

FILED FEB 2 1990

SENATE FILE 2285  
BY COMMITTEE ON JUDICIARY  
*Approved (p. 447)*  
(SUCCESSOR TO SSB 2185)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to the subrogation rights of a person against  
2 another who initiates an action for damages resulting from  
3 personal injury, providing for the establishment of a lien,  
4 and providing for the applicability of the Act.

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

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1 Section 1. NEW SECTION. 668.13A NOTIFICATION OF PERSONS  
2 HAVING RIGHT OF SUBROGATION -- LIEN CREATED.

3 In an action brought pursuant to this chapter seeking  
4 damages for personal injury, the claimant shall notify all  
5 persons who have a claim based upon subrogation to the rights  
6 of the claimant. A person so notified or who claims a right  
7 of subrogation has a lien on the claim.

8 In order to preserve the lien, the person shall, within  
9 thirty days after receiving notice of the action from the  
10 claimant, file notice of the lien in the office of the clerk  
11 of the district court where the action is brought.

12 Sec. 2. APPLICABILITY.

13 This Act applies to all actions filed on or after the  
14 effective date of this Act.

15 EXPLANATION

16 This bill provides that a person seeking damages as the  
17 result of a personal injury must notify all persons who have a  
18 claim of subrogation to the rights of the claimant. A person  
19 so notified has a lien on the claims but to perfect the lien  
20 the person must file notice of the lien within 30 days with  
21 the clerk of the district court in the district court in the  
22 district where the action is brought.

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GRONSTAL, CH.  
VARN  
DRAKE

SSB 2185  
JUDICIARY

SENATE FILE 2285  
BY (PROPOSED COMMITTEE ON  
JUDICIARY BILL BY  
CHAIRPERSON VARN)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

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