

Appropriations: Pope, Chair; Hoffmann-Bright and Bruner.

Do Pass 3/12 (p. 814)
HOUSE FILE 2393
(March 29, 1982) *25 Do Pass 4/1 (p. 994)*

HOUSE FILE 2393

Ways and Means **1982**
Craft, Chair
Hultman
Junkins

BY COMMITTEE ON WAYS AND MEANS

Appropriations *Amend pgs 55 33-3*
Waldstein, Chair *Do Pass 4/8 (p. 1123)*
Ramsey
Rush

(Formerly Study Bill 652)

Passed House, Date 3-22-82 (p. 943) Passed Senate, Date 4-15-82 (p. 1230)

Vote: Ayes 90 Nays 2 Vote: Ayes 42 Nays 6

Approved May 10, 1982

Motion to reconsider (p. 948) w/o 3/24

Repassed House as amended by Senate

4-21-82 (p. 1639)
97-0

A BILL FOR

- 1 An Act creating a child abuse prevention program and a child
- 2 abuse prevention program advisory council, providing an
- 3 increase in certain fees, and providing an appropriation.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

5
6
7

SENATE AMENDMENT TO HOUSE FILE 2393

H-5880

- 1 Amend House File 2393 as passed by the House as
- 2 follows:
- 3 1. Striking page 2, line 20, through page 3, line
- 4 6.
- 5 2. Page 3, by striking lines 10 through 16, and
- 6 inserting in lieu thereof the following: "~~For-issuing~~
- 7 ~~a-marriage-license-when-a-party-requests-a-name-change~~
- 8 ~~other-than-a-change-of-surname-to-that-of-the-other~~
- 9 ~~spouse-or-to-a-hyphenated-combination-of-the-surnames~~
- 10 ~~of-both-spouses~~ ~~seven-dollars-and-fifty-cents.--Two~~
- 11 ~~dollars-and-fifty-cents-of-the-seven-dollars-and-fifty~~
- 12 ~~cents-shall-be-paid-to-the-recorder-as-a-recording~~
- 13 ~~fee-for-recording-the-return-of-marriage.~~ The clerk
- 14 of the district court shall".

H-5880 FILED APRIL 19, 1982

RECEIVED FROM THE SENATE

House concurred 4/21 (p. 1639)

23
24
25

2025 RELEASE UNDER E.O. 14176

1 Section 1. NEW SECTION. CHILD ABUSE PREVENTION PROGRAM.

2 1. A program for the prevention of child abuse is
3 established within the state department of social services.

4 Any moneys appropriated by the general assembly for child
5 abuse prevention shall be used by the department of social
6 services solely for the purposes of child abuse prevention
7 and shall not be expended for treatment or other service
8 delivery programs regularly maintained by the department.

9 Moneys appropriated for child abuse prevention shall be used
10 by the department through contract with an agency or

11 organization which shall administer the funds with maximum
12 use of voluntary administrative services for the following:

13 a. Matching federal funds to purchase services relating
14 to community-based programs for the prevention of child abuse
15 and neglect.

16 b. Funding the establishment or expansion of community-
17 based prevention projects or educational programs for the
18 prevention of child abuse and neglect.

19 c. To study and evaluate community-based prevention
20 projects and educational programs for the problems of families
21 and children.

22 Funds for the programs or projects shall be applied for
23 and received by a community-based volunteer coalition or
24 council.

25 2. The commissioner of social services may accept grants,
26 gifts, and bequests from any source for the purposes designated
27 in subsection 1. The commissioner shall remit funds so
28 received to the treasurer of state who shall deposit them
29 in the general fund of the state for the use of the child
30 abuse prevention program.

31 3. The child abuse prevention program advisory council
32 is created consisting of five members appointed by and serving
33 at the pleasure of the governor. Two members shall be
34 appointed on the basis of expertise in the area of child abuse
35 and neglect, and three members shall be private citizens.

1 The council shall select its own chairperson and shall serve
2 without compensation or reimbursement for expenses.

3 4. The advisory council shall:

4 a. Advise the commissioner of social services and the
5 director of the division of the department of social services
6 responsible for child and family programs regarding expendi-
7 tures of funds received for the child abuse prevention program.

8 b. Review the implementation and effectiveness of legisla-
9 tion and administrative rules concerning the child abuse pre-
10 vention program.

11 c. Recommend changes in legislation and administrative
12 rules to the general assembly and the appropriate administra-
13 tive officials.

14 d. Require reports from state agencies and other entities
15 as necessary to perform its duties.

16 e. Receive and review complaints from the public concerning
17 the operation and management of the child abuse prevention
18 program.

19 f. Approve grant proposals.

