

CHAPTER 71
QUALIFICATIONS OF SURETIES
S.F. 230

AN ACT relating to qualifications of sureties.

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

Section 1. Section 682.4, Code 1985, is amended to read as follows:

682.4 QUALIFICATIONS OF SURETIES.

Each personal surety shall execute and file with the clerk an affidavit that the surety owns real estate subject to execution, other than real estate held in joint tenancy between persons other than cosureties, equal to double the amount of the bond, and shall include in such the affidavit the total amount of the surety's obligations as surety on other official or statutory bonds. ~~Where~~ If there are two or more sureties ~~in on~~ the same bond, they must in the aggregate have the qualification prescribed in this section.

Approved May 1, 1985

CHAPTER 72
RECOVERY OF ATTORNEY'S FEE
S.F. 289

AN ACT relating to the filing of an affidavit prior to the taxing of attorney's fees for the recovery on a contract containing an agreement to pay an attorney's fee.

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

Section 1. Section 625.24, Code 1985, is amended to read as follows:

625.24 AFFIDAVIT REQUIRED.

The attorney's fee allowed in sections 625.22 and 625.23 shall not be taxed in any case unless it ~~shall appear~~ appears by affidavit of the attorney, ~~filed with the petition at the commencement of the action, that there has been, and is, no agreement between such attorney and the attorney's client, express or implied, nor between the attorney and any other person, except a practicing attorney engaged with the attorney as an attorney in the cause, for any division or~~