

House Amendment to
Senate File 442

S-3219

1 Amend Senate File 442, as passed by the Senate, as
2 follows:

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

5 <DIVISION I
6 FY 2013-2014

7 Section 1. JUDICIAL BRANCH.

8 1. There is appropriated from the general fund of
9 the state to the judicial branch for the fiscal year
10 beginning July 1, 2013, and ending June 30, 2014, the
11 following amount, or so much thereof as is necessary,
12 to be used for the purposes designated:

13 a. For salaries of supreme court justices,
14 appellate court judges, district court judges,
15 district associate judges, associate juvenile judges,
16 associate probate judges, judicial magistrates and
17 staff, state court administrator, clerk of the supreme
18 court, district court administrators, clerks of the
19 district court, juvenile court officers, board of law
20 examiners and board of examiners of shorthand reporters
21 and judicial qualifications commission; receipt and
22 disbursement of child support payments; reimbursement
23 of the auditor of state for expenses incurred in
24 completing audits of the offices of the clerks of the
25 district court during the fiscal year beginning July
26 1, 2013; and maintenance, equipment, and miscellaneous
27 purposes:

28 \$164,599,367

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

34 \$ 3,100,000

35 2. The judicial branch, except for purposes of
36 internal processing, shall use the current state budget
37 system, the state payroll system, and the Iowa finance
38 and accounting system in administration of programs
39 and payments for services, and shall not duplicate the
40 state payroll, accounting, and budgeting systems.

41 3. The judicial branch shall submit monthly
42 financial statements to the legislative services
43 agency and the department of management containing
44 all appropriated accounts in the same manner as
45 provided in the monthly financial status reports and
46 personal services usage reports of the department
47 of administrative services. The monthly financial
48 statements shall include a comparison of the dollars
49 and percentage spent of budgeted versus actual revenues
50 and expenditures on a cumulative basis for full-time

1 equivalent positions and dollars.

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

5 5. It is the intent of the general assembly that
6 the offices of the clerks of the district court operate
7 in all 99 counties and be accessible to the public as
8 much as is reasonably possible in order to address the
9 relative needs of the citizens of each county.

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

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

29 8. The judicial branch shall provide a report to
30 the general assembly by January 1, 2014, concerning
31 the amounts received and expended from the enhanced
32 court collections fund created in section 602.1304 and
33 the court technology and modernization fund created in
34 section 602.8108, subsection 7, during the fiscal year
35 beginning July 1, 2012, and ending June 30, 2013, and
36 the plans for expenditures from each fund during the
37 fiscal year beginning July 1, 2013, and ending June 30,
38 2014. A copy of the report shall be provided to the
39 legislative services agency.

40 Sec. 2. CIVIL TRIALS — LOCATION. Notwithstanding
41 any provision to the contrary, for the fiscal year
42 beginning July 1, 2013, and ending June 30, 2014, if
43 all parties in a case agree, a civil trial including a
44 jury trial may take place in a county contiguous to the
45 county with proper jurisdiction, even if the contiguous
46 county is located in an adjacent judicial district or
47 judicial election district. If the trial is moved
48 pursuant to this section, court personnel shall treat
49 the case as if a change of venue occurred. However,
50 if a trial is moved to an adjacent judicial district

1 or judicial election district, the judicial officers
2 serving in the judicial district or judicial election
3 district receiving the case shall preside over the
4 case.

5 Sec. 3. TRAVEL REIMBURSEMENT. Notwithstanding
6 section 602.1509, for the fiscal year beginning July 1,
7 2013, a judicial officer may waive travel reimbursement
8 for any travel outside the judicial officer's county of
9 residence to conduct official judicial business.

10 Sec. 4. POSTING OF REPORTS IN ELECTRONIC FORMAT —
11 LEGISLATIVE SERVICES AGENCY. All reports or copies of
12 reports required to be provided by the judicial branch
13 for fiscal year 2013-2014 to the legislative services
14 agency shall be provided in an electronic format. The
15 legislative services agency shall post the reports on
16 its internet website and shall notify by electronic
17 means all the members of the joint appropriations
18 subcommittee on the justice system when a report
19 is posted. Upon request, copies of the reports may
20 be mailed to members of the joint appropriations
21 subcommittee on the justice system.

22 Sec. 5. JUDICIAL OFFICER — UNPAID
23 LEAVE. Notwithstanding the annual salary rates
24 for judicial officers established by 2008 Iowa Acts,
25 chapter 1191, section 11, for the fiscal year beginning
26 July 1, 2013, and ending June 30, 2014, the supreme
27 court may by order place all judicial officers on
28 unpaid leave status on any day employees of the
29 judicial branch are placed on temporary layoff status.
30 The biweekly pay of the judicial officers shall be
31 reduced accordingly for the pay period in which the
32 unpaid leave date occurred in the same manner as for
33 noncontract employees of the judicial branch. Through
34 the course of the fiscal year, the judicial branch may
35 use an amount equal to the aggregate amount of salary
36 reductions due to the judicial officer unpaid leave
37 days for any purpose other than for judicial salaries.

38 Sec. 6. IOWA COMMUNICATIONS NETWORK. It is the
39 intent of the general assembly that the judicial branch
40 utilize the Iowa communications network or other secure
41 electronic communications in lieu of traveling for the
42 fiscal year beginning July 1, 2013.

43 DIVISION II
44 FY 2014-2015

45 Sec. 7. JUDICIAL BRANCH.

46 1. There is appropriated from the general fund of
47 the state to the judicial branch for the fiscal year
48 beginning July 1, 2014, and ending June 30, 2015, the
49 following amount, or so much thereof as is necessary,
50 to be used for the purposes designated:

1 a. For salaries of supreme court justices,
2 appellate court judges, district court judges,
3 district associate judges, associate juvenile judges,
4 associate probate judges, judicial magistrates and
5 staff, state court administrator, clerk of the supreme
6 court, district court administrators, clerks of the
7 district court, juvenile court officers, board of law
8 examiners and board of examiners of shorthand reporters
9 and judicial qualifications commission; receipt and
10 disbursement of child support payments; reimbursement
11 of the auditor of state for expenses incurred in
12 completing audits of the offices of the clerks of the
13 district court during the fiscal year beginning July
14 1, 2014; and maintenance, equipment, and miscellaneous
15 purposes:

16 \$ 82,299,684

17 b. For deposit in the revolving fund created
18 pursuant to section 602.1302, subsection 3, for jury
19 and witness fees, mileage, costs related to summoning
20 jurors, fees for interpreters, and reimbursement of
21 attorney fees paid by the state public defender:

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24 internal processing, shall use the current state budget
25 system, the state payroll system, and the Iowa finance
26 and accounting system in administration of programs
27 and payments for services, and shall not duplicate the
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47 relative needs of the citizens of each county.

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25 fiscal year beginning July 1, 2014, and ending June 30,
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36 pursuant to this section, court personnel shall treat
37 the case as if a change of venue occurred. However,
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39 or judicial election district, the judicial officers
40 serving in the judicial district or judicial election
41 district receiving the case shall preside over the
42 case.

43 Sec. 9. TRAVEL REIMBURSEMENT. Notwithstanding
44 section 602.1509, for the fiscal year beginning July 1,
45 2014, a judicial officer may waive travel reimbursement
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48 Sec. 10. POSTING OF REPORTS IN ELECTRONIC FORMAT —
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