

JAN 15 2002  
JUDICIARY

HOUSE FILE 2037  
BY MILLAGE

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to notarial acts by judicial officers.  
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2037

1 Section 1. Section 9E.6A, unnumbered paragraph 1, Code  
2 Supplement 2001, is amended to read as follows:

3 Each person performing a notarial act pursuant to section  
4 9E.10 must acquire and use a stamp or seal as provided in this  
5 chapter. However, this section shall not apply to a notarial  
6 act performed by a judicial officer as defined in section  
7 602.1101, if the notarial act is performed in accordance with  
8 rules prescribed by the supreme court under chapter 602. This  
9 section shall also not apply to a person performing a notarial  
10 act under federal authority.

11 PARAGRAPH DIVIDED. The stamp or seal as required in this  
12 section shall contain all of the following:

13 EXPLANATION

14 In the 2001 Session, the general assembly enacted House  
15 File 259 (2001 Iowa Acts, ch. 38) amending Code chapter 9E  
16 regulating notarial officers or other officers authorized to  
17 perform notarial acts under statute, including judges. House  
18 File 259, in part, created Code section 9E.6A requiring the  
19 use of stamps or seals. The Code section created an exception  
20 for persons performing a notarial act under federal authority.  
21 This bill creates another exception for a notarial act  
22 performed by a judicial officer, if the notarial act is  
23 performed in accordance with rules prescribed by the supreme  
24 court. A judicial officer includes a supreme court justice, a  
25 judge of the court of appeals, a district judge, a district  
26 associate judge, an associate juvenile judge, an associate  
27 probate judge, or a magistrate.

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