

Boddicker, Chair
Boal
Kreiman

HSB 508

HUMAN RESOURCES

INTRODUCED BY
SF/HF 2135

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
HUMAN RESOURCES BILL BY
CHAIRPERSON BODDICKER)

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

A BILL FOR

1 An Act relating to the designated date of withholding of child
2 support by payors of income and providing an effective date.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 252D.17, subsection 6, Code 1999, is
2 amended to read as follows:

3 6. The payor may combine amounts withheld from the
4 obligors' income in a single payment to the clerk of the
5 district court or to the collection services center, as
6 appropriate. Whether combined or separate, payments shall be
7 identified by the name of the obligor, account number, amount,
8 and ~~7-untill-October-1, 1999~~, the date withheld. The date on
9 which child support is withheld from the obligor by the payor
10 of income shall constitute the date of collection by the clerk
11 of the district court or the collection services center for
12 the purposes of crediting the support obligation of the
13 obligor. If payments for multiple obligors are combined, the
14 portion of the payment attributable to each obligor shall be
15 specifically identified.

16 Sec. 2. EFFECTIVE DATE. This Act, being deemed of
17 immediate importance, takes effect upon enactment.

18 EXPLANATION

19 This bill removes the date, October 1, 1999, as the last
20 date on which a payor of income (an employer, trustee, or
21 governmental entity) was required to include, in payment
22 identification, the date income was withheld from a child
23 support obligor. By removing the date, the bill would allow
24 the practice of including the date that income was withheld in
25 the identification of the child support payments made by
26 payors of income to continue. Additionally, the bill provides
27 that the date on which child support is withheld from the
28 obligor by the payor of income constitutes the date of
29 collection by the clerk of the district court or the
30 collection services center for the purposes of crediting the
31 child support obligation of the obligor.

32 The bill is effective upon enactment.

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S. 2/9/00 Number
S. 3/8/00 Do Pass
S. 3/23/00 Unfinished Business
Calendar

FEB 3 2000

Place On Calendar

HOUSE FILE **2135**
BY COMMITTEE ON HUMAN RESOURCES

(SUCCESSOR TO HSB 508)

(p. 257)
Passed House, Date 2/9/00
Vote: Ayes 98 Nays 0

(p. 85)
Passed Senate, Date 3-27-00
Vote: Ayes 48 Nays 0

Approved 4/20/00
Re Passed 3/30/00
Vote 94-0

(p. 1144)

A BILL FOR

1 An Act relating to the designated date of withholding of support
2 by payors of income and providing an effective date.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2135

1 Section 1. Section 252D.17, subsection 6, Code 1999, is
2 amended to read as follows:

3 6. The payor may combine amounts withheld from the
4 obligors' income in a single payment to the clerk of the
5 district court or to the collection services center, as
6 appropriate. Whether combined or separate, payments shall be
7 identified by the name of the obligor, account number, amount,
8 and ~~7-until-October-17-1999~~, the date withheld. If payments
9 for multiple obligors are combined, the portion of the payment
10 attributable to each obligor shall be specifically identified.

11 Sec. 2. RESCINDING OF RULES. The department of human
12 services shall rescind any administrative rules in conflict
13 with this Act.

14 Sec. 3. EFFECTIVE DATE. This Act, being deemed of
15 immediate importance, takes effect upon enactment.

16 EXPLANATION

17 This bill removes the date, October 1, 1999, as the last
18 date on which a payor of income (an employer, trustee, or
19 governmental entity) was required to include, in payment
20 identification, the date income was withheld from a support
21 obligor. By removing the date, the bill would allow the
22 practice of including the date that income was withheld in the
23 identification of the support payments made by payors of
24 income to continue. The bill instructs the department of
25 human services to rescind any administrative rules in conflict
26 with the bill.

27 The bill is effective upon enactment.

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HOUSE FILE 2135

S-5205

1 Amend House File 2135, as passed by the House, as
2 follows:

3 1. Page 1, by inserting before line 1 the
4 following:

5 "Section 1. Section 252B.22, Code 1999, is amended
6 to read as follows:

7 252B.22 ~~STATEWIDE-SUPPORT-LIEN-INDEX~~ LIENS --
8 MOTOR VEHICLE REGISTRATION -- TASK FORCE.

