

Senate File 2436

S-5197

1 Amend Senate File 2436 as follows:

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

4 <DIVISION I

5 FY 2024-2025 APPROPRIATIONS

6 Section 1. JUDICIAL BRANCH.

7 1. There is appropriated from the general fund of the state  
8 to the judicial branch for the fiscal year beginning July 1,  
9 2024, and ending June 30, 2025, the following amounts, or so  
10 much thereof as is necessary, to be used for the purposes  
11 designated:

12 a. For salaries of supreme court justices, appellate court  
13 judges, district court judges, district associate judges,  
14 associate juvenile judges, associate probate judges, judicial  
15 magistrates and staff, state court administrator, clerk of  
16 the supreme court, district court administrators, clerks of  
17 the district court, juvenile court officers, board of law  
18 examiners, board of examiners of shorthand reporters, and  
19 commission on judicial qualifications; receipt and disbursement  
20 of child support payments; reimbursement of the auditor  
21 of state for expenses incurred in completing audits of the  
22 offices of the clerks of the district court during the fiscal  
23 year beginning July 1, 2024; and maintenance, equipment, and  
24 miscellaneous purposes:

25 ..... \$201,018,878

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

31 ..... \$ 3,600,000

32 c. For payment of expenses for court-ordered services  
33 provided to juveniles who are under the supervision of juvenile  
34 court services, which expenses are a charge upon the state  
35 pursuant to section 232.141, subsection 4:

1 ..... \$ 3,290,000

2 (1) Of the moneys appropriated in this lettered paragraph,  
3 no more than \$1,556,000 is allocated to provide school-based  
4 supervision of children under chapter 232, of which no more  
5 than \$25,000 may be used for purposes of training.

6 (2) Notwithstanding section 232.141 or any other provision  
7 of law to the contrary, the moneys appropriated in this  
8 lettered paragraph shall be distributed to the judicial  
9 districts as determined by the state court administrator. The  
10 state court administrator shall make the determination of the  
11 distribution amounts within thirty days of the date on which  
12 the annual census data is released.

13 (3) Notwithstanding chapter 232 or any other provision of  
14 law to the contrary, a district or juvenile court shall not  
15 order any service which is a charge upon the state pursuant  
16 to section 232.141 if there are insufficient court-ordered  
17 services moneys available in the district court distribution  
18 amounts to pay for the service. The chief juvenile court  
19 officer shall encourage use of the moneys appropriated in this  
20 lettered paragraph such that there are sufficient moneys to pay  
21 for all court-ordered services during the entire fiscal year.  
22 The chief juvenile court officer shall attempt to anticipate  
23 potential surpluses and shortfalls in the distribution amounts  
24 and shall cooperatively request the state court administrator  
25 to transfer moneys between the judicial districts' distribution  
26 amounts as prudent.

27 (4) Notwithstanding any provision of law to the contrary,  
28 a district or juvenile court shall not order a county to pay  
29 for any service provided to a juvenile pursuant to an order  
30 entered under chapter 232 which is a charge upon the state  
31 under section 232.141, subsection 4.

32 (5) Of the moneys appropriated in this lettered paragraph,  
33 no more than \$83,000 may be used by the judicial branch  
34 for administration of the requirements under this lettered  
35 paragraph.

1 (6) Of the moneys appropriated in this lettered paragraph,  
2 an amount not to exceed the actual cost of the annual  
3 membership fee is allocated to the judicial branch to support  
4 the interstate commission for juveniles in accordance with  
5 the interstate compact for juveniles as provided in section  
6 232.173.

7 (7) Notwithstanding section 8.33, moneys appropriated in  
8 this lettered paragraph that remain unencumbered or unobligated  
9 at the close of the fiscal year shall not revert but shall  
10 remain available for expenditure for the purposes designated  
11 until the close of the fiscal year that begins July 1, 2027.

12 d. For juvenile delinquent graduated sanctions services  
13 pursuant to section 232.192:

14 ..... \$ 12,253,000

15 (1) Any state moneys saved as a result of efforts by  
16 juvenile court services to earn a federal fund match pursuant  
17 to Tit. IV-E of the federal Family First Prevention Services  
18 Act of 2018, Pub. L. No. 115-123, for juvenile court services  
19 administration is appropriated to the judicial branch for  
20 purposes of this lettered paragraph.

