

Senate File 563 - Enrolled

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1 1 SENATE FILE 563
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1 3 AN ACT
1 4 RELATING TO AND MAKING APPROPRIATIONS TO THE JUDICIAL BRANCH.
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1 6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
1 7
1 8 Section 1. JUDICIAL BRANCH.
1 9 1. There is appropriated from the general fund of the
1 10 state to the judicial branch for the fiscal year beginning
1 11 July 1, 2007, and ending June 30, 2008, the following amount,
1 12 or so much thereof as is necessary, to be used for the
1 13 purposes designated:
1 14 For salaries of supreme court justices, appellate court
1 15 judges, district court judges, district associate judges,
1 16 judicial magistrates and staff, state court administrator,
1 17 clerk of the supreme court, district court administrators,
1 18 clerks of the district court, juvenile court officers, board
1 19 of law examiners and board of examiners of shorthand reporters
1 20 and judicial qualifications commission, receipt and
1 21 disbursement of child support payments, reimbursement of the
1 22 auditor of state for expenses incurred in completing audits of
1 23 the offices of the clerks of the district court during the
1 24 fiscal year beginning July 1, 2007, and maintenance,
1 25 equipment, and miscellaneous purposes:
1 26 \$123,974,074
1 27 Of the amount appropriated in this subsection, \$736,664
1 28 shall be used to implement the children's justice initiative.
1 29 The following additional court employees are authorized for
1 30 implementation of the children's justice initiative: two
1 31 court reporters, one and one-half full-time equivalent court
1 32 attendants, four juvenile court officers, and two juvenile
1 33 court technicians. Notwithstanding the district associate
1 34 judgeship apportionment formula in section 602.6301, two
1 35 additional district associate judgeships are authorized for
2 1 implementation of the initiative, with one district associate
2 2 judgeship allocated to the fourth judicial district and one
2 3 district associate judgeship allocated to election district 5B
2 4 of the fifth judicial district.
2 5 2. The judicial branch, except for purposes of internal
2 6 processing, shall use the current state budget system, the
2 7 state payroll system, and the Iowa finance and accounting
2 8 system in administration of programs and payments for
2 9 services, and shall not duplicate the state payroll,
2 10 accounting, and budgeting systems.
2 11 3. The judicial branch shall submit monthly financial
2 12 statements to the legislative services agency and the
2 13 department of management containing all appropriated accounts
2 14 in the same manner as provided in the monthly financial status
2 15 reports and personal services usage reports of the department
2 16 of administrative services. The monthly financial statements
2 17 shall include a comparison of the dollars and percentage spent
2 18 of budgeted versus actual revenues and expenditures on a
2 19 cumulative basis for full-time equivalent positions and
2 20 dollars.
2 21 4. The judicial branch shall focus efforts upon the
2 22 collection of delinquent fines, penalties, court costs, fees,
2 23 surcharges, or similar amounts.
2 24 5. It is the intent of the general assembly that the
2 25 offices of the clerks of the district court operate in all 99
2 26 counties and be accessible to the public as much as is
2 27 reasonably possible in order to address the relative needs of
2 28 the citizens of each county.
2 29 6. The judicial branch shall continue studying the best
2 30 practices and efficiencies of each judicial district. In
2 31 identifying the most efficient judicial districts and the
2 32 districts using best practices, the judicial branch shall
2 33 consider the average cost to the judicial branch for
2 34 processing each classification of criminal offense or civil
2 35 action and the overall number of cases filed. In addition,
3 1 and as part of the best practices and efficiencies study, the
3 2 judicial branch shall study the number of judicial officers
3 3 needed throughout the state to manage current caseloads and

3 4 anticipated caseloads in the future, and shall make
3 5 recommendations, if any, as to changes in judgeship and
3 6 magistrate apportionment formulas in sections 602.6201,
3 7 602.6301, and 602.6401. The judicial branch shall file a
3 8 report regarding the study made, recommendations presented,
3 9 and actions taken pursuant to this subsection with the
3 10 co-chairpersons and ranking members of the joint
3 11 appropriations subcommittee on the justice system and to the
3 12 legislative services agency by January 1, 2008.

3 13 7. In addition to the requirements for transfers under
3 14 section 8.39, the judicial branch shall not change the
3 15 appropriations from the amounts appropriated to the judicial
3 16 branch in this Act, unless notice of the revisions is given
3 17 prior to their effective date to the legislative services
3 18 agency. The notice shall include information on the branch's
3 19 rationale for making the changes and details concerning the
3 20 workload and performance measures upon which the changes are
3 21 based.

3 22 8. The judicial branch shall submit a semiannual update to
3 23 the legislative services agency specifying the amounts of
3 24 fines, surcharges, and court costs collected using the Iowa
3 25 court information system since the last report. The judicial
3 26 branch shall continue to facilitate the sharing of vital
3 27 sentencing and other information with other state departments
3 28 and governmental agencies involved in the criminal justice
3 29 system through the Iowa court information system.

