

House File 709 - Introduced

HOUSE FILE 709
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HF 582)

A BILL FOR

1 An Act relating to the suspension of a child support order
2 relative to child in need of assistance proceedings.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 232.108A Suspension of child
2 support order — child in need of assistance proceedings.

3 If, at any time during the judicial proceedings following
4 the filing of a petition pursuant to section 232.87, the
5 custody or physical care of a child is granted to a party who is
6 obligated to pay support for the child under an existing child
7 support order entered under chapter 234, 252A, 252C, 252F,
8 598, or 600B, or any other chapter, the juvenile court shall
9 issue a notice to the appropriate district court requesting
10 suspension of any existing child support obligation for the
11 party relating to the child. Upon receipt by the district
12 court of the notice and documentation that established any
13 such existing child support obligation, the district court
14 shall suspend the support obligation of the party. If,
15 pursuant to an order issued by the juvenile court, the child
16 is subsequently returned to the child's home, the district
17 court shall reinstate the support obligation of the party
18 obligated to pay support for the child prior to the suspension
19 as specified in this section.

20 EXPLANATION

21 The inclusion of this explanation does not constitute agreement with
22 the explanation's substance by the members of the general assembly.

23 This bill requires that if, at any time during the judicial
24 proceedings following the filing of a petition to determine
25 if a child is a child in need of assistance, the custody
26 or physical care of a child is granted to a party who is
27 obligated to pay support for the child under an existing child
28 support order, the juvenile court shall issue a notice to
29 the appropriate district court requesting suspension of any
30 existing child support obligation for the party relating to the
31 child. Upon receipt by the district court of the notice and
32 documentation that established any such existing child support
33 obligation, the district court shall suspend the support
34 obligation of the party. If, pursuant to an order issued by
35 the juvenile court, the child is subsequently returned to the

1 child's home, the district court shall reinstate the support
2 obligation of the party obligated to pay support for the child
3 prior to the suspension.