

RECEIVED 1986

SENATE FILE 2015

BY COMMITTEE ON JUDICIARY

(formerly SSB 2148)

Approved (p. 476)

Substituted for H. F. 1313

Passed Senate, Date 2-10-86 (p. 623)

Passed House, Date 3-18-86 (p. 867)

Vote: Ayes 43 Nays 0

Vote: Ayes 95 Nays 0

Approved March 26, 1986 (p. 902)

A BILL FOR

1 An Act relating to investments by fiduciaries by broadening
2 provisions relating to investments in United States government
3 obligations.

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

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1 Section 1. Section 633.123, subsection 2, Code Supplement
2 1985, is amended by adding the following new unnumbered para-
3 graph:

4 NEW UNNUMBERED PARAGRAPH. If a fiduciary is expressly
5 directed or permitted by a will, agreement, court order, or
6 other instrument creating or defining the fiduciary's duties
7 and powers, to invest in United States government obligations,
8 the fiduciary may, in the absence of an express prohibition in
9 the instrument, invest in and hold such obligations either
10 directly or in the form of interests in an investment company
11 or investment trust registered under the Investment Company
12 Act of 1940, 15 U.S.C. § 80a, the portfolio of which is
13 limited to United States government obligations and to
14 repurchase agreements fully collateralized by United States
15 government obligations, if the investment company or
16 investment trust takes delivery of the collateral either di-
17 rectly or through an authorized custodian.

18 Sec. 2. Section 682.23, Code 1985, is amended by adding
19 the following new subsection:

20 NEW SUBSECTION. 16. INVESTMENTS INCLUDED -- GOVERNMENT
21 OBLIGATIONS. Federal bonds, federal bank bonds, and bonds and
22 debentures guaranteed by the federal government which are
23 authorized investments under subsections 1, 2, and 11 include
24 investments in an investment company or investment trust
25 registered under the Investment Company Act of 1940, 15 U.S.C.
26 § 80a, the portfolio of which is limited to the United States
27 government obligations described in subsections 1, 2, and 11
28 and to repurchase agreements fully collateralized by such
29 United States government obligations, if the investment
30 company or investment trust takes delivery of the collateral
31 either directly or through an authorized custodian.

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EXPLANATION

33 This bill amends provisions governing investments by fidu-
34 ciaries by providing that authority to invest in United States
35 government obligations includes authority to invest in an in-

1 vestment company or investment trust, the portfolio of which
2 is limited to such obligations and to repurchase agreements
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SSB 2148

JUDICIARY: Small, Chair; Deluhery and Taylor

*New
SF 2215*

SENATE FILE 2215
BY (PROPOSED COMMITTEE ON
JUDICIARY BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

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SENATE FILE 2215

AN ACT
RELATING TO INVESTMENTS BY FIDUCIARIES BY BROADENING PROVISIONS
RELATING TO INVESTMENTS IN UNITED STATES GOVERNMENT OBLIGA-
TIONS.

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

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government obligations described in subsections 1, 2, and 11 and to repurchase agreements fully collateralized by such United States government obligations, if the investment company or investment trust takes delivery of the collateral either directly or through an authorized custodian.

ROBERT T. ANDERSON
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2215, Seventy-first General Assembly.

K. MARIE THAYER
Secretary of the Senate

Approved March 26, 1986

TERRY E. BRANSTAD
Governor