

In the Iowa Supreme Court


**In the Matter of amendments to
Chapter 17, Rule 17.100 of the
Iowa Court Rules**


Order

The Iowa Supreme Court adopts amendments to chapter 17, Rule 17.100 of the Iowa Court Rules to make updates to the family law forms for dissolution of marriage with no minor or dependent adult children.

The amendments are primarily nonsubstantive in nature. The forms were designed and approved as of November 2013, when the Iowa Judicial Branch was still implementing electronic filing across the state. At the time, it was important to make careful distinctions on the forms and instructions to account for both electronic and paper filing processes. With full implementation of electronic filing and the passage of time, there is formatting and information on the forms that should be updated.

For example, as electronic filing became the norm, phrases such as “paper filing” have become outdated. All forms are electronically filed, even those that are submitted to the clerk in paper for filing. As another example, the forms made extensive use of an electronic symbol and a paper symbol to clearly delineate which instructions and parts of a form applied to each process.

 *If filing electronically, you must provide any protected information in full on form 111.*

 *If filing in paper, you may use form 111 to provide any protected information in full.*

That sort of language and use of the symbols are no longer necessary in the forms or in the Guide that accompanies the forms on the Iowa Judicial Branch website.

Other adjustments are made to select forms to enable parties to provide more complete financial information. The Financial Affidavit (form 124), Request

for Relief (form 127), and Settlement Agreement (form 128) now include additional space for reporting retirement and pension benefits. Sections added to the Settlement Agreement include vehicles, life insurance, and stocks, bonds, and securities to match information gathered on the Financial Affidavit.

The Notice of Intent to File Written Application for Default Decree (form 126) is updated to clarify the information required for the form and to change the instructions for providing notice of the filing. The instructions now direct that the Notice of Intent must be mailed to the party alleged to be in default, and if the party alleged to be in default has an attorney, the Notice of Intent must also be mailed to that party's attorney pursuant to Iowa Court Rules 1.972(3)(a) and (b). *See Lincoln Sav. Bank v. Emmert*, ___ N.W.2d ___, No. 20-1663, 2023 WL 2192908 (Iowa Feb. 24, 2023).

The following forms are removed from rule 17.100 as no longer necessary or as redundant, as provided with this order:

Form 102: Petition Cover Sheet for a Dissolution of Marriage with no Minor or Dependent Adult Children

Form 103: Confidential Information Form


Form 104a: Original Notice for Personal Service

These changes to rule 17.100 are effective immediately.

The updated forms for dissolution of marriage with no minor or dependent adult children will be available on the Iowa Judicial Branch website in a .pdf fillable and savable format. The forms available in the Iowa Interactive Court Forms tool will also be updated. The November 2013 forms and previously approved forms in rule 17.100 remain in effect in the event a party does not use the forms updated with this order.

Dated this 16th day of March, 2023.

The Iowa Supreme Court

By: 

Susan Larson Christensen, Chief Justice

CHAPTER 17
FORMS FOR SELF-REPRESENTED LITIGANTS

Rule 17.1	Use of forms; mandatory for self-represented litigants
Rules 17.2 to 17.9	Reserved
Rule 17.10	Forms for relief of domestic abuse
Rules 17.11 to 17.19	Reserved
Rule 17.20	Forms for relief from elder abuse
Rules 17.21 to 17.29	Reserved
Rule 17.30	Forms for relief from sexual abuse
Rules 17.31 to 17.99	Reserved
Rule 17.100	Family law forms for dissolution of marriage without <u>with no</u> minor or dependent adult children
Rules 17.101 to 17.199	Reserved
Rule 17.200	Family law forms for dissolution of marriage with dependent children
Rules 17.201 to 17.299	Reserved
Rule 17.300	Forms for modifying child support
Rules 17.301 to 17.399	Reserved
Rule 17.400	Child custody and visitation forms for unmarried parents
Rules 17.401 to 17.499	Reserved

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Rule 17.100 Family law forms for dissolution of marriage without with no minor or dependent adult children. Persons without attorney representation in dissolution of marriage (divorce) actions without children under the age of 18 who are children of both spouses to the marriage, or children under the age of 18 who were adopted or born during the marriage, or children 18 years of age or older who are children of both spouses to the marriage and still need support must use the forms listed in this rule. These forms cannot be used if a spouse of the marriage is pregnant. These forms are available at no cost on the Iowa Judicial Branch website at: www.iowacourts.gov.

Form 101:	Petition for Dissolution of Marriage with no Minor or Dependent Adult Children
Forms 102 to 103:	Petition Cover Sheet for a Dissolution of Marriage with no Minor or Dependent Adult Children <u>Reserved</u>
Form 103:	Confidential Information Form
Form 104:	Original Notice for Personal Service
Form 104a:	Original Notice for Personal Service
Form 105:	Acceptance of Service
Form 106:	Directions for Service of Original Notice
Form 107:	Motion and Affidavit to Serve by Publication
Form 108:	Original Notice by Publication
Form 109:	Application and Affidavit to Defer Payment of Costs
Form 110:	Affidavit of Service of Original Notice and Petition for Dissolution of Marriage
Form 111:	Protected Information Disclosure
Forms 112 to 114:	Reserved
Form 115:	Answer to Petition for Dissolution of Marriage with no Minor or Dependent Adult Children
Form 116:	General Answer to a Petition
Forms 117 to 121:	Reserved
Form 122:	Motion in a Dissolution of Marriage with no Minor or Dependent Adult Children
Form 123:	Response to a Motion
Form 124:	Financial Affidavit for a Dissolution of Marriage with no Minor or Dependent Adult Children

Form 125: Affidavit of Mailing Notice
Form 126: Notice of Intent to File Written Application for
Default Decree
Form 127: Request for Relief in a Dissolution of Marriage
with no Minor or Dependent Adult Children
Form 128: Settlement Agreement for a Dissolution of
Marriage with no Minor or Dependent Adult
Children
Forms 129 to 200: Reserved

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