

**Senate File 2436 - Reprinted**

SENATE FILE 2436  
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 3203)

(As Amended and Passed by the Senate April 18, 2024)

**A BILL FOR**

1 An Act relating to and making appropriations to the judicial  
2 branch, including by modifying the judicial retirement fund,  
3 and including effective date provisions.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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DIVISION I

FY 2024-2025 APPROPRIATIONS

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, 2024, and ending June 30, 2025, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For salaries of supreme court justices, appellate court judges, district court judges, district associate judges, associate juvenile judges, associate probate 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, board of examiners of shorthand reporters, and commission on judicial qualifications; 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, 2024; and maintenance, equipment, and miscellaneous purposes:

..... \$201,018,878

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

..... \$ 3,600,000

c. For payment of expenses for court-ordered services provided to juveniles who are under the supervision of juvenile court services, which expenses are a charge upon the state pursuant to section 232.141, subsection 4:

..... \$ 3,290,000

(1) Of the moneys appropriated in this lettered paragraph, no more than \$1,556,000 is allocated to provide school-based

1 supervision of children under chapter 232, of which no more  
2 than \$25,000 may be used for purposes of training.

3 (2) Notwithstanding section 232.141 or any other provision  
4 of law to the contrary, the moneys appropriated in this  
5 lettered paragraph shall be distributed to the judicial  
6 districts as determined by the state court administrator. The  
7 state court administrator shall make the determination of the  
8 distribution amounts within thirty days of the date on which  
9 the annual census data is released.

10 (3) Notwithstanding chapter 232 or any other provision of  
11 law to the contrary, a district or juvenile court shall not  
12 order any service which is a charge upon the state pursuant  
13 to section 232.141 if there are insufficient court-ordered  
14 services moneys available in the district court distribution  
15 amounts to pay for the service. The chief juvenile court  
16 officer shall encourage use of the moneys appropriated in this  
17 lettered paragraph such that there are sufficient moneys to pay  
18 for all court-ordered services during the entire fiscal year.  
19 The chief juvenile court officer shall attempt to anticipate  
20 potential surpluses and shortfalls in the distribution amounts  
21 and shall cooperatively request the state court administrator  
22 to transfer moneys between the judicial districts' distribution  
23 amounts as prudent.

24 (4) Notwithstanding any provision of law to the contrary,  
25 a district or juvenile court shall not order a county to pay  
26 for any service provided to a juvenile pursuant to an order  
27 entered under chapter 232 which is a charge upon the state  
28 under section 232.141, subsection 4.

29 (5) Of the moneys appropriated in this lettered paragraph,  
30 no more than \$83,000 may be used by the judicial branch  
31 for administration of the requirements under this lettered  
32 paragraph.

33 (6) Of the moneys appropriated in this lettered paragraph,  
34 an amount not to exceed the actual cost of the annual  
35 membership fee is allocated to the judicial branch to support

1 the interstate commission for juveniles in accordance with  
2 the interstate compact for juveniles as provided in section  
3 232.173.

4 (7) Notwithstanding section 8.33, moneys appropriated in  
5 this lettered paragraph that remain unencumbered or unobligated  
6 at the close of the fiscal year shall not revert but shall  
7 remain available for expenditure for the purposes designated  
8 until the close of the fiscal year that begins July 1, 2027.

9 d. For juvenile delinquent graduated sanctions services  
10 pursuant to section 232.192:

11 ..... \$ 12,253,000

12 (1) Any state moneys saved as a result of efforts by  
13 juvenile court services to earn a federal fund match pursuant  
14 to Tit. IV-E of the federal Family First Prevention Services  
15 Act of 2018, Pub. L. No. 115-123, for juvenile court services  
16 administration is appropriated to the judicial branch for  
17 purposes of this lettered paragraph.

18 (2) Notwithstanding section 8.33, moneys appropriated in  
19 this lettered paragraph that remain unencumbered or unobligated  
20 at the close of the fiscal year shall not revert but shall  
21 remain available for expenditure for the purposes designated  
22 until the close of the fiscal year that begins July 1, 2027.

