

8 court. The supreme court shall make all rules and regulations neces-
 9 sary to provide for the submission of cases to the entire bench, or to
 10 the separate ~~sections~~ *divisions*.

Approved March 4, 1974

CHAPTER 1260

JUDICIAL RETIREMENT SYSTEM

S. F. 314

AN ACT relating to the administration of the judicial retirement system.

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

1 SECTION 1. Section six hundred five A point two (605A.2), Code
 2 1973, is amended to read as follows:

3 **605A.2 Administered by state ~~comptroller~~ court administrator.**
 4 The ~~state comptroller~~ *court administrator* shall be vested with author-
 5 ity to administer the system *and related reports* and may promulgate
 6 rules therefor not inconsistent with the provisions of this chapter.

1 SEC. 2. Section six hundred five A point four (605A.4), unnum-
 2 bered paragraph one (1), Code 1973, as amended by the Acts of the
 3 Sixty-fifth General Assembly, 1973 Session, chapter two hundred
 4 eighty-two (282), section fifty-six (56), is amended to read as follows:

5 **605A.4 Deposit by judge—deductions—contributions by governing**
 6 **body.** Each judge coming within the purview of this chapter shall, on
 7 or before retirement, pay to the ~~state comptroller~~ *court administrator*
 8 for deposit with the treasurer of state to the credit of a fund to be
 9 known as the "judicial retirement fund", hereinafter called the "fund",
 10 a sum equal to four percent of his basic salary for services as such
 11 judge for the total period of service as a judge of a municipal, superior,
 12 district or supreme court, including district associate judges, before
 13 the date of said notice, and after the date of the notice there shall be
 14 deducted and withheld from the basic salary of each judge coming
 15 within the purview of this chapter a sum equal to four percent of such
 16 basic salary. Provided that the maximum amount which any judge shall
 17 be required to contribute for past service shall not exceed for municipal
 18 or superior or district associate judges thirty-five hundred dollars, for
 19 district judges four thousand dollars and for supreme court judges
 20 five thousand dollars. The amounts so deducted and withheld from the
 21 basic salary of each said judge shall be paid to the ~~state comptroller~~
 22 *court administrator* for deposit with the treasurer of state to the credit
 23 of the judicial retirement fund, and said fund is hereby appropriated
 24 for the payment of annuities, refunds, and allowances herein provided,
 25 except that the amount of such appropriations affecting payment of
 26 annuities, refunds, and allowances to judges of the municipal and
 27 superior court shall be limited to that part of said fund accumulated
 28 for their benefit as hereinafter provided. The judges of the municipal,
 29 superior, district and supreme court, including district associate
 30 judges, coming within the provisions of this chapter shall be deemed

31 to consent and agree to the deductions from basic salary as provided
32 herein, and payment less such deductions shall be a full and complete
33 discharge and acquittance of all claims and demands whatsoever for
34 all regular services rendered by such judges during the period covered
35 by such payment, except the right to the benefits to which they shall
36 be entitled under the provisions of this chapter. The state shall con-
37 tribute a sum not exceeding three percent of the basic salary of all
38 judges of the district and supreme court for the years 1949 and 1950
39 and thereafter such sums as may be necessary over the amount con-
40 tributed by the district and supreme court judges to finance the sys-
41 tem, but only to the extent that the system applies to them. After
42 June 30, 1973, the state shall contribute such sums as may be neces-
43 sary over the amount contributed by district associate judges to
44 finance the system as to them for the portion of their tenure after
45 July 1, 1973, and thereafter such sums as may be necessary over the
46 amount contributed by the district associate judges to finance the
47 system, but only to the extent the system applies to them; and the
48 respective cities and counties within each municipal and superior court
49 district shall contribute the additional amount necessary pursuant to
50 the next paragraph of this section, for the portion of the tenure of
51 such district associate judges prior to July 1, 1973.

1 SEC. 3. Section six hundred five A point twelve (605A.12), Code
2 1973, as amended by the Acts of the Sixty-fifth General Assembly,
3 1973 Session, chapter two hundred eighty-two (282), section fifty-
4 eight (58), is amended to read as follows:

5 **605A.12 Voluntary retirement for disability.** Any judge of the
6 supreme, district or municipal court including a district associate
7 judge, who shall have served as a judge of one or both of such courts
8 for a period of six years in the aggregate and who believes he has
9 become permanently incapacitated, physically or mentally, to perform
10 the duties of his office may personally or by his next friend or guard-
11 ian file with the ~~state comptroller~~ *court administrator* a written appli-
12 cation for retirement. The application shall be filed in duplicate and
13 accompanied by an affidavit as to the duration and particulars of his
14 service and the nature of his incapacity. The ~~state comptroller~~ *court*
15 *administrator* shall forthwith transmit one copy of the application and
16 affidavit to the chief justice who shall request the attorney general in
17 writing to cause an investigation to be made relative to the claimed
18 incapacity and report back the results thereof in writing. If the chief
19 justice finds from the report of the attorney general that the applicant
20 is permanently incapacitated, physically or mentally, to perform the
21 duties of his office he shall by his endorsement thereon declare the
22 applicant retired, and the office vacant, and shall file the report in the
23 office of the ~~state comptroller~~ *court administrator*, and a copy in the
24 office of the secretary of state. From the date of such filing the appli-
25 cant shall be deemed retired from his office and entitled to the benefits
26 of this chapter to the same extent as if he had retired under the pro-
27 visions of section 605A.6.

Approved May 9, 1974