

# House Study Bill 190

HOUSE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
JUDICIARY BILL BY  
CHAIRPERSON SWAIM)

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

## A BILL FOR

1 An Act relating to a civil judgment, decree, or order of a court  
2 of a federally recognized Indian tribe and including an  
3 applicability provision.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 2001HC 82  
6 rh/gg/14

PAG LIN

1 1 Section 1. Section 626A.1, Code 2007, 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, a court of a federally  
1 7 recognized Indian tribe provided the cause of action accrued  
1 8 on or after the effective date of this Act, or of any other  
1 9 court which is entitled to full faith and credit in this  
1 10 state.

1 11 Sec. 2. APPLICABILITY. This Act applies to judgments,  
1 12 decrees, and orders of a federally recognized Indian tribe  
1 13 relating to causes of action accruing on or after the  
1 14 effective date of this Act. This Act shall not be construed  
1 15 to diminish or increase any right under statutory or common  
1 16 law to seek or obtain the enforcement of judgments, decrees,  
1 17 and orders of a federally recognized Indian tribe relating to  
1 18 causes of action accruing before the effective date of this  
1 19 Act.

### EXPLANATION

1 21 This bill relates to a civil judgment, decree, or order of  
1 22 a court of a federally recognized Indian tribe.

1 23 The bill provides that a civil judgment, decree, or order  
1 24 issued by a federally recognized Indian tribe that is based  
1 25 upon a cause of action that accrued on or after the effective  
1 26 date of the bill, may be recognized and enforced in the same  
1 27 manner as a judgment, decree, or order of a district court of  
1 28 this state, subject to the requirements of Code Chapter 626A,  
1 29 Iowa's uniform enforcement of foreign judgments Act.

1 30 The bill applies to judgments, decrees, and orders of a  
1 31 federally recognized Indian tribe relating to causes of action  
1 32 accruing on or after the effective date of the bill. The bill  
1 33 shall not be construed to diminish or increase any right under  
1 34 statutory or common law to seek or obtain the enforcement of  
1 35 judgments, decrees, and orders of a federally recognized  
2 1 Indian tribe relating to causes of action accruing before the  
2 2 effective date of the bill.

2 3 LSB 2001HC 82

2 4 rh:rj/gg/14