

House Study Bill 25 - Introduced

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

A BILL FOR

1 An Act relating to the requirements for certifications of trust
2 and including applicability provisions.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 633A.4604, subsection 2, Code 2019, is
2 amended to read as follows:

3 2. The certification of trust must ~~contain a statement do~~
4 all of the following:

5 a. State that the trust has not been revoked, modified,
6 or amended in any manner ~~which that~~ would cause the
7 representations ~~contained~~ in the certification of trust to be
8 incorrect ~~and must contain a statement that it is being.~~

9 b. Be signed by ~~all of the~~ a currently acting ~~trustees of~~
10 ~~the trust and is sworn and~~ trustee or the attorney of an acting
11 trustee.

12 c. Be subscribed and sworn to under penalty of perjury
13 before a notary public as provided in [chapter 9B](#).

14 Sec. 2. APPLICABILITY. This Act applies to certifications
15 of trust signed on and after July 1, 2019.

16 EXPLANATION

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

19 This bill relates to the requirements for a certification
20 of trust. Under current law, the certification of trust must
21 contain a statement that it is being signed by all of the
22 currently acting trustees of the trust. Under the bill, the
23 certification of trust must be signed by an acting trustee
24 or the attorney for an acting trustee. The bill applies to
25 certifications of trust signed on and after July 1, 2019.