

**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

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**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~~

sharing of the fee to be taxed, which, when taxed that there is not and has not been an agreement between the attorney and the attorney's client or any other person, express or implied, for any division or sharing of the fee to be taxed. This limitation does not apply to a practicing attorney engaged with the attorney as an attorney in the cause. The affidavit shall be filed prior to any attorney's fees being taxed. When fees are taxed, they shall be only in favor of a regular attorney and as compensation for services actually rendered in the action.

Approved May 1, 1985

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**CHAPTER 73**  
FILLING OF PRESCRIPTIONS  
*S.F. 306*

**AN ACT** relating to certain requirements for the filling of prescriptions for controlled substances and poisons.

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

Section 1. Section 205.3, Code 1985, is amended to read as follows:  
205.3 PRESCRIPTIONS.

~~No~~ A person shall not fill any prescriptions calling for any of the drugs a prescription for a drug required by chapter 204 or this chapter to be furnished only upon written prescription unless the same be prescription is ordered for a medical, dental, or veterinary purposes purpose only, and unless the physician, dentist, or veterinarian prescribing the same be personally known to such person, and no such prescription shall be refilled.

Approved May 6, 1985