

S-4/5/95 Judiciary
S-3-7-98 Do Pass
S-4/1/96 Judiciary

MAR 10 1995
Place On Calendar

HOUSE FILE 345
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HSB 239)

Passed House, Date 4/5/95
Vote: Ayes 92 Nays 4
Approved _____

Passed Senate, Date _____
Vote: Ayes _____ Nays _____

A BILL FOR

1 An Act relating to the rate of interest charged on judgments and
2 decrees.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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HF 345

1 Section 1. Section 535.3, Code 1995, is amended to read as
2 follows:

3 535.3 INTEREST ON JUDGMENTS AND DECREES.

4 Interest shall be allowed on all money due on judgments and
5 decrees of courts ~~at the rate of ten percent per year, unless~~
6 as follows:

7 1. At a rate equal to the coupon issue yield equivalent,
8 as determined by the United States secretary of the treasury,
9 of the average accepted auction price for the last auction of
10 fifty-two-week United States treasury bills settled
11 immediately prior to the date of the judgment.

12 2. A different rate which is fixed by the contract on
13 which the judgment or decree is rendered, in which case the
14 judgment or decree shall draw interest at the rate expressed
15 in the contract, not exceeding the maximum applicable rate
16 permitted by the provisions of section 535.2, which rate must
17 be expressed in the judgment or decree.

18 3. The state court administrator shall distribute notice
19 monthly of the rate set under subsection 1 and any changes to
20 that rate to all district courts.

21 4. The interest shall accrue from the date of the
22 commencement of the action.

23 ~~This section does not apply to the award of interest for~~
24 ~~judgments and decrees subject to section 668.13.~~

25 EXPLANATION

26 This bill provides that the rate of interest on judgments
27 and decrees set in section 535.3 is to be equal to the coupon
28 issue rate of 52-week United States treasury bills unless a
29 different rate is set in the judgment or decree. The bill
30 also eliminates language in that section made redundant by the
31 bill providing that the section does not apply to comparative
32 fault actions.

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HSB 239

Kremer, Chair
Schulte
Shultz

SUC JUDICIARY
HOUSE FILE 345
BY (PROPOSED COMMITTEE ON
JUDICIARY BILL BY
CHAIRPERSON HURLEY)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

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