20 Sec. 2. Section 331.705, subsection 1, paragraph a, Code
21 1981 Supplement, is amended to read as follows:

22 a. For filing a petition, except a petition filed under
23 section 598.5, appeal, or writ of error and docketing them,
24 twenty-five dollars. Four dollars of the fee shall remain
25 in the county treasury for the use of the county and twenty-
26 one dollars of the fee shall be paid into the state treasury.
27 One dollar shall be deposited in the judicial retirement fund
28 created in section 605A.4 to be used to pay retirement benefits
29 of the judicial retirement system. The remainder of the fee
30 shall be deposited in the general fund of the state. A fee
31 of thirty dollars shall be charged for filing a petition under
32 section 598.5. The clerk of the district court shall handle
33 twenty-five dollars of the fee the same as other fees under
34 this paragraph and shall remit to the treasurer of state the
35 additional five dollars. The treasurer of state shall deposit

1 the funds so received in the general fund of the state. In
2 counties having a population of one hundred thousand or over,
3 ~~an-additional~~ one dollar in addition to the fees otherwise
4 stated in this paragraph shall be charged and collected, to
5 be known as the journal publication fee and used for the
6 purposes ~~provided-for~~ in section 618.13.

7 Sec. 3. Section 331.705, subsection 1, paragraph ab, Code
8 1981 Supplement, is amended to read as follows:

9 ab. For issuing a marriage license, ~~five~~ ten dollars.
10 For issuing a marriage license when a party requests a name
11 change other than a change of surname to that of the other
12 spouse or to a hyphenated combination of the surnames of both
13 spouses, ~~seven~~ twelve dollars and fifty cents. Two dollars
14 and fifty cents of the ~~seven~~ twelve dollars and fifty cents
15 shall be paid to the recorder as a recording fee for recording
16 the return of marriage. The clerk of the district court shall
17 remit to the treasurer of state five dollars for each marriage
18 license issued. The treasurer of state shall deposit the
19 funds received in the general fund of the state. For issuing
20 an application for an order of the district court authorizing
21 the issuance of a license to marry prior to the expiration
22 of three days from the date of filing the application for
23 the license, five dollars.

24 Sec. 4. There is appropriated from the general fund of
25 the state to the department of social services for the fis-
26 cal year beginning July 1, 1982 and ending June 30, 1983,
27 one hundred ten thousand (110,000) dollars or so much thereof
28 as is necessary for the child abuse prevention program.

29 EXPLANATION

30 This bill creates a child abuse prevention program within
31 the department of social services. It also creates the child
32 abuse prevention program advisory council to advise the commis-
33 sioner of social services on disbursements for the program.
34 Moneys for the program are to be used by the department of
35 social services to contract for programs and projects relating

1 to the prevention of child abuse and neglect. Part of the
2 funding for the program will come from a five dollar increase
3 in both the cost of a marriage license and the cost of filing
4 a dissolution of marriage petition.

5 The bill takes effect July 1 following its enactment.

6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

STATE OF IOWA
F I S C A L N O T E

Request No. 82-264

In compliance with a written request received March 1, 19 82, there is hereby submitted a Fiscal Note for House File 2393 pursuant to Joint Rule 16. Background information used in developing this Fiscal Note is available from the Legislative Fiscal Bureau, to members of the Legislature upon request.

H.F. 2393, An Act creating a child abuse prevention program and a child abuse prevention program advisory council, providing an increase in certain fees, and providing an appropriation.

H.F. 2393 creates a child abuse prevention program within the department of social services. The bill also creates the child abuse prevention program advisory council to advise the commissioner of social services on the disbursements for the program. Moneys for the program are to be used by the department of social services to contract for programs and projects relating to the prevention of child abuse. Funding for the program will come from a five-dollar increase in both the cost of a marriage license and the cost of filing a dissolution of marriage petition. The bill would take effect July 1 following its enactment.

The approximate fiscal impact of H.F. 2393 would be as follows:

	<u>Revenue (General Fund)</u>		
	<u>Number of Licenses</u>	<u>Additional Fee Per HF 2393</u>	<u>Total Add'l. Revenue</u>
Marriage Licenses	27,340	\$ 5.00	\$ 136,700
Dissolution Petitions	11,446	5.00	<u>57,230</u>
		Total Add'l. Revenue (Annually)	\$ <u><u>193,930</u></u>

Note: Number of licenses is based on an average of the number of licenses for calendar years 1977 through 1981.

Source: Department of Social Services
 Department of Health

DATED MARCH 4, 1982

BY GERRY RANKIN
 Fiscal Director

HOUSE FILE 2393

5499

1 Amend House File 2393 as follows:

2 1. By striking everything after the enacting
3 clause and inserting in lieu thereof the following:

4 "Section 1. NEW SECTION. CHILD ABUSE PREVENTION
5 PROGRAM.

