

252H.5 Fees and cost recovery for review — adjustment — modification.

The unit shall, consistent with applicable federal law, charge the following fees for providing the services described in [this chapter](#):

1. Unless the unit is already providing support enforcement service pursuant to [chapter 252B](#), a parent ordered to provide support, who requests a review of a support order under [subchapter II](#), shall file an application for services pursuant to [section 252B.4](#).

2. A parent requesting a service shall pay the fee established for that service as established under [this subsection](#). The fees established are not applicable to a parent who as a condition of eligibility for receiving public assistance benefits has assigned the rights to child or medical support for the order to be reviewed. The following fees shall be paid for the following services:

a. A fee for conducting the review, to be paid at the time the request for review is submitted to the unit. If the request for review is denied for any reason, the fee shall be refunded to the parent making the request. Any request submitted without full payment of the fee shall be denied.

b. A fee for a second review requested pursuant to [section 252H.17](#), to be paid at the time the request for the second review is submitted to the unit. Any request submitted without full payment of the fee shall be denied.

c. A fee for activities performed by the unit in association with a court hearing requested pursuant to [section 252H.8](#).

d. A fee for activities performed by the unit in entering an administrative order to adjust support when neither parent requests a court hearing pursuant to [section 252H.8](#). The fee shall be paid during the postreview waiting period under [section 252H.17](#). If the fee is not paid in full during the postreview notice period, further action shall not be taken by the unit to adjust the order unless the parent not requesting the adjustment pays the fee in full during the postreview waiting period, or unless the children affected by the order reviewed are currently receiving public assistance benefits and the proposed adjustment would result in either an increase in the amount of support or in provisions for medical support for the children.

e. A fee for conducting a conference requested pursuant to [section 252H.20](#).

3. A parent who requests a review of a support order pursuant to [section 252H.13](#), shall pay any service of process fees for service or attempted service of the notice required in [section 252H.15](#). The unit shall not proceed to conduct a review pursuant to [section 252H.16](#) until service of process fees have been paid in full. The service of process fee requirement of [this subsection](#) is not applicable to a parent who as a condition of eligibility for public assistance benefits has assigned the rights to child or medical support for the order to be reviewed. Service of process fees charged by a person other than the unit are distinct from any other fees and recovery of costs provided for in [this section](#).

4. The unit shall, consistent with applicable federal law, recover administrative costs in excess of any fees collected pursuant to [subsections 2 and 3](#) for providing services under [this chapter](#) and shall adopt rules providing for collection of fees for administrative costs.

5. The unit shall adopt rules pursuant to [chapter 17A](#) to establish procedures and criteria to determine the amount of any fees specified in [this section](#) and the administrative costs in excess of these fees.

[93 Acts, ch 78, §28; 2019 Acts, ch 112, §3](#)

Subsections 1 and 4 amended