

HSB 603

LOCAL GOVERNMENT

Weidman Chair  
Brauns  
Connors

HOUSE FILE SI 02291  
BY (PROPOSED COMMITTEE ON  
LOCAL GOVERNMENT BILL BY  
CHAIRPERSON VAN ENGELENHOVEN)

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

A BILL FOR

1 An Act relating to judgment liens attaching to city real estate.  
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 624.23, Code 2001, is amended by adding  
2 the following new subsections:

3 NEW SUBSECTION. 5. A judgment lien attaching to the real  
4 estate of a city may be discharged at any time by the city  
5 filing with the clerk of the district court in which the  
6 judgment was entered a bond in the amount for which the  
7 judgment was entered, including court costs and accruing  
8 interest, with surety or sureties to be approved by the clerk,  
9 conditioned for the payment of the judgment amount, interest,  
10 and court costs. If the real estate is located in a county  
11 other than that in which the judgment was entered, the clerk  
12 of the district court in which the judgment was entered shall  
13 certify to the clerk of the district court of the county in  
14 which the real estate is located that the bond has been filed.

15 NEW SUBSECTION. 6. A judgment against a city shall not  
16 give rise to a lien attaching to the streets, alleys, or  
17 utility easements of a city or attaching to the real estate of  
18 a city which is used by the city for transportation, health,  
19 safety, or utility purposes.

20 EXPLANATION

21 This bill allows a city to discharge a judgment lien  
22 against the real estate of the city if the city files a bond  
23 in the amount of the judgment with the clerk of the district  
24 court in which the judgment was entered.

25 The bill also prohibits a judgment lien from attaching to  
26 the streets, alleys, or utility easements of a city or to the  
27 real estate of a city which is used by the city for  
28 transportation, health, safety, or utility purposes.

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5-21/19/02 Local Gov.

FEB 12 2002  
Place On Calendar

HOUSE FILE 2291  
BY COMMITTEE ON LOCAL GOVERNMENT

(SUCCESSOR TO HSB 603)

Passed House, (P. 391) Date 2/18/02 Passed Senate, (P. 711) Date 3-19-02  
Vote: Ayes 97 Nays 0 Vote: Ayes 44 Nays 0  
Approved April 8, 2002

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HF 2291

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2 the following new subsections:

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4 estate of a city may be discharged at any time by the city  
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17 utility easements of a city or attaching to the real estate of  
18 a city which is used by the city for transportation, health,  
19 safety, or utility purposes.

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21 This bill allows a city to discharge a judgment lien  
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HOUSE FILE 2291

AN ACT

RELATING TO JUDGMENT LIENS ATTACHING TO CITY REAL ESTATE.

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

Section 1. Section 624.23, Code 2001, is amended by adding the following new subsections:

NEW SUBSECTION. 5. A judgment lien attaching to the real estate of a city may be discharged at any time by the city filing with the clerk of the district court in which the judgment was entered a bond in the amount for which the judgment was entered, including court costs and accruing interest, with surety or sureties to be approved by the clerk, conditioned for the payment of the judgment amount, interest, and court costs. If the real estate is located in a county other than that in which the judgment was entered, the clerk of the district court in which the judgment was entered shall certify to the clerk of the district court of the county in which the real estate is located that the bond has been filed.

NEW SUBSECTION. 6. A judgment against a city shall not give rise to a lien attaching to the streets, alleys, or utility easements of a city or attaching to the real estate of

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BRENT SIEGRIST  
Speaker of the House

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MARY E. KRAMER  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2291, Seventy-ninth General Assembly.

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MARGARET THOMSON  
Chief Clerk of the House

Approved 4/8, 2002

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THOMAS J. VILSACK  
Governor