

**602.2301 Judicial officer appointment — delay.**

1. Notwithstanding [section 46.12](#), the chief justice may order the state commissioner of elections to delay, for budgetary reasons, the sending of a notification to the proper judicial nominating commission that a vacancy in the supreme court, court of appeals, or district court has occurred or will occur.

2. Notwithstanding [sections 602.6304](#), [602.7103B](#), and [633.20B](#), the chief justice may order the state commissioner of elections to delay, for budgetary reasons, the sending of a notification to the governor that a vacancy in the office of district associate judge, associate juvenile judge, or associate probate judge has occurred or will occur.

3. Notwithstanding [section 602.6403](#), [subsection 3](#), if a magistrate position is vacant due to a death, resignation, retirement, an increase in the number of positions authorized, or to the removal of a magistrate, the chief justice may order any county magistrate appointing commission to delay, for budgetary reasons, the appointment of a magistrate to serve the remainder of an unexpired term.

4. Any delay authorized by the chief justice pursuant to [this section](#) shall not exceed one year in duration, and not more than eight delays authorized by the chief justice shall be in effect at any one time.

[2011 Acts, ch 78, §2](#); [2022 Acts, ch 1033, §3](#)