

Comment Report

SSB 1038

A bill for an act relating to the forfeiture of bail.(See SF 254.)

Subcommittee Members: Shipley-CH, Kinney, Taylor, J.

Date: 01/26/2021

Time: 11:30 AM

Location: RM 24A

Name: Chad Brewbaker

Comment: Judges in Polk County are routinely ordering "cash only" bail in defiance of the Iowa Constitution right to bail on "sufficient surety" i.e. post their house/car title instead of having to liquidate them. See State v Chew, <https://www.iowacourts.gov/iowacourts/courtsofappeals/mostrecentcoasummaries/case/171692JQC> Secretary Todd Nuccio has refused to discipline a single judge/magistrate over bail surety guarantees.Iowa Code 602.1606 nepotism prohibition is also being flagrantly violated by judges. Most egregious are Chief Justice Susan Larson Christensen and brother 4th Judicial District Chief Judge Jeff Larson Iowa Court of Appeals Judge Mary Tabor and brother Iowa Attorney General Chief Deputy Eric Tabor. Susan has also been violating the 6th Amendment District Clause by forum shopping her brother into 5th District civil cases she finds politically compromising going behind the back of the Governor and Judicial Council.The Judicial Qualifications Commission was not designed to discipline systemic misconduct from the Chief Justice on down.