

1 Section 1. Section 598.5, subsections 1 and 3, Code 1985,
2 are amended to read as follows:

3 1. State the name, birth date, social security number, ad-
4 dress and county of residence of the petitioner and the
5 petitioner's attorney.

6 3. State the name, birth date, social security number, ad-
7 dress and county of residence, if known, of the respondent.

8 Sec. 2. Section 598.21, subsection 8, unnumbered paragraph
9 1, Code 1985, is amended to read as follows:

10 The court may subsequently modify orders made under this
11 section when there is a substantial change in circumstances.
12 The court contemplating a change in ~~child~~ support because of
13 alleged change in circumstances shall consider each parent's
14 earning capacity, economic circumstances and cost of living.
15 A modification of a support order entered under chapter 252A,
16 chapter 675, or this chapter between parties to the order is
17 void unless the modification is approved by the court, after
18 proper notice and opportunity to be heard is given to all
19 parties to the order, and entered as an order of the court.
20 If support payments have been assigned to the department of
21 human services pursuant to section 239.3, the department shall
22 be considered a party to the support order. Modifications of
23 orders pertaining to child custody shall be made pursuant to
24 chapter 598A. If the petition for a modification of an order
25 pertaining to child custody asks either for joint custody or
26 that joint custody be modified to an award of sole custody,
27 the modification, if any, shall be made pursuant to section
28 598.41.

29 Sec. 3. Section 598.22, unnumbered paragraphs 1 and 3,
30 Code 1985, are amended to read as follows:

31 All orders or judgments providing entered under chapter
32 252A, chapter 675, or this chapter which provide for temporary
33 or permanent support payments shall direct the payment of such
34 sums to the clerk of the district court for the use of the
35 person for whom the payments have been awarded. Payments to

1 persons other than the clerk of the district court do not
2 satisfy the support obligations created by such orders or
3 judgments.

4 An order or judgment entered by the court for temporary or
5 permanent support or for an assignment shall be filed with the
6 court clerk. The orders ~~shall~~ have the same force and effect
7 as judgments when entered in the judgment docket and lien
8 index and ~~shall be a record~~ are records open to the public.
9 The clerk shall disburse the payments received pursuant to the
10 orders or judgments within five working days of the receipt of
11 the payments. All moneys received or disbursed under this
12 section shall be entered in a record book kept by the clerk,
13 which shall be open to the public. The clerk shall not enter
14 any moneys paid in the record book if not paid directly to the
15 clerk.

16 Sec. 4. Section 602.8102, subsection 47, Code 1985, is
17 amended to read as follows:

18 47. Forward Record support payments made pursuant to an
19 order entered under chapter 252A, 598, or 675, or under a
20 comparable statute of a foreign jurisdiction and through
21 setoff of a state or federal income tax refund or rebate, as
22 if the payments were received and disbursed by the clerk;
23 forward support payments received under section 252A.6 to the
24 department of human services and furnish copies of orders and
25 decrees awarding support to parties receiving welfare
26 assistance as provided in section 252A.13.

27 Sec. 5. Section 627.13, Code 1985, is amended to read as
28 follows:

29 627.13 WORKERS' COMPENSATION.

30 Any compensation due or that may become due an employee or
31 dependent ~~under the provisions of~~ chapter 85, 85A, or 85B
32 ~~shall be~~ is exempt from garnishment, attachment, and
33 execution, except that such compensation is not exempt from
34 garnishment, attachment, and execution for the support of a
35 child of an employee.

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EXPLANATION

Section 1 of this bill requires the birth dates and social security numbers of both the petitioner and respondent to be included in a petition for dissolution of marriage.

Sections 2 and 3 require all support orders to direct payments to the clerk of the district court and provide that payments to persons other than the clerk do not satisfy the support orders. The clerk is required to disburse support payments within five working days of their receipt. Modifications of support orders are not recognized unless approved by the court and entered as an order of the court.

Section 4 requires the clerk of the district court to maintain a current record of all support payments made by obligors by including income tax refunds or rebates set off for the payment of support.

Section 5 provides an exception for child support obligations to the exemption from garnishment, attachment, and execution of workers' compensation payments. Compensation for occupational disease and hearing loss (chapters 85A and 85B) is included in both the exemption and the exception to the exemption.