

Petitioner,

vs.

Respondent

NO. _____

252F Judgment and Order Establishing Paternity and Support

This matter comes before the Court upon the request of _____

Now on this _____ day of _____, _____, this matter comes before the Court upon the request of _____

for the establishment of paternity and the creation of a support order, according to Iowa Code chapter 252F.

The State of Iowa is represented by _____. The Respondent, _____, appeared by _____. The Respondent, _____ appeared by _____.

The Court, upon the record,

including the consent of _____ and _____, who agreed to the terms of this order, as evidenced by the signature(s) below, after having consulted with an attorney or having been given the opportunity,

the matter having proceeded to hearing

(and) upon the failure of _____ and _____ to appear after being given notice of this hearing,

and being fully advised in the premises, **FINDS:**

1. The Court has jurisdiction over the subject matter, and Iowa is the proper state in which to enter an order for paternity

and support, according to 28 USC 1738B, and Iowa Code chapters 252E, and if applicable, 252K.

2. The Court has personal jurisdiction over the Respondent Respondents.¹

3. Entry of this support order in Iowa does not violate 28 USC section 1738B or Iowa Code chapter 252K.²

4. _____ is the _____ and is the caretaker of the minor child(ren).

5. <PAYEE> has a health benefit plan³ available to cover the child(ren) and should be ordered to provide coverage. The plan is accessible and the cost is reasonable, as provided by Iowa Code chapter 252E. The cost to add the child(ren) is not more than <\$amount> per month, which is determined to be reasonable.

<PAYOR> has a health benefit plan³ available to cover the child(ren) and should be ordered to provide coverage. The plan is accessible and the cost is reasonable, as provided by Iowa Code chapter 252E. The cost to add the child(ren) is not more than <\$amount> per month, which is determined to be reasonable.

<PAYEE> has a health benefit plan³ available to cover the child(ren). Based on Iowa Code section 252E.1B(2)(e), <PAYEE> should be ordered to provide coverage, and <PAYOR> should be ordered to pay cash medical support.

<PAYEE> has a health benefit plan available to cover the child(ren). <PAYOR> meets an exception to paying cash medical support. Based on Iowa Code section 252E.1B(2)(e), both <PAYEE> and <PAYOR> should be ordered to provide health care coverage.

Neither parent has an available health benefit plan³ to cover the child(ren), as provided in Iowa Code chapter 252E. <PAYOR> should be ordered to pay cash medical support.

Neither parent has an available health benefit plan³ to cover the child(ren), as provided in Iowa Code chapter 252E. Based on Iowa Code section 252E.1B(2)(e), <PAYOR> should be ordered to pay cash medical support, but because an exception exists, <PAYOR> should be ordered to provide health care coverage.

<PAYEE>/<PAYOR> has a health benefit plan³ available to cover the children, as provided in Iowa Code chapter 252E. The plan is accessible, but the cost to add the child(ren) exceeds the reasonable cost amount of \$_____ per month, as set forth by the Iowa child support guidelines. <PAYEE>/<PAYOR> consents to the cost of the health benefit plan.

<PAYEE>/<PAYOR> has a health benefit plan³ available to cover the children, as provided in Iowa Code chapter 252E. The cost to add the child(ren) is reasonable. The plan is not accessible as provided in Iowa Code section 252E.1. <PAYEE> and <PAYOR> consent to the health benefit plan.

THEREFORE, the Court, according to Iowa Code chapter 252F, **CONCLUDES AND ORDERS:**

1. The Respondent, _____, is legally established as the father of the child(ren) named below and owes a duty of support to the child(ren). The children(s) name(s) and date(s) of birth are as follows:

<i>Child's Name</i>	<i>Date of Birth</i>

2. The Clerk of Court shall prepare and forward a paternity abstract to the Iowa Department of Public Health, Bureau of Health Statistics. The Registrar of Vital Records shall amend the birth certificate by adding _____ as the father of the above child(ren).

The Clerk of Court shall not prepare and forward a paternity abstract to the Iowa Department of Public Health, Bureau of Health Statistics because each child listed above was not born in the State of Iowa. The caretaker may inform the Bureau of Health Statistics in the state where each child was born.

3. _____ receives Supplemental Security Income (SSI) and has no other known source of income or assets from which support can be paid. Support is set at zero in accordance with the guidelines. Support will remain at zero as the number of children entitled to support changes or until this order is modified.

