

MAR 2 2001
JUDICIARY

HOUSE FILE 483
BY TREMMEL

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

A BILL FOR

1 An Act relating to the authentication of out-of-state judicial
2 records.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 483

1 Section 1. Section 622.53, Code 2001, is amended to read
2 as follows:

3 622.53 JUDICIAL RECORD -- STATE OR FEDERAL COURTS.

4 A judicial record of this state, including the filed
5 certified shorthand notes of the official court reporter as
6 transcribed or a court of the United States may be proved by
7 the production of the original, or a copy of it certified by
8 the clerk or person having the legal custody of it,
9 authenticated by the custodian's seal of office, if there is a
10 seal. ~~That~~ A judicial record of another state may be proved
11 by the attestation of the clerk and the seal of the court
12 annexed, if there is a seal, ~~together with a certificate of a~~
13 ~~judge, chief justice, or presiding magistrate that the~~
14 ~~attestation is in due form of law.~~

15 EXPLANATION

16 This bill relates to the authentication of out-of-state
17 judicial records. The bill eliminates the need for a judge,
18 chief justice, or presiding magistrate to provide a
19 certificate attesting to the authenticity of the out-of-state
20 record, where the out-of-state record is proved by an original
21 or certified copy as correct by the clerk and the seal of the
22 court, if there is a seal.

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