

JAN 19 1996

COMMERCE - REGULATION

2-21-96 Do Pass  
S. 3-7-96 Judiciary  
S. 3/21/96 Do Pass

HOUSE FILE 2081  
BY MERTZ

Passed House, (p. 598) Date 3-7-96 Passed Senate, (p. 1054) Date 3/26/96  
Vote: Ayes 93 Nays 0 Vote: Ayes 49 Nays 0  
Approved April 4, 1996

A BILL FOR

1 An Act relating to legalizing official acts performed by notaries  
2 public more than ten years earlier.

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

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HF 2081

1 Section 1. NEW SECTION. 9E.9A DEFECTIVE NOTARIAL ACT.  
2 An instrument in writing to which is attached a defective  
3 certificate of acknowledgment attached by a notary public more  
4 than ten years earlier is valid, legal, and binding as if the  
5 instrument had been properly acknowledged by the notary  
6 public.

7 Sec. 2. Section 586.1, subsections 1 and 2, Code 1995, are  
8 amended to read as follows:

9 1. Official acts performed ~~before-1970~~ more than ten years  
10 earlier by notaries public during the time that they held over  
11 in office without qualifying after the expiration of the  
12 preceding term, if such notaries public ~~have-since~~  
13 subsequently qualified.

14 2. Acknowledgments taken ~~before-1970~~ more than ten years  
15 earlier by notaries public outside their jurisdiction.

16 EXPLANATION

17 This bill provides that a defective notarial act  
18 completed more than 10 years earlier is valid, legal, and  
19 binding as if the instrument had been properly acknowledged.  
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2. Acknowledgments taken ~~before-1970~~ more than ten years earlier by notaries public outside their jurisdiction.

HOUSE FILE 2081

AN ACT

RELATING TO LEGALIZING OFFICIAL ACTS PERFORMED BY NOTARIES  
PUBLIC MORE THAN TEN YEARS EARLIER.

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

Section 1. NEW SECTION. 9E.9A DEFECTIVE NOTARIAL ACT.

An instrument in writing to which is attached a defective certificate of acknowledgment attached by a notary public more than ten years earlier is valid, legal, and binding as if the instrument had been properly acknowledged by the notary public.

Sec. 2. Section 586.1, subsections 1 and 2, Code 1995, are amended to read as follows:

1. Official acts performed ~~before-1970~~ more than ten years earlier by notaries public during the time that they held over in office without qualifying after the expiration of the preceding term, if such notaries public ~~have-since~~ subsequently qualified.

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RON J. CORBETT  
Speaker of the House

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LEONARD L. BOSWELL  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2081, Seventy-sixth General Assembly.

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ELIZABETH ISAACSON  
Chief Clerk of the House

Approved *April 4*, 1996

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TERRY E. BRANSTAD  
Governor