

4 The period of limitation above described shall be computed omitting
5 any time when:

6 a. The defendant is a nonresident of the state, or

7 b. In those cases involving personal injuries or death resulting
8 from a felony or indictable misdemeanor, while the identity of the
9 defendant is unknown after diligent effort has been made to dis-
10 cover it.

1 SEC. 2. The provisions of this Act shall be effective January 1,
2 1970, and to this extent the provisions of this Act are retroactive.

1 SEC. 3. This Act, being deemed of immediate importance, shall
2 take effect and be in force from and after its publication in The Story
3 City Herald, a newspaper published in Story City, Iowa, and in the
4 Emmetsburg Reporter, a newspaper published in Emmetsburg, Iowa.

Approved April 22, 1972.

I hereby certify that the foregoing Act, Senate File 1057, was published in The Story City Herald, Story City, Iowa, May 10, 1972, and in the Emmetsburg Reporter, Emmetsburg, Iowa, May 2, 1972.

MELVIN D. SYNHORST, *Secretary of State*.

CHAPTER 1127

ACTIONS ARISING FROM INJURY OR DAMAGE

S. F. 1026

AN ACT relating to actions arising out of injuries or damages to property.

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

1 SECTION 1. Section six hundred sixteen point eighteen (616.18),
2 Code 1971, is amended to read as follows:

3 **616.18 Motor vehicle damage actions.** Actions arising out of in-
4 juries to a person or damage to property caused by the operation of
5 any motor vehicle may be brought in the county in which the defend-
6 ant, or one of the defendants, is a resident or in the county in which
7 the injury or damage is sustained.

8 ~~Where an action is commenced in the county in which the injury or~~
9 ~~damage occurred, and which county is not the residence of the defend-~~
10 ~~ants or one of them, a defendant at any time before answering may~~
11 ~~file a motion to require the plaintiff to furnish a bond for costs and~~
12 ~~before any other proceedings in the action the plaintiff must file in~~
13 ~~the clerk's office a bond to be approved by the clerk in an amount to~~
14 ~~be fixed by the court for the payment of costs; but in no event shall a~~
15 ~~bond for costs be required for more than one hundred dollars.~~

Approved March 17, 1972.