

House File 862 - Enrolled

House File 862

AN ACT

RELATING TO THE REPRESENTATION OF BOARDS OF SUPERVISORS AND COUNTY OFFICIALS BY OUTSIDE COUNSEL, AND INCLUDING EFFECTIVE DATE PROVISIONS.

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

Section 1. Section 331.755, Code 2025, is amended to read as follows:

331.755 Prohibited actions.

1. A county attorney shall not:

~~1-~~ a. Accept a fee or reward from or on behalf of a person for services rendered in a prosecution or the conduct of official business.

~~2-~~ b. Engage directly or indirectly as an attorney or an agent for a party other than the state or the county in an action or proceeding arising in the county ~~which~~ that is based upon substantially the same facts as a prosecution or proceeding ~~which~~ that has been commenced or prosecuted by the county attorney in the name of the state or the county. This prohibition also applies to the members of a law firm with which the county attorney is associated.

~~3-~~ c. Receive assistance from another attorney who is interested in any civil action in which a recovery is asked based upon matters involved in a criminal prosecution commenced or prosecuted by the county attorney.

2. A board of supervisors may, with a majority vote of the board, obtain outside counsel to represent the board of supervisors or any other county official.

Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

PAT GRASSLEY
Speaker of the House

AMY SINCLAIR
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 862, Ninety-first General Assembly.

MEGHAN NELSON
Chief Clerk of the House

Approved _____, 2025

KIM REYNOLDS
Governor