

FEB 01 1995
STATE GOVERNMENT

HOUSE FILE 116
BY DINKLA

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act requiring the Iowa public employees' retirement system to
2 pay benefits in accordance with qualified domestic relations
3 orders.

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

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HF 116

1 Section 1. Section 97B.39, Code 1995, is amended to read
2 as follows:

3 97B.39 RIGHTS NOT TRANSFERABLE -- NOT SUBJECT TO LEGAL
4 PROCESS.

5 The right of any person to any future payment under this
6 chapter is not transferable or assignable, at law or in
7 equity, and the moneys paid or payable or rights existing
8 under this chapter are not subject to execution, levy,
9 attachment, garnishment, or other legal process, or to the
10 operation of any bankruptcy or insolvency law, except for the
11 purposes of enforcing child, spousal, or medical support
12 obligations or in accordance with qualified domestic relations
13 orders. For the purposes of enforcing child, spousal, or
14 medical support obligations, the garnishment or attachment of
15 or the execution against compensation due a person under
16 chapter 97B shall not exceed the amount specified in 15 U.S.C.
17 § 1673(b).

18 EXPLANATION

19 This bill provides that the Iowa public employees'
20 retirement system is required to pay benefits in accordance
21 with qualified domestic relations orders regarding the
22 division of retirement pension funds between parties to a
23 dissolution of marriage order.

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