

JUN 5 1973

HOUSE FILE 782

BY COMMITTEE ON APPROPRIATIONS

Appropriations *Calendar*  
*See " 6/8 Pass per S-953 6/19*

House File 782  
Appropriations—  
State department

Passed House, Date 6-7-73 (1775) Passed Senate, Date 6-20-73 (1924)

Vote: Ayes 88 Nays 0 Vote: Ayes 46 Nays 0

Approved 7-12-73

*Passed House as amended by Senate*  
6-21-73 (2193)  
91-0

### A BILL FOR

1 An Act relating to financing the supreme court and its divi-  
2 sions and making an appropriation.

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

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#### SENATE AMENDMENT TO HOUSE FILE 782

1 Amend House File 782, page 2, line 29, by striking the figures  
2 "\$470,607" and "\$492,809" and by inserting in lieu thereof the  
3 figures "\$473,872" and "\$496,169".

Received from the Senate  
June 21, 1973

*House concurred 6/21*

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1 Section 1. There is appropriated from the general fund  
 2 of the state for each year of the fiscal biennium beginning  
 3 July 1, 1973 and ending June 30, 1975 to the supreme court  
 4 and divisions of the supreme court specified in this Act,  
 5 the following amounts, or so much thereof as may be neces-  
 6 sary, to be used in the manner designated:

	1973-74	1974-75
	<u>Fiscal Year</u>	<u>Fiscal Year</u>
9 1. SUPREME COURT		
10 a. For salaries of judges of		
11 the supreme court of Iowa and a		
12 state contribution to the judi-		
13 cial retirement system provided		
14 for in chapter six hundred five		
15 A (605A) of the Code in the amount		
16 of three percent of such salaries		
17 and an additional state contribu-		
18 tion of thirty-eight thousand		
19 (38,000) dollars for the fiscal		
20 year ending June 30, 1974 and		
21 forty-six thousand (46,000) dol-		
22 lars for the fiscal year ending		
23 June 30, 1975, and for other		
24 salaries, support, maintenance		
25 and miscellaneous purposes, in-		
26 cluding cost of judicial con-		
27 ferences as provided in section		
28 six hundred eighty-four point		
29 twenty (684.20) of the Code:	\$ 470,607	\$ 492,809
30 b. For rules of procedure:	250	250
31 2. CLERK OF SUPREME COURT		
32 For salaries, support, mainte-		
33 nance and miscellaneous purposes:	32,350	33,370
34 3. CODE EDITOR		
35 For salaries, support, mainte-		

1 nance and miscellaneous purposes: 44,502 46,319

2 4. COURT ADMINISTRATOR OF THE  
3 JUDICIAL DEPARTMENT

4 For salaries, support, mainte-  
5 nance and miscellaneous purposes: 142,886 149,745

6 Sec. 2. Section six hundred six point fifteen (606.15),  
7 subsection one (1), Code 1973, is amended to read as follows:

8 1. For filing any petition, appeal, or writ of error and  
9 docketing the same, four dollars. Three dollars of such fee  
10 shall remain in the county treasury for the use of the county,  
11 and one dollar of such fee shall be paid into the state trea-  
12 sury and deposited in a the general fund of the state to be  
13 ~~known as the court administrator fund. Any balance remaining~~  
14 ~~at the end of each biennium in excess of ten thousand dollars,~~  
15 ~~shall revert to the general fund of the state.~~ In counties  
16 having a population of one hundred thousand or over, an addi-  
17 tional one dollar shall be charged and collected, to be known  
18 as the journal publication fee and to be used for the purposes  
19 provided for in section 618.13.

20 Sec. 3. Section six hundred eighty-five point six (685.6),  
21 Code 1973, is amended to read as follows:

22 685.6 COURT ADMINISTRATOR APPOINTED. There is hereby  
23 established the position of court administrator of the judi-  
24 cial department. The court administrator shall be appointed  
25 by the supreme court and shall hold office at the pleasure  
26 of such court.

27 ~~The expense of operating the court administrator office~~  
28 ~~shall be paid from the court administrator fund created by~~  
29 ~~section 606.15 and the court shall fix the compensation of~~  
30 the administrator and the employees of the office. The su-  
31 preme court is authorized to accept federal funds to supple-  
32 ment the ~~court administrator fund~~ funds appropriated to the  
33 court.

