

CHAPTER 179

APPROPRIATIONS — JUDICIAL BRANCH

S.F. 527

AN ACT relating to and making appropriations to the judicial branch.

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

Section 1. JUDICIAL BRANCH. There is appropriated from the general fund of the state to the judicial branch for the fiscal year beginning July 1, 2001, and ending June 30, 2002, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries of supreme court justices, appellate court judges, district court judges, district associate judges, judicial magistrates and staff, state court administrator, clerk of the supreme court, district court administrators, clerks of the district court, juvenile court officers, board of law examiners and board of examiners of shorthand reporters and judicial qualifications commission, receipt and disbursement of child support payments, reimbursement of the auditor of state for expenses incurred in completing audits of the offices of the clerks of the district court during the fiscal year beginning July 1, 2001, and maintenance, equipment, and miscellaneous purposes:

..... \$ 113,792,166

1. The judicial branch, except for purposes of internal processing, shall use the current state budget system, the state payroll system, and the Iowa finance and accounting system in administration of programs and payments for services, and shall not duplicate the state payroll, accounting, and budgeting systems.

2. The judicial branch shall submit monthly financial statements to the legislative fiscal bureau and the department of management containing all appropriated accounts in the same manner as provided in the monthly financial status reports and personal services usage reports of the department of revenue and finance. The monthly financial statements shall include a comparison of the dollars and percentage spent of budgeted versus actual revenues and expenditures on a cumulative basis for full-time equivalent positions and dollars.

3. The judicial branch shall continue to assist in the development and implementation of a justice data warehouse which shall include in the Iowa court information system, starting with appointments of counsel made on or after July 1, 1999, the means to identify any case where the court has determined indigence, and whether the case is handled by a public defender or other court-appointed counsel.

4. Of the funds appropriated in this section, not more than \$1,897,728 may be transferred into the revolving fund established pursuant to section 602.1302, subsection 3, to be used for the payment of jury and witness fees and mileage.

5. The judicial branch shall focus efforts upon the collection of delinquent fines, penalties, court costs, fees, surcharges, or similar amounts.

6. It is the intent of the general assembly that the offices of the clerks of the district court operate in all ninety-nine counties and be accessible to the public as much as is reasonably possible in order to address the relative needs of the citizens of each county.

7. In addition to the requirements for transfers under section 8.39, the judicial branch shall not change the appropriations from the amounts appropriated to the branch in this Act, unless notice of the revisions is given prior to their effective date to the legislative fiscal bureau. The notice shall include information on the branch's rationale for making the changes and details concerning the work load and performance measures upon which the changes are based.

8. The judicial branch shall provide to the co-chairpersons and ranking members of the joint appropriations subcommittee on the justice system and to the legislative fiscal bureau

by January 15, 2002, an annual report concerning the operation and use of the Iowa court information system and any recommendations to improve the utilization of the system. The annual report shall include information specifying the amounts of fines, surcharges, and court costs collected using the system and how the system is used to improve the collection process. In addition, the judicial branch shall submit a semiannual update to the cochairpersons, ranking members, and the legislative fiscal bureau specifying the amounts of fines, surcharges, and court costs collected using the Iowa court information system since the last report. The judicial branch shall continue to facilitate the sharing of vital sentencing and other information with other state departments and governmental agencies involved in the criminal justice system through the Iowa court information system.

9. The judicial branch shall provide a report to the general assembly by January 1, 2002, concerning the amounts received and expended from the enhanced court collections fund created in section 602.1304 and the court technology and modernization fund created in section 602.8108, subsection 4, during the fiscal year beginning July 1, 2000, and ending June 30, 2001, and the plans for expenditures from each fund during the fiscal year beginning July 1, 2001, and ending June 30, 2002.

10. The judicial branch shall continue to provide criminal justice data to the department of corrections for use by the Iowa corrections offender network (ICON) data system.

Sec. 2. JUDICIAL RETIREMENT FUND. There is appropriated from the general fund of the state to the judicial retirement fund for the fiscal year beginning July 1, 2001, and ending June 30, 2002, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

Notwithstanding section 602.9104, for the state's contribution to the judicial retirement fund in the amount of 16.6 percent of the basic salaries of the judges covered under chapter 602, article 9:

..... \$ 3,207,834

Sec. 3. INDIGENT DEFENSE COSTS. The supreme court shall submit a written report for the preceding fiscal year no later than January 1, 2002, indicating the amounts collected for recovery of indigent defense costs. The report shall include the total amount collected by all courts, as well as the amounts collected by each judicial district. The supreme court shall also submit a written report quarterly indicating the number of criminal and juvenile filings which occur in each judicial district for purposes of estimating indigent defense costs. A copy of each report shall be provided to the public defender, the department of management, and the legislative fiscal bureau. The judicial branch shall continue to assist in the development of an automated data system for use in the sharing of information utilizing the justice data warehouse for legislative and executive branch uses.

Sec. 4. ENHANCED COURT COLLECTIONS FUND — DISTRIBUTION. Of the moneys collected and deposited in the enhanced court collections fund created in section 602.1304 during the fiscal year beginning July 1, 2001, \$624,000 is appropriated to and shall be expended by the judicial branch for the continued implementation of the justice data warehouse. Of the moneys appropriated in this section, \$60,000 shall be transferred to the division of criminal and juvenile justice planning of the department of human rights for 1.00 FTE to support the justice data warehouse, and \$564,000 shall be transferred to the information technology department for lease-purchase costs, and other related expenses, concerning the justice data warehouse.

However, the moneys appropriated and transferred pursuant to this section shall be reduced to the extent moneys are appropriated for the purposes provided in this section to the information technology department or the division of criminal and juvenile justice planning of the department of human rights from moneys made available pursuant to section 8.62.

Sec. 5. ENHANCED COURT COLLECTIONS FUND — JUDICIAL HOSPITALIZATION REFEREES. Notwithstanding the requirements of section 602.1304 up to \$317,450 of the moneys collected and deposited in the enhanced court collections fund created in section 602.1304 during the fiscal year beginning July 1, 2001, may be used by the court for compensation of judicial hospitalization referees.

Approved May 24, 2001

CHAPTER 180

APPROPRIATIONS — TRANSPORTATION

S.F. 528

AN ACT relating to and making transportation and other infrastructure-related appropriations to the state department of transportation and the department of general services, including allocation and use of moneys from the general fund of the state, road use tax fund, and primary road fund, providing for the nonreversion of certain moneys, and discontinuing driver’s license renewal by mail.

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

DIVISION I

STATE DEPARTMENT OF TRANSPORTATION

Section 1. There is appropriated from the general fund of the state to the state department of transportation for the fiscal year beginning July 1, 2001, and ending June 30, 2002, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

- 1. For airport engineering studies and improvement projects as provided in chapter 328:
..... \$ 2,248,780
- 2. For the rail assistance program and to provide economic development project funding:
..... \$ 600,000

Sec. 2. There is appropriated from the road use tax fund to the state department of transportation for the fiscal year beginning July 1, 2001, and ending June 30, 2002, the following amounts, or so much thereof as is necessary, for the purposes designated:

- 1. For the payment of costs associated with the production of driver’s licenses, as defined in section 321.1, subsection 20A:
..... \$ 3,997,000

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 2002, from the appropriation made in this subsection, shall not revert, but shall remain available for subsequent fiscal years for the purposes specified in this subsection.

- 2. For salaries, support, maintenance, and miscellaneous purposes:
 - a. Operations and finance:
..... \$ 5,119,245
 - b. Administrative services:
..... \$ 515,430
 - c. Planning:
..... \$ 462,013