

SENATE/HOUSE FILE _____
BY (PROPOSED JOINT APPROPRIATIONS
SUBCOMMITTEE ON JUSTICE
SYSTEM BILL)

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

A BILL FOR

1 An Act relating to and making appropriations to the judicial
2 branch.

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

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1 Section 1. JUDICIAL BRANCH.

2 1. There is appropriated from the general fund of the
3 state to the judicial branch for the fiscal year beginning
4 July 1, 2009, and ending June 30, 2010, the following amount,
5 or so much thereof as is necessary, to be used for the
6 purposes designated:

*General Fund
Appropriation to
the Judicial
Branch for
Operations.*

7 For salaries of supreme court justices, appellate court
8 judges, district court judges, district associate judges,
9 judicial magistrates and staff, state court administrator,
10 clerk of the supreme court, district court administrators,
11 clerks of the district court, juvenile court officers, board
12 of law examiners and board of examiners of shorthand reporters
13 and judicial qualifications commission; receipt and
14 disbursement of child support payments; reimbursement of the
15 auditor of state for expenses incurred in completing audits of
16 the offices of the clerks of the district court during the
17 fiscal year beginning July 1, 2009; and maintenance,
18 equipment, and miscellaneous purposes:
19 \$

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

*Prohibits the
Judicial Branch
from duplicating the
State payroll,
budgeting, and accounting
systems.*

26 3. The judicial branch shall submit monthly financial
27 statements to the legislative services agency and the
28 department of management containing all appropriated accounts
29 in the same manner as provided in the monthly financial status
30 reports and personal services usage reports of the department
31 of administrative services. The monthly financial statements
32 shall include a comparison of the dollars and percentage spent
33 of budgeted versus actual revenues and expenditures on a
34 cumulative basis for full-time equivalent positions and
35 dollars.

*Requires the
Judicial Branch to
submit monthly
financial
statements
on all
appropriated
accounts to
the LSA and
Dom.*

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

*Requires the
Judicial Branch to
focus efforts on
collecting delinquent
fines and fees.*

4 5. It is the intent of the general assembly that the
5 offices of the clerks of the district court operate in all 99
6 counties and be accessible to the public as much as is
7 reasonably possible in order to address the relative needs of
8 the citizens of each county.

*Requires the
Judicial Branch
operate Clerk
of Court officers
in all 99
counties.*

9 6. The judicial branch shall continue studying the best
10 practices and efficiencies of each judicial district. In
11 identifying the most efficient judicial districts and the
12 districts using best practices, the judicial branch shall
13 consider the average cost to the judicial branch for
14 processing each classification of criminal offense or civil
15 action and the overall number of cases filed. In addition,
16 and as part of the best practices and efficiencies study, the
17 judicial branch shall study the number of judicial officers
18 needed throughout the state to manage current caseloads and
19 anticipated caseloads in the future, and shall make
20 recommendations, if any, as to changes in judgeship and
21 magistrate apportionment formulas in sections 602.6201,
22 602.6301, and 602.6401. The judicial branch shall file a
23 report regarding the study made, recommendations presented,
24 and actions taken pursuant to this subsection with the
25 co-chairpersons and ranking members of the joint
26 appropriations subcommittee on the justice system and to the
27 legislative services agency by January 1, 2010.

*Requires the
Judicial Branch
to study best
practices and
efficiencies of
each judicial
district including
average cost to
process civil
and criminal
cases and
the number
of judicial
officers to manage
current caseloads.
Requires a report
to be submitted
to the Subcommittee
and LSA by
January 1, 2010.*

28 7. In addition to the requirements for transfers under
29 section 8.39, the judicial branch shall not change the
30 appropriations from the amounts appropriated to the judicial
31 branch in this Act, unless notice of the revisions is given
32 prior to their effective date to the legislative services
33 agency. The notice shall include information on the branch's
34 rationale for making the changes and details concerning the
35 workload and performance measures upon which the changes are

*Requires the
Judicial Branch
to notify the
LSA prior to
any
interdepartmental
transfer of funds.*

1 based.

