

Judicial Branch Procedures and Duties Bill Senate File 325

As Amended by S-3074

Senate Appropriations Committee Amendment

Executive Summary Only

Last Action:

**Senate Appropriations
Committee**

March 30, 2005

**AN ACT relating to the procedures and duties of the Judicial Branch,
including sending notices and reports, and providing an effective date.**

**Fiscal Services Division
Legislative Services Agency**

NOTES ON BILLS AND AMENDMENTS (NOBA)

Available on line at <http://www3.legis.state.ia.us/noba/index.jsp>

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**EXECUTIVE SUMMARY
NOTES ON BILLS AND AMENDMENTS**

**SENATE FILE 325 AS AMENDED BY S-3074
JUDICIAL BRANCH PROCEDURES AND DUTIES BILL**

***SENATE APPROPRIATIONS
COMMITTEE AMENDMENT S-3074***

***BILL AS PASSED BY THE SENATE
JUDICIARY COMMITTEE***

FISCAL IMPACT

MAILING OR NOTICE

**PRE-SENTENCE INVESTIGATION
REPORT DISTRIBUTION**

EFFECTIVE DATE

- Strikes the increase from \$4.0 million to \$6.0 million in the maximum amount deposited in the Enhanced Court Collections Fund.
- FISCAL IMPACT: The Bill, as amended by S-3074, has no impact on the General Fund.
- Eliminates the requirement that a Clerk of Court must resend a mailing or notice that was returned as undeliverable, unless the Clerk receives an updated address. This includes notices for hearings or judgments.
 - Encourages the Supreme Court to consider developing and prescribing a rule that recognizes the tribal court system and enforces tribal court orders, judgments, and decrees.
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- The increase from \$4.0 million to \$6.0 million in the maximum amount deposited in the Enhanced Court Collections Fund will decrease revenue to the General Fund by \$2.0 million per year.
 - Creates a new statutory requirement relating to the Clerk of Court sending a mailing or notice.
 - Permits the Judicial Branch to send a copy of a pre-sentence investigation report to the defense attorney and the county attorney by regular postal mail or by electronic mail (e-mail).
 - The statutory change regarding mailings and notices takes effect upon enactment.