

3/11/00 Harmon Law

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FEB 29 2000  
Place On Calendar

HOUSE FILE 2522  
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HF 2342)

Passed House, <sup>(p.630)</sup> Date 3/8/00 Passed Senate, <sup>(p.943)</sup> Date 3-30-00  
Vote: Ayes 91 Nays 0 Vote: Ayes 46 Nays 0  
Approved 4-19-00

A BILL FOR

1 An Act relating to addresses used by persons seeking relief from  
2 domestic abuse.

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

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HF 2522

1 Section 1. Section 236.3, subsections 1 and 2, Code 1999,  
2 are amended to read as follows:

3 1. Name of the plaintiff and the name and address of the  
4 plaintiff's attorney, if any. If the plaintiff is proceeding  
5 pro se, the petition shall state a mailing address for the  
6 plaintiff. A mailing address may be provided by the plaintiff  
7 pursuant to section 236.10.

8 2. Name and address of the parent or guardian filing the  
9 petition, if the petition is being filed on behalf of an  
10 unemancipated minor. For the purposes of this chapter,  
11 "plaintiff" includes a person filing an action on behalf of an  
12 unemancipated minor. A mailing address may be provided by the  
13 plaintiff pursuant to section 236.10.

14 Sec. 2. Section 236.10, Code 1999, is amended to read as  
15 follows:

16 236.10 CONFIDENTIALITY OF RECORDS.

17 1. A person seeking relief from domestic abuse under this  
18 chapter may use the address of a shelter or other agency as a  
19 mailing address for purposes of filing a petition under this  
20 chapter, as well as for the purpose of obtaining any utility  
21 or other service.

22 2. The file in a domestic abuse case shall be sealed by  
23 the clerk of court when it is complete and after the time for  
24 appeal has expired. However, the clerk shall open the file  
25 upon application to and order of the court for good cause  
26 shown or upon request of the child support recovery unit.  
27 Support payment records, whether maintained by the clerk of  
28 the district court or the department of human services, are  
29 public records and may be released upon request. However, a  
30 payment record shall not include address or location  
31 information.

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#### EXPLANATION

33 This bill amends certain sections of Code chapter 236  
34 relating to relief from domestic abuse. The bill provides  
35 that the plaintiff may use the address of a shelter or other

1 agency as a mailing address for purposes of filing a petition  
2 under the chapter, as well as for obtaining utility or other  
3 services.

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HOUSE FILE 2522

H-8161

- 1 Amend House File 2522 as follows:
- 2 1. Page 1, by striking lines 17 through 22 and
- 3 inserting the following:
- 4 "1. A person seeking relief from domestic abuse
- 5 under this chapter may use any of the following
- 6 addresses as a mailing address for purposes of filing
- 7 a petition under this chapter, as well as for the
- 8 purpose of obtaining any utility or other service:
- 9 a. The mailing address of a shelter or other
- 10 agency.
- 11 b. A public or private post office box.
- 12 c. Any other mailing address, with the permission
- 13 of the resident of that address.
- 14 2. A person shall report any change of address,
- 15 whether designated according to subsection 1 or
- 16 otherwise, to the clerk of court no more than five
- 17 days after the previous address on record becomes
- 18 invalid.
- 19 3. The file in a domestic abuse case shall be
- 20 sealed by".
- 21 2. By renumbering as necessary.

By WARNSTADT of Woodbury  
RAECKER of Polk

H-8161 FILED MARCH 2, 2000

*Adopted  
3/8/00  
(P. 629)*

HOUSE FILE 2522  
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HF 2342)

(As Amended and Passed by the House, March 8, 2000)

Passed House, Date \_\_\_\_\_ Passed Senate, Date <sup>(P. 443)</sup> 3-30-00  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes 46 Nays 0  
Approved 4/19/00

**A BILL FOR**

1 An Act relating to addresses used by persons seeking relief from  
2 domestic abuse.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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House Amendments \_\_\_\_\_

HF 2522

1 Section 1. Section 236.3, subsections 1 and 2, Code 1999,  
2 are amended to read as follows:

3 1. Name of the plaintiff and the name and address of the  
4 plaintiff's attorney, if any. If the plaintiff is proceeding  
5 pro se, the petition shall state a mailing address for the  
6 plaintiff. A mailing address may be provided by the plaintiff  
7 pursuant to section 236.10.

