

jurisdiction of this state or of the state of the insurer's domicile, and the order of liquidation has not been stayed or been the subject of a writ of supersedeas or other comparable order.

Approved April 19, 1882

CHAPTER 1138

CONFIDENTIALITY OF NONTESTIMONIAL IDENTIFICATION

H.F. 2385

AN ACT relating to the confidentiality of the application, affidavits and order for a nontestimonial identification.

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

Section 1. Acts of the Sixty-ninth General Assembly, 1981 Session, chapter 206, section 6, is amended to read as follows:

SEC. 6. Chapter 810, Code 1981, is amended by adding the following new section:

NEW SECTION. ISSUANCE OF ORDER. Upon a showing that the required grounds exist, the court shall issue an order directing the person named or described in the application to appear at a designated time and place for nontestimonial identification procedures. The order shall be maintained by the clerk of the district court along with the application and the affidavits in support of the application in a confidential file until a charge is filed, at which time the order, application, and affidavits in support of the application shall become public records unless the court upon an in camera hearing orders that they be kept confidential.

Approved April 19, 1982

CHAPTER 1139

NOTARY PUBLIC

H.F. 2397

AN ACT relating to the time of expiration of the commission of a notary public and to the notice required to be given by the secretary of state and allowing the secretary of state to appoint as a notary public a resident of a border state working in Iowa.

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

Section 1. Section 77.2, Code 1981, is amended to read as follows:

77.2 TERMS—EXPIRATION DATE. All terms shall be for a period of The term of a notary who is an Iowa resident is three years and shall expire on the thirtieth day of September. The term of a notary who is a resident of a state bordering Iowa and whose place of work or business is in Iowa, is one year.

Sec. 2. Section 77.3, Code 1981, is amended to read as follows:

77.3 NOTICE OF EXPIRATION OF TERM. The secretary of state shall, on or before August 1 two months preceding the expiration of each a commission, notify each the notary public of such the expiration and furnish him with a blank application for reappointment and a blank bond.

Sec. 3. Section 77.4, subsection 2, Code 1981, is amended to read as follows:

2. Execute a bond to the state of Iowa in the sum of five hundred dollars conditioned for the true and faithful execution of the duties of his the office, which bond, when secured by personal surety, shall be approved by the clerk of the district court of the county of his the person's residence or in the case of a resident of a state bordering Iowa, of the county of the person's place of work or business within the state of Iowa; all other bonds shall be approved by the secretary of state.

Sec. 4. Section 77.4, subsection 5, Code 1981, as amended by Acts of the Sixty-ninth General Assembly, 1981 Session, chapter 21, section 2, is amended to read as follows:

5. Remit the sum of fifteen dollars for the three-year period provided by law to the secretary of state.

Sec. 5. Section 77.17, Code 1981, is amended to read as follows:

77.17 CHANGE OF RESIDENCE. If a notary remove his notary's residence is moved from the state of Iowa, such removal shall be the move is taken as a resignation. However, this does not apply to a person appointed as a notary public who is a resident of a state bordering Iowa and whose place of work or business is in Iowa. If a notary who is a resident of a state bordering Iowa ceases to work or maintain a place of business in Iowa, the notary's commission expires.

Sec. 6. Chapter 77, Code 1981, is amended by adding the following new section:

NEW SECTION. APPOINTMENT OF BORDER STATE RESIDENTS AS NOTARY. The secretary of state may appoint as a notary public a resident of a state bordering Iowa if that person's place of work or business is within the state of Iowa.

Approved April 19, 1982