

House File 2558 - Reprinted

HOUSE FILE 2558
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO LSB 5006HB)

(As Amended and Passed by the House March 22, 2022)

A BILL FOR

1 An Act relating to appropriations to the judicial branch.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. JUDICIAL BRANCH.

2 1. There is appropriated from the general fund of the state
3 to the judicial branch for the fiscal year beginning July 1,
4 2022, and ending June 30, 2023, the following amounts, or so
5 much thereof as is necessary, to be used for the purposes
6 designated:

7 a. For salaries of supreme court justices, appellate court
8 judges, district court judges, district associate judges,
9 associate juvenile judges, associate probate judges, judicial
10 magistrates and staff, state court administrator, clerk of
11 the supreme court, district court administrators, clerks of
12 the district court, juvenile court officers, board of law
13 examiners, board of examiners of shorthand reporters, and
14 commission on judicial qualifications; receipt and disbursement
15 of child support payments; reimbursement of the auditor
16 of state for expenses incurred in completing audits of the
17 offices of the clerks of the district court during the fiscal
18 year beginning July 1, 2022; and maintenance, equipment, and
19 miscellaneous purposes:

20 \$197,000,550

21 From the moneys appropriated in this paragraph, the
22 judicial branch shall fund the appointment of four new district
23 associate judge positions and the associated support staff.

24 b. For deposit in the revolving fund created pursuant to
25 section 602.1302, subsection 3, for jury and witness fees,
26 mileage, costs related to summoning jurors, costs and fees for
27 interpreters and translators, and reimbursement of attorney
28 fees paid by the state public defender:

29 \$ 3,600,000

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

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

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

14 5. It is the intent of the general assembly that the offices
15 of the clerks of the district court operate in all 99 counties
16 and be accessible to the public as much as is reasonably
17 possible in order to address the relative needs of the citizens
18 of each county. An office of the clerk of the district court
19 shall be open regular courthouse hours.

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

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

1 system through the Iowa court information system.

2 8. The judicial branch shall provide a report to the general
3 assembly by January 1, 2023, concerning the amounts received
4 and expended from the court technology and modernization fund
5 created in section 602.8108, subsection 7, during the fiscal
6 year beginning July 1, 2021, and ending June 30, 2022, and the
7 plans for expenditures from each fund during the fiscal year
8 beginning July 1, 2022, and ending June 30, 2023.

9 Sec. 2. CIVIL TRIALS — LOCATION. Notwithstanding any
10 provision to the contrary, for the fiscal year beginning July
11 1, 2022, and ending June 30, 2023, if all parties in a case
12 agree, a civil trial including a jury trial may take place in a
13 county contiguous to the county with proper jurisdiction, even
14 if the contiguous county is located in an adjacent judicial
15 district or judicial election district. If the trial is moved
16 pursuant to this section, court personnel shall treat the case
17 as if a change of venue occurred.

18 Sec. 3. TRAVEL REIMBURSEMENT. Notwithstanding section
19 602.1509, for the fiscal year beginning July 1, 2022, and
20 ending June 30, 2023, a judicial officer may waive travel
21 reimbursement for any travel outside the judicial officer's
22 county of residence to conduct official judicial business.

23 Sec. 4. JUDICIAL OFFICER — UNPAID LEAVE. Notwithstanding
24 the annual salary rates for judicial officers established by
25 2021 Iowa Acts, chapter 168, section 6, for the fiscal year
26 beginning July 1, 2022, and ending June 30, 2023, the supreme
27 court may by order place all judicial officers on unpaid leave
28 status on any day employees of the judicial branch are placed
29 on temporary layoff status. The biweekly pay of the judicial
30 officers shall be reduced accordingly for the pay period in
31 which the unpaid leave date occurred in the same manner as
32 for noncontract employees of the judicial branch. Through
33 the course of the fiscal year, the judicial branch may use an
34 amount equal to the aggregate amount of salary reductions due
35 to the judicial officer unpaid leave days for any purpose other

1 than for judicial salaries.

2 Sec. 5. IOWA COMMUNICATIONS NETWORK. It is the intent
3 of the general assembly that the judicial branch utilize
4 the Iowa communications network or other secure electronic
5 communications in lieu of traveling for the fiscal year
6 beginning July 1, 2022, and ending June 30, 2023.

7 Sec. 6. STATE COURT — JUSTICES, JUDGES, AND MAGISTRATES.

8 1. The salary rates specified in subsection 2 are for the
9 fiscal year beginning July 1, 2022, effective for the pay
10 period beginning June 24, 2022, and for subsequent fiscal
11 years until otherwise provided by the general assembly. The
12 salaries provided for in this section shall be paid from moneys
13 allocated to the judicial branch from the salary adjustment
14 fund, or if the allocation is not sufficient, from moneys
15 appropriated to the judicial branch pursuant to this Act or any
16 other Act of the general assembly.

17 2. The following annual salary rates shall be paid to the
18 persons holding the judicial positions indicated during the
19 fiscal year beginning July 1, 2022, effective with the pay
20 period beginning June 24, 2022, and for subsequent pay periods:

- 21 a. Chief justice of the supreme court:
- 22 \$ 203,604
- 23 b. Each justice of the supreme court:
- 24 \$ 194,489
- 25 c. Chief judge of the court of appeals:
- 26 \$ 182,333
- 27 d. Each associate judge of the court of appeals:
- 28 \$ 176,256
- 29 e. Each chief judge of a judicial district:
- 30 \$ 170,177
- 31 f. Each district judge except the chief judge of a judicial
- 32 district:
- 33 \$ 164,099
- 34 g. Each district associate judge:
- 35 \$ 145,867

1	h. Each associate juvenile judge:		
2	\$	145,867
3	i. Each associate probate judge:		
4	\$	145,867
5	j. Each judicial magistrate:		
6	\$	44,975
7	k. Each senior judge:		
8	\$	9,724

9 3. Persons receiving the salary rates established
10 under this section shall not receive any additional salary
11 adjustments provided by this Act or any other Act of the
12 general assembly.

13 Sec. 7. Section 602.9116, Code 2022, is amended by adding
14 the following new subsection:

15 NEW SUBSECTION. 3. The court administrator shall submit
16 to the general assembly a copy of each actuarial valuation and
17 annual actuarial update.