

**602.1611 Judicial retirement programs.**

1. Judges of the supreme court and court of appeals, district judges, and district associate judges are members of the judicial retirement system established in [article 9](#), part 1, and are not members of the public employees' retirement system established in [chapter 97B](#), except as provided in paragraphs "a" and "b".

a. District associate judges who exercised the election under [section 602.11115, subsection 1](#), are members of the public employees' retirement system and are not members of the judicial retirement system. District associate judges who exercised the election under [section 602.11115, subsection 2](#), are members of the judicial retirement system and are inactive members of the public employees' retirement system.

b. District associate judges appointed after June 30, 1984, judges of the supreme court and court of appeals, and district judges, who were vested members of the public employees' retirement system at the time they became members of the judicial retirement system, and whose contributions in the public employees' retirement system were not refunded to them prior to the repeal of [section 97B.69](#), are members of the judicial retirement system and are inactive vested members of the public employees' retirement system until they become qualified to receive retirement benefits from the judicial retirement system and become retired members of the public employees' retirement system or voluntarily withdraw their contributions from the public employees' retirement system.

2. Magistrates shall be members of the Iowa public employees' retirement system unless the magistrate elects out of coverage under the Iowa public employees' retirement system as provided in [section 97B.42A](#).

3. Commencing July 1, 1998, associate juvenile judges and associate probate judges, who are appointed on a full-time basis, are members of the judicial retirement system established in [article 9](#), part 1, and are not members of the public employees' retirement system established in [chapter 97B](#), except as provided in [section 602.11116](#).

[83 Acts, ch 186, §1611, 10201; 84 Acts, ch 1285, §26; 86 Acts, ch 1243, §34; 98 Acts, ch 1183, §72, 100, 104; 2003 Acts, ch 151, §32](#)