

3.9.95 Referred to approp -

WITHDRAWN

1-11-96

MAR 8 1995  
Place On Calendar

HOUSE FILE 291  
BY COMMITTEE ON STATE GOVERNMENT

(SUCCESSOR TO HSB 160)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to authorizing the payment of salaries to senior  
2 judges, providing for a maximum retirement annuity amount paid  
3 to senior judges, and providing effective and applicability  
4 dates.

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

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HF 291

WITHDRAWN

1 Section 1. Section 602.9204, subsection 1, Code 1995, is  
2 amended to read as follows:

3 1. A senior judge ~~or a retired senior judge~~ shall not be  
4 paid a salary as determined by the general assembly. A senior  
5 judge or retired senior judge shall be paid an annuity under  
6 the judicial retirement system in the manner provided in  
7 section 602.9109, but computed under this section in lieu of  
8 section 602.9107, as follows: The annuity paid to a senior  
9 judge or retired senior judge shall be an amount equal to  
10 three percent of the basic senior judge salary, multiplied by  
11 the judge's years of service prior to retirement as a judge of  
12 one or more of the courts included under this article, for  
13 which contributions were made to the system, except the  
14 annuity of the senior judge or retired senior judge shall not  
15 exceed fifty percent of the basic senior judge salary used in  
16 calculating the annuity or fifty percent of the basic annual  
17 salary which the judge is receiving at the time the judge  
18 becomes separated from service, whichever is greater.

19 However, following the twelve-month period during which the  
20 senior judge or retired senior judge attains seventy-eight  
21 years of age, the annuity paid to the person shall be an  
22 amount equal to three percent of the basic senior judge salary  
23 cap, multiplied by the judge's years of service prior to  
24 retirement as a judge of one or more of the courts included  
25 under this article, for which contributions were made to the  
26 system, except that the annuity shall not exceed fifty percent  
27 of the basic senior judge salary cap. A senior judge or  
28 retired senior judge shall not receive benefits calculated  
29 using a basic senior judge salary established after the  
30 twelve-month period in which the senior judge or retired  
31 senior judge attains seventy-eight years of age. In addition,  
32 if a senior judge is under sixty-five years of age at the time  
33 the judge becomes a senior judge, the state shall pay the  
34 state's share of the senior judge's medical insurance premium  
35 until the judge attains age sixty-five.



## HOUSE FILE 291

H-3292

1 Amend House File 291 as follows:

2 1. Page 1, by inserting after line 35 the  
3 following:

4 "Sec. \_\_\_\_ . Section 602.9204, subsection 2,  
5 paragraphs a and c, Code 1995, are amended to read as  
6 follows:

7 a. "Basic senior judge salary" means the average  
8 ~~annual basic salary for the senior judge's or retired~~  
9 ~~senior judge's last three years as a judge of one or~~  
10 ~~more of the courts included in this article~~ basic  
11 annual salary which the judge is receiving at the time  
12 the judge becomes separated from full-time service, as  
13 would be used in computing an annuity pursuant to  
14 section 602.9107 without service as a senior judge,  
15 plus seventy-five percent of the escalator.

16 c. "Escalator" means the difference between the  
17 current basic salary, as of the time each payment is  
18 made up to and including the twelve-month period  
19 during which the senior judge or retired senior judge  
20 attains seventy-eight years of age, of the office in  
21 which the senior judge last served as a judge before  
22 retirement as a judge or senior judge, and the average  
23 ~~annual basic salary for the senior judge's or retired~~  
24 ~~senior judge's last three years~~ basic annual salary  
25 which the judge is receiving at the time the judge  
26 becomes separated from full-time service as a judge of  
27 one or more of the courts included in this article, as  
28 would be used in computing an annuity pursuant to  
29 section 602.9107 without service as a senior judge."

30 2. Title page, line 3, by inserting after the  
31 word "judges," the following: "affecting senior judge  
32 retirement benefits,".

33 3. By renumbering as necessary.

By BRADLEY OF Clinton

H-3292 FILED MARCH 13, 1995

## HOUSE FILE 291

H-3370

1 Amend House File 291 as follows:

2 1. Page 1, by striking lines 16 through 18 and  
3 inserting the following: "calculating the annuity."

By BRADLEY of Clinton

H-3370 FILED MARCH 21, 1995

HSB 160

*Bradley, Chau  
Jacobs  
Running*

STATE GOVERNMENT

ed By

HOUSE FILE 291-

BY (PROPOSED COMMITTEE ON  
STATE GOVERNMENT BILL  
BY CHAIRPERSON MARTIN)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to authorizing the payment of salaries to senior  
2 judges, providing for a maximum retirement annuity amount paid  
3 to senior judges, and providing effective and applicability  
4 dates.

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

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YES 2  
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1 Section ~~I.~~ Section 602.9204, subsection 1, Code 1995, is  
2 amended to read as follows:

3 1. A senior judge ~~or a retired senior judge~~ shall not be  
4 paid a salary as determined by the general assembly. A senior  
5 judge or retired senior judge shall be paid an annuity under  
6 the judicial retirement system in the manner provided in  
7 section 602.9109, but computed under this section in lieu of  
8 section 602.9107, as follows: The annuity paid to a senior  
9 judge or retired senior judge shall be an amount equal to  
10 three percent of the basic senior judge salary, multiplied by  
11 the judge's years of service prior to retirement as a judge of  
12 one or more of the courts included under this article, for  
13 which contributions were made to the system, except the  
14 annuity of the senior judge or retired senior judge shall not  
15 exceed fifty percent of the basic senior judge salary used in  
16 calculating the annuity or fifty percent of the basic annual  
17 salary which the judge is receiving at the time the judge  
18 becomes separated from service, whichever is greater.

19 However, following the twelve-month period during which the  
20 senior judge or retired senior judge attains seventy-eight  
21 years of age, the annuity paid to the person shall be an  
22 amount equal to three percent of the basic senior judge salary  
23 cap, multiplied by the judge's years of service prior to  
24 retirement as a judge of one or more of the courts included  
25 under this article, for which contributions were made to the  
26 system, except that the annuity shall not exceed fifty percent  
27 of the basic senior judge salary cap. A senior judge or  
28 retired senior judge shall not receive benefits calculated  
29 using a basic senior judge salary established after the  
30 twelve-month period in which the senior judge or retired  
31 senior judge attains seventy-eight years of age. In addition,  
32 if a senior judge is under sixty-five years of age at the time  
33 the judge becomes a senior judge, the state shall pay the  
34 state's share of the senior judge's medical insurance premium  
35 until the judge attains age sixty-five.

1 Sec. 2. EFFECTIVE DATE. The amendment to section  
2 602.9204, being deemed of immediate importance, takes effect  
3 upon enactment and applies retroactively to July 1, 1994.

4 EXPLANATION

5 This bill provides that senior judges shall receive a  
6 salary as determined by the general assembly. The bill also  
7 provides that the maximum amount for a retirement annuity of a  
8 senior judge shall not exceed 50 percent of the basic senior  
9 judge salary used in calculating the annuity or 50 percent of  
10 the basic annual salary which the judge received at the time  
11 of separation from service, whichever is greater. This bill  
12 is effective upon enactment and retroactive to July 1, 1994.

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