

S-2/15/00 passing
S-3/15/00 Do Pass

FEB 8 2000

Place On Calendar

2173

HOUSE FILE
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HF 2030)

Passed House, Date ^(p.294) 2/14/00 Passed Senate, Date ^(p.739) 3-20-00
Vote: Ayes 92 Nays 0 Vote: Ayes 43 Nays 0
Approved March 29, 2000

A BILL FOR

1 An Act providing for inheritance by great-grandparents, great-
2 aunts and uncles, and second cousins of intestate decedents.

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

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HF 2173

1 Section 1. Section 633.219, subsections 5 and 6, Code
2 1999, are amended to read as follows:

3 5. If there is no person to take under subsection 1, 2, 3,
4 or 4 of this section, and the decedent is survived by one or
5 more great-grandparents or issue of great-grandparents, the
6 estate passes equally to each set of great-grandparents, or to
7 their issue, if any survive, per stirpes.

8 6. If there is no person to take under subsection 1, 2, 3,
9 or 4, or 5 of this section, the portion uninherited shall go
10 to the issue of the deceased spouse of the intestate, per
11 stirpes. If the intestate has had more than one spouse who
12 died in lawful wedlock, it shall be equally divided between
13 the issue, per stirpes, of those deceased spouses.

14 ~~6.~~ 7. If there is no person who qualifies under either
15 subsection 1, 2, 3, 4, ~~or 5,~~ or 6 of this section, the
16 intestate property shall escheat to the state of Iowa.

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EXPLANATION

18 This bill amends the Code section relating to the rules of
19 inheritance for intestate succession to provide for
20 inheritance by great-grandparents or descendants of great-
21 grandparents (great-aunts and uncles and second cousins) when
22 no descendants, parents, siblings or descendants of siblings,
23 grandparents or descendants of grandparents (aunts and uncles
24 and first cousins) are available to inherit from an intestate
25 decedent.

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6-7. If there is no person who qualifies under either subsection 1, 2, 3, 4, or 5, or 6 of this section, the intestate property shall escheat to the state of Iowa.

HOUSE FILE 2173

AN ACT

PROVIDING FOR INHERITANCE BY GREAT-GRANDPARENTS, GREAT-AUNTS AND UNCLAS, AND SECOND COUSINS OF INTESTATE DECEDENTS.

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

Section 1. Section 633.219, subsections 5 and 6, Code 1999, are amended to read as follows:

5. If there is no person to take under subsection 1, 2, 3, or 4 of this section, and the decedent is survived by one or more great-grandparents or issue of great-grandparents, the estate passes equally to each set of great-grandparents, or to their issue, if any survive, per stirpes.

6. If there is no person to take under subsection 1, 2, 3, or 4, or 5 of this section, the portion uninherited shall go to the issue of the deceased spouse of the intestate, per stirpes. If the intestate has had more than one spouse who died in lawful wedlock, it shall be equally divided between the issue, per stirpes, of those deceased spouses.

BRENT SIEGRIST
Speaker of the House

MARY E. KRAMER
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2173, Seventy-eighth General Assembly.

ELIZABETH ISAACSON
Chief Clerk of the House

Approved March 29, 2000

THOMAS J. VILSACK
Governor