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

29 3. The judicial branch shall submit monthly financial  
30 statements to the legislative services agency and the  
31 department of management containing all appropriated accounts  
32 in the same manner as provided in the monthly financial status  
33 reports and personal services usage reports of the department  
34 of administrative services. The monthly financial statements  
35 shall include a comparison of the dollars and percentage

1 spent of budgeted versus actual revenues and expenditures on  
2 a cumulative basis for full-time equivalent positions and  
3 dollars.

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

7 5. It is the intent of the general assembly that the offices  
8 of the clerks of the district court operate in all 99 counties  
9 and be accessible to the public as much as is reasonably  
10 possible in order to address the relative needs of the citizens  
11 of each county. An office of the clerk of the district court  
12 shall be open regular courthouse hours.

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

22 7. The judicial branch shall submit a semiannual update to  
23 the legislative services agency and department of management  
24 specifying the amounts of fines, surcharges, and court costs  
25 collected using the Iowa court information system since the  
26 last report. The judicial branch shall continue to facilitate  
27 the sharing of vital sentencing and other information with  
28 other state departments and governmental agencies involved in  
29 the criminal justice system through the Iowa court information  
30 system.

31 8. The judicial branch shall provide a report to the general  
32 assembly and department of management by January 1, 2025,  
33 concerning the amounts received and expended from the court  
34 technology and modernization fund created in section 602.8108,  
35 subsection 7, during the fiscal year beginning July 1, 2023,

1 and ending June 30, 2024, and the plans for expenditures from  
2 each fund during the fiscal year beginning July 1, 2024, and  
3 ending June 30, 2025.

4     Sec. 2. CIVIL TRIALS — LOCATION. Notwithstanding any  
5 provision to the contrary, for the fiscal year beginning July  
6 1, 2024, and ending June 30, 2025, if all parties in a case  
7 agree, a civil trial including a jury trial may take place in a  
8 county contiguous to the county with proper jurisdiction, even  
9 if the contiguous county is located in an adjacent judicial  
10 district or judicial election district. If the trial is moved  
11 pursuant to this section, court personnel shall treat the case  
12 as if a change of venue occurred.

13     Sec. 3. TRAVEL REIMBURSEMENT. Notwithstanding section  
14 602.1509, for the fiscal year beginning July 1, 2024, and  
15 ending June 30, 2025, a judicial officer may waive travel  
16 reimbursement for any travel outside the judicial officer's  
17 county of residence to conduct official judicial business.

18     Sec. 4. JUDICIAL OFFICER — UNPAID LEAVE. Notwithstanding  
19 the annual salary rates for judicial officers established by  
20 this division of this Act for the fiscal year beginning July  
21 1, 2024, and ending June 30, 2025, the supreme court may by  
22 order place all judicial officers on unpaid leave status on any  
23 day employees of the judicial branch are placed on temporary  
24 layoff status. The biweekly pay of the judicial officers shall  
25 be reduced accordingly for the pay period in which the unpaid  
26 leave date occurred in the same manner as for noncontract  
27 employees of the judicial branch. Through the course of the  
28 fiscal year, the judicial branch may use an amount equal to  
29 the aggregate amount of salary reductions due to the judicial  
30 officer unpaid leave days for any purpose other than for  
31 judicial salaries.

32     Sec. 5. IOWA COMMUNICATIONS NETWORK. It is the intent  
33 of the general assembly that the judicial branch utilize  
34 the Iowa communications network or other secure electronic  
35 communications in lieu of traveling for the fiscal year

1 beginning July 1, 2024, and ending June 30, 2025.

2 Sec. 6. SALARIES — STATE COURT JUSTICES, JUDGES, AND  
3 MAGISTRATES.

4 1. The salary rates specified in subsection 2 are for the  
5 fiscal year beginning July 1, 2024, effective for the pay  
6 period beginning June 21, 2024, and for subsequent fiscal  
7 years until otherwise provided by the general assembly. The  
8 salaries provided for in this section shall be paid from moneys  
9 appropriated to the judicial branch pursuant to this division  
10 of this Act or any other Act of the general assembly.

