

633.71 Legal effect of appointment.

1. By qualifying as fiduciary, any resident or nonresident person submits to the jurisdiction of the court making the appointment of the fiduciary and, in addition, shall be deemed to agree to all of the following:

a. All property coming into the fiduciary's hands is subject to the jurisdiction of the court wherein are pending the proceedings in which the fiduciary is serving.

b. The fiduciary is subject to all orders entered by the court in the proceedings in which the fiduciary is serving and notices served upon the fiduciary with respect to the proceedings, that are in compliance with the procedure prescribed by this probate code, have the same force and effect as if such service had been personally made upon the fiduciary within the state.

c. The fiduciary is subject to the jurisdiction of the courts of this state in all actions and proceedings against the fiduciary arising from or growing out of the fiduciary relationship and activities; service of process in such actions and proceedings may be made upon the fiduciary by serving the original notice upon the fiduciary outside this state; and such service has the same force and effect as though the service had been personally made upon the fiduciary within this state.

2. The clerk of the court in which is pending the proceedings in which the fiduciary is serving is the lawful attorney or resident agent of such nonresident fiduciary upon whom service of process may be made whether such process be an order of the court entered in the proceedings in which the fiduciary is serving or an original notice of an action arising from or growing out of the fiduciary relationship and activities of the nonresident fiduciary.

[C71, 73, 75, 77, 79, 81, §633.71]

[2005 Acts, ch 38, §51](#); [2020 Acts, ch 1063, §335](#)

Section amended