

A BILL

FOR AN ACT TO ENCOURAGE REASONABLE RATES OF INTEREST.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That all mortgages on real estate, bearing a rate of interest not to exceed six per cent per annum, shall be exempt from taxation in this state.

SEC. 2. The object of this act being to secure reasonable rates of interest to the mortgagor, no device whatever shall be allowed to defeat the true intent of this act; but all commissions, collection fees, or other considerations paid in advance, or otherwise, over and above the stipulated maximum rate of interest, has in contemplated, shall be construed as so much paid on the principal or body of the mortgage, contemplated in this act.

SEC. 3. All acts or parts of acts inconsistent with this act are hereby repealed.

SEC. 4. This act, being deemed of immediate importance, shall take effect on publication in the *Iowa State Register* and *Iowa State Leader*, newspapers published in Des Moines, Iowa.

MR. SPEAKER:

Your Committee on Ways and Means, to whom was referred house file No. 493, a bill for an act to encourage reasonable rates of interest, beg leave to report that they have had the same under consideration, and a majority of the said committee have instructed me to report the substitute herewith to the house with the recommendation that it do pass.

J. G. NEWBOLD, *Chairman.*

Ordered passed on file.

SUBSTITUTE FOR HOUSE FILE NO. 493.]

A BILL

FOR AN ACT TO ENCOURAGE REASONABLE RATES OF INTEREST.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That any person of
2 this state required by law to list property for assessment and taxation may, at the time of
3 making such list, furnish to the proper assessor of his town, city or township a schedule
4 of any debts due or to become due to such person, evidenced by any bond, mortgage or prom-
5 issory note, giving the name of maker, date, amount and time to run of each of such security
6 or identification having not less than six months to run, and bearing a rate of interest not
7 exceeding six per cent per annum, to which schedule shall be attached the affidavit of the
8 person making the same, to the effect that each of said debts is justly due the affiant and he
9 is the legal holder thereof; that no rate of interest greater than six per cent per annum was
10 reserved or taken for a given time of payment of said debt, and that no commission, bonus
11 or collection fee was taken or is contracted or agreed to be paid, orally or in writing, either
12 at the time when such debt was made or is to be paid; and at the time of furnishing said
13 schedule said person shall exhibit to said assessor the evidence of the debts named in said
14 schedule, for the purpose of comparison. When such schedule is so made and sworn to, it
15 shall be delivered to said assessor and by him compared as herein contemplated. The
16 assessor shall deduct the amount of said schedule from the gross amount of money and credits
17 which such person is required to list or have listed and assessed as required by chapter 1,
18 title VI of the code of 1873.

SEC. 2. *Be it further enacted*, If any statement contained in the schedule made and sworn
2 to, as contemplated in section one of this act, is found to be false, the person verifying said
3 schedule shall be deemed guilty of a misdemeanor and perjury, and the court shall find ac-
4 cordingly; and the county in which said person resides shall receive from such person or per-
5 sons, by a suit, \$500 for each and every such offense; and the said amounts shall be deposited
6 for the benefit of the school fund of this state.