11 2. The following annual salary rates shall be paid to the  
12 persons holding the judicial positions indicated during the  
13 fiscal year beginning July 1, 2024, effective with the pay  
14 period beginning June 21, 2024, and for subsequent pay periods:

15	a. Chief justice of the supreme court:	
16	.....	\$ 205,911
17	b. Each justice of the supreme court:	
18	.....	\$ 196,692
19	c. Chief judge of the court of appeals:	
20	.....	\$ 184,400
21	d. Each associate judge of the court of appeals:	
22	.....	\$ 178,253
23	e. Each chief judge of a judicial district:	
24	.....	\$ 172,106
25	f. Each district judge except the chief judge of a judicial	
26	district:	
27	.....	\$ 165,959
28	g. Each district associate judge:	
29	.....	\$ 147,520
30	h. Each associate juvenile judge:	
31	.....	\$ 147,520
32	i. Each associate probate judge:	
33	.....	\$ 147,520
34	j. Each judicial magistrate:	
35	.....	\$ 45,484

1 k. Each senior judge:

2 ..... \$ 9,834

3 3. Persons receiving salary rates established under this  
4 section shall not receive any additional salary adjustments  
5 provided by this division of this Act or any other Act of the  
6 general assembly.

7 Sec. 7. EFFECTIVE DATE. The section of this division of  
8 this Act enacting salaries for state court justices, judges,  
9 and magistrates takes effect June 21, 2024.

10 DIVISION II

11 JUDICIAL RETIREMENT FUND

12 Sec. 8. Section 602.9104, Code 2024, is amended by adding  
13 the following new subsection:

14 NEW SUBSECTION. 3A. Any change to the required contribution  
15 rate shall be shared between judges and the state in the same  
16 proportion as the required contribution rate.

17 Sec. 9. Section 602.9104, subsection 4, Code 2024, is  
18 amended to read as follows:

19 4. As used in [this section](#), unless the context otherwise  
20 requires:

21 *a.* ~~"Actuarial valuation" means an actuarial valuation of the~~  
22 ~~judicial retirement system or an annual actuarial update of an~~  
23 ~~actuarial valuation, as required pursuant to [section 602.9116](#).~~

24 *b.* ~~"Fully funded status" means that the most recent~~  
25 ~~actuarial valuation reflects that the funded status of the~~  
26 ~~system is at least one hundred percent, based upon the benefits~~  
27 ~~provided for judges through the judicial retirement system as~~  
28 ~~of July 1, 2006.~~

29 *e.* ~~"Judge's required contribution" means an amount equal~~  
30 ~~to the basic salary of the judge multiplied by the following~~  
31 ~~applicable percentage:~~

32 ~~(1) For the fiscal year beginning July 1, 2008, and ending~~  
33 ~~June 30, 2009, seven and seven-tenths percent.~~

34 ~~(2) For the fiscal year beginning July 1, 2009, and ending~~  
35 ~~June 30, 2010, eight and seven-tenths percent.~~



1 ~~(3) For the fiscal year beginning July 1, 2010, and for each~~  
2 ~~subsequent fiscal year until the system attains fully funded~~  
3 ~~status, nine and thirty-five hundredths percent.~~

4 ~~(4) Commencing with the first fiscal year in which the~~  
5 ~~system attains fully funded status, and for each subsequent~~  
6 ~~fiscal year, the percentage rate equal to forty percent of the~~  
7 ~~required contribution percentage rate equal to thirty-five~~  
8 ~~percent of the required contribution rate.~~

9 ~~d. b.~~ "Required contribution rate" means that percentage  
10 of the basic salary of all judges covered under [this article](#)  
11 equal to the actuarially required contribution rate determined  
12 by the actuary pursuant to [section 602.9116](#). The required  
13 contribution rate shall not vary by more than one percentage  
14 point from the required contribution rate for the prior fiscal  
15 year.

16 ~~e. c.~~ "State's required contribution" means an amount equal  
17 to the basic salary of all judges covered under [this article](#)  
18 multiplied by the following applicable percentage:

19 ~~(1) For the fiscal year beginning July 1, 2008, and for each~~  
20 ~~subsequent fiscal year until the system attains fully funded~~  
21 ~~status, thirty and six-tenths percent.~~

22 ~~(2) Commencing with the first fiscal year in which the~~  
23 ~~system attains fully funded status, and for each subsequent~~  
24 ~~fiscal year, the percentage rate equal to sixty percent of~~  
25 ~~the required contribution percentage rate equal to sixty-five~~  
26 ~~percent of the required contribution rate.~~