

Senate Study Bill 3201

SENATE FILE _____
BY (PROPOSED COMMITTEE
ON JUDICIARY BILL BY
CO=CHAIRPERSONS KREIMAN
AND MILLER)

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

A BILL FOR

1 An Act providing for a postsecondary education subsidy upon a
2 finding of paternity.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 5235SC 81
5 pf/sh/8

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1 1 Section 1. Section 600B.25, Code Supplement 2005, is
1 2 amended to read as follows:
1 3 600B.25 FORM OF JUDGMENT == CONTENTS OF SUPPORT ORDER ==
1 4 EVIDENCE == COSTS == POSTSECONDARY EDUCATION SUBSIDY.
1 5 1. Upon a finding of paternity pursuant to section
1 6 600B.24, the court shall establish the father's monthly
1 7 support payment and the amount of the support debt accrued or
1 8 accruing pursuant to section 598.21B. The support obligation
1 9 shall include support of the child between the ages of
1 10 eighteen and nineteen years if the child is engaged full-time
1 11 in completing high school graduation or equivalency
1 12 requirements in a manner which is reasonably expected to
1 13 result in completion of the requirements prior to the person
1 14 reaching nineteen years of age. The court may order the
1 15 father to pay amounts the court deems appropriate for the past
1 16 support and maintenance of the child and for the reasonable
1 17 and necessary expenses incurred by or for the mother in
1 18 connection with prenatal care, the birth of the child, and
1 19 postnatal care of the child and the mother, and other medical
1 20 support as defined in section 252E.1. The court may award the
1 21 prevailing party the reasonable costs of suit, including but
1 22 not limited to reasonable attorney fees.

1 23 2. A copy of a bill for the costs of prenatal care or the
1 24 birth of the child shall be admitted as evidence, without
1 25 requiring third-party foundation testimony, and shall
1 26 constitute prima facie evidence of amounts incurred.

1 27 3. Upon a finding of paternity pursuant to section
1 28 600B.24, the court may also order a postsecondary education
1 29 subsidy as defined in section 598.1 and as provided in section
1 30 598.21F. The construction, application, and interpretation of
1 31 this subsection shall be the same as the construction,
1 32 application, and interpretation of sections 598.1 and 598.21F.

1 33 EXPLANATION

1 34 This bill authorizes the court, upon a finding of
1 35 paternity, to order a postsecondary education subsidy in
2 1 addition to support of the child. The postsecondary education
2 2 subsidy is to be ordered in accordance with the provisions
2 3 established for a postsecondary education subsidy ordered
2 4 under a dissolution of marriage.

2 5 The bill also provides that the construction, application,
2 6 and interpretation of the bill relating to the postsecondary
2 7 education subsidy under Code chapter 600B (paternity and
2 8 obligation for support) is to be the same as the construction,
2 9 application, and interpretation of the definitional and
2 10 provisional sections relating to the postsecondary education
2 11 subsidy under Code chapter 598 (dissolution of marriage and
2 12 domestic relations).

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2 14 pf:nh/sh/8