

Sec. 20. CODE EDITOR'S DIRECTIVE. Section 476A.33 shall be transferred to new section 390.22.

Sec. 21. CODE EDITOR'S DIRECTIVE. Section 476A.34 shall be transferred to new section 390.23.

Sec. 22. CODE EDITOR'S DIRECTIVE. Section 476A.35 shall be transferred to new section 390.24.

Sec. 23. CODE EDITOR'S DIRECTIVE. Section 476A.36 shall be transferred to new section 390.25.

Approved March 2, 2010

CHAPTER 1019

CIVIL SERVICE COMMISSIONERS — PROHIBITED ACTIVITIES AND INTERESTS

S.F. 2350

AN ACT relating to prohibited contracts and activities for civil service commissioners.

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

Section 1. Section 400.2, subsection 2, paragraphs a and b, Code Supplement 2009, are amended to read as follows:

a. Sell to, or in any manner become parties, directly or indirectly, to any contract to furnish supplies, material, or labor to the city unless the sale is made or the contract is awarded by competitive bid in writing, publicly invited and opened.

b. Have an interest, direct or indirect, in any contract or job of work or material or the profits thereof or services to be furnished or performed for the city unless the contract or job is awarded by competitive bid in writing, publicly invited and opened.

Approved March 2, 2010

CHAPTER 1020

DISCLAIMERS OF PROPERTY INTERESTS

H.F. 2253

AN ACT relating to Iowa's uniform disclaimer of property interest Act.

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

Section 1. Section 633E.4, Code 2009, is amended to read as follows:

633E.4 Tax qualified disclaimer.

~~Notwithstanding~~ Except as provided in sections 633E.13 and 633E.15, notwithstanding any other provision of this chapter, any disclaimer or transfer that meets the requirements of section 2518 of the Internal Revenue Code, ~~as now or hereafter amended, or any successor statute thereto,~~ and the regulations promulgated thereunder, for the purpose of being a tax qualified disclaimer with the effect that the disclaimed or transferred interest is treated as never having been transferred to the disclaimant is effective as a disclaimer under this

chapter. For purposes of this section, "Internal Revenue Code" means the same as defined in section 422.3.

Sec. 2. Section 633E.7, subsection 1, Code 2009, is amended by striking the subsection and inserting in lieu thereof the following:

1. Upon the death of a holder of jointly held property, either of the following may occur:

a. If, during the deceased holder's lifetime, the deceased holder could have unilaterally regained a portion of the property attributable to the deceased holder's contribution without the consent of any other holder, a surviving holder may disclaim, in whole or in part, a fractional share of that portion of the property attributable to the deceased holder's contributions determined by dividing the number one by the number of joint holders alive immediately after the death of the holder to whose death the disclaimer relates.

b. For all other jointly held property, a surviving holder may disclaim, in whole or in part, a fraction of the whole of the property the numerator of which is one and the denominator of which is the product of the number of joint holders alive immediately before the death of the holder to whose death the disclaimer relates multiplied by the number of joint holders alive immediately after the death of the holder to whose death the disclaimer relates.

Sec. 3. Section 633E.7, Code 2009, is amended by adding the following new subsection: NEW SUBSECTION. 4. A noncitizen spouse who is a surviving joint tenant of real property interests created after July 13, 1988, can disclaim the spouse's interest to the full extent permitted under section 633E.4.

Sec. 4. Section 633E.13, subsection 5, Code 2009, is amended to read as follows:

5. A disclaimer is barred or limited if so provided by law other than this chapter, except as provided in subsection 7.

Sec. 5. Section 633E.13, Code 2009, is amended by adding the following new subsection: NEW SUBSECTION. 7. A disclaimer may be made at any time unless otherwise barred and any other law that would bar a disclaimer due to the passage of time shall not apply under this chapter.

Sec. 6. Section 633E.14, subsection 2, Code 2009, is amended to read as follows:

2. This chapter does not limit any right of a person to ~~waive, release, disclaim, or renounce~~ disclaim an interest in or power over property under a ~~law~~ statute other than this chapter.

Approved March 2, 2010

CHAPTER 1021

JUDGMENT LIENS ON HOMESTEADS

H.F. 2282

AN ACT relating to judgment liens on homesteads.

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

Section 1. Section 624.23, subsection 2, Code 2009, is amended to read as follows:

2. a. Judgment liens described in subsection 1 do not ~~remain a lien upon~~ attach to real estate of the defendant, ~~platted~~ occupied as a homestead pursuant to ~~section 561.4, chapter 561, except as provided in section 561.21 or if the real estate claimed as a homestead exceeds the limitations prescribed in sections 561.1 through 561.3.~~

b. A claim of lien against real estate claimed as a homestead is barred unless execution is levied within thirty days of the time the defendant, ~~or the defendant's agent, or a person~~