3 30 9. The judicial branch shall provide a report to the
3 31 general assembly by January 1, 2008, concerning the amounts
3 32 received and expended from the enhanced court collections fund
3 33 created in section 602.1304 and the court technology and
3 34 modernization fund created in section 602.8108, subsection 7,
3 35 during the fiscal year beginning July 1, 2006, and ending June
4 1 30, 2007, and the plans for expenditures from each fund during
4 2 the fiscal year beginning July 1, 2007, and ending June 30,
4 3 2008. A copy of the report shall be provided to the
4 4 legislative services agency.

4 5 Sec. 2. JUDICIAL RETIREMENT FUND.

4 6 1. There is appropriated from the general fund of the
4 7 state to the judicial retirement fund for the fiscal year
4 8 beginning July 1, 2007, and ending June 30, 2008, the
4 9 following amount, or so much thereof as is necessary, to be
4 10 used for the purpose designated:

4 11 Notwithstanding section 602.9104, for the state's
4 12 contribution to the judicial retirement fund in the amount of
4 13 22.5 percent of the basic salaries of the judges covered under
4 14 chapter 602, article 9:

4 15 \$ 3,450,963

4 16 2. There is appropriated from the revolving fund created
4 17 in section 602.1302 to the judicial retirement fund for the
4 18 fiscal year beginning July 1, 2007, and ending June 30, 2008,
4 19 the following amount, or so much thereof as is necessary, to
4 20 be used for the purposes designated:

4 21 As part of the state's contribution to the judicial
4 22 retirement fund in accordance with the conditions specified in
4 23 subsection 1:

4 24 \$ 2,000,000

4 25 Sec. 3. POSTING OF REPORTS IN ELECTRONIC FORMAT ==
4 26 LEGISLATIVE SERVICES AGENCY. All reports or copies of reports
4 27 required to be provided by the judicial branch for fiscal year
4 28 2007=2008 to the legislative services agency shall be provided
4 29 in an electronic format. The legislative services agency
4 30 shall post the reports on its internet website and shall
4 31 notify by electronic means all the members of the joint
4 32 appropriations subcommittee on the justice system when a
4 33 report is posted. Upon request, copies of the reports may be
4 34 mailed to members of the joint appropriations subcommittee on
4 35 the justice system.

5 1 Sec. 4. Section 607A.8, Code 2007, is amended by striking
5 2 the section and inserting in lieu thereof the following:

5 3 607A.8 FEES AND EXPENSES FOR JURORS.

5 4 1. A grand juror and a petit juror in all courts shall
5 5 receive thirty dollars as compensation for each day's service
5 6 or attendance, including attendance required for the purpose
5 7 of being considered for service. The supreme court may adopt
5 8 rules that allow additional compensation for jurors whose
5 9 attendance and service exceeds seven days.

5 10 2. A grand juror and a petit juror in all courts shall
5 11 receive reimbursement for mileage expenses at the rate
5 12 specified in section 602.1509 for each mile traveled each day
5 13 to and from the residence of the juror to the place of service
5 14 or attendance, and shall receive reimbursement for actual

5 15 expenses of parking, as determined by the clerk of the
5 16 district court. A juror who is a person with a disability may
5 17 receive reimbursement for the costs of alternate
5 18 transportation from the residence of the juror to the place of
5 19 service or attendance. A juror shall not receive
5 20 reimbursement for mileage expenses or actual expenses of
5 21 parking when the juror travels in a vehicle for which another
5 22 juror is receiving reimbursement for mileage and parking
5 23 expenses.

5 24 3. A grand juror or a petit juror in all courts may waive
5 25 the right of the juror to receive compensation under
5 26 subsection 1 or reimbursement under subsection 2.

5 27 Sec. 5. NEW SECTION. 607A.47 JUROR QUESTIONNAIRE.

5 28 The court may, on its own motion, or upon the motion of a
5 29 party to the case or upon the request of a juror, order the
5 30 sealing or partial sealing of a completed juror questionnaire,
5 31 if the court finds that it is necessary to protect the safety
5 32 or privacy of a juror or a family member of a juror.
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6 1 _____
6 2 JOHN P. KIBBIE
6 3 President of the Senate
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6 5 _____
6 6 PATRICK J. MURPHY
6 7 Speaker of the House
6 8

6 9 I hereby certify that this bill originated in the Senate and
6 10 is known as Senate File 563, Eighty-second General Assembly.
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6 14 _____
6 15 MICHAEL E. MARSHALL
6 16 Secretary of the Senate

6 16 Approved _____, 2007
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6 20 _____
6 21 CHESTER J. CULVER
6 21 Governor