34 Sec. 4. All federal grants to and the federal receipts  
35 of the courts receiving funds under this Act are appropriated

1 for the purpose set forth in the federal grants or receipts.  
2 Sec. 5. No moneys appropriated by this Act shall be used  
3 for capital improvements.

4 Sec. 6. Notwithstanding the provisions of section eight  
5 point thirty-three (8.33) of the Code, all unencumbered or  
6 unobligated balances of appropriations made by this Act for  
7 the first fiscal year of the biennium commencing July 1, 1973  
8 shall, on August 31, 1974, revert to the state treasury and  
9 to the credit of the fund from which appropriated. In all  
10 other respects the provisions of section eight point thirty-  
11 three (8.33) of the Code shall apply to appropriations made  
12 for the first fiscal year of such biennium. Unencumbered  
13 or unobligated balances of appropriations made for the second  
14 fiscal year of such biennium shall be subject to section eight  
15 point thirty-three (8.33) of the Code.

16 Sec. 7. When any of the laws of this state are in con-  
17 flict with this Act, the provisions of this Act shall govern  
18 for the biennium.

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Supreme Court

The committee's recommendation is for an appropriation of \$470,607 for 1973-74 and \$492,809 for 1974-75.

From this total, \$391,597 for 1973-74 and \$404,119 for 1974-75 is appropriated for salaries.

\$17,430 for 1973-74 and \$17,960 for 1974-75 is appropriated for travel.

\$17,500 for 1973-74 and \$18,460 for 1974-75 is appropriated for office supplies and expense, printing and binding, telephone and telegraph, and equipment.

Other expenses, which include books, periodicals, and publications, judicial conference, and intra-fund transfer for judicial retirement are appropriated at \$44,080 for 1973-74 and \$52,270 for 1974-75.

Clerk of Supreme Court

The committee's recommendation is for an appropriation of \$32,350 for 1973-74 and \$33,370 for 1974-75.

From this total, \$30,050 for 1973-74 and \$30,950 for 1974-75 is appropriated for salaries.

\$2,300 for 1973-74 and \$2,420 for 1974-75 is appropriated for office supplies and expense, printing and binding, telephone and telegraph, and equipment.

The committee's recommendation allows for no increase in personnel.

The committee recommends that legislation be considered next session that would combine this office with the office of the Court Administrator.

Code Editor

The committee's recommendation is for an appropriation of \$44,502 for 1973-74 and \$46,319 for 1974-75.

From this total, \$42,082 for 1973-74 and \$43,884 for 1974-75 is appropriated for salaries.

\$500 for 1973-74 and \$500 for 1974-75 is appropriated for travel.

\$1,920 for 1973-74 and \$1,935 for 1974-75 is appropriated for office supplies and expense, telephone and telegraph, and equipment.

The committee's recommendation allows for an addition of two full-time temporary employees.

Judicial Court Administrator

The committee's recommendation is for an appropriation of \$142,886 for 1973-74 and \$149,745 for 1974-75.

From this total, \$46,442 for 1973-74 and \$48,458 for 1974-75 is appropriated for salaries.

\$2,600 for 1973-74 and \$2,600 for 1974-75 is appropriated for travel.

\$34,144 for 1973-74 and \$38,878 for 1974-75 is appropriated for office supplies and expenses, printing and binding, telephone and telegraph, equipment, and subscriptions and maintenance of office machines.

Cost to state to fund existing federally funded programs is appropriated at \$59,700 for 1973-74 and \$59,809 for 1974-75.

The committee's recommendation funds the current positions on the T.O. (4) plus allows \$59,700 the first year and \$59,809 the second year to fund a Research attorney program now funded with federal funds. The current federal grant expires in August 1973. Also included in the budget is \$24,960 and \$31,360 to furnish NW 2d to Judges Chambers as required in Sec. 16.28 of the Code.

Currently the office of the Court Administrator is allowed to expend funds known as the Court Administrator fund. This bill amends the Code to deposit these funds to the General Fund and total expenditures are appropriated.