

J. M. PARKER, from the committee on judiciary, submitted the following report:

MR. SPEAKER:

Your committee on judiciary, to whom was referred house file No. 129, a bill for an act to regulate admission to practice as attorneys and counsellors in the courts of this state, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the house with the recommendation that it be amended as follows: In the second line of section 5, after the words "United States," add "or any foreign state"; in the sixth line strike out "one" and insert "three," and add to section 5 the following: "*Provided*, that, in case the practice of such applicant shall have been less than three years, he may be admitted forthwith by passing the examination provided in this act," and, so amended, the bill do pass.

Ordered passed on file.

J. M. PARKER, *Chairman*.

HOUSE FILE NO. 129.]

[BY DUNCOMBE.

A BILL

FOR AN ACT TO REGULATE ADMISSION TO PRACTICE AS ATTORNEYS AND
COUNSELORS IN THE COURTS OF THIS STATE.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, The power to admit
2 persons to practice as attorneys and counselors in the courts of this state, or any of them,
3 is hereby vested exclusively in the supreme court.

SEC. 2. Every applicant for such admission must be at least twenty-one years of age, of
2 good moral character, and an inhabitant of this state, and must have actually and in good
3 faith pursued a regular course of study of the law for a period of at least two full years,
4 either in the office of a member of the bar of this state, residing therein and in regular prac-
5 tice, or in some reputable law school in the United States, or partly in such office and partly
6 in such law school: *provided*, that in reckoning such period of study, the school year of any
7 such law school, consisting of not less than thirty-six weeks, exclusive of vacations, shall be
8 considered equivalent to a full year of twelve months.

SEC. 3. Every such applicant shall also be examined by the court, or by a committee of
2 not less than three members of the bar, appointed by the court for that purpose, as to his or

3 her learning and skill in the law; and the court must be satisfied, before admitting such ap-
 4 plicant to practice, that said applicant has actually and in good faith devoted the time herein-
 5 before required to the study of the law, and possesses the requisite learning and skill.

SEC. 4. Such examinations shall be held in open court: *provided*, that graduates of the
 2 law department of the State University of Iowa may be examined at the university, at Iowa
 3 City, by a committee of not less than three members of the bar, appointed by the Supreme
 4 court for that purpose; and on production of their diplomas from said law department, and
 5 a certificate by such committee that they have examined such applicant, and are of opinion
 6 that said applicant is possessed of the learning and skill requisite for the practice of the law,
 7 such graduates may be exempted from any further examination as to such learning and skill.
 8 And any such graduate, on presenting such diploma and certificate to any justice of the su-
 9 preme court, in a vacation of said court, and on satisfying said justice that such applicant
 10 possesses the qualifications of age, residence, character, and period of study required by this
 11 act, may be permitted by such justice to take and subscribe the oath of office as an attorney
 12 before him; and on filing the said oath, and the certificate of examination hereinbefore pro-
 13 vided for, and an order signed by such justice for the admission of such applicant to the bar,
 14 with the clerk of the supreme court, an order shall forthwith be entered on the record by
 15 the said clerk, admitting such applicant to practice.

SEC. 5. Any person becoming a resident of this state, after having been admitted to the
 2 bar of any other of the United States in which such person has previously resided may, in
 3 the discretion of the court, be admitted to practice in this state without examination or proof
 4 of period of study, as hereinbefore provided, on proof of the other qualifications by this act
 5 required, and on producing to the court satisfactory evidence that such applicant has prac-
 6 ticed law for not less than one year in such other state, after being duly admitted to the bar
 7 in accordance with the laws thereof.

SEC. 6. All persons, on being admitted to the bar, shall take an oath to support the con-
 2 stitution of the United States, and of the state of Iowa, and to discharge faithfully the du-
 3 ties of an attorney and counselor, according to the best of their ability.

SEC. 7. The supreme court may, by general rule, prescribe the mode in which examina-
 2 tions of applicants shall be conducted, and in which their qualifications as to age, residence,
 3 character and period of study shall be proved; and may make any further rules, not incon-
 4 sistent with this act, for the purpose of carrying out its object, and securing to the state an
 5 able, learned and worthy bar.

SEC. 8. Any member of the bar of another state, actually engaged in any cause or matter
 2 pending in any court of this state, may be permitted by such court to appear in and conduct

3 such case or matter while retaining his residence in such other state, without being subject
4 to the foregoing provisions of this act.

SEC. 9. Sections 208, 209 and 210 of the Code are hereby repealed. But nothing herein
2 contained shall affect or impair the right of any person heretofore admitted to practice in any
3 of the courts of this state, to continue so to practice.