

4/5/01

MAR 14 2001
Place On Calendar

HOUSE FILE 614
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HF 475)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the jurisdiction of district associate judges
2 in a felony eluding or attempting to elude a law enforcement
3 vehicle offense.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 614

S.F. _____ H.F. 614

1 Section 1. Section 602.6306, subsection 2, Code 2001, is
2 amended to read as follows:

3 2. District associate judges also have jurisdiction in
4 civil actions for money judgment where the amount in
5 controversy does not exceed ten thousand dollars, jurisdiction
6 over involuntary commitment, treatment, or hospitalization
7 proceedings under chapters 125 and 229, jurisdiction of
8 indictable misdemeanors, and felony violations of **section**
9 sections 321J.2 and 321.279, jurisdiction to enter a temporary
10 or emergency order of protection under chapter 236, and to
11 make court appointments and set hearings in criminal matters,
12 jurisdiction to enter orders in probate which do not require
13 notice and hearing and to set hearings in actions under
14 chapter 633, and the jurisdiction provided in section 602.7101
15 when designated as a judge of the juvenile court. While
16 presiding in these subject matters a district associate judge
17 shall employ district judges' practice and procedure.

18 EXPLANATION

19 This bill relates to the jurisdiction of district associate
20 judges. The bill provides that a district associate judge may
21 exercise jurisdiction over a felony eluding or attempting to
22 elude a law enforcement vehicle offense under Code section
23 321.27. Generally, a district associate judge has
24 jurisdiction over indictable misdemeanors and felony offenses
25 involving operating while intoxicated.

26 The felony criminal offense of eluding or attempting to
27 elude is classified as a class "D" felony. A class "D" felony
28 generally is punishable by confinement for no more than five
29 years and a fine of at least \$750 but not more than \$7,500.

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