

House File 2695

H-8354

1 Amend House File 2695 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <DIVISION I

5 FY 2024-2025 APPROPRIATIONS

6 Section 1. JUDICIAL BRANCH.

7 1. There is appropriated from the general fund of the state
8 to the judicial branch for the fiscal year beginning July 1,
9 2024, and ending June 30, 2025, the following amounts, or so
10 much thereof as is necessary, to be used for the purposes
11 designated:

12 a. For salaries of supreme court justices, appellate court
13 judges, district court judges, district associate judges,
14 associate juvenile judges, associate probate judges, judicial
15 magistrates and staff, state court administrator, clerk of
16 the supreme court, district court administrators, clerks of
17 the district court, juvenile court officers, board of law
18 examiners, board of examiners of shorthand reporters, and
19 commission on judicial qualifications; receipt and disbursement
20 of child support payments; reimbursement of the auditor
21 of state for expenses incurred in completing audits of the
22 offices of the clerks of the district court during the fiscal
23 year beginning July 1, 2024; and maintenance, equipment, and
24 miscellaneous purposes:

25 \$201,018,878

26 b. For deposit in the revolving fund created pursuant to
27 section 602.1302, subsection 3, for jury and witness fees,
28 mileage, costs related to summoning jurors, costs and fees for
29 interpreters and translators, and reimbursement of attorney
30 fees paid by the state public defender:

31 \$ 3,600,000

32 c. For payment of expenses for court-ordered services
33 provided to juveniles who are under the supervision of juvenile
34 court services, which expenses are a charge upon the state
35 pursuant to section 232.141, subsection 4:

1 \$ 3,290,000

2 (1) Of the moneys appropriated in this lettered paragraph,
3 no more than \$1,556,000 is allocated to provide school-based
4 supervision of children under chapter 232, of which no more
5 than \$25,000 may be used for purposes of training.

6 (2) Notwithstanding section 232.141 or any other provision
7 of law to the contrary, the moneys appropriated in this
8 lettered paragraph shall be distributed to the judicial
9 districts as determined by the state court administrator. The
10 state court administrator shall make the determination of the
11 distribution amounts within thirty days of the date on which
12 the annual census data is released.

13 (3) Notwithstanding chapter 232 or any other provision of
14 law to the contrary, a district or juvenile court shall not
15 order any service which is a charge upon the state pursuant
16 to section 232.141 if there are insufficient court-ordered
17 services moneys available in the district court distribution
18 amounts to pay for the service. The chief juvenile court
19 officer shall encourage use of the moneys appropriated in this
20 lettered paragraph such that there are sufficient moneys to pay
21 for all court-ordered services during the entire fiscal year.
22 The chief juvenile court officer shall attempt to anticipate
23 potential surpluses and shortfalls in the distribution amounts
24 and shall cooperatively request the state court administrator
25 to transfer moneys between the judicial districts' distribution
26 amounts as prudent.

27 (4) Notwithstanding any provision of law to the contrary,
28 a district or juvenile court shall not order a county to pay
29 for any service provided to a juvenile pursuant to an order
30 entered under chapter 232 which is a charge upon the state
31 under section 232.141, subsection 4.

32 (5) Of the moneys appropriated in this lettered paragraph,
33 no more than \$83,000 may be used by the judicial branch
34 for administration of the requirements under this lettered
35 paragraph.

1 (6) Of the moneys appropriated in this lettered paragraph,
2 an amount not to exceed the actual cost of the annual
3 membership fee is allocated to the judicial branch to support
4 the interstate commission for juveniles in accordance with
5 the interstate compact for juveniles as provided in section
6 232.173.

7 (7) Notwithstanding section 8.33, moneys appropriated in
8 this lettered paragraph that remain unencumbered or unobligated
9 at the close of the fiscal year shall not revert but shall
10 remain available for expenditure for the purposes designated
11 until the close of the fiscal year that begins July 1, 2027.

12 d. For juvenile delinquent graduated sanctions services
13 pursuant to section 232.192:

14 \$ 12,253,000

15 (1) Any state moneys saved as a result of efforts by
16 juvenile court services to earn a federal fund match pursuant
17 to Tit. IV-E of the federal Family First Prevention Services
18 Act of 2018, Pub. L. No. 115-123, for juvenile court services
19 administration is appropriated to the judicial branch for
20 purposes of this lettered paragraph.

21 (2) Notwithstanding section 8.33, moneys appropriated in
22 this lettered paragraph that remain unencumbered or unobligated
23 at the close of the fiscal year shall not revert but shall
24 remain available for expenditure for the purposes designated
25 until the close of the fiscal year that begins July 1, 2027.

