

SENATE FILE 372  
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 219)

*Failed* (p.813)  
Passed Senate, Date 3/22/95 Passed House, Date \_\_\_\_\_  
Vote: Ayes 2 Nays 47 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to the exemption for attorneys who have provided  
2 abstract services under the title guaranty program.

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

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S.F. 372

1 Section 1. Section 16.91, subsection 5, unnumbered  
2 paragraph 2, Code 1995, is amended to read as follows:

3 Additionally, each participating abstractor is required to  
4 own or lease, and maintain and use in the preparation of  
5 abstracts, an up-to-date abstract title plant including tract  
6 indices for real estate for each county in which abstracts are  
7 prepared for real property titles guaranteed by the division.  
8 The tract indices shall contain a reference to all instruments  
9 affecting the real estate which are recorded in the office of  
10 the county recorder, and shall commence not less than forty  
11 years prior to the date the abstractor commences participation  
12 in the title guaranty program. However, a participating  
13 attorney providing who has provided abstract services in a  
14 county continuously from November 12, 1986, to the date of  
15 application, either personally or through persons under the  
16 attorney's supervision and control, is exempt in that county  
17 from the requirements of this paragraph. A participating  
18 attorney who is exempt in a county from the requirements of  
19 this paragraph and who has provided abstract services in an  
20 adjacent county continuously from March 15, 1994, either  
21 personally or through persons under the attorney's supervision  
22 and control shall also be exempt in the adjacent county from  
23 the requirements of this paragraph.

24 EXPLANATION

25 This bill provides that the exemption for an attorney  
26 providing abstract services to the requirement that the  
27 attorney own or lease, and maintain an up-to-date abstract  
28 plant, only applies to a county in which the attorney has  
29 provided abstract services continuously since November 12,  
30 1986, and to adjacent counties in which the attorney has  
31 provided abstract services directly or through employees or  
32 others since March 15, 1994. Currently, the exemption applies  
33 statewide.

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Fraiser  
Uilsack  
Giannetto  
Redfern  
Maddox

SSB -219  
Judiciary

Succeeded By  
SENATE FILE 372  
BY (PROPOSED COMMITTEE ON  
JUDICIARY BILL BY  
CHAIRPERSON GIANNETTO)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

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