceeds of a sale shall be held for the owner of the vehicle or entitled lienholder for ninety days, and shall then be deposited in the road use tax fund. The costs to police authorities of auction, towing, preserving, storage, and all notice and publication costs, and all other costs which result from placing abandoned vehicles in custody, whenever the proceeds from a sale of the abandoned vehicles are insufficient to meet these expenses and costs, shall be paid from the road use tax fund and are the obligation of the last owner or owners, jointly and severally.

The director of transportation shall establish by rule a claims procedure to be followed by police authorities in obtaining expenses and costs from the fund and procedures for reimbursement of expenses and costs to a private entity hired to take custody of an abandoned vehicle. If a private entity has been hired, the police authority ~~may~~ shall file a claim with the department for reimbursement of towing fees which shall be paid from the road use tax fund.

Approved April 27, 2005

CHAPTER 65

MENTAL COMPETENCY HEARINGS — CRIMINAL DEFENDANTS

H.F. 771

AN ACT relating to the timing of a mental competency hearing for a person accused of a criminal offense.

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

Section 1. Section 812.4, subsection 1, Code 2005, is amended to read as follows:

1. A hearing shall be held within fourteen days of the ~~filing of the order for an evaluation arrival of the person at a psychiatric facility for the performance of the evaluation~~, or within five days of the court's motion or the filing of an application, if the defendant has had a psychiatric evaluation within thirty days of the probable cause finding, and upon which the court decides to rely. Pending the hearing, no further proceedings shall be taken under the complaint or indictment and the defendant's right to a speedy indictment and speedy trial shall be tolled until the court finds the defendant competent to stand trial.

Approved April 27, 2005