

11 1971

State Government
Pass 1/13
Senate Law Development 1/25, Pass 2/8

HOUSE FILE 17

By DRAKE, FISHER of Greene,
and SHAW
(Neu and Curran)

Passed House, Date 1-22-71 Passed Senate, Date 2-16-71
Vote: Ayes 91 Nays 0 Vote: Ayes 41 Nays 1
Approved March 5, 1971

A BILL FOR

1 An Act relating to the Iowa development commission corporation.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
3 Section 1. Sections twenty-eight point eleven (28.11),
4 twenty-eight point twelve (28.12), twenty-eight point thirteen
5 (28.13), twenty-eight point fourteen (28.14), twenty-eight
6 point fifteen (28.15), twenty-eight point sixteen (28.16),
7 Code 1971, are repealed.

EXPLANATION

9 This bill provides for the repeal of code sections estab-
10 lishing the Iowa development commission corporation.
11 Governor's Economy Committee Report, Development Commis-
12 sion, recommendation #4.

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1 Amend House File 17 by striking all after the
 2 enacting clause and inserting in lieu thereof the
 3 following:

4 Section 1. Section twenty-eight point eleven
 5 (28.11), Code 1971, is amended by striking the section
 6 and inserting in lieu thereof the following:

7 "The Iowa development commission is hereby author-
 8 ized to form a corporation under the provisions of
 9 chapter five hundred four (504) of the Code for the
 10 purpose of receiving and disbursing funds from public
 11 or private sources to be used to further the overall
 12 development and well-being of the state."

13 Sec. 2. Sections twenty-eight point twelve (28.12)
 14 and twenty-eight point thirteen (28.13) are hereby
 15 repealed.

16 Sec. 3. Section twenty-eight point fourteen (28.14),
 17 Code 1971, is amended to read as follows:

18 28.14 The incorporators of the corporation formed
 19 under sections ~~28.11 to 28.16, inclusive,~~ twenty-eight
 20 point eleven (28.11), twenty-eight point fifteen (28.15)
 21 and twenty-eight point sixteen (28.16), shall be:

- 22 1. The chairman of the Iowa development commission.
- 23 2. The director of the Iowa development commission.
- 24 3. A member of the Iowa development commission
- 25 selected by the chairman.

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1 Sec. 4. Section twenty-eight point fifteen (28.15),
 2 Code 1971, is amended to read as follows:

3 28.15 The board of directors of the corporation
 4 formed under sections ~~28.11 to 28.16, inclusive,~~
 5 twenty-eight point eleven (28.11), twenty-eight point
 6 fourteen (28.14) and twenty-eight point sixteen
 7 (28.16) shall be the members of the Iowa development
 8 commission or their successors in office.

9 Sec. 5. Section twenty-eight point sixteen, Code
 10 1971, is amended to read as follows:

11 28.16 The corporation formed under sections ~~28.11~~
 12 ~~to 28.15, inclusive,~~ twenty-eight point eleven (28.11),
 13 twenty-eight point fourteen (28.14) and twenty-eight
 14 point fifteen (28.15) is hereby authorized to accept
 15 grants of money or property from the federal government
 16 or any other source and may upon its own order use its
 17 money, property or other resources for any of the
 18 purposes herein.

Filed - *Adopted 1/22*
 January 20, 1971

By WINKELMAN of Calhoun, District 26
 STANLEY of Linn, District 45
 FISHER of Greene, District 56
 NORPEL of Jackson, District 52
 EGENES of Story, District 33

By CAMPBELL of Washington, District 89
 SCHWIEGER of Black Hawk, District 40
 KNOBLAUCH of Carroll, District 28
 STRAND of Poweshiek, District 68
 TROWBRIDGE of Floyd, District 9
 DRAKE of Muscatine, District 71
 URBAN of Black Hawk, District 38
 LAWSON of Cerro Gordo, District 17
 KNOKE of Pottawattamie, District 79

1 Amend House File 18 as follows:

- 2 1. Page 2, line 4, by striking the words "in each county" and
3 inserting in lieu thereof the words "~~in-each-county~~".
- 4 2. Page 2, line 13, by striking "eight (8)" and inserting in
5 lieu thereof "seven (7)".
- 6 3. Page 2, line 15, by striking "eight (8)" and inserting in
7 lieu thereof "seven (7)".
- 8 4. Page 3, by striking lines 23 through 32, inclusive.
- 9 5. Page 3, line 18, by striking "eight (8)" and inserting in
10 lieu thereof "seven (7)".
- 11 6. Page 3, line 33, by striking the number "6" and inserting
12 in lieu thereof the number "5".
- 13 7. Page 4, by striking line 3 and inserting in lieu thereof
14 the words "~~and-also-the-clerk-of-the-district-court-of-the~~
15 ~~proper-county,~~".
- 16 8. Page 4, line 5, by striking the number "7" and inserting
17 in lieu thereof the number "6".
- 18 9. Page 4, line 14, by striking the number "8" and inserting
19 in lieu thereof the number "7".
- 20 10. Page 4, by adding after line 23 the following new sections:
- 21 a. "Sec. 8. Section seventy-seven point fourteen (77.14),
22 Code 1971, is amended as follows:
- 23 77.14 Death--resignation--removal. On the death,
24 resignation, or removal from office of any notary, his records,
25 with all his official papers, shall, within three months there-
26 from, be deposited in the office of the ~~clerk-of-the-district~~
27 ~~court-in-the-county-for-which-such-notary-shall-have-been~~
28 appointed secretary of state."
- 29 b. "Sec. 9. Section seventy-seven point sixteen (77.16),
30 Code 1971, is amended as follows:
- 31 77.16 Neglect of executor to deposit records. If an
32 executor or administrator of a deceased notary willfully
33 neglects, for three months after his acceptance of that appoint-
34 ment, to deposit in ~~said-clerk's~~ the secretary of state's office
35 the records and papers of a deceased notary which came into his
36 hands, he shall be held guilty of a misdemeanor."
- 37 c. "Sec. 10. Section seventy-seven point eighteen (77.18),
38 Code 1971, is amended as follows:
- 39 77.18 Duty of ~~clerk~~ secretary of state as to records.
40 ~~Each-clerk-aforsaid~~ The secretary of state shall receive and
41 safely keep all such records and papers of the notary in the
42 cases above-named, and shall give attested copies of them,
43 under the seal of his ~~court~~ office, for which he may demand
44 such fees as by law may be allowed to the notaries, and such
45 copies shall have the same effect as if certified by the
notary."
- 46 d. "Sec. 11. Section seventy-eight point one (78.1), sub-
47 section five (5), Code 1971, is amended as follows:
- 48 5. Notaries public ~~within-the-county-of-their-appointment,~~
49 ~~and-within-any-county-in-which-they-have-filed-with-the-clerk-of~~
50 ~~the-district-court-of-said-county-a-certified-copy-of-their~~
51 ~~certificate-of-appointment.~~"
- 52 e. "Sec. 12. Section nine point three (9.3), Code 1971, is
53 amended as follows:
- 54 9.3 Commissions. All commissions issued by the governor
55 shall be countersigned by the secretary, who shall register
56 each commission in a book to be kept for that purpose, specify-
57 ing the office, name of officer, date of commission, and tenure
58 of office, and forthwith forward to the state comptroller a copy
59 of said registration; ~~provided,-however,-that-notarial-commiss-~~
60 ~~sions-shall-be-registered-only-in-the-office-of-the-governor.~~"
- 61 f. "Sec. 13. Section seventy-seven point five (77.5),
62 Code 1971, is repealed."