

## CHAPTER 264

## JUDGES OF COURTS OF RECORD

S. F. 223

AN ACT to amend, revise and codify section sixty-nine hundred sixty-seven (6967) of the compiled code of Iowa, relating to judges.

*Be it enacted by the General Assembly of the State of Iowa:*

That section sixty-nine hundred sixty-seven (6967) of the compiled code of Iowa is amended, revised and codified to read as follows:

1 SECTION 1. **Judges—eligibility—not to practice law.** No person  
2 shall be eligible to the office of judge of a court of record who is not,  
3 at the time of his election, an attorney at law, duly admitted to prac-  
4 tice under the laws of this state. During the time that he is holding  
5 such office he shall not practice as an attorney or counselor or give  
6 advice in relation to any action pending or about to be brought in any  
7 of the courts of the state. Nothing contained in this section shall be  
8 construed to prohibit police court judges from practicing as attorneys  
9 and counselors in civil matters.

[C. C. 6967, modified.]

Approved February 15, A. D. 1923.

## CHAPTER 265

## COURTS OF CONCILIATION

H. F. 224

AN ACT to amend chapter four (4) of title twenty-eight (28) of the compiled code of Iowa, relating to judges and courts, and rules for conciliation of certain controversies.

*Be it enacted by the General Assembly of the State of Iowa:*

That chapter four (4) of title twenty-eight (28) of the compiled code of Iowa is amended by adding thereto the following:

1 SECTION 1. **Rules for conciliation—conciliators.** The judges of the  
2 district court for their districts, the judges of the superior court for  
3 their districts, and the judges of the municipal court for their dis-  
4 tricts may adopt and enforce rules prescribing the manner of settle-  
5 ment of controversies by conciliation and the duties of the clerks of  
6 the several courts in respect thereto; may appoint conciliators or any  
7 judge may act as such, but no judge shall preside at the trial of any  
8 action involving a controversy in which he has acted as conciliator.

[New.]

1 SEC. 2. **Procedure.** No party shall be represented by counsel, ex-  
2 cept by consent of the conciliator. The proceedings shall be informal

3 and no record thereof shall be preserved except the agreement of  
4 settlement signed by the parties. The judge may direct the same to  
5 be filed in the office of the clerk and judgment to be entered thereon.

[New.]

1 **SEC. 3. Bar to action—exceptions.** In districts in which rules for  
2 conciliation are adopted and the conciliators appointed, no person may  
3 maintain an action for the recovery of a disputed claim of one hun-  
4 dred (\$100.00) dollars, or less unless he alleges and proves by certifi-  
5 cate of the conciliator that he has made a good faith effort to settle  
6 the controversy. This section shall not apply to suits aided by attach-  
7 ment, or to enforce a lien, or for replevin, or upon written contracts  
8 when due, or in cases where the petition states that the defendant  
9 is about to change his residence from the county, or where either  
10 party to the controversy is a nonresident of the county in which the  
11 conciliator is acting.

1 **SEC. 4. Speedy determination certain causes.** Such judges shall  
2 adopt rules for the speedy determination of causes involving com-  
3 paratively small amounts as stated in such rules, and the clerks shall  
4 enter such causes upon a separate short cause calendar. It shall be  
5 the duty of the court to set aside a day or days each week when such  
6 causes will be heard. Before entering upon the trial of any such cause,  
7 the judge or court will, if practicable, bring the parties together and  
8 endeavor to secure a settlement thereof by conciliation or arbitration.

[New.]

Approved April 20, A. D. 1923.

## CHAPTER 266

### CLERK OF DISTRICT COURT

S. F. 225

AN ACT to amend, revise and codify sections six thousand nine hundred seventy-two (6972), six thousand nine hundred eighty (6980), and six thousand nine hundred eighty-two (6982) of the compiled code of Iowa, relating to the clerk of the district court.

*Be it enacted by the General Assembly of the State of Iowa:*

That section six thousand nine hundred seventy-two (6972) of the compiled code of Iowa is amended, revised and codified to read as follows:

1 **SECTION 1. Office—duties.** The clerk of the district court shall  
2 keep his office at the county seat, attend the sessions of the district  
3 court himself or by deputy, keep the records, papers and seal, and  
4 record the proceedings of the court as hereinafter directed, under the  
5 direction of the judge.

[C. C. 6972.]

1 **SEC. 2. Clerk to notify parties of payment of money.** When money  
2 to the amount of five hundred dollars (\$500.00) or more is paid to