

*Reprinted*

3/22/95 W.d.m.  
3/28/95 amend/Do Pass w/S-3263

FILED MAR 21 1995

SENATE FILE **450**  
BY COMMITTEE ON HUMAN RESOURCES

(SUCCESSOR TO SSB 315)

Passed Senate, Date <sup>(P.1003)</sup> 4-3-95 Passed House, Date \_\_\_\_\_  
Vote: Ayes 40 Nays 9 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to the imposition of an additional fee for the  
2 entering of a final decree of dissolution of marriage and  
3 appropriating the fees to fund the displaced homemaker  
4 program.

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

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**S. F. 450**

1 Section 1. Section 602.8105, subsection 1, paragraph c,  
2 Code 1995, is amended to read as follows:

3 c. For entering a final decree of dissolution of marriage,  
4 ~~thirty~~ forty dollars. It is the intent of the general  
5 assembly that the funds generated from the dissolution fees be  
6 appropriated and used for sexual assault and domestic violence  
7 centers. However, notwithstanding section 602.8108 or any  
8 other provision of law to the contrary, ten dollars of the fee  
9 collected for entering a final decree of dissolution of  
10 marriage under this paragraph shall be a surcharge which the  
11 clerk of the district court shall submit to the state court  
12 administrator for deposit in the general fund of the state.  
13 The surcharge moneys deposited in the general fund of the  
14 state are appropriated to the division on the status of women  
15 of the department of human rights to be used for the displaced  
16 homemaker program.

17 EXPLANATION

18 This bill provides for the collection by the clerk of the  
19 district court of an additional \$10 fee for the entering of a  
20 final decree of dissolution of marriage. The fees collected  
21 are appropriated and remitted to the division on the status of  
22 women of the department of human rights to provide funding for  
23 the displaced homemaker program.

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**SENATE FILE 450  
FISCAL NOTE**

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A fiscal note for Senate File 450 is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note is available from the Legislative Fiscal Bureau to members of the Legislature upon request.

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Senate File 450 provides for collection of \$10 per dissolution of marriage to be appropriated to the Department of Human Rights Status of Women Division for the Displaced Homemaker Program.

Assumptions:

1. Department of Public Health records indicate 10,700 divorces occurred in 1993. The trend in the divorce rate indicates this number will not decline in the near future.
2. Senate File 450 will generate revenue of \$107,000 (\$10 X 10,700).
3. There is a one-time expense of \$7,600 to upgrade the Iowa Court Information System (ICIS) to allow tracking of the additional \$10 charge.
4. Additional time will be required by the Clerk of the Court to enter and track the surcharge (\$4,280).
5. Approximately 95% of all surcharges will be collected.

Fiscal Impact:

The estimate net impact of Senate File 450 would be an increase in revenue of approximately \$90,000 in FY 1996 and \$97,000 in subsequent years.

Sources: Department of Public Health  
Judicial Department

(LSB 2564SV, MME)

FILED MARCH 28, 1995

BY DENNIS PROUTY, FISCAL DIRECTOR

SENATE FILE 450

S-3263

1 Amend Senate File 450 as follows:

2 1. Page 1, line 4, by striking the word "forty"  
3 and inserting the following: "fifty".

By COMMITTEE ON WAYS AND MEANS  
WILLIAM D. PALMER, Chairperson

S-3263 FILED MARCH 28, 1995

4/3/95 *adopted*  
(P.1003)

SENATE FILE 450

S-3326

1 Amend Senate File 450 as follows:

2 1. Page 1, line 16, by inserting after the word  
3 "program." the following: "The appropriation of  
4 surcharge moneys to the displaced homemaker program  
5 under this paragraph is in addition to any other  
6 appropriation made to the program from the general  
7 fund of the state and shall not be interpreted to  
8 replace or supplant any other appropriation to the  
9 program."

By JOHNIE HAMMOND

S-3326 FILED APRIL 3, 1995  
ADOPTED

(P.1003)



1 Section 1. Section 602.8105, subsection 1, paragraph c,  
2 Code 1995, is amended to read as follows:  
3 c. For entering a final decree of dissolution of marriage,  
4 thirty fifty dollars. It is the intent of the general  
5 assembly that the funds generated from the dissolution fees be  
6 appropriated and used for sexual assault and domestic violence  
7 centers. However, notwithstanding section 602.8108 or any  
8 other provision of law to the contrary, ten dollars of the fee  
9 collected for entering a final decree of dissolution of  
10 marriage under this paragraph shall be a surcharge which the  
11 clerk of the district court shall submit to the state court  
12 administrator for deposit in the general fund of the state.  
13 The surcharge moneys deposited in the general fund of the  
14 state are appropriated to the division on the status of women  
15 of the department of human rights to be used for the displaced  
16 homemaker program. The appropriation of surcharge moneys to  
17 the displaced homemaker program under this paragraph is in  
18 addition to any other appropriation made to the program from  
19 the general fund of the state and shall not be interpreted to  
20 replace or supplant any other appropriation to the program.

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SSB 315  
Human Resources

SENATE FILE 450  
BY (PROPOSED COMMITTEE ON  
HUMAN RESOURCES BILL  
BY CHAIRPERSON SZYMONIAK)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to the imposition of an additional fee for  
2 application for a marriage license and appropriating the fees  
3 to fund the displaced homemaker program.

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

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1 Section 1. Section 602.8105, subsection 2, paragraph a,  
2 Code 1995, is amended to read as follows:

3 a. For filing an application for a license to marry,  
4 ~~thirty~~ forty dollars. For issuing an application for an order  
5 of the district court authorizing the issuance of a license to  
6 marry prior to the expiration of three days from the date of  
7 filing the application for the license, five dollars. The  
8 court shall authorize the issuance of a marriage license  
9 without the payment of any fees imposed by this paragraph upon  
10 a showing that the applicant is unable to pay the fees.  
11 Notwithstanding section 602.8108 or any other provision of law  
12 to the contrary, ten dollars of the fee collected for filing  
13 an application for a license to marry under this paragraph  
14 shall be a surcharge which the clerk of the district court  
15 shall submit to the state court administrator for deposit in  
16 the general fund of the state. The surcharge moneys deposited  
17 in the general fund of the state are appropriated to the  
18 division on the status of women of the department of human  
19 rights to be used for the displaced homemaker program.

20 EXPLANATION

21 This bill provides for the collections by the clerk of the  
22 district court of an additional \$10 fee for application for a  
23 marriage license. The fees collected are appropriated and  
24 remitted to the division on the status of women of the  
25 department of human rights to provide funding for the  
26 displaced homemaker program.

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