21 (2) Notwithstanding section 8.33, moneys appropriated in  
22 this lettered paragraph that remain unencumbered or unobligated  
23 at the close of the fiscal year shall not revert but shall  
24 remain available for expenditure for the purposes designated  
25 until the close of the fiscal year that begins July 1, 2027.

26 2. The judicial branch, except for purposes of internal  
27 processing, shall use the current state budget system, the  
28 state payroll system, and the Iowa finance and accounting  
29 system in administration of programs and payments for services,  
30 and shall not duplicate the state payroll, accounting, and  
31 budgeting systems.

32 3. The judicial branch shall submit monthly financial  
33 statements to the legislative services agency and the  
34 department of management containing all appropriated accounts  
35 in the same manner as provided in the monthly financial status

1 reports and personal services usage reports of the department  
2 of administrative services. The monthly financial statements  
3 shall include a comparison of the dollars and percentage  
4 spent of budgeted versus actual revenues and expenditures on  
5 a cumulative basis for full-time equivalent positions and  
6 dollars.

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

10 5. It is the intent of the general assembly that the offices  
11 of the clerks of the district court operate in all 99 counties  
12 and be accessible to the public as much as is reasonably  
13 possible in order to address the relative needs of the citizens  
14 of each county. An office of the clerk of the district court  
15 shall be open regular courthouse hours.

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

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

34 8. The judicial branch shall provide a report to the general  
35 assembly and department of management by January 1, 2025,

1 concerning the amounts received and expended from the court  
2 technology and modernization fund created in section 602.8108,  
3 subsection 7, during the fiscal year beginning July 1, 2023,  
4 and ending June 30, 2024, and the plans for expenditures from  
5 each fund during the fiscal year beginning July 1, 2024, and  
6 ending June 30, 2025.

7 Sec. 2. CIVIL TRIALS — LOCATION. Notwithstanding any  
8 provision to the contrary, for the fiscal year beginning July  
9 1, 2024, and ending June 30, 2025, if all parties in a case  
10 agree, a civil trial including a jury trial may take place in a  
11 county contiguous to the county with proper jurisdiction, even  
12 if the contiguous county is located in an adjacent judicial  
13 district or judicial election district. If the trial is moved  
14 pursuant to this section, court personnel shall treat the case  
15 as if a change of venue occurred.

16 Sec. 3. TRAVEL REIMBURSEMENT. Notwithstanding section  
17 602.1509, for the fiscal year beginning July 1, 2024, and  
18 ending June 30, 2025, a judicial officer may waive travel  
19 reimbursement for any travel outside the judicial officer's  
20 county of residence to conduct official judicial business.

21 Sec. 4. JUDICIAL OFFICER — UNPAID LEAVE. Notwithstanding  
22 the annual salary rates for judicial officers established by  
23 this division of this Act for the fiscal year beginning July  
24 1, 2024, and ending June 30, 2025, the supreme court may by  
25 order place all judicial officers on unpaid leave status on any  
26 day employees of the judicial branch are placed on temporary  
27 layoff status. The biweekly pay of the judicial officers shall  
28 be reduced accordingly for the pay period in which the unpaid  
29 leave date occurred in the same manner as for noncontract  
30 employees of the judicial branch. Through the course of the  
31 fiscal year, the judicial branch may use an amount equal to  
32 the aggregate amount of salary reductions due to the judicial  
33 officer unpaid leave days for any purpose other than for  
34 judicial salaries.

35 Sec. 5. IOWA COMMUNICATIONS NETWORK. It is the intent

1 of the general assembly that the judicial branch utilize  
2 the Iowa communications network or other secure electronic  
3 communications in lieu of traveling for the fiscal year  
4 beginning July 1, 2024, and ending June 30, 2025.

5 Sec. 6. SALARIES — STATE COURT JUSTICES, JUDGES, AND  
6 MAGISTRATES.

7 1. The salary rates specified in subsection 2 are for the  
8 fiscal year beginning July 1, 2024, effective for the pay  
9 period beginning June 21, 2024, and for subsequent fiscal  
10 years until otherwise provided by the general assembly. The  
11 salaries provided for in this section shall be paid from moneys  
12 appropriated to the judicial branch pursuant to this division  
13 of this Act or any other Act of the general assembly.

