

**Senate File 2048 - Introduced**

SENATE FILE 2048

BY DICKEY

**A BILL FOR**

1 An Act relating to the disbursement and accounting of child  
2 support payments, providing penalties, and including  
3 effective date provisions.

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

1 Section 1. Section 252B.15, Code 2022, is amended by adding  
2 the following new subsection:

3 NEW SUBSECTION. 2A. *a.* If requested by an 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 otherwise eligible for enforcement services as a  
7 public assistance recipient, and child support payments made  
8 to the clerk of the district court pursuant to a court order  
9 or judgment, shall be disbursed to the appropriate individual  
10 by 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.

20 *b.* Moneys deposited in the customer asset account shall  
21 only be used for the support of the child for whom support  
22 is ordered and for payment of any fees related to the  
23 establishment and maintenance of the account. For each child  
24 for whom support is ordered, no more than the child's relative  
25 percentage of the total number of individuals in the household  
26 as equates to a percentage of the overall child support  
27 payment amount for that child may be used for general household  
28 expenses not solely attributable to the child and no more than  
29 seventy-five percent of that amount shall be used for the  
30 household's housing accommodation expenses.

31 *c.* The recipient of the support payments shall forward a  
32 written accounting to the obligor of all transactions written  
33 against the account and all withdrawals from the account within  
34 three months of deposit of the child support payment in the  
35 customer asset account.

1     *d.* If an individual named as the recipient of the support  
2 payments on behalf of the child willfully fails to comply with  
3 this subsection, the individual may be cited and punished by  
4 the court for contempt.

5     Sec. 2. NEW SECTION.   **598.22E Disbursement of support**  
6 **payments.**

7     1. If requested by the obligor, child support payments  
8 made to the collection services center in accordance with an  
9 order being enforced by the child support recovery unit for an  
10 individual not otherwise eligible for enforcement services as a  
11 public assistance recipient, and child support payments made  
12 to the clerk of the district court pursuant to a court order  
13 or judgment, shall be disbursed to the appropriate individual  
14 by direct deposit of the support payments in a customer asset  
15 account, as defined in section 527.2, established by the  
16 individual as required by this section. The individual named  
17 as the recipient of the support payments on behalf of the child  
18 shall establish a customer asset account for the exclusive  
19 purposes of deposit of support payments received and use of  
20 the moneys as authorized by this section, and shall provide  
21 the account number to the collection services center or to the  
22 clerk of the district court of the county in which the order  
23 for support is filed, as appropriate.

24     2. Moneys deposited in the customer asset account shall  
25 only be used for the support of the child for whom support  
26 is ordered and for payment of any fees related to the  
27 establishment and maintenance of the account. No more than the  
28 child's relative percentage of the total number of individuals  
29 in the household as equates to a percentage of the overall  
30 child support payment amount for that child may be used for  
31 general household expenses not solely attributable to the child  
32 and no more than seventy-five percent of that amount shall be  
33 used for the household's housing accommodation expenses.

34     3. The recipient of the support payments shall forward a  
35 written accounting to the obligor of all transactions written

1 against the account and all withdrawals from the account within  
2 three months of deposit of the child support payment in the  
3 customer asset account.

4 4. If an individual named as the recipient of the support  
5 payments on behalf of the child willfully fails to comply with  
6 this subsection, the individual may be cited and punished by  
7 the court for contempt.

8 Sec. 3. NOTIFICATION REQUIREMENTS. The child support  
9 recovery unit and the clerk of the district court shall notify  
10 all recipients and payors of child support of the requirements  
11 of this Act.

12 Sec. 4. EFFECTIVE DATE. The following, being deemed of  
13 immediate importance, takes effect upon enactment:

14 The section of this Act requiring the child support recovery  
15 unit and the clerk of the district court to notify recipients  
16 and payors of child support of the requirements of this Act.

17 Sec. 5. EFFECTIVE DATE. The following take effect January  
18 1, 2023:

19 1. The section of this Act amending section 252B.15.

20 2. The section of this Act enacting section 598.22E.

21

#### EXPLANATION

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

24 This bill requires that at the request of an obligor, the  
25 collection services center in disbursing child support payments  
26 received in accordance with an order being enforced by the  
27 child support recovery unit for an individual not eligible  
28 for enforcement services as a public assistance recipient  
29 and the clerk of the district court disbursing child support  
30 payments collected in accordance with a support order filed  
31 in that county are only to disburse payments through direct  
32 deposit of the support in a customer asset account established  
33 by the recipient of the support for the exclusive purposes of  
34 depositing of the support payments and use of such deposits for  
35 the support of the child.

1 Moneys deposited in the account shall only be used for  
2 the support of the child for whom support is ordered and  
3 for payment of any fees related to the establishment and  
4 maintenance of the account. For each child for whom support is  
5 ordered, no more than the child's relative percentage of the  
6 total number of individuals in the household as equates to a  
7 percentage of the overall child support payment amount for that  
8 child may be used for general household expenses not directly  
9 attributable to the child and no more than 75 percent of that  
10 amount shall be used for the household's housing accommodation  
11 expenses.

12 The bill requires the recipient of the support payments to  
13 forward a written accounting to the obligor of transactions  
14 written against the account and all withdrawals from the  
15 account within three months of deposit of the child support  
16 payment in the customer asset account.

17 If an individual named as the recipient of the support  
18 payments on behalf of the child willfully fails to comply with  
19 the provisions of the bill, the individual may be cited and  
20 punished by the court for contempt.

21 The bill includes effective dates. The section relating to  
22 notification of recipients and payors of child support of the  
23 requirements of the bill takes effect upon enactment.

24 The substantive sections of the bill take effect January 1,  
25 2023.