

JUDICIARY: Varn, Chair: Fraise and Holt

JAN 29 1987

Place On Calendar

HOUSE FILE 130

BY COMMITTEE ON JUDICIARY
AND LAW ENFORCEMENT

(Formerly House Study Bill 36)

Passed House, Date 2-5-87 (p. 213)

Passed Senate, Date 2-25-87 (p. 477)

Vote: Ayes 97 Nays 0

Vote: Ayes 43 Nays 0

Approved May 29, 1987

Repassed House 4/27/87 (p. 1663)
97-0

Repassed Senate 5/1/87 (p. 1656)
43-0

A BILL FOR

- 1 An Act relating to the notice required for forfeiture of real
- 2 estate contracts.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

HOUSE FILE 130

S-3081

- 1 Amend House File 130 as passed by the House as
- 2 follows:
- 3 1. Page 1, by striking lines 5 through 7 and
- 4 inserting the following: "real estate, if different
- 5 than the vendee, and on all the vendee's mortgages of
- 6 record. The vendee's mortgages of record shall
- 7 include all assignees for collateral purposes."

S-3081

Filed February 25, 1987
ADOPTED (p. 477)

BY RICHARD VARN

HOUSE AMENDMENT TO
SENATE AMENDMENT TO

S-3896

HOUSE FILE 130

- 1 Amend the Senate Amendment H-3130 to House File 130
- 2 as passed by the House as follows:
- 3 1. Page 1, line 5, by striking the word
- 4 "mortgages" and inserting the word "mortgagees".
- 5 2. Page 1, line 6, by striking the word
- 6 "mortgages" and inserting the word "mortgagees".
- 7 3. Page 1, line 7, by inserting after the word
- 8 "assignees" the words "of record".

S-3896

Filed April 29, 1987
Senate concurred 5/1/87 (p. 1656)

RECEIVED FROM THE HOUSE

1 Section 1. Section 656.2, subsections 2 and 3, Code 1987,
2 are amended to read as follows:

S-30813 2. The vendor shall also serve a copy of the notice
4 required in subsection 1 on the person in possession of the
5 real estate, if different than the vendee, and on all the
6 vendee's recorded assignees for collateral purposes and on all
7 the vendee's mortgagees of record.

8 3. As used in this section, the terms "vendor" and
9 "vendee" include a successor in interest but the term "vendee"
10 excludes a vendee who assigned or conveyed of record all of
11 the vendee's interest in the real estate.

12 EXPLANATION

13 This bill specifies those persons who are to be served
14 notice on the forfeiture of real estate. It includes a
15 vendee's recorded assignees for collateral purposes and
16 specifies that it is vendee's mortgagees of record which must
17 receive notice and not all of the vendor's mortgagees. It
18 also excludes any vendees who have assigned or conveyed all of
19 their interest in the property.

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SENATE AMENDMENT TO HOUSE FILE 130

H-3130

1 Amend House File 130 as passed by the House as
2 follows:

3 1. Page 1, by striking lines 5 through 7 and
4 inserting the following: "real estate, if different
5 than the vendee, and on all the vendee's mortgages of
6 record. The vendee's mortgages of record shall
7 include all assignees for collateral purposes."

H-3130 FILED MARCH 2, 1987

RECEIVED FROM THE SENATE

House amended (3926) corrected

4/27/87 (j 1663)

HOUSE FILE 130

H-3137

1 Amend the Senate Amendment H-3130 to House File 130
2 as passed by the House as follows:

3 1. Page 1, line 5, by striking the word
4 "mortgages" and inserting the word "mortgagees".

5 2. Page 1, line 6, by striking the word
6 "mortgages" and inserting the word "mortgagees".

H-3137 FILED MARCH 3, 1987

BY MCKINNEY of Dallas

7/15 4/27 (j 1663)

HOUSE FILE 130

H-3926

1 Amend the Senate Amendment H-3130 to House File 130
2 as passed by the House as follows:

3 1. Page 1, line 5, by striking the word
4 "mortgages" and inserting the word "mortgagees".

5 2. Page 1, line 6, by striking the word
6 "mortgages" and inserting the word "mortgagees".

7 3. Page 1, line 7, by inserting after the word
8 "assignees" the words "of record".

H-3926 FILED APRIL 23, 1987

BY MCKINNEY of Dallas

6. digitized 4/27/87 (j 1663)

HSB 36

Judiciary & Law Enforcement

HOUSE FILE

New 155

BY (PROPOSED COMMITTEE ON JUDICIARY AND LAW ENFORCEMENT BILL)

Passed House, Date _____ Passed Senate, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to the notice required for forfeiture of real
2 estate contracts.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SUB COMMITTEE ASSIGNMENTS

Charles McKinney

COMMITTEE: *Judiciary*

1-19-87

TLSB 1243HC 72

mf/cf/34

1 Section 1. Section 656.2, subsections 2 and 3, Code 1987,
2 are amended to read as follows:

3 2. The vendor shall also serve a copy of the notice
4 required in subsection 1 on the person in possession of the
5 real estate, if different than the vendee, and on all the
6 vendee's recorded assignees for collateral purposes and on all
7 the vendee's mortgagees of record.

8 3. As used in this section, the terms "vendor" and
9 "vendee" include a successor in interest but the term "vendee"
10 excludes a vendee who assigned or conveyed of record all of
11 the vendee's interest in the real estate.

12 EXPLANATION

13 This bill specifies those persons who are to be served
14 notice on the forfeiture of real estate. It includes a
15 vendee's recorded assignees for collateral purposes and
16 specifies that it is vendee's mortgagees of record which must
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excludes a vendee who assigned or conveyed of record all of the vendee's interest in the real estate.

HOUSE FILE 130

AN ACT

RELATING TO THE NOTICE REQUIRED FOR FORFEITURE OF REAL ESTATE CONTRACTS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 656.2, subsections 2 and 3, Code 1987, are amended to read as follows:

2. The vendor shall also serve a copy of the notice required in subsection 1 on the person in possession of the real estate, if different than the vendee, and on all the vendee's mortgagees of record. The vendee's mortgagees of record shall include all assignees of record for collateral purposes.

3. As used in this section, the terms "vendor" and "vendee" include a successor in interest but the term "vendee"

DONALD D. AVENSON
Speaker of the House

JO ANN ZIMMERMAN
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 130, Seventy-second General Assembly.

JOSEPH O'HERN
Chief Clerk of the House
Approved May 29, 1987

TERRY E. BRANSTAD
Governor

HF 130