

May 13, 1965.
Placed on Calendar.

Senate File 597
By JUDICIARY COMMITTEE.

Passed Senate, Date 5/14
Vote: Ayes 43 Nays 0

Passed House, Date 5/26
Vote: Ayes 85 Nays 0

Approved.....

passed as amended 4/2 (54-0)

Staffing Committee 5/19

A BILL FOR

An Act to amend and correct an Act known as the Uniform
Commercial Code.

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

- 1 Section 1. Senate File two hundred twenty-seven (227), Acts,
- 2 61st General Assembly is amended as follows:
- 3 1. In section four thousand three hundred one (4301), line
- 4 twelve (12), by inserting a semicolon after the word "return";
- 5 2. In section four thousand five hundred one (4501), line
- 6 seven (7), by striking the word "brought" and inserting in lieu
- 7 thereof the word "bought";
- 8 3. In section nine thousand four hundred two (9402), line
- 9 six (6), by striking the comma after the word "debtor" and
- 10 inserting in lieu thereof the word "and";
- 11 4. In section nine thousand four hundred three (9403),
- 12 second line from the end, by inserting the word "filing" after
- 13 the word "furnishing";
- 14 5. In section ten thousand one hundred forty-four (10144),
- 15 line three (3), by striking the word "word" and inserting in
- 16 lieu thereof the word "words".

SENATE FILE 597

- 1 Amend House amendment to Senate File 597 by adding thereto
- 2 the following:
- 3 "No county recorder, nor any of his employees or agents
- 4 shall be subject to personal liability by reason of any error
- 5 or omission in the performance of any duty under Article 9
- 6 of the Uniform Commercial Code except in case of wilful
- 7 negligence."

Filed and lost
June 2, 1965.

By MESSERLY

SENATE FILE 597

- 1 Amend Senate File 597 by adding the following new section:
- 2 "The secretary of state, his employees or agents, are hereby
- 3 exempted from all personal liability as a result of errors or
- 4 omissions in the performance of any duty required by the
- 5 Uniform Commercial Code, Senate File two hundred twenty-seven
- 6 (227), Acts of the Sixty-first General Assembly, except in cases of
- 7 wilful negligence.
- 8 "In the event of such error or omission the State of Iowa
- 9 shall be liable in respect to such claims in the same manner,
- 10 and to the same extent as a private individual under like
- 11 circumstances.
- 12 "Immunity of the state from suit and liability in such
- 13 case is waived to the extent provided in Senate File 322,
- 14 Acts of the Sixty-first General Assembly, and said Act shall
- 15 govern the extent of liability and the practice and procedure
- 16 necessary to establish any liability of the state."

Filed *adopted 5/29* *Senate concurred 4/2*
May 19, 1965! JACKSON of Clinton.