

JAN 15 1998  
HUMAN RESOURCES

HOUSE FILE 2046  
BY TYRRELL

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

A BILL FOR

1 An Act relating to the disbursement of child support payments  
2 made to the clerk of the district court or to the collection  
3 services center by providing for direct deposit of the  
4 payments in an account and documentation of transactions  
5 against the account, and providing penalties and effective  
6 dates.

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

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HF 2046

1 Section 1. Section 252B.15, Code 1997, is amended by  
2 adding the following new subsection:

3 NEW SUBSECTION. 3. If requested by the obligor, child  
4 support payments made to the collection services center in  
5 accordance with an order being enforced by the unit for an  
6 individual not eligible for enforcement services as a public  
7 assistance recipient, and child support payments made to the  
8 clerk of the district court pursuant to a court order or  
9 judgment, shall be disbursed to the appropriate individual by  
10 direct deposit of the support payments in a customer asset  
11 account, as defined in section 527.2, established by the  
12 individual as required by this subsection. The individual  
13 named as the recipient of the support payments on behalf of  
14 the child shall establish a customer asset account for the  
15 exclusive purposes of deposit of support payments received and  
16 use of the moneys as authorized by this subsection, and shall  
17 provide the account number to the collection services center  
18 or the clerk of the district court of the county in which the  
19 order for support is filed, as appropriate. Moneys deposited  
20 in the customer asset account shall only be used for the  
21 support of the child for whom support is ordered and for  
22 payment of any fees related to the establishment and  
23 maintenance of the account. The recipient of the support  
24 payments shall forward a written accounting of all canceled  
25 checks or receipts of transactions written against the account  
26 and all receipts of withdrawal from the account on or before  
27 January 1 of each year to the obligor.

28 To initiate the process under this subsection, an obligor  
29 shall submit a written request to the collection services  
30 center or the clerk of the district court, as applicable, on  
31 forms provided by the collection services center or the clerk  
32 of the district court.

33 A person who willfully fails to comply with this subsection  
34 may be cited and punished by the court for contempt and be  
35 committed to the county jail for a period of time not to

1 exceed thirty days for each offense.

2 Sec. 2. NEW SECTION. 598.22C DISBURSEMENT OF SUPPORT  
3 PAYMENTS.

4 If requested by the person obligated to pay support, child  
5 support payments made to the collection services center in  
6 accordance with an order being enforced by the child support  
7 recovery unit for an individual not eligible for enforcement  
8 services as a public assistance recipient, and child support  
9 payments made to the clerk of the district court pursuant to a  
10 court order or judgment, shall be disbursed to the appropriate  
11 individual by direct deposit of the support payments in a  
12 customer asset account, as defined in section 527.2,  
13 established by the individual as required by this section.  
14 The individual named as the recipient of the support payments  
15 on behalf of the child shall establish a customer asset  
16 account for the exclusive purposes of deposit of support  
17 payments received and use of the moneys as authorized by this  
18 section, and shall provide the account number to the  
19 collection services center or to the clerk of the district  
20 court of the county in which the order for support is filed,  
21 as appropriate. Moneys deposited in the customer asset  
22 account shall only be used for the support of the child for  
23 whom support is ordered and for payment of any fees related to  
24 the establishment and maintenance of the account. The  
25 recipient of the support payments shall forward a written  
26 accounting of all canceled checks or receipts of other  
27 transactions written against the account and all receipts of  
28 withdrawal from the account on or before January 1 of each  
29 year to the person obligated to pay support.

30 To initiate the process under this section, a person  
31 obligated to pay support shall submit a written request to the  
32 collection services center or the clerk of the district court,  
33 as applicable, on forms provided by the collection services  
34 center or the clerk of the district court.

35 A person who willfully fails to comply with this section

1 may be cited and punished by the court for contempt and be  
2 committed to the county jail for a period of time not to  
3 exceed thirty days for each offense.

4 Sec. 3. NOTIFICATION REQUIREMENTS. The child support  
5 recovery unit and the clerk of the district court shall notify  
6 all recipients and payors of child support of the requirements  
7 of this Act.

8 Sec. 4. EFFECTIVE DATES.

9 1. Sections 1 and 2 of this Act take effect January 1,  
10 1999.

11 2. Section 3 of this Act, being deemed of immediate  
12 importance, takes effect upon enactment.

13 EXPLANATION

14 This bill requires that if requested to do so by the person  
15 obligated to pay support the collection services center in  
16 disbursing child support payments received in accordance with  
17 an order being enforced by the child support recovery unit for  
18 an individual not eligible for enforcement services as a  
19 public assistance recipient and the clerk of the district  
20 court dispersing child support payments collected in  
21 accordance with a support order filed in that county are only  
22 to disburse payments through direct deposit of the support in  
23 a customer asset account established by the recipient of the  
24 support for the exclusive purposes of depositing of the  
25 support payments and use of such deposits for the support of  
26 the child. Moneys in the account shall only be used for  
27 support of the child and payment of fees related to the  
28 account. The recipient of the support payments is required to  
29 provide the collection services center or the clerk of the  
30 district court, as appropriate, with the account number and is  
31 also required to provide the obligor with a written accounting  
32 of all canceled checks and other receipts of transactions  
33 written against the account and all receipts of withdrawal  
34 from the account. The person obligated to pay support must  
35 submit a written request to the collection services center or

1 the clerk of the district court to initiate the process. The  
2 bill also provides for the citing of a person with contempt of  
3 court for violating the requirements of the bill. The bill  
4 also requires that the collection services center and the  
5 clerk of the district court notify all recipients and payors  
6 of child support of the requirements of the bill upon  
7 enactment, and provides that the other requirements of the  
8 bill are effective January 1, 1999.

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