

CHAPTER 229

RECEIVERSHIP—WRONGFUL POSSESSION

H. F. 85

AN ACT to amend chapter five hundred forty-nine (549) of the code of 1924, relating to receivers, by adding thereto, a provision for examination of persons suspected of having taken wrongful possession of the effects of any person, corporation or partnership in receivership, and providing for enforcement of orders connected therewith.

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. That chapter five hundred forty-nine (549) of the code
2 of 1924, relating to receivers, be amended by adding thereto the
3 following:

1 SEC. 2. **Converted assets—examination.** The court or any judge
2 thereof having direction or control of a receiver may, on its own
3 motion, or on motion of the receiver, require any person suspected
4 of having taken wrongful possession of any of the effects of any per-
5 son, corporation or partnership for which said receiver has been
6 appointed, or of having had such effects under his control, or any
7 officer or agent of any such suspected person, to appear and submit
8 to an examination, under oath, touching such matters, and if, on
9 such examination, it appears that the person examined has the wrong-
10 ful possession of any such property, the court or judge may order the
11 delivery thereof to the receiver.

1 SEC. 3. **Contempt—enforcement of orders.** If, on being served
2 with the order of the court of judge requiring him to do so, any
3 person fails to appear in accordance therewith, or if, having appeared,
4 he refuses to answer any questions which the court or judge thinks
5 proper to be put to him in the course of such examination, or if he
6 fails to comply with the order of the court or judge requiring him
7 to deliver any such property or effects to the receiver, he may be
8 committed to the jail of the county until he does.

NOTE: The word "of" in line 2 is according to enrolled bill.

1 SEC. 4. **Publication clause.** This act is deemed of immediate im-
2 portance and shall take effect from and after its publication in two
3 (2) newspapers of this state as provided by law.

Approved March 11, A. D. 1927.

I hereby certify that the foregoing act was published in the Des Moines Daily Record March 16, 1927, and the Des Moines Plain Talk March 17, 1927.

W. C. RAMSAY, *Secretary of State.*