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

32 3. The judicial branch shall submit monthly financial
33 statements to the legislative services agency and the
34 department of management containing all appropriated accounts
35 in the same manner as provided in the monthly financial status

1 reports and personal services usage reports of the department
2 of administrative services. The monthly financial statements
3 shall include a comparison of the dollars and percentage
4 spent of budgeted versus actual revenues and expenditures on
5 a cumulative basis for full-time equivalent positions and
6 dollars.

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

10 5. It is the intent of the general assembly that the offices
11 of the clerks of the district court operate in all 99 counties
12 and be accessible to the public as much as is reasonably
13 possible in order to address the relative needs of the citizens
14 of each county. An office of the clerk of the district court
15 shall be open regular courthouse hours.

16 6. In addition to the requirements for transfers under
17 section 8.39, the judicial branch shall not change the
18 appropriations from the amounts appropriated to the judicial
19 branch in this division of this Act, unless notice of the
20 revisions is given to the legislative services agency prior
21 to the effective date. The notice shall include information
22 on the judicial branch's rationale for making the changes and
23 details concerning the workload and performance measures upon
24 which the changes are based.

25 7. The judicial branch shall submit a semiannual update to
26 the legislative services agency and department of management
27 specifying the amounts of fines, surcharges, and court costs
28 collected using the Iowa court information system since the
29 last report. The judicial branch shall continue to facilitate
30 the sharing of vital sentencing and other information with
31 other state departments and governmental agencies involved in
32 the criminal justice system through the Iowa court information
33 system.

34 8. The judicial branch shall provide a report to the general
35 assembly and department of management by January 1, 2025,

1 of the general assembly that the judicial branch utilize
2 the Iowa communications network or other secure electronic
3 communications in lieu of traveling for the fiscal year
4 beginning July 1, 2024, and ending June 30, 2025.

5 Sec. 6. SALARIES — STATE COURT JUSTICES, JUDGES, AND
6 MAGISTRATES.

7 1. The salary rates specified in subsection 2 are for the
8 fiscal year beginning July 1, 2024, effective for the pay
9 period beginning June 21, 2024, and for subsequent fiscal
10 years until otherwise provided by the general assembly. The
11 salaries provided for in this section shall be paid from moneys
12 appropriated to the judicial branch pursuant to this division
13 of this Act or any other Act of the general assembly.

14 2. The following annual salary rates shall be paid to the
15 persons holding the judicial positions indicated during the
16 fiscal year beginning July 1, 2024, effective with the pay
17 period beginning June 21, 2024, and for subsequent pay periods:

- 18 a. Chief justice of the supreme court:
19 \$ 205,911
20 b. Each justice of the supreme court:
21 \$ 196,692
22 c. Chief judge of the court of appeals:
23 \$ 184,400
24 d. Each associate judge of the court of appeals:
25 \$ 178,253
26 e. Each chief judge of a judicial district:
27 \$ 172,106
28 f. Each district judge except the chief judge of a judicial
29 district:
30 \$ 165,959
31 g. Each district associate judge:
32 \$ 147,520
33 h. Each associate juvenile judge:
34 \$ 147,520
35 i. Each associate probate judge:

1 ~~June 30, 2009, seven and seven-tenths percent.~~

2 ~~(2) For the fiscal year beginning July 1, 2009, and ending~~
3 ~~June 30, 2010, eight and seven-tenths percent.~~

4 ~~(3) For the fiscal year beginning July 1, 2010, and for each~~
5 ~~subsequent fiscal year until the system attains fully funded~~
6 ~~status, nine and thirty-five hundredths percent.~~

7 ~~(4) Commencing with the first fiscal year in which the~~
8 ~~system attains fully funded status, and for each subsequent~~
9 ~~fiscal year, the percentage rate equal to forty percent of the~~
10 ~~required contribution percentage rate equal to thirty-five~~
11 ~~percent of the required contribution rate.~~

12 ~~d. b.~~ *"Required contribution rate"* means that percentage
13 of the basic salary of all judges covered under [this article](#)
14 equal to the actuarially required contribution rate determined
15 by the actuary pursuant to [section 602.9116](#). The required
16 contribution rate shall not vary by more than one percentage
17 point from the required contribution rate for the prior fiscal
18 year.

19 ~~e. c.~~ *"State's required contribution"* means an amount equal
20 to the basic salary of all judges covered under [this article](#)
21 multiplied by the ~~following applicable percentage:~~

22 ~~(1) For the fiscal year beginning July 1, 2008, and for each~~
23 ~~subsequent fiscal year until the system attains fully funded~~
24 ~~status, thirty and six-tenths percent.~~

25 ~~(2) Commencing with the first fiscal year in which the~~
26 ~~system attains fully funded status, and for each subsequent~~
27 ~~fiscal year, the percentage rate equal to sixty percent of~~
28 ~~the required contribution percentage rate equal to sixty-five~~
29 ~~percent of the required contribution rate.>~~

30 2. Title page, line 2, after <branch,> by inserting
31 <including by modifying the judicial retirement fund,>

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