



CHESTER J. CULVER  
GOVERNOR

## OFFICE OF THE GOVERNOR

PATTY JUDGE  
LT. GOVERNOR

May 24, 2007

The Honorable Michael Mauro  
Secretary of State  
State Capitol Building  
LOCAL

Dear Mr. Secretary:

I hereby transmit:

**Senate File 563**, an Act relating to and making appropriations to the judicial branch.

The above Senate File is hereby approved this date.

Sincerely,

A handwritten signature in black ink, appearing to read "Chester J. Culver".

Chester J. Culver  
Governor

CJC:bdj

cc: Secretary of the Senate  
Chief Clerk of the House





SENATE FILE 563

AN ACT

RELATING TO AND MAKING APPROPRIATIONS TO THE JUDICIAL BRANCH.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. JUDICIAL BRANCH.

1. There is appropriated from the general fund of the state to the judicial branch for the fiscal year beginning July 1, 2007, and ending June 30, 2008, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries of supreme court justices, appellate court judges, district court judges, district associate judges, judicial magistrates and staff, state court administrator, clerk of the supreme court, district court administrators, clerks of the district court, juvenile court officers, board of law examiners and board of examiners of shorthand reporters and judicial qualifications commission, receipt and disbursement of child support payments, reimbursement of the auditor of state for expenses incurred in completing audits of the offices of the clerks of the district court during the fiscal year beginning July 1, 2007, and maintenance, equipment, and miscellaneous purposes:

..... \$123,974,074

Of the amount appropriated in this subsection, \$736,664 shall be used to implement the children's justice initiative. The following additional court employees are authorized for implementation of the children's justice initiative: two court reporters, one and one-half full-time equivalent court attendants, four juvenile court officers, and two juvenile court technicians. Notwithstanding the district associate

judgeship apportionment formula in section 602.6301, two additional district associate judgeships are authorized for implementation of the initiative, with one district associate judgeship allocated to the fourth judicial district and one district associate judgeship allocated to election district 5B of the fifth judicial district.

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

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

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

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

6. The judicial branch shall continue studying the best practices and efficiencies of each judicial district. In identifying the most efficient judicial districts and the districts using best practices, the judicial branch shall consider the average cost to the judicial branch for processing each classification of criminal offense or civil action and the overall number of cases filed. In addition, and as part of the best practices and efficiencies study, the judicial branch shall study the number of judicial officers needed throughout the state to manage current caseloads and anticipated caseloads in the future, and shall make



recommendations, if any, as to changes in judgeship and magistrate apportionment formulas in sections 602.6201, 602.6301, and 602.6401. The judicial branch shall file a report regarding the study made, recommendations presented, and actions taken pursuant to this subsection with the co-chairpersons and ranking members of the joint appropriations subcommittee on the justice system and to the legislative services agency by January 1, 2008.

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

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

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

**Sec. 2. JUDICIAL RETIREMENT FUND.**

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

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

..... \$ 3,450,963

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

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

..... \$ 2,000,000

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

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

607A.8 FEES AND EXPENSES FOR JURORS.

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

2. A grand juror and a petit juror in all courts shall receive reimbursement for mileage expenses at the rate specified in section 602.1509 for each mile traveled each day to and from the residence of the juror to the place of service or attendance, and shall receive reimbursement for actual expenses of parking, as determined by the clerk of the district court. A juror who is a person with a disability may



receive reimbursement for the costs of alternate transportation from the residence of the juror to the place of service or attendance. A juror shall not receive reimbursement for mileage expenses or actual expenses of parking when the juror travels in a vehicle for which another juror is receiving reimbursement for mileage and parking expenses.

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

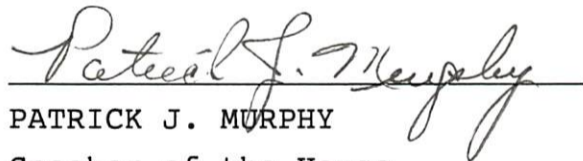
Sec. 5. NEW SECTION. 607A.47 JUROR QUESTIONNAIRE.

The court may, on its own motion, or upon the motion of a party to the case or upon the request of a juror, order the sealing or partial sealing of a completed juror questionnaire, if the court finds that it is necessary to protect the safety or privacy of a juror or a family member of a juror.



JOHN P. KIBBIE

President of the Senate



PATRICK J. MURPHY

Speaker of the House

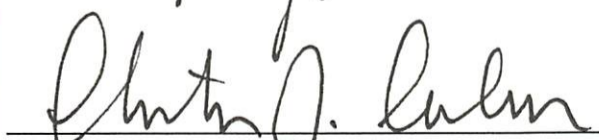
I hereby certify that this bill originated in the Senate and is known as Senate File 563, Eighty-second General Assembly.



MICHAEL E. MARSHALL

Secretary of the Senate

Approved May 24<sup>th</sup>, 2007



CHESTER J. CULVER

Governor