Current support is reserved because:

_____ now lives in the same household as the children.

the caretaker does not receive FIP or Title XIX medical benefits and has asked that a support obligation not be established at this time.

_____ shall owe current support of \$ _____ per _____. Since the child(ren) receive Social Security Disability (SSD) benefits because of _____'s disability, the benefit amount of \$ _____ per month was added to _____'s net income. Also, the current child support amount of \$ _____ per month is satisfied in the amount of \$ _____ per month and _____ shall pay the balance of \$ _____ per month starting on the ____ day of _____, _____, and continuing on the ____ day of each month.

_____ shall pay current support of \$ _____ per _____ starting on the ____ day of _____, _____ and continuing on the ____ day of each _____.

The current support amount is in accordance with the child support guidelines.

deviates from the Iowa Supreme Court Guidelines.

deviates from the Iowa Supreme Court Guidelines because of a child care expense variance. The amount of support that would be due for the child(ren) by applying the guidelines is \$ _____ per _____. A child care expense variance of \$ _____ per _____ will be added to the guidelines amount for a total obligation of \$ _____ per _____.

The ongoing support obligation for the child(ren) named shall be adjusted without further order, to correspond to the number of children entitled to current support as this number changes. This obligation amount is:

Number of Children Entitled to Support	Guidelines Amount	<input type="checkbox"/> SSD Satisfaction Amount	<input type="checkbox"/> Amount Due After SSD Satisfaction
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Even though the SSD amounts may change, the amount due after SSD satisfaction, as stated in this order, remains in effect until this order is modified.

4. Support for each child continues until the child reaches the age of eighteen (18) years or becomes emancipated. If the child is engaged full-time in completing high school graduation or equivalency requirements, and is reasonably expected to complete these requirements before age nineteen (19), support continues until high school graduation or equivalency requirements are met.

Unless this order is subsequently modified, the ongoing child care expense variance for the child(ren) named shall be adjusted without further court order as follows:

5. _____

-
6. Accrued support is reserved because:
- _____ receives SSI and has no other known source of income or assets from which support can be paid.
 - _____ now lives in the same household as the children.
 - the caretaker does not receive FIP or Title XIX medical benefits and has asked that a support obligation not be established at this time.
 - _____
7. Judgment is entered against _____ for accrued support in the amount of \$_____ which shall be paid in installments of \$_____ per _____ beginning on the _____ day of _____, _____, and continuing on the _____ day of each _____ until the entire sum is paid. The accrued support:
8. deviates from the child support guidelines for the following reason(s):
-
9. is in accordance with the child support guidelines.
10. Medical support is reserved because:
- _____ now lives in the same household as the children.
 - the caretaker does not receive FIP or Title XIX medical benefits and has asked that a support obligation not be established at this time.
 - _____
11. <PAYEE> shall provide, as medical support, health care coverage for the child(ren) as provided in Iowa Code chapter 252E.
- <PAYOR> shall provide, as medical support, health care coverage for the child(ren) as provided in Iowa Code chapter 252E.
- <PAYEE> shall provide, as medical support, health care coverage for the child(ren) as provided in Iowa Code chapter 252E.
- <PAYOR> shall pay cash medical support in the amount of <\$amount> per <frequency>, beginning on the ___ day of _____, _____. This payment is due <frequency> thereafter. It is payable to Collection Services Center.
 - <PAYEE> shall provide, as medical support, health care coverage for the child(ren) as provided in Iowa Code chapter 252E.
 - <PAYOR> shall provide health care coverage that covers the child(ren) when a plan becomes available. However, there must be no cost to add the child(ren) to the plan.
 - <PAYOR> shall provide health care coverage that covers the child(ren), when it becomes available at reasonable cost. Reasonable cost in this case is not more than <\$amount> per month to add the child(ren).
 - _____ shall owe pay cash medical support in the amount of \$_____ per _____, beginning on the ___ day of _____, _____. It will continue on the ___ day of each month thereafter.

Since the child(ren) receive Social Security Disability (SSD) benefits because of _____'s disability, the benefit amount of \$_____ per month was added to _____'s net income. Also, the cash medical support amount of \$_____ per month is satisfied in the amount of \$_____ per month and _____ shall pay the balance of \$_____ per month starting on the ____ day of _____, _____, and continuing on the ____ day of each month.

