

IN THE COURT OF APPEALS OF IOWA

No. 1999-164 (9-381) / 99-213

Filed July 23, 1999

IN THE INTEREST OF H.B. and K.H., Minor Children,

T.H., Father of K.H.,

Appellant.

JUL 23 1999

Appeal from the Iowa District Court for Linn County, Nancy A. Baumgartner,
District Associate Judge.

The father of minor child K.H. appeals a district court order terminating his
parental rights. **AFFIRMED.**

David L. Nadler, Cedar Rapids, for appellant.

Thomas J. Miller, Attorney General, Charles K. Phillips, Assistant Attorney
General, and Lance Heeren Assistant County Attorney, for appellee State.

Cynthia Finley, Cedar Rapids, guardian ad litem for minor child.

Considered by Vogel, P.J., Zimmer, J., and Habhab, S.J.*

*Senior judge assigned by order pursuant to Iowa Code § 602.9206 (1999).

HABHAB, S.J.

Terry and Charlene are the parents of Katrina, born in May 1995. Charlene is also the mother of Julie, born in 1981, and Helen born in 1989. Katrina was adjudicated in need of assistance under Iowa Code sections 232.2(6)(b) and 232.2(6)(c)(2) (1997). According to Department of Human Service (DHS) records, over fifteen founded child abuse reports had been filed against the family pertaining their other children, nine of those attributable to Terry. Terry's visitation had to be terminated several times because social workers observed inappropriate behavior between Terry and Katrina. In October 1997, visitation was terminated after Terry was arrested on charges of third-degree sexual abuse involving Julie. During the pendency of this CINA proceeding, Julie gave birth to Terry's child. Terry pled guilty to the charges and was sentenced to an indeterminate term of imprisonment not to exceed ten years.

The juvenile court terminated Terry's parental rights under Iowa Code sections 232.116(1)(a), (c), (g), (h), and (i). On appeal, he contests all of the grounds cited by the court. We find section 232.116(1)(i) is dispositive:

i. The court finds that both of the following have occurred:

(1) The child has been adjudicated a child in need of assistance pursuant to section 232.96 and custody has been transferred from the child's parents for placement pursuant to section 232.102.

(2) *The parent has been imprisoned for a crime against the child, the child's sibling, or another child in the household, or the parent has been imprisoned and it is unlikely that the parent will be released from prison for a period of five or more years.*

Id. (Emphasis added).

Terry argues the State did not prove it was unlikely he would be released from prison for five or more years. The italicized language applies to the circumstances of this case. Terry cannot challenge the fact he has been imprisoned for a crime against another child in the household. When the district court terminates a parent's rights on multiple grounds, we only need find grounds to terminate parental rights under one of the sections cited by the district court in order to affirm. *In re A.J.*, 553 N.W.2d 909, 911 (Iowa App. 1996); *In re R.R.K.*, 544 N.W.2d 274, 276 (Iowa App. 1995). We affirm the termination under Iowa Code section 232.116(1)(i).

We have considered Terry's other arguments, although not discussed in this opinion and find them without merit.

AFFIRMED.