

House Study Bill 615

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
JUDICIARY BILL BY
CHAIRPERSON PAULSEN)

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

A BILL FOR

1 An Act relating to the recognition of a civil judgment, decree,
2 or order of the tribal court of the Sac and Fox Indian tribe
3 of the Mississippi in Iowa.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 TLSB 6399YC 81
6 rh/je/5

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1 1 Section 1. Section 626A.1, Code 2005, is amended to read
1 2 as follows:
1 3 626A.1 DEFINITION.
1 4 As used in this chapter unless the context otherwise
1 5 requires, "foreign judgment" means a judgment, decree, or
1 6 order of a court of the United States or of any other court
1 7 which is entitled to full faith and credit in this state. For
1 8 purposes of this chapter, "foreign judgment" includes a
1 9 judgment, decree, or order of the tribal court of the Sac and
1 10 Fox tribe of the Mississippi in Iowa provided that such tribe
1 11 has established a reciprocal provision with the courts of this
1 12 state.

EXPLANATION

1 13 This bill relates to the recognition of a civil judgment,
1 14 decree, or order of the tribal court of the Sac and Fox tribe
1 15 of the Mississippi in Iowa.
1 16 The bill provides that a civil judgment, decree, or order
1 17 issued by the tribal court of the Sac and Fox tribe of the
1 18 Mississippi in Tama county may be recognized and enforced in
1 19 the same manner as a judgment, decree, or order of the
1 20 district court of this state, subject to the procedural
1 21 requirements of Code chapter 626A.
1 22 The tribal court of the Sac and Fox tribe of the
1 23 Mississippi was established by tribal council resolution on
1 24 June 9, 2004, and created an integrated judicial department
1 25 consisting of a court of appeals, trial court, and such lower
1 26 or intermediate courts as the tribal council deems necessary.
1 27
1 28 LSB 6399YC 81
1 29 rh:rj/je/5