

FILED MAY 21 1976

SENATE FILE 1340

By COMMITTEE ON JUDICIARY

Passed Senate, Date 5-24-76 (p.2201) Passed House, Date 5-29-76 (p.3381)

Vote: Ayes 34 Nays 0 Vote: Ayes 76 Nays 0

Approved 6-23-76

A BILL FOR

1 An Act to amend the rules of civil procedure proposed by the
2 supreme court.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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1 Section 1. Amend the proposed rules of civil procedure
2 found in the Senate Journal, January 30, 1976, page 192, Rule
3 sixty-nine (69), paragraph a to read as follows:

4 (a) Claims for Relief. A pleading which sets forth a
5 claim for relief, whether an original claim, counterclaim,
6 crossclaim or third party claim, shall contain ~~(1)-a-short~~
7 ~~and-plain-statement-of-any-matter-needed-to-justify-venue~~
8 ~~or-jurisdiction~~ ~~7-(2)~~ (1) a short and plain statement of the
9 claim showing that the pleader is entitled to relief, and
10 ~~(3)~~ (2) a demand for judgment for the relief to which he deems
11 himself entitled. Relief in the alternative or of several
12 different types may be demanded.

13 EXPLANATION

14 This bill amends Rule 69, paragraph a of the proposed rules
15 of civil procedure to delete the requirement that a pleading
16 for a claim of relief contain a statement justifying venue
17 or jurisdiction.

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AN ACT

TO AMEND THE RULES OF CIVIL PROCEDURE PROPOSED BY THE
SUPREME COURT.

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

Section 1. Amend the proposed rules of civil procedure found in the Senate Journal, January 30, 1976, page 192, Rule sixty-nine (69), paragraph a to read as follows:

(a) Claims for Relief. A pleading which sets forth a claim for relief, whether an original claim, counterclaim, crossclaim or third party claim, shall contain ~~(4) a short and plain statement of any matter needed to justify venue or jurisdiction,~~ ~~(2)~~ (1) a short and plain statement of the claim showing that the pleader is entitled to relief, and ~~(3)~~ (2) a demand for judgment for the relief to which he deems himself entitled. Relief in the alternative or of several different types may be demanded.

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 1340, Sixty-sixth General Assembly.

STEVEN C. CROSS
Secretary of the Senate

Approved June 23, 1976

ROBERT D. RAY
Governor