

**House File 2105 - Introduced**

HOUSE FILE 2105

BY FISHER

**A BILL FOR**

1 An Act relating to an agent's termination or suspension of  
2 authority for a power of attorney.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 633B.110, subsection 2, Code 2018, is  
2 amended by adding the following new paragraphs:

3 NEW PARAGRAPH. *e.* The agent is named as having abused the  
4 principal in a founded dependent adult abuse report related to  
5 the principal's financial resources.

6 NEW PARAGRAPH. *f.* The agent is convicted of dependent adult  
7 abuse related to the principal's financial resources.

8 EXPLANATION

9 The inclusion of this explanation does not constitute agreement with  
10 the explanation's substance by the members of the general assembly.

11 This bill relates to the termination or suspension of an  
12 agent's authority to act for a principal under a power of  
13 attorney.

14 Code section 633B.110 currently provides that an agent's  
15 authority for a power of attorney terminates upon the  
16 occurrence of several circumstances including but not limited  
17 to when the principal revokes the authority; the agent dies,  
18 becomes incapacitated, or resigns; or an action is filed for  
19 the dissolution or annulment of the agent's marriage to the  
20 principal or for their legal separation, unless the power of  
21 attorney otherwise provides. The bill amends the Code section  
22 to include an additional circumstance under which an agent's  
23 authority terminates, namely, if the agent is named as the  
24 abuser in a founded dependent adult abuse report related to the  
25 principal's financial resources or is convicted of dependent  
26 adult abuse related to the principal's financial resources.