

CHAPTER 262

BANKING DEPARTMENT REPORTS

H. F. 69

AN ACT to repeal section five hundred thirty-two point twenty (532.20), Code 1958, relating to trust reports to the superintendent of banking.

Be It Enacted by the General Assembly of the State of Iowa:

- 1 SECTION 1. Section five hundred thirty-two point twenty (532.20),
- 2 Code 1958, is hereby repealed.

Approved April 10, 1961.

CHAPTER 263

COMMON TRUST FUNDS

S. F. 292

AN ACT relating to common trust funds and to make uniform the law with reference thereto.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Establishment of common trust funds. Any bank
 2 or trust company qualified to act as fiduciary in this state may estab-
 3 lish common trust funds for the purpose of furnishing investments to
 4 itself as fiduciary, or to itself and others, as co-fiduciaries; and may,
 5 as such fiduciary or co-fiduciary, invest funds which it lawfully holds
 6 for investment in interests in such common trust funds, if such in-
 7 vestment is not prohibited by the instrument, judgment, decree, or
 8 order creating such fiduciary relationship, and if, in the case of co-
 9 fiduciaries, the bank or trust company procures the consent of its co-
 10 fiduciaries to such investment. If the instrument creating the fiduciary
 11 relationship gives to the bank or trust company the exclusive right to
 12 select investments, the consent of the co-fiduciary shall not be required.

1 SEC. 2. Court accountings. Unless ordered by a court of com-
 2 petent jurisdiction the bank or trust company operating such common
 3 trust funds is not required to render a court accounting with regard
 4 to such funds; but it may, by application to the district court, secure
 5 approval of such an accounting on such conditions as the court may
 6 establish.

7 When an accounting of a common trust fund is presented to a
 8 court for approval, the court shall assign a time and place for hearing
 9 and order notice thereof by: (1) publication once each week for three
 10 (3) consecutive weeks in a newspaper of general circulation, pub-
 11 lished in the county in which the bank or trust company operating
 12 the common trust fund is located, the first publication to be not less
 13 than twenty (20) days prior to the date of hearing, and (2) sending
 14 by ordinary mail not less than fourteen (14) days prior to the date
 15 of hearing a copy of the notice prescribed to all beneficiaries of the
 16 trust participating in the common trust fund whose names are known
 17 to the bank or trust company from the records kept by it in the regular
 18 course of business in the administration of said trusts, directed to