

Sec. 6. Section 633.267, Code 1987, is amended to read as follows:

633.267 CHILDREN BORN OR ADOPTED AFTER EXECUTION OF WILL.

When a testator fails to provide in the testator's will for any of the testator's children born to or adopted by the testator after the making of the testator's last will, such child, whether born before or after the testator's death, shall receive a share in the estate of the testator equal in value to that which the child would have received under section 633.211, 633.212, or 633.219, whichever section or sections are applicable, if the testator had died intestate, unless it appears from the will that such omission was intentional.

Sec. 7. Section 633.647, Code 1987, is amended by adding the following new subsection:

NEW SUBSECTION. 7. To make an election for the ward who is a surviving spouse as provided in sections 633.236 and 633.240.

Approved April 12, 1988

***CHAPTER 1065**

ENFORCEMENT OF ORDERS IN MARRIAGE DISSOLUTIONS

H.F. 209

AN ACT relating to the enforcement of protective orders and orders to vacate the homestead in dissolution cases, and providing for the application of penalties.

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

*Section 1. Section 236.8, Code 1987, is amended to read as follows:

236.8 CONTEMPT.

The court may hold a party in contempt for a violation of an order issued pursuant to this chapter, ~~or~~ for violation of a court-approved consent agreement, or for violation of a temporary or permanent protective order or order to vacate the homestead issued pursuant to chapter 598. If held in contempt, the defendant shall serve a jail sentence which may be on weekends.

*Sec. 2. Section 236.11, Code 1987, is amended to read as follows:

236.11 DUTY OF PEACE OFFICER.

A peace officer shall use every reasonable means to enforce ~~any~~ a civil or criminal order or approved consent agreement issued pursuant to this chapter ~~or a temporary or permanent protective order or order to vacate the homestead issued pursuant to chapter 598~~. If a peace officer has probable cause to believe that a person has violated ~~any~~ a civil or criminal order or approved consent agreement issued pursuant to this chapter or chapter 598, the peace officer shall take the person into custody and take the person before the court which issued the order or approved the agreement, at which time the court shall determine whether the person has committed contempt pursuant to section 236.8. A peace officer shall not be held civilly or criminally liable for acting pursuant to this section provided that the peace officer acts in good faith, on probable cause, and ~~such the officer's acts~~ do not constitute a willful and wanton disregard for the rights or safety of another.

Approved April 12, 1988