It is payable to CSC.

<PAYOR> shall provide health care coverage that covers the child(ren) when a plan becomes available.

However, there must be no cost to add the child(ren) to the plan.

<PAYOR> shall provide a health care coverage that covers the child(ren), when it becomes available at reasonable cost. Reasonable cost in this case is not more than <\$amount> per month to add the child(ren).

By consent, <PAYEE>/<PAYOR> shall provide, as medical support, health care coverage for the child(ren), as provided in Iowa Code chapter 252E.

By consent of <PAYEE> and <PAYOR> to the otherwise non-accessible health care coverage, <PAYEE>/<PAYOR> shall provide, as medical support, health care coverage for the child(ren) as provided in Iowa Code chapter 252E.

Medical support Cash medical support continues until the child(ren) reaches the age of eighteen (18) years or becomes emancipated. If the child(ren) is engaged full-time in completing high school graduation or equivalency requirements, and is reasonably expected to complete these requirements before age nineteen (19), support continues until high school graduation or equivalency requirements are met.

12. _____ shall pay 0% of uncovered medical expenses for the children.

If uncovered medical expenses for the child(ren) exceed \$250.00 per calendar year per child, up to a maximum of \$800.00 per calendar year for all children, _____ shall pay ____% of the excess cost as provided by the Iowa Supreme Court Guidelines.

13. _____ shall pay _____% of any uncovered medical expenses for the child(ren).

14. Uncovered medical expenses are reserved because _____ now lives in the same household as the children.

15. Uncovered medical expenses are reserved because the Caretaker does not receive FIP or Title XIX medical benefits and has asked that a support obligation not be established at this time.

16. The Unit or any caretaker can seek current, accrued, and/or medical support by any legal method without showing a substantial change in circumstances.

17. If support payments are ordered, all payments ordered shall be payable to the COLLECTION SERVICES CENTER, P.O. BOX 9125, DES MOINES, IOWA 50306-9125, AND IN NO OTHER MANNER. Each payment must identify the person required to provide child support or cash medical support, payee/caretaker, and the following CSC number: #_____. Any payment sent directly to the above named caretaker or the child(ren) by a Respondent is considered a gift and not credited to the support ordered.

18. If support payments are ordered, upon termination of public assistance (if any), the Collection Services Center shall pay any current support to the named caretaker, unless payments are redirected to another caretaker or unless there has been an automatic redirection by statute.

19. According to Iowa Code section 598.22B, the Respondent, payee, and any necessary third party shall provide the Unit with written information about the person's identity, social security number, residential, mailing and

email addresses, telephone number, driver's license number, and the name, address, and telephone number of the party's current employer or other source of income and keep the Unit informed of any changes. If a later child support action is started and a diligent but unsuccessful effort is made to locate the party, due process requirements may be met by delivering a written notice to the most recent residential or employer address filed with the Unit.

- 20. _____ must attend a parenting class approved by the Department of Human Services. _____ must provide proof of attendance to the Unit within 90 days after this order is entered. Failure to provide proof of attendance may result in modification of the support amount. At the Unit's request, _____ must also provide proof of ongoing compliance with this requirement.
- 21. The parties are bound by the Notices which are attached and incorporated.
- 22. <PAYOR> shall pay the costs of this action, including <PAYOR>'s service fees. <PAYEE>'s service fees (if any) shall not be assessed as costs, as CSRU does not seek to recover those costs. CSRU does not seek to recover any costs advanced by CSRU in this proceeding, and none are assessed.
- 23. Judgment is hereby entered in favor of the Unit and against _____ in the amount of \$_____ for the costs of genetic testing advanced by the Unit. This amount shall be paid to: Collection Services Center, P.O. Box 9243, Des Moines, Iowa 50306-9243.

Ordered this _____ day of _____, _____.

JUDGE OF THE _____ JUDICIAL DISTRICT

ALL OF THE ABOVE IS SO ORDERED, as indicated by the attached electronic judicial signature.

