

April 1, 1970  
Passed on File

SENATE FILE 1315

By COMMITTEE ON JUDICIARY

Passed Senate, Date 4-9-70 Passed House, Date 4-15-70

Vote: Ayes 54 Nays 0 Vote: Ayes 105 Nays 0

Approved.....

*Passed Senate as amended by House  
4-15-70  
aye 53, nays 0*

## A BILL FOR

- 1 An Act relating to public records concerning dissolution of
- 2 marriage, separate maintenance, and annulment.
- 3 *Be It Enacted by the General Assembly of the State of Iowa:*
- 4 Section 1. House File one thousand one hundred fifty-six
- 5 (1156), Acts of the Sixty-third General Assembly, Second Ses-
- 6 sion, is amended as follows:
- 7 1. Section twenty-three (23) is amended by adding at the
- 8 end of the third sentence after the word "entered" the words
- 9 "in the judgment docket and lien index and shall be a record
- 10 open to the public".
- 11 2. Section twenty-seven (27) is amended by inserting after
- 12 the first sentence a new sentence as follows:
- 13 "If the action is dismissed judgment for costs shall be
- 14 entered in the judgment docket and lien index"
- 15 3. Section twenty-seven (27) is further amended by insert-
- 16 ing after the third sentence the following sentence:
- 17 "Nothing in this section shall be construed to prohibit
- 18 publication of the original notice as provided by the rules of
- 19 civil procedure."

### EXPLANATION

This bill makes three clarifying amendments to House File 1156, as enacted by the Sixty-third General Assembly, Second Session, which relate to the status of certain documents as public records.

- 1 Amend Senate File 1315 as follows:
- 2 1. By inserting after line 19 a new subsection as
- 3 follows: Section thirty-two (32) is amended by striking the
- 4 period at the end thereof and inserting in lieu thereof the
- 5 following: "as to both parties, unless the court shall decree
- 6 otherwise according to the proof."
- 7 2. Line 1, by striking the words "public records
- 8 concerning".

Filed - *adopted 4/9*  
April 6, 1970

By MOWRY and NEU

*Senate*

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HOUSE AMENDMENT TO SENATE FILE 1315

- 1 Amend Senate File 1315 by adding thereto the following:
- 2 5. Section one (1) is amended by striking therefrom the
- 3 word and number "thirty-three (33)" and inserting in lieu
- 4 thereof the word and number "thirty-five (35)".
- 5 6. Section nine (9) is amended by striking the first
- 6 sentence and inserting in lieu thereof the following new
- 7 sentence:
- 8 "Hearings for dissolution of marriage shall be held in
- 9 open court upon the oral testimony of witnesses, or upon the
- 10 depositions of such witnesses taken as in other equitable
- 11 actions or taken by a commissioner appointed by the court."

*Senate  
concerned  
4/15*

Received from the House  
April 15, 1970

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- 1 Amend Senate File 1315 by adding thereto the following:
  - 2 4. Section one (1) is amended by striking therefrom the
  - 3 word and number "thirty-three (33)" and inserting in lieu there-
  - 4 of the word and number "thirty-five (35)".
  - 5 5. Section nine (9) is amended by striking the first
  - 6 sentence and inserting in lieu thereof the following new
  - 7 sentence:
  - 8 "Hearings for dissolution of marriage shall be held in open
  - 9 court upon the oral testimony of witnesses, or upon the deposi-
  - 10 tions of such witnesses taken as in other equitable actions or
  - 11 taken by a commissioner appointed by the court."

Filed - *adopted 4/15*  
April 14, 1970

*House*  
PELTON of Clinton