

Reprinted

FEB 6 1990

LOCAL GOVERNMENT
Am. of 5183. Passed 2/19 (p. 472)

HOUSE FILE 2304
BY PONCY

Passed House, Date 2/26/90 (p. 648) Passed Senate, Date _____
Vote: Ayes 95 Nays 0 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

- 1 An Act relating to notice requirements for sales under execution.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

HOUSE FILE 2304

H-5183

- 1 Amend House File 2304 as follows:
- 2 1. Page 1, by striking line 4, and inserting the
- 3 following:
- 4 "Notice shall be ~~given-by-posting-up~~ posted in at
- 5 least three".
- 6 2. Page 1, by striking line 6, and inserting the
- 7 following: "~~place-where-the-east-district-court-was~~
- 8 held county courthouse. In addition to".
- 9 3. Page 1, by striking line 8 and inserting the
- 10 following: "~~property to-the-amount~~ with a value of
- 11 two hundred dollars or upwards greater is to".

By COMMITTEE ON LOCAL GOVERNMENT
FOGARTY of Palo Alto, Chairperson

H-5183 FILED FEBRUARY 19, 1990
re-petition 2/26 (p. 648)

HF 2304

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1 Section 1. Section 626.75, Code 1989, is amended to read
2 as follows:

3 626.75 POSTING AND PUBLICATION -- COMPENSATION.

51834 Notice shall be given by posting up in at least three
5 public places of the county, one of which shall be at the
6 place where the last district court was held. In addition to
7 which, in case of the sale of real estate, or where personal
8 property to the amount of two hundred dollars or upwards is to
9 be sold, there shall be two weekly publications of such notice
10 in some newspaper printed in the county, to be selected by the
11 party causing the notice to be given, and the first at least
12 four weeks in the case of real estate, or three weeks in the
13 case of personal property, before the date of sale, and the
14 second at a later time before the date of sale. The
15 compensation for such publication shall be the same as is
16 provided by law for legal notices.

17 EXPLANATION

18 This bill provides that notice by publication is to be made
19 at least four weeks before the date of sale if the sale
20 involves real estate under execution, and at least three weeks
21 before the date of sale if the sale involves personal property
22 under execution. The second notice by publication is to occur
23 at a later time, but prior to the date of sale in both cases.

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Sen Local Govt 2/28 No Pass 2/6 (p 903)

HOUSE FILE 2304
BY PONCY

(As Amended and Passed by the House February 26, 1990)

Passed House, Date 2/26/90 (p 645) Passed Senate, Date 3/15/90 (p 1112)
Vote: Ayes 95 Nays 0 Vote: Ayes 41 Nays 0
Approved March 26, 1990

A BILL FOR

1 An Act relating to notice requirements for sales under execution.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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House Amendments _____

1 Section 1. Section 626.75, Code 1989, is amended to read
2 as follows:

3 626.75 POSTING AND PUBLICATION -- COMPENSATION.

4 Notice shall be ~~given-by-posting-up~~ posted in at least
5 three public places of the county, one of which shall be at
6 the ~~place-where-the-last-district-court-was-held~~ county
7 courthouse. In addition to which, in case of the sale of real
8 estate, or where personal property ~~to-the-amount~~ with a value
9 of two hundred dollars or upwards greater is to be sold, there
10 shall be two weekly publications of such notice in some
11 newspaper printed in the county, to be selected by the party
12 causing the notice to be given, and the first at least four
13 weeks in the case of real estate, or three weeks in the case
14 of personal property, before the date of sale, and the second
15 at a later time before the date of sale. The compensation for
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such publication shall be the same as is provided by law for legal notices.

HOUSE FILE 2304

AN ACT

RELATING TO NOTICE REQUIREMENTS FOR SALES UNDER EXECUTION.

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

Section 1. Section 626.75, Code 1989, is amended to read as follows:

626.75 POSTING AND PUBLICATION -- COMPENSATION.

Notice shall be ~~given-by-posting-up~~ posted in at least three public places of the county, one of which shall be at ~~the place-where-the-last-district-court-was-held~~ county courthouse. In addition to which, in case of the sale of real estate, or where personal property ~~to-the-amount with a value~~ of two hundred dollars or upwards greater is to be sold, there shall be two weekly publications of such notice in some newspaper printed in the county, to be selected by the party causing the notice to be given, and the first at least four weeks in the case of real estate, or three weeks in the case of personal property, before the date of sale, and the second at a later time before the date of sale. The compensation for

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 2304, Seventy-third General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

Approved March 26 1990

TERRY E. BRANSTAD
Governor

HF 2304