6 1. A program for the prevention of child abuse
7 is established within the state department of social
8 services. Any moneys appropriated by the general
9 assembly for child abuse prevention shall be used
10 by the department of social services solely for the
11 purposes of child abuse prevention and shall not be
12 expended for treatment or other service delivery
13 programs regularly maintained by the department.

14 Moneys appropriated for child abuse prevention shall
15 be used by the department through contract with an
16 agency or organization which shall administer the
17 funds with maximum use of voluntary administrative
18 services for the following:

19 a. Matching federal funds to purchase services
20 relating to community-based programs for the prevention
21 of child abuse and neglect.

22 b. Funding the establishment or expansion of
23 community-based prevention projects or educational
24 programs for the prevention of child abuse and neglect.

25 c. To study and evaluate community-based prevention
26 projects and educational programs for the problems
27 of families and children.

28 Funds for the programs or projects shall be applied
29 for and received by a community-based volunteer
30 coalition or council.

31 2. The commissioner of social services may accept
32 grants, gifts, and bequests from any source for the
33 purposes designated in subsection 1. The commissioner
34 shall remit funds so received to the treasurer of
35 state who shall deposit them in the general fund of
36 the state for the use of the child abuse prevention
37 program.

38 3. The child abuse prevention program advisory
39 council is created consisting of five members appointed
40 by and serving at the pleasure of the governor. Two
41 members shall be appointed on the basis of expertise
42 in the area of child abuse and neglect, and three
43 members shall be private citizens. The council shall
44 select its own chairperson and shall serve without
45 compensation or reimbursement for expenses.

46 4. The advisory council shall:

47 a. Advise the commissioner of social services
48 and the director of the division of the department
49 of social services responsible for child and family
50 programs regarding expenditures of funds received

H-5499
Page Two

1 for the child abuse prevention program.

2 b. Require reports from state agencies and other
3 entities as necessary to perform its duties.

4 c. Receive and review complaints from the public
5 concerning the operation and management of the child
6 abuse prevention program.

7 d. Approve grant proposals.

8 Sec. 2. NEW SECTION. A physician licensed under
9 chapter 148 or 150A shall remit to the treasurer of
10 state one hundred dollars for each abortion performed
11 by the physician. A clinic or a hospital defined
12 pursuant to section 135B.1 shall remit to the treasurer
13 of state one hundred dollars for each abortion
14 performed in the clinic or hospital. The treasurer
15 of state shall deposit the funds so received in the
16 general fund of the state.

17 Sec. 3. There is appropriated from the general
18 fund of the state to the department of social services
19 for the fiscal year beginning July 1, 1982 and ending
20 June 30, 1983, one hundred ten thousand (110,000)
21 dollars or so much thereof as is necessary for the
22 child abuse prevention program."

23 2. Title page, lines 2 and 3, by striking the
24 words "providing an increase in certain fees" and
25 inserting in lieu thereof the words "charging a fee
26 to physicians and clinics and hospitals for abortions
27 performed".

H-5499 FILED MARCH 19, 1982

BY CLEMENTS of Scott

Last 2/22 (p. 942)

- 1 Amend House File 2393 as follows:
 2 1. By striking page 2, line 20 through page 3,
 3 line 23 and inserting in lieu thereof the following:
 4 "Sec. ____ . NEW SECTION. A physician licensed
 5 under chapter 148 or 150A shall remit to the treasurer
 6 of state one hundred dollars for each abortion
 7 performed by the physician. A clinic or a hospital
 8 defined pursuant to section 135B.1 shall remit to
 9 the treasurer of state one hundred dollars for each
 10 abortion performed in the clinic or hospital. The
 11 treasurer of state shall deposit the funds so received
 12 in the general fund of the state."
 13 2. Title page, lines 2 and 3, by striking the
 14 words "providing an increase in certain fees" and
 15 inserting in lieu thereof the words "charging a fee
 16 to physicians and clinics and hospitals for abortions
 17 performed".
 18 3. By renumbering as necessary.

H-5362 FILED MARCH 9, 1982
4/19 3/22 (p. 943)

BY CLEMENTS of Scott

HOUSE FILE 2393

H-5441

- 1 Amend House File 2393 as follows:
 2 1. Page 2, by inserting after line 19, the
 3 following new section:
 4 "Sec. ____ . Section 232.71, Code 1981, is amended
 5 by adding the following new subsection:
 6 NEW SUBSECTION. If a report is received from the
 7 same person regarding the abuse of the same child
 8 and identifying the same person responsible for the
 9 child more than three times, the department may
 10 determine whether the report is spurious and may use
 11 its discretion whether to investigate the report."
 12 2. By renumbering as necessary.

H-5441 FILED
 MARCH 16, 1982

BY BRANDT of Black Hawk
 LAGESCHULTE of Bremer

Ruled not germane 3/22 (p. 942)

HOUSE FILE 2393

H-5481

- 1 Amend House File 2393 as follows:
 2 1. By striking page 2, line 20 through page 3,
 3 line 6.
 4 2. By renumbering as necessary.

