

House Amendment 3219

Amendment Text

PAG LIN

1 1 Amend [Senate File 82](#), as amended, passed, and re-
1 2 printed by the Senate, as follows:
1 3 #1. Page 1, line 11, by inserting after the words
1 4 "following the" the following: "month of the".
1 5 #2. Page 1, by inserting after line 33 the
1 6 following:
1 7 "Sec. _____. Section 249A.12, subsection 3, Code
1 8 1995, is amended to read as follows:
1 9 3. If a county reimburses the department for
1 10 medical assistance provided under this section and the
1 11 amount of medical assistance is subsequently repaid
1 12 through a medical assistance income trust or a medical
1 13 assistance special needs trust as defined in section
1 14 633.707, the department shall reimburse the county on
1 15 a proportionate basis. The department shall adopt
1 16 rules to implement this subsection."
1 17 #3. Page 2, by inserting after line 23 the
1 18 following:
1 19 "Sec. _____. Section [561.19](#), Code 1995, is amended
1 20 to read as follows:
1 21 561.19 EXEMPTION IN HANDS OF ISSUE.
1 22 Where the homestead descends to the issue of either
1 23 spouse the

~~same~~

- issue shall be held

~~by such issue~~

-
1 24 exempt from any antecedent debts of

~~their~~

- the issue's

1 25 parents or

~~their own~~

- antecedent debts of the issue,

1 26 except those of the owner

~~thereof~~

- of the homestead

1 27 contracted prior to

~~its~~

- acquisition of the homestead

1 28 or those created under section 249A.5 relating to the
1 29 recovery of medical assistance payments.

1 30 Sec. _____. Section [633.410](#), Code 1995, is amended
1 31 to read as follows:

1 32 633.410 LIMITATION ON FILING CLAIMS AGAINST
1 33 DECEDENT'S ESTATE.

1 34 All claims against a decedent's estate, other than
1 35 charges, whether due or to become due, absolute or
1 36 contingent, liquidated or unliquidated, founded on
1 37 contract or otherwise, are forever barred against the
1 38 estate, the personal representative, and the
1 39 distributees of the estate, unless filed with the

1 40 clerk within the later to occur of four months after
1 41 the date of the second publication of the notice to
1 42 creditors or, as to each claimant whose identity is
1 43 reasonably ascertainable, one month after service of
1 44 notice by ordinary mail to the claimant's last known
1 45 address. However, notice is not required to be given
1 46 by mail to any creditor whose claim will be paid or
1 47 otherwise satisfied during administration and the
1 48 personal representative may waive the limitation on
1 49 filing provided under this section. This section does
1 50 not bar claims for which there is insurance coverage,
2 1 to the extent of the coverage, claims for debts
2 2 created under section 249A.5 relating to the recovery
2 3 of medical assistance payments, or claimants entitled
2 4 to equitable relief due to peculiar circumstances."
2 5 #4. By renumbering as necessary.

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2 9 COMMITTEE ON HUMAN RESOURCES
2 10 DAGGETT of Union, Chairperson
2 11 SF 82.302 76
2 12 pf/cf