

JAN 23 2004
HUMAN RESOURCES

HOUSE FILE 2078
BY SMITH

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the provision of support including a
2 postsecondary education subsidy for children born out of
3 wedlock.

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

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HF 2078

1 Section 1. Section 252A.3, Code 2003, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 8A. If paternity of a child born out of
4 wedlock is established as provided in subsection 8, the court
5 shall establish the respondent's monthly support payment and
6 the amount of the support debt accrued and accruing pursuant
7 to section 598.21, subsection 4. Additionally, the court may
8 order a postsecondary education subsidy pursuant to section
9 598.21, subsection 5A, if good cause is shown.

10 Sec. 2. Section 600B.25, subsection 1, Code 2003, is
11 amended to read as follows:

12 1. a. Upon a finding of paternity pursuant to section
13 600B.24, the court shall establish the father's monthly
14 support payment and the amount of the support debt accrued or
15 accruing pursuant to section 598.21, subsection 4, ~~until the~~
16 ~~child reaches majority or until the child finishes high~~
17 ~~school, if after majority.~~ Additionally, the court may order
18 a postsecondary education subsidy pursuant to section 598.21,
19 subsection 5A, if good cause is shown.

20 b. The court may order the father to pay amounts the court
21 deems appropriate for the past support and maintenance of the
22 child and for the reasonable and necessary expenses incurred
23 by or for the mother in connection with prenatal care, the
24 birth of the child, and postnatal care of the child and the
25 mother, and other medical support as defined in section
26 252E.1.

27 c. The court may award the prevailing party the reasonable
28 costs of suit, including but not limited to reasonable
29 attorney fees.

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EXPLANATION

31 This bill relates to the liability of a parent of a child
32 born out of wedlock for support of the child. The bill
33 provides that if paternity of a child born out of wedlock is
34 established, in addition to the court establishing the
35 parent's monthly support payment and the amount of the support

1 debt accrued and accruing, the court may also order a
2 postsecondary education subsidy if good cause is shown.

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