

Re Judiciary 2/22/85 D. Cass 4/8

FILED FEB 11 1985

SENATE FILE 230  
Formerly SSB 111  
BY COMMITTEE ON JUDICIARY  
*(Approved 2/11/84)*

Passed Senate, Date 2-19-85 (p. 435) Passed House, Date 4-15-85 (p. 1535)  
Vote: Ayes 46 Nays 0 Vote: Ayes 91 Nays \_\_\_\_\_  
Approved May 1, 1985 (p. 1874)

### A BILL FOR

1 An Act relating to qualifications of sureties.  
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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51-2930

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

3 682.4 QUALIFICATIONS OF SURETIES.

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

13 EXPLANATION

14 This bill provides that the prohibition against the use of  
15 real estate held in joint tenancy for qualification of a per-  
16 sonal surety does not apply to real estate in joint tenancy  
17 between cosureties.

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SSB 111

JUDICIARY: Doyle, Chair: Mann and Ritsema

SSB 111

Judiciary

SENATE FILE 230

BY (PROPOSED COMMITTEE ON JUDICIARY BILL)

*New SF 230*

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

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ROBERT T. ANDERSON  
President of the Senate

DONALD D. AVENSON  
Speaker of the House

SENATE FILE 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

I hereby certify that this bill originated in the Senate and is known as Senate File 230, Seventy-first General Assembly.

K. MARIE TRAYER  
Secretary of the Senate

Approved May 1, 1985

TERRY E. BRANSTAD  
Governor