

In the Iowa Supreme Court

**In the Matter of Adopting
Amendments to the Revised
Chapter 2 Iowa Rules of Criminal
Procedure**

Order

On May 31, 2023, the Iowa Supreme Court adopted amendments to the revised Chapter 2 Iowa Rules of Criminal Procedure in response to House File 644, which became law on May 26. These amendments were submitted to the Legislative Council on May 31, as required by section 6 of House File 644, and are still pending review.

In the May 31 submitted amendments, rule 2.13(6)(c) was added to implement a right granted to minor complaining witnesses in criminal cases to have their interview or deposition taken outside the defendant's personal presence. As submitted on May 31, rule 2.13(6)(c) provides that the district court shall grant an order for an interview or deposition to be taken outside the defendant's personal presence when requested by the minor complaining witness or the prosecuting attorney on their behalf.

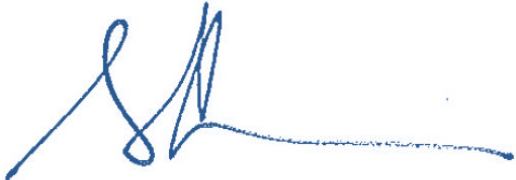
Upon further consideration, the court is further amending rule 2.13(6)(c) to streamline the process by eliminating the need for a court order. The amended rule provided with this order only requires that the minor complaining witness or prosecutor file a notice.

The court is also making minor modifications to revised rule 2.7(2)(a), regarding arrest warrants, rule 2.36—Form 6: *Arrest Warrant After Indictment or Information*, and rule 2.36—Form 7: *Arrest Warrant When Defendant Fails to Appear for Sentencing*. These modifications are made to permit clerks of court to sign arrest warrants pursuant to an order for arrest warrant entered by a judge. The amended revised rule and updated forms are provided with this order.

The rule amendments to the revised Chapter 2 Iowa Rules of Criminal Procedure and forms provided with this order are temporarily adopted effective July 1, 2023. The amendments will permanently take effect subject to Legislative Council review consistent with the provisions of Iowa Code section 602.4202.

Dated this 30th day of June, 2023.

The Iowa Supreme Court

By:  _____
Susan Larson Christensen, Chief Justice