9 1. The child support recovery unit created in this
10 chapter shall establish a task force to assist in the
11 development and implementation of a plan for a
12 statewide support lien index; all of the following:
13 ~~The unit, in consultation with the task force, may~~
14 ~~recommend additional statutory changes to the general~~
15 ~~assembly by January 1, 1999, to facilitate~~
16 ~~implementation of a statewide index.~~

17 2. ~~The plan shall provide for an index pertaining~~
18 ~~to any person against whom a support judgment is~~
19 ~~entered, registered, or otherwise filed with a court~~
20 ~~in this state, against whom the unit is enforcing a~~
21 ~~support judgment, or against whom an interstate lien~~
22 ~~form promulgated by the United States secretary of~~
23 ~~health and human services is filed.~~ ~~The plan shall~~
24 ~~also provide for implementation and administration of~~
25 ~~an automated statewide support lien index, access to~~
26 ~~at least one location in every county, and the~~
27 ~~development of procedures to periodically update the~~
28 ~~lien information.~~

29 a. The filing of notices of liens and actions to
30 release liens.

31 b. The process for delaying the renewal of a motor
32 vehicle registration due to a support delinquency and
33 recommendations for additional statutory changes to
34 the general assembly.

35 3. 2. Members of the task force may include, but
36 shall not be limited to, representatives, appointed by
37 the respective entity, of the Iowa land title
38 association, the Iowa realtors' association, the Iowa
39 state bar association, the Iowa county recorders'
40 association, the Iowa clerks of court association, the
41 Iowa county treasurers' association, the Iowa
42 automobile dealers' association, the Iowa bankers
43 association, the Iowa recreational vehicle dealers'
44 association, the independent automobile dealers'
45 association of Iowa, the Iowa mortgage bankers'
46 association, the Iowa motorcycle association,
47 department of revenue and finance, state department of
48 transportation, the office of the secretary of state,
49 the office of the state court administrator, and other
50 constituency groups and agencies which have an

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1 interest in a statewide support lien index to the
2 record liens. Appointments are not subject to
3 sections 69.16 and 69.16A. Vacancies shall be filled
4 by the original appointment authority and in the
5 manner of the original appointments."

6 2. Title page, by striking lines 1 and 2 and
7 inserting the following: "An Act relating to support
8 obligations and providing an effective date."

9 3. By renumbering as necessary.

By DAVID MILLER

S-5205 FILED MARCH 22, 2000

Adopted 3/27/00 p. 865
HOUSE FILE 2135

S-5215

1 Amend the amendment, S-5205, to House File 2135, as
2 passed by the House, as follows:

3 1. Page 1, line 46, by inserting after the words
4 "motorcycle association," the following: "the Iowa
5 credit union league,".

By MARY A. LUNDBY

S-5215 FILED MARCH 22, 2000

Adopted
3-27-00
(p. 865)

SENATE AMENDMENT TO HOUSE FILE 2135

H-8580

1 Amend House File 2135, as passed by the House, as
2 follows:

3 1. Page 1, by inserting before line 1 the
4 following:

5 "Section 1. Section 252B.22, Code 1999, is amended
6 to read as follows:

7 252B.22 STATEWIDE-SUPPORT-LIEN-INDEX LIENS --
8 MOTOR VEHICLE REGISTRATION -- TASK FORCE.

9 1. The child support recovery unit created in this
10 chapter shall establish a task force to assist in the
11 development and implementation of a plan for a
12 statewide support lien index, all of the following:
13 The unit, in consultation with the task force, may
14 recommend additional statutory changes to the general
15 assembly by January 1, 1999, to facilitate
16 implementation of a statewide index.

17 2. ~~The plan shall provide for an index pertaining~~
18 ~~to any person against whom a support judgment is~~
19 ~~entered, registered, or otherwise filed with a court~~
20 ~~in this state, against whom the unit is enforcing a~~
21 ~~support judgment, or against whom an interstate lien~~
22 ~~form promulgated by the United States secretary of~~
23 ~~health and human services is filed. The plan shall~~
24 ~~also provide for implementation and administration of~~
25 ~~an automated statewide support lien index, access to~~
26 ~~at least one location in every county, and the~~
27 ~~development of procedures to periodically update the~~
28 ~~lien information.~~

29 a. The filing of notices of liens and actions to
30 release liens.

