

FEB 24 2006
Place On Calendar

HOUSE FILE 2522
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HF 2231)

Passed House, Date 3-22-06 Passed Senate, Date 4-5-06
Vote: Ayes 99 Nays 0 Vote: Ayes 50 Nays 0
Approved April 12, 2006

A BILL FOR

1 An Act relating to the assessment of a fee when filing a
2 praecipe.

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

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HF 2522

HOUSE FILE 2522

H-8291

1 Amend House File 2522 as follows:
2 1. Page 1, line 4, by inserting after the word
3 "dollars" the following: ", except as otherwise
4 provided in this paragraph".
5 2. Page 1, line 8, by inserting after the figure
6 "602.8109." the following: "However, a fee shall not
7 be assessed against a political subdivision of the
8 state if the political subdivision of the state is
9 collecting a delinquent obligation owed the state."

By J. R. VAN FOSSEN of Scott

H-8291 FILED MARCH 16, 2006

TLSB 6307HV 81

jm/je/5

1 Section 1. Section 602.8105, subsection 2, paragraph e,
2 Code Supplement 2005, is amended to read as follows:

3 e. For filing a praecipe to issue execution under chapter
4 626, twenty-five dollars. The fee shall be recoverable by the
5 creditor against whom the execution is issued. A fee payable
6 by a political subdivision of the state under this paragraph
7 shall be collected by the clerk of the district court as
8 provided in section 602.8109.

9 EXPLANATION

10 This bill provides the filing fee for a praecipe to issue
11 execution is recoverable against the debtor. The bill
12 provides that any praecipe filing fee payable by a political
13 subdivision of the state shall be collected by the clerk of
14 the district court on a monthly basis as provided in Code
15 section 602.8109. A praecipe is a document filed with the
16 clerk of the district court that relates to enforcing a
17 judgment.

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shall be collected by the clerk of the district court as provided in section 602.8109.

CHRISTOPHER C. RANTS
Speaker of the House

JEFFREY M. LAMBERTI
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2522, Eighty-first General Assembly.

MARGARET THOMSON
Chief Clerk of the House

Approved _____, 2006

THOMAS J. VILSACK
Governor

HOUSE FILE 2522

AN ACT

RELATING TO THE ASSESSMENT OF A FEE WHEN FILING A PRAECIPE.

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

Section 1. Section 602.8105, subsection 2, paragraph e, Code Supplement 2005, is amended to read as follows:

e. For filing a praecipe to issue execution under chapter 626, twenty-five dollars. The fee shall be recoverable by the creditor against whom the execution is issued. A fee payable by a political subdivision of the state under this paragraph