

February 22, 1965.

Passed on File.

*February 22, 1965*

**Senate File 306**

By O'MALLEY, BURKE, CONDON,  
DENMAN and REPPERT.

Passed Senate, Date.....

Passed House, Date.....

Vote: Ayes..... Nays.....

Vote: Ayes..... Nays.....

Approved.....

## A BILL FOR

An Act relating to municipal court system, the judges, jurisdiction, officers and other employees therein.

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

1 Section 1. Section six hundred two point five (602.5),

2 Code 1962, is hereby amended as follows:

3 1. By striking from line ten (10) the word "forty" and

4 by inserting the word "thirty (30)" in lieu thereof.

5 2. By striking from line twelve (12) the word "four"

6 and by inserting the word "six (6)" in lieu thereof.

1 Sec. 2. Section six hundred two point six (602.6), Code

2 1962, is hereby amended by striking all of said section after

3 the word "position" in line five (5) and by inserting in lieu

4 thereof the following: "as provided in chapter eighty (80),

5 Acts of the Sixtieth General Assembly and as modified herein."

1 Sec. 3. Section six hundred two point ten (602.10),

2 section six hundred two point eleven (602.11) and section

3 six hundred two point twelve (602.12). Code 1962, are here-

4 by repealed.

1 Sec. 4. Section six hundred two point fourteen (602.14),

2 Code 1962, is hereby amended as follows:

3 1. By striking from line four (4) the word "two" and

4 by inserting the word "five (5)" in lieu thereof.

5 2. By adding the following after the word "estate." in

6 line nine (9): "The district court may transfer upon its own  
7 motion or upon motion of either party any civil case within  
8 the jurisdiction limits of the municipal court filed in a  
9 county in which the municipal court is located."

1 Sec. 5. Section six hundred two point twenty-eight  
2 (602.28), Code 1962, is hereby amended as follows:

- 3 1. By striking the first sentence thereof.
- 4 2. By striking from line four (4) the word "other."

1 Sec. 6. Section six hundred two point thirty-two  
2 (602.32), Code 1962, is hereby amended by striking from line  
3 six (6) the word "one-half" and inserting in lieu thereof the  
4 word "three-fourths."

1 Sec. 7. Section six hundred two point forty-four (602.44),  
2 Code 1962, is hereby amended as follows:

- 3 1. By inserting in line six (6) after the word "actions"  
4 the following: "and class 'D' actions."
- 5 2. By striking all of the section after "court." in line  
6 eight (8).

1 Sec. 8. Section six hundred two point forty-six (602.46),  
2 Code 1962, is hereby amended by striking all of line five (5)  
3 after the word "govern," all of lines six (6) through twelve  
4 (12) inclusive and all of line thirteen (13) preceding the  
5 word "shall", and by inserting in lieu thereof the following:  
6 "Such shorthand reporters."

1 Sec. 9. Chapter six hundred two (602), Code 1962, is  
2 hereby amended by adding the following thereto:

3 "The provisions of chapter eighty (80), Acts of the  
4 Sixtieth General Assembly relating to judicial nominating

5 commissions, terms of office, judicial elections, mandatory  
6 retirement and temporary service by retired judges shall  
7 apply to municipal court judges except as hereinafter modified.

8 "In June, 1965, the governor shall appoint five (5)  
9 electors of each city in which a municipal court is located  
10 to the municipal judicial nominating commission for terms  
11 commencing July 1, 1965. He shall appoint two (2) such  
12 commissioners to serve until June 30, 1967, two (2) to serve  
13 until June 30, 1969, and one (1) to serve until June 30, 1971.  
14 Upon the expiration of each of those terms and every six (6)  
15 years thereafter, the governor shall so appoint municipal  
16 court judicial nominating commissions for six-year terms.

17 "In June, 1965, the resident members of the bar of each  
18 city in which a municipal court is located shall elect five  
19 (5) electors of the city to the municipal judicial nominating  
20 commission for terms commencing July 1, 1965. One (1) of  
21 such commissioners shall serve until June 30, 1971, as deter-  
22 mined by lot by such commissioners. In January next before  
23 expiration of each of those terms and every six (6) years  
24 thereafter, such members of the bar of the respective city  
25 in which a municipal court is located shall so elect municipi-  
26 pal judicial nominating commissioners for six-year terms com-  
27 mencing July 1 following:

28 "Subject to the provisions of mandatory retirement and  
29 removal for cause:

30 "1. The initial term of office of judges of municipal  
31 courts elected in 1961 shall be until January 1, 1967.

32 "2. The initial term of office of judges of municipal

33 courts elected in 1963 shall be until January 1, 1969.

34 "3. The initial term of office of judges of municipal  
35 courts appointed to office subsequent to November 5, 1963,  
36 shall be until January 1, 1967.

37 "4. The regular term of office of judges of the municipi-  
38 pal court retained at a judicial election shall be six (6)  
39 years from the expiration of their initial or previous regu-  
40 lar term, as the case may be.

41 "The judicial mandatory retirement provisions as it  
42 shall apply to municipal judges shall not be effective until  
43 July 1, 1967."