

FILED FEB 10 '04

SENATE FILE 2106
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SF 2018)

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

A BILL FOR

1 An Act relating to the jurisdictional limit in small claims
2 court, related fees, and providing effective dates.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23

SF 2106 JUDICIARY

1 Section 1. Section 631.1, subsection 1, unnumbered
2 paragraph 2, Code Supplement 2003, is amended to read as
3 follows:

4 A civil action for a money judgment where the amount in
5 controversy is ~~four-thousand-dollars-or-less-for-actions~~
6 ~~commenced-before-July-17-2002~~, and five thousand dollars or
7 less for actions commenced ~~on-or-after~~ before July 1, 2002
8 2005, and eight thousand dollars or less for actions commenced
9 on or after July 1, 2005, exclusive of interests and costs.

10 Sec. 2. Section 631.1, subsections 3, 4, 5, and 7, Code
11 Supplement 2003, are amended to read as follows:

12 3. The district court sitting in small claims has
13 concurrent jurisdiction of an action of replevin if the value
14 of the property claimed is ~~four-thousand-dollars-or-less-for~~
15 ~~actions-commenced-before-July-17-2002~~, and five thousand
16 dollars or less for actions commenced ~~on-or-after~~ before July
17 1, 2002 2005, and eight thousand dollars or less for actions
18 commenced on or after July 1, 2005. When commenced under this
19 chapter, the action is a small claim for the purposes of this
20 chapter.

21 4. The district court sitting in small claims has
22 concurrent jurisdiction of motions and orders relating to
23 executions against personal property, including garnishments,
24 where the value of the property or garnisheed money involved
25 is ~~four-thousand-dollars-or-less-for-actions-commenced-before~~
26 ~~July-17-2002~~, and five thousand dollars or less for actions
27 commenced ~~on-or-after~~ before July 1, 2002 2005, and eight
28 thousand dollars or less for actions commenced on or after
29 July 1, 2005.

30 5. The district court sitting in small claims has
31 concurrent jurisdiction of an action for abandonment of a
32 manufactured or mobile home or personal property pursuant to
33 section 555B.3, if no money judgment in excess of ~~four~~
34 ~~thousand-dollars-is-sought-for-actions-commenced-before-July~~
35 ~~17-2002~~, and five thousand dollars or less is sought for