31 b. The process for delaying the renewal of a motor
32 vehicle registration due to a support delinquency and
33 recommendations for additional statutory changes to
34 the general assembly.

35 3. 2. Members of the task force may include, but
36 shall not be limited to, representatives, appointed by
37 the respective entity, of the Iowa land title
38 association, the Iowa realtors' association, the Iowa
39 state bar association, the Iowa county recorders'
40 association, the Iowa clerks of court association, the
41 Iowa county treasurers' association, the Iowa
42 automobile dealers' association, the Iowa bankers'
43 association, the Iowa recreational vehicle dealers'
44 association, the independent automobile dealers'
45 association of Iowa, the Iowa mortgage bankers'
46 association, the Iowa motorcycle association, the Iowa
47 credit union league, department of revenue and
48 finance, state department of transportation, the
49 office of the secretary of state, the office of the
50 state court administrator, and other constituency

H-8580

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- 1 groups and agencies which have an interest in a
- 2 statewide support lien index to the record liens.
- 3 Appointments are not subject to sections 69.16 and
- 4 69.16A. Vacancies shall be filled by the original
- 5 appointment authority and in the manner of the
- 6 original appointments."
- 7 2. Title page, by striking lines 1 and 2 and
- 8 inserting the following: "An Act relating to support
- 9 obligations and providing an effective date."
- 10 3. By renumbering as necessary.

RECEIVED FROM THE SENATE

H-8580 FILED MARCH 28, 2000

House Concurred

3/30/00

(p. 144)

HOUSE FILE 2135

AN ACT

RELATING TO SUPPORT OBLIGATIONS AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. Section 252B.22, Code 1999, is amended to read as follows:

252B.22 STATEWIDE-SUPPORT-LIEN-INDEX LIENS -- MOTOR VEHICLE REGISTRATION -- TASK FORCE.

1. The child support recovery unit created in this chapter shall establish a task force to assist in the development and implementation of a plan for a statewide support lien index ~~all of the following: The unit, in consultation with the task force, may recommend additional statutory changes to the general assembly by January 1, 1999, to facilitate implementation of a statewide index.~~

~~2. The plan shall provide for an index pertaining to any person against whom a support judgment is entered, registered, or otherwise filed with a court in this state, against whom the unit is enforcing a support judgment, or against whom an interstate lien form promulgated by the United States secretary of health and human services is filed. The plan shall also provide for implementation and administration of an automated statewide support lien index, access to at least one location in every county, and the development of procedures to periodically update the lien information.~~

a. The filing of notices of liens and actions to release liens.

b. The process for delaying the renewal of a motor vehicle registration due to a support delinquency and recommendations for additional statutory changes to the general assembly.

~~3. 2. Members of the task force may include, but shall not be limited to, representatives, appointed by the respective entity, of the Iowa land title association, the Iowa realtors' association, the Iowa state bar association, the Iowa county recorders' association, the Iowa clerks of court association, the Iowa county treasurers' association, the Iowa automobile dealers' association, the Iowa bankers association, the Iowa recreational vehicle dealers' association, the independent automobile dealers' association of Iowa, the Iowa mortgage bankers' association, the Iowa motorcycle association, the Iowa credit union league, department of revenue and finance, state department of transportation, the office of the secretary of state, the office of the state court administrator, and other constituency groups and agencies which have an interest in a statewide support lien index to the record liens. Appointments are not subject to sections 69.16 and 69.16A. Vacancies shall be filled by the original appointment authority and in the manner of the original appointments.~~

Sec. 2. Section 252D.17, subsection 6, Code 1999, is amended to read as follows:

6. The payor may combine amounts withheld from the obligors' income in a single payment to the clerk of the district court or to the collection services center, as appropriate. Whether combined or separate, payments shall be identified by the name of the obligor, account number, amount, and, ~~until October 1, 1999,~~ the date withheld. If payments for multiple obligors are combined, the portion of the payment attributable to each obligor shall be specifically identified.

Sec. 3. RESCINDING OF RULES. The department of human services shall rescind any administrative rules in conflict with this Act.

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Sec. 4. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

BRENT STEGRIST
Speaker of the House

MARY E. KRAMER
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2135, Seventy-eighth General Assembly.

ELIZABETH ISAACSON
Chief Clerk of the House

Approved 4/20, 2000

THOMAS J. VILSACK
Governor