

H- 3/6/96 Judiciary
H- 3/21/96 Do Pass

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SENATE FILE 2252
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 2147)

Passed Senate, Date 3/5/96 (p.621) Passed House, Date 4-1-96 (P.1170)
Vote: Ayes 50 Nays 0 Vote: Ayes 98 Nays 0
Approved April 8, 1996

A BILL FOR

1 An Act relating to the number and apportionment of district
2 associate judges.

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

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SENATE FILE 2252

S-5189

- 1 Amend Senate File 2252 as follows:
- 2 1. Page 1, by inserting after line 28 the
- 3 following:
- 4 "Sec. ____ . EFFECTIVE DATE. This Act, being deemed
- 5 of immediate importance, takes effect upon enactment."
- 6 2. Title page, line 2, by inserting after the
- 7 word "judges" the following: ", and providing an
- 8 effective date".
- 9 3. By renumbering as necessary.

By DONALD B. REDFERN

S-5189 FILED MARCH 5, 1996
ADOPTED

(p.621)

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S.F. 2252

CLERK OF COURTS

1 Section 1. Section 602.6301, Code Supplement 1995, is
2 amended to read as follows:

3 602.6301 NUMBER AND APPORTIONMENT OF DISTRICT ASSOCIATE
4 JUDGES.

5 There shall be one district associate judge in counties
6 having a population, according to the most recent federal
7 decennial census, of more than thirty-five thousand and less
8 than eighty thousand; two in counties having a population of
9 eighty thousand or more and less than one hundred twenty-five
10 thousand; three in counties having a population of one hundred
11 twenty-five thousand or more and less than two hundred
12 thousand; four in counties having a population of two hundred
13 thousand or more and less than two hundred thirty-five
14 thousand; five in counties having a population of two hundred
15 thirty-five thousand or more and less than two hundred seventy
16 thousand; six in counties having a population of two hundred
17 seventy thousand or more and less than three hundred five
18 thousand; and seven in counties having a population of three
19 hundred five thousand or more. However, a county shall not
20 lose a district associate judgeship solely because of a
21 reduction in the county's population. If the formula provided
22 in this section results in the allocation of an additional
23 district associate judgeship to a county, implementation of
24 the allocation shall be subject to prior approval of the
25 supreme court and availability of funds to the judicial
26 department. A district associate judge appointed pursuant to
27 section 602.6302 or 602.6303 shall not be counted for purposes
28 of this section.

29 EXPLANATION

30 This bill provides that a county shall not lose a district
31 associate judge assigned to that county solely based on a
32 reduction in the county's population.

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1 Section 1. Section 602.6301, Code Supplement 1995, is
2 amended to read as follows:

3 602.6301 NUMBER AND APPORTIONMENT OF DISTRICT ASSOCIATE
4 JUDGES.

5 There shall be one district associate judge in counties
6 having a population, according to the most recent federal
7 decennial census, of more than thirty-five thousand and less
8 than eighty thousand; two in counties having a population of
9 eighty thousand or more and less than one hundred twenty-five
10 thousand; three in counties having a population of one hundred
11 twenty-five thousand or more and less than two hundred
12 thousand; four in counties having a population of two hundred
13 thousand or more and less than two hundred thirty-five
14 thousand; five in counties having a population of two hundred
15 thirty-five thousand or more and less than two hundred seventy
16 thousand; six in counties having a population of two hundred
17 seventy thousand or more and less than three hundred five
18 thousand; and seven in counties having a population of three
19 hundred five thousand or more. However, a county shall not
20 lose a district associate judgeship solely because of a
21 reduction in the county's population. If the formula provided
22 in this section results in the allocation of an additional
23 district associate judgeship to a county, implementation of
24 the allocation shall be subject to prior approval of the
25 supreme court and availability of funds to the judicial
26 department. A district associate judge appointed pursuant to
27 section 602.6302 or 602.6303 shall not be counted for purposes
28 of this section.

29 Sec. 2. EFFECTIVE DATE. This Act, being deemed of
30 immediate importance, takes effect upon enactment.

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Redfern
Drake
Giannetto
Vilsack
Hammond

SSB.2147

Judiciary
Succeeded By
SF/HF 2252

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
JUDICIARY BILL BY
CHAIRPERSON GIANNETTO)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the number and apportionment of district
2 associate judges.

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

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1 Section 1. Section 602.6301, Code Supplement 1995, is
2 amended to read as follows:

3 602.6301 NUMBER AND APPORTIONMENT OF DISTRICT ASSOCIATE
4 JUDGES.

5 There shall be one district associate judge in counties
6 having a population, according to the most recent federal
7 decennial census, of more than thirty-five thousand and less
8 than eighty thousand; two in counties having a population of
9 eighty thousand or more and less than one hundred twenty-five
10 thousand; three in counties having a population of one hundred
11 twenty-five thousand or more and less than two hundred
12 thousand; four in counties having a population of two hundred
13 thousand or more and less than two hundred thirty-five
14 thousand; five in counties having a population of two hundred
15 thirty-five thousand or more and less than two hundred seventy
16 thousand; six in counties having a population of two hundred
17 seventy thousand or more and less than three hundred five
18 thousand; and seven in counties having a population of three
19 hundred five thousand or more. However, a county shall not
20 lose a district associate judgeship because of a reduction in
21 the county's population. If the formula provided in this
22 section results in the allocation of an additional district
23 associate judgeship to a county, implementation of the
24 allocation shall be subject to prior approval of the supreme
25 court and availability of funds to the judicial department. A
26 district associate judge appointed pursuant to section
27 602.6302 or 602.6303 shall not be counted for purposes of this
28 section.

29 EXPLANATION

30 This bill provides that a county shall not lose a district
31 associate judge assigned to that county based on a reduction
32 in the county's population.

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SENATE FILE 2252

AN ACT

RELATING TO THE NUMBER AND APPORTIONMENT OF DISTRICT ASSOCIATE JUDGES, AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. Section 602.6301, Code Supplement 1995, is amended to read as follows:

602.6301 NUMBER AND APPORTIONMENT OF DISTRICT ASSOCIATE JUDGES.

There shall be one district associate judge in counties having a population, according to the most recent federal decennial census, of more than thirty-five thousand and less than eighty thousand; two in counties having a population of eighty thousand or more and less than one hundred twenty-five thousand; three in counties having a population of one hundred twenty-five thousand or more and less than two hundred thousand; four in counties having a population of two hundred thousand or more and less than two hundred thirty-five thousand; five in counties having a population of two hundred thirty-five thousand or more and less than two hundred seventy thousand; six in counties having a population of two hundred seventy thousand or more and less than three hundred five thousand; and seven in counties having a population of three hundred five thousand or more. However, a county shall not lose a district associate judgeship solely because of a reduction in the county's population. If the formula provided in this section results in the allocation of an additional district associate judgeship to a county, implementation of the allocation shall be subject to prior approval of the supreme court and availability of funds to the judicial department. A district associate judge appointed pursuant to section 602.6302 or 602.6303 shall not be counted for purposes

of this section.

Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

LEONARD L. BOSWELL
President of the Senate

RON J. CORBETT
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2252, Seventy-sixth General Assembly.

JOHN P. DWYER
Secretary of the Senate

Approved April 8, 1996

TERRY E. BRANSTAD
Governor