14 2. The following annual salary rates shall be paid to the  
15 persons holding the judicial positions indicated during the  
16 fiscal year beginning July 1, 2024, effective with the pay  
17 period beginning June 21, 2024, and for subsequent pay periods:

- 18 a. Chief justice of the supreme court:  
19 ..... \$ 205,911  
20 b. Each justice of the supreme court:  
21 ..... \$ 196,692  
22 c. Chief judge of the court of appeals:  
23 ..... \$ 184,400  
24 d. Each associate judge of the court of appeals:  
25 ..... \$ 178,253  
26 e. Each chief judge of a judicial district:  
27 ..... \$ 172,106  
28 f. Each district judge except the chief judge of a judicial  
29 district:  
30 ..... \$ 165,959  
31 g. Each district associate judge:  
32 ..... \$ 147,520  
33 h. Each associate juvenile judge:  
34 ..... \$ 147,520  
35 i. Each associate probate judge:

1	.....	\$	147,520
2	j. Each judicial magistrate:		
3	.....	\$	45,484
4	k. Each senior judge:		
5	.....	\$	9,834

6 3. Persons receiving salary rates established under this  
7 section shall not receive any additional salary adjustments  
8 provided by this division of this Act or any other Act of the  
9 general assembly.

10 Sec. 7. EFFECTIVE DATE. The section of this division of  
11 this Act enacting salaries for state court justices, judges,  
12 and magistrates takes effect June 21, 2024.

13 DIVISION II

14 JUDICIAL RETIREMENT FUND

15 Sec. 8. Section 602.9104, Code 2024, is amended by adding  
16 the following new subsection:

17 NEW SUBSECTION. 3A. Any change to the required contribution  
18 rate shall be shared between judges and the state in the same  
19 proportion as the required contribution rate.

20 Sec. 9. Section 602.9104, subsection 4, Code 2024, is  
21 amended to read as follows:

22 4. As used in [this section](#), unless the context otherwise  
23 requires:

24 *a.* ~~"Actuarial valuation" means an actuarial valuation of the~~  
25 ~~judicial retirement system or an annual actuarial update of an~~  
26 ~~actuarial valuation, as required pursuant to [section 602.9116](#).~~

27 *b.* ~~"Fully funded status" means that the most recent~~  
28 ~~actuarial valuation reflects that the funded status of the~~  
29 ~~system is at least one hundred percent, based upon the benefits~~  
30 ~~provided for judges through the judicial retirement system as~~  
31 ~~of July 1, 2006.~~

32 *c.* ~~"Judge's required contribution" means an amount equal~~  
33 ~~to the basic salary of the judge multiplied by the following~~  
34 ~~applicable percentage:~~

35 ~~(1) For the fiscal year beginning July 1, 2008, and ending~~

1 ~~June 30, 2009, seven and seven-tenths percent.~~

2 ~~(2) For the fiscal year beginning July 1, 2009, and ending~~  
3 ~~June 30, 2010, eight and seven-tenths percent.~~

4 ~~(3) For the fiscal year beginning July 1, 2010, and for each~~  
5 ~~subsequent fiscal year until the system attains fully funded~~  
6 ~~status, nine and thirty-five hundredths percent.~~

7 ~~(4) Commencing with the first fiscal year in which the~~  
8 ~~system attains fully funded status, and for each subsequent~~  
9 ~~fiscal year, the percentage rate equal to forty percent of the~~  
10 ~~required contribution percentage rate equal to thirty-five~~  
11 ~~percent of the required contribution rate.~~

12 ~~d. b.~~ *"Required contribution rate"* means that percentage  
13 of the basic salary of all judges covered under [this article](#)  
14 equal to the actuarially required contribution rate determined  
15 by the actuary pursuant to [section 602.9116](#). The required  
16 contribution rate shall not vary by more than one percentage  
17 point from the required contribution rate for the prior fiscal  
18 year.

19 ~~e. c.~~ *"State's required contribution"* means an amount equal  
20 to the basic salary of all judges covered under [this article](#)  
21 multiplied by the ~~following applicable percentage:~~

22 ~~(1) For the fiscal year beginning July 1, 2008, and for each~~  
23 ~~subsequent fiscal year until the system attains fully funded~~  
24 ~~status, thirty and six-tenths percent.~~

25 ~~(2) Commencing with the first fiscal year in which the~~  
26 ~~system attains fully funded status, and for each subsequent~~  
27 ~~fiscal year, the percentage rate equal to sixty percent of~~  
28 ~~the required contribution percentage rate equal to sixty-five~~  
29 ~~percent of the required contribution rate.>~~

30 2. Title page, line 2, by striking <fund> and inserting  
31 <fund,>

32 3. Title page, by striking line 3.



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JULIAN GARRETT