H-5481 FILED MARCH 18, 1982

BY WELDEN of Hardin

Filed 3/22 (p. 943)

HOUSE FILE 2393

S-5533

- 1 Amend House File 2393, as passed by the House,
2 as follows:
3 1. By striking page 2, line 20, through page 3,
4 line 6.

S-5533 FILED

APRIL 8, 1982

Adopted 4/15 (p. 1236)

BY COMMITTEE ON APPROPRIATIONS

JOHN S. MURRAY, CHAIR

HOUSE FILE 2393

S-5553

- 1 Amend House File 2393 as passed by the House as
2 follows:
3 1. Page 3, by striking lines 10 through 16, and
4 inserting in lieu thereof the following: "For
5 issuing a marriage license when a party requests a
6 name change other than a change of surname to that of
7 the other spouse or to a hyphenated combination of the
8 surnames of both spouses, seven dollars and fifty cents.
9 Two dollars and fifty cents of the seven dollars and
10 fifty cents shall be paid to the recorder as a
11 recording fee for recording the return of marriage.
12 The clerk of the district court shall".

S-5553 FILED

APRIL 13, 1982

Adopted 4/15 (p. 1250)

BY ARTHUR A. SMALL, JR.

Small

HOUSE FILE 2393

AN ACT

CREATING A CHILD ABUSE PREVENTION PROGRAM AND A CHILD ABUSE PREVENTION PROGRAM ADVISORY COUNCIL, PROVIDING AN INCREASE IN CERTAIN FEES, AND PROVIDING AN APPROPRIATION.

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

Section 1. NEW SECTION. CHILD ABUSE PREVENTION PROGRAM.

1. A program for the prevention of child abuse is established within the state department of social services. Any moneys appropriated by the general assembly for child abuse prevention shall be used by the department of social services solely for the purposes of child abuse prevention and shall not be expended for treatment or other service delivery programs regularly maintained by the department. Moneys appropriated for child abuse prevention shall be used by the department through contract with an agency or organization which shall administer the funds with maximum use of voluntary administrative services for the following:

a. Matching federal funds to purchase services relating to community-based programs for the prevention of child abuse and neglect.

b. Funding the establishment or expansion of community-based prevention projects or educational programs for the prevention of child abuse and neglect.

c. To study and evaluate community-based prevention projects and educational programs for the problems of families and children.

Funds for the programs or projects shall be applied for and received by a community-based volunteer coalition or council.

2. The commissioner of social services may accept grants, gifts, and bequests from any source for the purposes designated in subsection 1. The commissioner shall remit funds so received to the treasurer of state who shall deposit them

in the general fund of the state for the use of the child abuse prevention program.

3. The child abuse prevention program advisory council is created consisting of five members appointed by and serving at the pleasure of the governor. Two members shall be appointed on the basis of expertise in the area of child abuse and neglect, and three members shall be private citizens. The council shall select its own chairperson and shall serve without compensation or reimbursement for expenses.

4. The advisory council shall:

a. Advise the commissioner of social services and the director of the division of the department of social services responsible for child and family programs regarding expenditures of funds received for the child abuse prevention program.

b. Review the implementation and effectiveness of legislation and administrative rules concerning the child abuse prevention program.

c. Recommend changes in legislation and administrative rules to the general assembly and the appropriate administrative officials.

d. Require reports from state agencies and other entities as necessary to perform its duties.

e. Receive and review complaints from the public concerning the operation and management of the child abuse prevention program.

f. Approve grant proposals.

Sec. 2. Section 331.705, subsection 1, paragraph ab, Code 1981 Supplement, is amended to read as follows:

ab. For issuing a marriage license, five ten dollars. ~~For issuing a marriage license when a party requests a name change other than a change of surname to that of the other spouse or to a hyphenated combination of the surnames of both spouses, seven dollars and fifty cents. Two dollars and fifty cents of the seven dollars and fifty cents shall be paid to the recorder as a recording fee for recording the return of marriage. The clerk of the district court shall remit to the treasurer of state five dollars for each marriage license~~

issued. The treasurer of state shall deposit the funds received in the general fund of the state. For issuing an application for an order of the district court authorizing the issuance of a license to marry prior to the expiration of three days from the date of filing the application for the license, five dollars.

Sec. 3. There is appropriated from the general fund of the state to the department of social services for the fiscal year beginning July 1, 1982 and ending June 30, 1983, one hundred ten thousand (110,000) dollars or so much thereof as is necessary for the child abuse prevention program.

DELWYN STROMER
Speaker of the House

TERRY E. BRANSTAD
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2393, Sixty-ninth General Assembly.

ELIZABETH A. ISAACSON
Chief Clerk of the House

Approved May 10, 1982

ROBERT D. RAY
Governor