Copy to:

_____	_____
_____	_____
_____	_____
_____	_____

NOTICES

- 1. The income of the payor is subject to income withholding according to Iowa Code chapter 252D. Until the income provider withholds the required amount of support, it is _____'s responsibility to ensure payment is made to the Collection Services Center.
- 2. The installment payment method does not prevent the Unit from collecting the accrued support and/or any delinquent support by any means provided by law, including, but not limited to, an interception of income tax refunds, attachment of liens, income withholding, levy of accounts at financial institutions and sanctioning of licenses and motor vehicle registration. When payments become delinquent in an amount equal to the payment for one month, according to Iowa Code chapter 252D, the Unit may order the withholding for payment of support set at an amount in accordance with 441 IAC chapter 98, division II, or according to Iowa Code chapter 252I, the Unit may execute an administrative levy on _____ financial institutions.
- 3. According to Iowa Code section 598.22B, the Respondent, payee, and any necessary third party shall provide the Unit with written information about the person's identity, social security number, residential, mailing and email addresses, telephone number, driver's license number, and the name, address, and telephone number of the party's current employer or other source of income and keep the Unit informed of any changes. The Respondents shall also provide the Unit information about health insurance which is available, including health insurance policy information. If a later child support action is started and a diligent but unsuccessful effort is made to locate the

party, due process requirements may be met by delivering a written notice to the most recent living or employer address filed with the Unit.

4. According to Iowa Code section 252B.23, if support in arrears is referred to a collection entity, a surcharge may be assessed to _____, and information may be provided to a collection entity for purposes of administering and enforcing the surcharge. The amount of the surcharge is a percentage of the amount in arrears.

¹ According to Iowa Code section 252K.201, the Unit has personal jurisdiction over _____, because:

Notice of this child support action was personally served on _____ in Iowa and fulfilled all requirements of Iowa Code section 252F.3.

_____ submitted to Iowa jurisdiction by consent in a record, or by providing the Unit with a document that has the effect of waiving any contest to personal jurisdiction. Notice of this child support action was personally served on _____ and fulfilled all requirements of Iowa Code section 252F.3.

_____ lived in Iowa with the child(ren) from approximately _____ through _____. Notice of this child support action was personally served on _____ and fulfilled all requirements of Iowa Code section 252F.3.

_____ lived in Iowa from approximately _____ through _____ and provided prenatal expenses or support for the child(ren). Notice of this child support action was personally served on _____ and fulfilled all requirements of Iowa Code section 252F.3.

_____ caused the child(ren) to live in Iowa through the following action(s):

Notice of this child support action was personally served on _____ and fulfilled all requirements of Iowa Code section 252F.3.

_____ had sexual intercourse in Iowa with the other parent which may have resulted in the conception of the following child(ren):

<i>Child</i>	<i>Time Period of Possible Conception</i>
_____	_____ through _____
_____	_____ through _____
_____	_____ through _____
_____	_____ through _____
_____	_____ through _____

Notice of this child support action was personally served on _____ and fulfilled all requirements of Iowa Code section 252F.3.

_____ claimed to be the other parent of a child either through the declaration of paternity registry maintained by the Iowa Department of Public Health according to Iowa Code section 144.12A, or by completing a paternity affidavit according to Iowa Code section 252A.3A. Notice of this child support action was personally served on _____ and fulfilled all requirements of Iowa Code section 252F.3.

_____ has enough minimum contacts with the State of Iowa because:

Notice of this child support action was personally served on _____ and fulfilled all requirements of Iowa Code section 252F.3.

² A separate action for dissolution of marriage or child support involving _____ and the same child(ren) has begun and the action is pending under Docket # _____ in the State of _____, _____ County. The Court may continue, however, because this action complies with 28 USC section 1738B or Iowa Code chapter 252K

The Court is unaware of any separate action for dissolution of marriage or child support involving _____ and these same child(ren), which may have started or is pending in Iowa or another state.

Neither _____ nor the caretaker has disclosed, and the Court and the Unit are unaware of, any existing child support orders involving _____ as payor and the named child(ren).

The Court knows of the following support order(s) involving _____ as payor and the named child(ren):

State	County	Docket Number
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Under 28 USC section 1738B and Iowa Code chapter 252K it is illegal to enter any new support order that would run during the same time period as an existing order for support from another state.

However, no individual contestant to the orders or the child(ren) currently live in any of the states that issued a support order. When this happens, a tribunal with jurisdiction must enter a new support order according to Iowa Code section 252K.207.

However, any order listed above is for current support which has been either suspended or terminated, and/or is for past support for a different time period than the support obligation established in this action. There may be arrears under the existing orders listed above, but they are not at issue in this action.

³ The health benefit plan may be provided by this parent or a stepparent of the child(ren).