8 2. Name and address of the parent or guardian filing the  
9 petition, if the petition is being filed on behalf of an  
10 unemancipated minor. For the purposes of this chapter,  
11 "plaintiff" includes a person filing an action on behalf of an  
12 unemancipated minor. A mailing address may be provided by the  
13 plaintiff pursuant to section 236.10.

14 Sec. 2. Section 236.10, Code 1999, is amended to read as  
15 follows:

16 236.10 CONFIDENTIALITY OF RECORDS.

17 1. A person seeking relief from domestic abuse under this  
18 chapter may use any of the following addresses as a mailing  
19 address for purposes of filing a petition under this chapter,  
20 as well as for the purpose of obtaining any utility or other  
21 service:

22 a. The mailing address of a shelter or other agency.

23 b. A public or private post office box.

24 c. Any other mailing address, with the permission of the  
25 resident of that address.

26 2. A person shall report any change of address, whether  
27 designated according to subsection 1 or otherwise, to the  
28 clerk of court no more than five days after the previous  
29 address on record becomes invalid.

30 3. The file in a domestic abuse case shall be sealed by  
31 the clerk of court when it is complete and after the time for  
32 appeal has expired. However, the clerk shall open the file  
33 upon application to and order of the court for good cause  
34 shown or upon request of the child support recovery unit.  
35 Support payment records, whether maintained by the clerk of

1 the district court or the department of human services, are  
2 public records and may be released upon request. However, a  
3 payment record shall not include address or location  
4 information.

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HOUSE FILE 2522

AN ACT  
RELATING TO ADDRESSES USED BY PERSONS SEEKING RELIEF FROM  
DOMESTIC ABUSE.

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

Section 1. Section 236.3, subsections 1 and 2, Code 1999, are amended to read as follows:

1. Name of the plaintiff and the name and address of the plaintiff's attorney, if any. If the plaintiff is proceeding pro se, the petition shall state a mailing address for the plaintiff. A mailing address may be provided by the plaintiff pursuant to section 236.10.

2. Name and address of the parent or guardian filing the petition, if the petition is being filed on behalf of an unemancipated minor. For the purposes of this chapter, "plaintiff" includes a person filing an action on behalf of an unemancipated minor. A mailing address may be provided by the plaintiff pursuant to section 236.10.

Sec. 2. Section 236.10, Code 1999, is amended to read as follows:

236.10 CONFIDENTIALITY OF RECORDS.

1. A person seeking relief from domestic abuse under this chapter may use any of the following addresses as a mailing address for purposes of filing a petition under this chapter, as well as for the purpose of obtaining any utility or other service:

- a. The mailing address of a shelter or other agency.
- b. A public or private post office box.
- c. Any other mailing address, with the permission of the resident of that address.

2. A person shall report any change of address, whether designated according to subsection 1 or otherwise, to the clerk of court no more than five days after the previous address on record becomes invalid.

3. The file in a domestic abuse case shall be sealed by the clerk of court when it is complete and after the time for appeal has expired. However, the clerk shall open the file upon application to and order of the court for good cause shown or upon request of the child support recovery unit. Support payment records, whether maintained by the clerk of the district court or the department of human services, are public records and may be released upon request. However, a payment record shall not include address or location information.

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BRENT SIEGRIST  
Speaker of the House

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MARY E. KRAMER  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2522, Seventy-eighth General Assembly.

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ELIZABETH ISAACSON  
Chief Clerk of the House

Approved 4/19, 2000

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THOMAS J. VILSACK  
Governor