

38 the power. In every case, the disclaimer shall relate back for all pur-  
 39 poses to the date of the death of the decedent or the donee, as the case  
 40 may be. A person who has a present and a future interest in property  
 41 and disclaims his present interest in whole or in part, shall be deemed  
 42 to have disclaimed his future interest to the same extent. In the event  
 43 of death of the disclaimant within the time allowed for the filing of a  
 44 disclaimer, the right to disclaim shall terminate. In the event of dis-  
 45 ability of a person entitled to disclaim, the court may authorize or  
 46 direct a conservator or guardian to exercise the right to disclaim on  
 47 behalf of the person under disability when it is in his interest that it  
 48 be done.

49 4. Waiver and bar. Any assignment, conveyance, encumbrance,  
 50 pledge or transfer of property or any interest therein or any contract  
 51 therefore,\* or any written waiver of the right to disclaim or any  
 52 acceptance of property or interest therein by an heir, next of kin,  
 53 devisee, legatee, donee, person succeeding to a disclaimed interest,  
 54 beneficiary or person designated to take pursuant to a power of  
 55 appointment exercised by testamentary instrument, and any sale of  
 56 property by execution, made before the expiration of the period in  
 57 which a person may disclaim as provided in this section, bars the right  
 58 to disclaim the property. The right to disclaim granted by this section  
 59 shall exist irrespective of any limitation on the interest of the dis-  
 60 claimant in the nature of a spendthrift provision or similar restric-  
 61 tion. A disclaimer, when filed and recorded as provided in this section  
 62 or a written waiver of the right to disclaim, shall be binding upon the  
 63 disclaimant or person waiving and all parties claiming by, through  
 64 or under him. The right to disclaim shall follow the proceeds of a  
 65 disposition of property by a fiduciary, and shall not affect the dis-  
 66 position.

Approved April 22, 1972.

\*According to enrolled Act.

## CHAPTER 1129

### CHANGING NAMES

S. F. 202

AN ACT relating to changing of names by individuals.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Chapter six hundred seventy-four (674), Code 1971,  
 2 is amended by striking the chapter and inserting in lieu thereof sec-  
 3 tions two (2) through fourteen (14) of this Act.

1 SEC. 2. Any person, under no civil disabilities, who has attained  
 2 his or her majority, desiring to change his or her name, may do so  
 3 by filing a verified petition as provided in this chapter.

1 SEC. 3. The verified petition shall be addressed to the district court  
 2 and shall state:

- 3 1. The name of petitioner and that he or she is a resident of the  
4 county where filed.
- 5 2. A description including height, weight, color of hair, color of  
6 eyes, race, sex, and date and place of birth.
- 7 3. Residence at time of petition and any prior residences for the  
8 past five years.
- 9 4. Reason for change of name, briefly and concisely stated.
- 10 5. A legal description of all real property in this state owned by  
11 the petitioner.

1 SEC. 4. A copy of the petition shall be filed by the clerk of court  
2 with the division for records and statistics of the state department of  
3 health.

1 SEC. 5. A decree of change of name may be granted any time after  
2 thirty days of the filing of the petition.

1 SEC. 6. The decree shall describe the petitioner, giving his or her  
2 name and former name, height, weight, color of hair, color of eyes,  
3 race, sex, date and place of birth and, if a male and married, the  
4 given name of his wife and any minor children affected by the change.  
5 The decree shall also give a legal description of all real property  
6 owned by the petitioner.

1 SEC. 7. If the petitioner is married, his or her spouse must join  
2 in the petition or file his or her written consent with the petition.

3 If the petitioner has a minor child, the petition shall state this fact  
4 and shall state all the information about the child that is required of  
5 a petitioner in section three (3) of this chapter. If the minor child  
6 is fourteen years of age or older he shall file his written consent.

1 SEC. 8. When the court grants a decree of change of name, the  
2 clerk of the court shall mail a certified copy to the state registrar of  
3 vital statistics of the state department of health and furnish the peti-  
4 tioner with a certified copy of the decree.

1 SEC. 9. The clerk of the court shall send a certified copy of the  
2 decree to the recorder's office in every county in this state where real  
3 property is owned by the petitioner.

1 SEC. 10. Any new birth certificate issued to the petitioner or a  
2 minor child of the petitioner shall reflect the former name of the per-  
3 son affected by the new birth certificate.

1 SEC. 11. Upon the original filing of the petition for change of  
2 name the petitioner shall pay a fee of ten dollars and after issuance  
3 of the decree a fee of two dollars for each copy.

1 SEC. 12. The clerk of the district court shall keep a record entitled  
2 "Change of Name Record". The entire proceedings shall be recorded  
3 in this record and the action shall be indexed under the original name  
4 and the new name.

1 SEC. 13. The surname of such new name may become the legal  
2 surname of the spouse and minor children of such person.

1 SEC. 14. No person shall change his or her name more than once  
2 under the provisions of this chapter.

1 SEC. 15. The county recorder and county auditor of each county  
 2 wherein the petitioner owns real property may charge one dollar for  
 3 indexing a change of name for each parcel of real estate.

Approved April 1, 1972.

## CHAPTER 1130

### COURSES OF INSTRUCTION SALES

H. F. 1273

AN ACT relating to regulation of advertising and selling of courses of instruction.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section seven hundred thirteen A point three (713A.3),  
 2 subsection nine (9), Code 1971, is amended by striking the subsec-  
 3 tion and inserting in lieu thereof the following:

4 9. Any school licensed under the provisions of sections one hundred  
 5 fifty-seven point nine (157.9) or one hundred fifty-eight point eleven  
 6 (158.11) of the Code.

1 SEC. 2. Section seven hundred thirteen A point one (713A.1), sub-  
 2 section two (2), Code 1971, is amended to read as follows:

3 2. Collect tuition or other charges in excess of one hundred fifty  
 4 dollars in advance of the actual attendance of a pupil in the school, or  
 5 in the case of correspondence courses of study, in advance of the  
 6 receipt and approval by the pupil of the first assignment or lesson of  
 7 such course. Any contract providing for advance payment of more  
 8 than one hundred fifty dollars shall be voidable on the part of the  
 9 pupil or any person liable for the tuition provided for in the contract.

1 SEC. 3. Section seven hundred thirteen A point two (713A.2),  
 2 subsection one (1), Code 1971, is amended to read as follows:

3 1. A continuous corporate surety bond to the state of Iowa in the  
 4 sum of ~~ten~~ fifty thousand dollars conditioned for the faithful perform-  
 5 ance of all contracts and agreements with students made by such per-  
 6 son, firm, association, or corporation, or their salesmen; provided,  
 7 however, that the aggregate liability of the surety for all breaches of  
 8 the conditions of the bond shall, in no event, exceed the sum of said  
 9 bond. The surety on the bond shall have the right to cancel said bond  
 10 upon giving thirty days' written notice to the superintendent of pub-  
 11 lic instruction and thereafter shall be relieved of liability for any  
 12 breach of condition occurring after the effective date of said cancella-  
 13 tion.

1 SEC. 4. Chapter seven hundred thirteen A (713A), Code 1971, is  
 2 amended by adding the following new section:

3 **Trade and vocational schools—exemption—conditions.** The provi-  
 4 sions of this chapter shall not apply to trade or vocational schools if  
 5 they meet either of the following conditions: