

**House File 477 - Introduced**

HOUSE FILE 477

BY KELLEY

**A BILL FOR**

1 An Act relating to the mortgage foreclosure and real estate  
2 protections for certain military service members.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 29A.103, subsection 1, Code 2015, is  
2 amended to read as follows:

3 1. The creditor of a service member who, prior to entry into  
4 military service, has entered into a mortgage contract with the  
5 service member for the purchase of real or personal property  
6 shall not foreclose on the mortgage or repossess the property  
7 for nonpayment or for any breach occurring during military  
8 service or for nine months after release or discharge from  
9 military service without an order from a court of competent  
10 jurisdiction.

11 EXPLANATION

12 The inclusion of this explanation does not constitute agreement with  
13 the explanation's substance by the members of the general assembly.

14 Current law provides that a creditor of a service member who,  
15 prior to entering military service, entered into a mortgage  
16 contract with the service member for the purchase of real  
17 or personal property shall not foreclose on the mortgage or  
18 repossess the property for nonpayment or for any breach during  
19 the service member's military service without an order from  
20 a court of competent jurisdiction. The bill extends this  
21 protection against mortgage foreclosures for nine months  
22 after the service member's release or discharge from military  
23 service.