

3 by any person entitled thereto, and successive claims for further like
4 extensions may be filed.

1 SEC. 3. The provisions of section six hundred fourteen point
2 eighteen (614.18) of the Code are made applicable to the provisions
3 of these sections.

1 SEC. 4. The provisions of section six hundred fourteen point eight
2 (614.8) of the Code as to the rights of minors and insane persons
3 shall not be applicable against the provisions of these sections.

1 SEC. 5. The provisions of these sections, or the filing of a claim or
2 claims, hereunder, shall not revive or permit an action to be brought
3 or maintained upon any claim or cause of action which is barred by
4 any other statute. Provided further, that nothing contained in these
5 sections shall affect litigation pending on the effective date of this Act.

Approved March 15, 1965.

CHAPTER 429

SERVICE OF NOTICE ON ABSENT RESIDENTS

H. F. 551

AN ACT relating to service of process on persons who commit a tort and leave the state before personal service can be completed within the state of Iowa.

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

1 SECTION 1. Chapter three hundred twenty-five (325), Acts of the
2 Sixtieth General Assembly, section one (1), is hereby amended by
3 inserting after the period in line twenty-four (24) a new sentence as
4 follows: "The term 'nonresident person' shall include any person who
5 was, at the time of the tort, a resident of the state of Iowa but who
6 removed from the state before the commencement of such action or
7 proceedings and ceased to be a resident of Iowa or, a resident who has
8 remained continuously absent from the state for at least a period of
9 six months following commission of the tort."

Approved May 24, 1965.

CHAPTER 430

CONTRIBUTORY NEGLIGENCE

H. F. 206

AN ACT to amend chapter six hundred nineteen (619), Code 1962, relating to the burden of proof of contributory negligence in civil actions.

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

1 SECTION 1. Chapter six hundred nineteen (619), Code 1962, is
2 hereby amended by adding a new section thereto as follows:

3 "In all actions brought in the courts of this state to recover damages
 4 of a defendant in which contributory negligence of the plaintiff, actual
 5 or imputed, was heretofore a complete defense or bar to recovery, the
 6 plaintiff shall not hereafter, have the burden of pleading and proving
 7 his freedom from contributory negligence, and if the defendant relies
 8 upon negligence of the plaintiff as a complete defense or bar to plain-
 9 tiff's recovery, the defendant shall have the burden of pleading and
 10 proving negligence of the plaintiff, if any, and that it was a proximate
 11 cause of the injury or damage. As used in this section, the term 'plain-
 12 tiff' shall include a defendant filing a counterclaim or cross-petition,
 13 and the term 'defendant' shall include a plaintiff against whom a coun-
 14 terclaim or cross-petition has been filed."

Approved April 19, 1965.

CHAPTER 431

EXAMINATION AND CROSS-EXAMINATION OF WITNESSES

H. F. 236

AN ACT to amend section six hundred twenty-four point one (624.1), Code 1962, relating to the examination and cross-examination of witnesses.

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

1 SECTION 1. Section six hundred twenty-four point one (624.1),
 2 Code 1962, is hereby amended by adding thereto the following:
 3 "1. A party may interrogate any unwilling or hostile witness by
 4 leading questions. A party may call an adverse party or an officer,
 5 director, or managing agent of a public or private corporation or of a
 6 partnership or association which is an adverse party, and interrogate
 7 him by leading questions and contradict and impeach him in all re-
 8 spects as if he had been called by the adverse party, and the witness
 9 thus called may be contradicted and impeached by or on behalf of the
 10 adverse party also, and may be cross-examined by the adverse party
 11 only upon the subject matter of his examination in chief."

Approved April 14, 1965.

CHAPTER 432

AMENDMENTS TO PROBATE CODE

S. F. 49

AN ACT relating to various amendments to the Probate Code and old age assistance and medical assistance for the aged.

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

1 SECTION 1. Section three (3) of chapter three hundred twenty-six
 2 (326), Acts 60th General Assembly is amended by striking from lines