

2. The request for a conference shall be made to the unit, in writing, and, if requested after ~~service mailing of a~~ the notice pursuant to section 252J.3, shall be received by the unit within twenty days following ~~service mailing of~~ the notice.

6. If the individual does not timely request a conference or does not comply with a subpoena or warrant or if the obligor does not pay the total amount of delinquent support owed within twenty days of ~~service mailing~~ of the notice pursuant to section 252J.3, the unit shall issue a certificate of noncompliance.

Sec. 17. Section 252J.6, subsection 1, unnumbered paragraph 1, Code 2005, is amended to read as follows:

If an obligor is not in compliance with a support order or the individual is not in compliance with a subpoena or warrant pursuant to section 252J.2, the unit ~~notifies mails a notice to~~ the individual pursuant to section 252J.3, and the individual requests a conference pursuant to section 252J.4, the unit shall issue a written decision if any of the following conditions exists:

Sec. 18. Section 598.22A, subsection 1, unnumbered paragraph 1, Code 2005, is amended to read as follows:

For payment made pursuant to an order, the clerk of the district court or collection services center shall record a satisfaction as a credit on the official support payment record if its validity is confirmed by the court upon submission of an affidavit by the person entitled to receive the payment or upon submission of documentation of the financial instrument used in the payment of the support by the person ordered to pay support, after notice is given to all parties.

Sec. 19. Section 600.16A, subsection 5, Code 2005, is amended to read as follows:

5. Notwithstanding subsection 2, a termination of parental rights order issued pursuant to this chapter, section 600A.9 may, or any other chapter shall be disclosed to the child support recovery unit, upon request, without court order.

Sec. 20. NULLIFICATION OF RULES. The following rules are nullified:

1. 441 IAC 98.22.
2. 441 IAC 98.23.
3. 441 IAC 98.33.
4. 441 IAC 98.92.

Approved May 5, 2005

CHAPTER 113

GRAPE AND WINE INDUSTRY PROMOTION

S.F. 395

AN ACT relating to the activities of the grape and wine development commission, and providing for the transfer of wine gallonage tax revenues to the grape and wine development fund.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 123.183, subsection 3, paragraph a, Code 2005, is amended by striking the paragraph and inserting in lieu thereof the following:

- a. Five percent of the revenue collected from the wine gallonage tax on wine imported into

this state for sale at wholesale and sold in this state at wholesale shall be deposited in the grape and wine development fund as created in section 175A.5.

Sec. 2. Section 175A.3, subsection 1, paragraph a, Code 2005, is amended to read as follows:

a. Establish and administer grape and wine development programs as provided in section 175A.4 and account for and expend moneys from the grape and wine development fund created pursuant to section 175A.5. Prior to authorizing an expenditure of moneys, the department shall consult with the grape and wine development commission. The commission shall make recommendations to the department regarding the expenditure of moneys to enhance and develop the native wine industry and to provide an infrastructure to encourage the growth of the native wine industry in this state.

Sec. 3. Section 175A.3, subsection 2, Code 2005, is amended by adding the following new paragraph:

NEW PARAGRAPH. f. Make recommendations to the department regarding a proposed expenditure of funds as provided in subsection 1, paragraph “a”.

Approved May 5, 2005

CHAPTER 114

COUNTY MENTAL HEALTH, MENTAL RETARDATION, AND DEVELOPMENTAL DISABILITIES EXPENDITURES — STATE FUNDING

S.F. 404

AN ACT providing for county eligibility for state payment of property tax relief moneys and allowed growth funding for mental health, mental retardation, and developmental disabilities services and providing effective and retroactive applicability dates.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. STATE PAYMENT TO ELIGIBLE COUNTIES. Notwithstanding section 331.439, subsection 1, paragraph “a”, a county that accurately reported the county’s expenditures for mental health, mental retardation, and developmental disabilities services for the previous fiscal year on the forms prescribed by the department of human services, and the report was received after December 1, 2004, and on or before March 15, 2005, shall be eligible for state payment, as defined in section 331.438, in accordance with section 331.439 and other law providing for the state payment in the fiscal year beginning July 1, 2004.

Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment and applies retroactively to December 2, 2004.

Approved May 5, 2005