

February 1, 1951.
Passed on File.

House File 318
By JUDICIARY I.

Passed House, Date
Vote: Ayes..... Nays.....
Passed Senate, Date.....
Vote: Ayes..... Nays.....
Approved

A BILL FOR

An Act relating to claims against estates, guardianships or trusts, limiting the time within which action may be taken on such claims, and limiting the time within which action may be taken to contest the final settlement or discharge of an administrator, executor, guardian or trustee.

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

1 Section 1. All claims or other demands against an estate,
2 guardianship, or trust, or against the legal representatives
3 or fiduciaries thereof, are barred, unless action is taken
4 to contest the final settlement or discharge of the
5 administrator, executor, guardian, or trustee, within five
6 (5) years after the order of discharge is entered, whether
7 or not the provisions of sections six hundred thirty-three
8 point forty-six (633.46), six hundred thirty-eight point
9 thirty-six (638.36), four hundred twenty-two point twenty-three
10 (422.23), four hundred twenty-two point twenty-seven (422.27),
11 four hundred twenty-two point fourteen (422.14), six hundred
12 eighty-two point thirty-five (682.35), of the 1950 Code of
13 Iowa, have been complied with.

EXPLANATION OF H. F. 318

This bill fixes five years as the time within which an action must be brought to contest the final settlement or discharge of an administrator, executor, guardian or trustee. This conforms to Chapter 614, Code. The reason for the bill is to make the statute of limitation certain in such cases and to conform to the general limitation period as provided in Section 614.1, par. 5.