

Amended 2/11, same als

Senate File 1119
Judiciary
Hill of Polk,
Chairperson
Shaw
Redmond

FILED FEB 10 1976
FILED FEB 10 1976

SENATE FILE 1119

By WILLITS

Passed Senate, Date 3-2-76 (7-17-76) Passed House, Date 5-17-76 (9-23-76)
Vote: Ayes 41 Nays 0 Vote: Ayes 21 Nays 0
Approved 5-25-76

A BILL FOR

1 An Act relating to the appearance by non-Iowa attorneys as
2 counsel in matters pending in courts of this state.

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

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1 Section 1. Section six hundred ten point thirteen (610.13),
2 Code 1975, is amended to read as follows:

3 610.13 NONRESIDENT ATTORNEY--APPOINTMENT OF LOCAL ATTOR-
4 NEY. Any member of the bar of another state, actually en-
5 gaged in any cause or matter pending in any court of this
6 state, may be permitted by such court to appear in and conduct
7 such cause or matter while retaining his residence in another
8 state, without being subject to the foregoing provisions of
9 this chapter; provided that at the time he enters his
10 appearance he files with the clerk of such court the written
11 appointment of some attorney resident and admitted to practice
12 in the county-where-such-suit-is-pending state of Iowa, upon
13 whom service may be had in all matters connected with said
14 action, with the same effect as if personally made on such
15 foreign attorney within such-county this state. In case of
16 failure to make such appointment, such attorney shall not
17 be permitted to practice as aforesaid, and all papers filed
18 by him shall be stricken from the files.

19 EXPLANATION

20 This bill permits a non-Iowa attorney to participate in
21 matters pending in Iowa courts upon designation of an attor-
22 ney for service of process who is resident and licensed to
23 practice in Iowa. Present law requires the designation of
24 an Iowa attorney who resides in the particular county where
25 the action is pending.

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AN ACT
RELATING TO THE APPEARANCE BY NON-IOWA ATTORNEYS AS COUNSEL IN MATTERS PENDING IN COURTS OF THIS STATE.

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

Section 1. Section six hundred ten point thirteen (610.13), Code 1975, is amended to read as follows:

610.13 NONRESIDENT ATTORNEY--APPOINTMENT OF LOCAL ATTORNEY. Any member of the bar of another state, actually engaged in any cause or matter pending in any court of this state, may be permitted by such court to appear in and conduct such cause or matter while retaining his residence in another state, without being subject to the foregoing provisions of this chapter; provided that at the time he enters his appearance he files with the clerk of such court the written appointment of some attorney resident and admitted to practice in the county-where-such-suit-is-pending state of Iowa, upon whom service may be had in all matters connected with said action, with the same effect as if personally made on such foreign attorney within such-county this state. In case of failure to make such appointment, such attorney shall not be permitted to practice as aforesaid, and all papers filed by him shall be stricken from the files.

ARTHUR A. NEU
President of the Senate

DALE M. COCHRAN
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 1119, Sixty-sixth General Assembly.

STEVEN C. CROSS
Secretary of the Senate

Approved May 25, 1976

ROBERT D. RAY
Governor