2 8. The judicial branch shall submit a semiannual update to *Requires*
3 the legislative services agency specifying the amounts of *the Judicial Branch*
4 fines, surcharges, and court costs collected using the Iowa *to provide a semi-*
5 court information system since the last report. The judicial *annual report to*
6 branch shall continue to facilitate the sharing of vital *LSA on fines,*
7 sentencing and other information with other state departments *fees, surcharges,*
8 and governmental agencies involved in the criminal justice *and court costs.*
9 system through the Iowa court information system.

10 9. The judicial branch shall provide a report to the *Requires the Judicial*
11 general assembly by January 1, 2010, concerning the amounts *Branch to report*
12 received and expended from the enhanced court collections fund *to the General*
13 created in section 602.1304 and the court technology and *Assembly by*
14 modernization fund created in section 602.8108, subsection 7, *January 1,*
15 during the fiscal year beginning July 1, 2008, and ending June *2010 on revenues*
16 30, 2009, and the plans for expenditures from each fund during *and expenditures of*
17 the fiscal year beginning July 1, 2009, and ending June 30, *the Enhanced*
18 2010. A copy of the report shall be provided to the *Court Collections*
19 legislative services agency. *Fund and the*
Court Technology
and Modernization
Fund.

20 10. The judicial branch is encouraged to purchase products *Encourages*
21 from Iowa state industries, as defined in section 904.802, *the Judicial Branch*
22 when purchases are required and the products are available *to purchase products*
23 from Iowa state industries. The judicial branch shall obtain *from IPI and*
24 bids from Iowa state industries for purchases of office *Requires the*
25 furniture during the fiscal year beginning July 1, 2009, *Judicial Branch*
26 exceeding \$5,000. *to obtain bids from*
IPI for furniture
purchases greater than
\$5,000.

27 Sec. 2. JUDICIAL RETIREMENT FUND.

28 1. There is appropriated from the general fund of the *Retirement*
29 state to the judicial retirement fund for the fiscal year *language from*
30 beginning July 1, 2009, and ending June 30, 2010, the *FY 2009. The*
31 following amount, or so much thereof as is necessary, *Judicial Branch*
32 used for the purpose designated: *requested merging this*
line-item into the
operating budget.

33 Notwithstanding section 602.9104, for the state's
34 contribution to the judicial retirement fund in the amount of
35 _____ percent of the basic salaries of the judges covered under

1 chapter 602, article 9:

2 \$

3 2. There is appropriated from the revolving fund created *One-time*
4 in section 602.1302 to the judicial retirement fund for the *funding for*
5 fiscal year beginning July 1, 2009, and ending June 30, 2010, *Judicial*
6 the following amount, or so much thereof as is necessary, to *Retirement from*
7 be used for the purposes designated: *the Jury*
and witness fee
Revolving Fund.

8 As part of the state's contribution to the judicial
9 retirement fund in accordance with the conditions specified in
10 subsection 1:

11 \$

12 3. There is appropriated from the court technology and *One-time*
13 modernization fund established in section 602.8108, subsection *funding for*
14 7, to the judicial retirement fund for the fiscal year *Judicial Retirement*
15 beginning July 1, 2009, and ending June 30, 2010, the *from the Court*
16 following amount, or so much thereof as is necessary, to be *Technology and*
17 used for the purposes designated: *Modernization*
Fund.

18 As part of the state's contribution to the judicial
19 retirement fund in accordance with the conditions specified in
20 subsection 1:

21 \$

22 Sec. 3. POSTING OF REPORTS IN ELECTRONIC FORMAT -- *Requires the*
23 LEGISLATIVE SERVICES AGENCY. All reports or copies of reports *Judicial*
24 required to be provided by the judicial branch for fiscal year *Branch to*
25 2009-2010 to the legislative services agency shall be provided *submit*
26 in an electronic format. The legislative services agency *reports to*
27 shall post the reports on its internet web site and shall *the LSA in*
28 notify by electronic means all the members of the joint *electronic format.*
29 appropriations subcommittee on the justice system when a *The LSA will post*
30 report is posted. Upon request, copies of the reports may be *the reports to the*
31 mailed to members of the joint appropriations subcommittee on *website and update*
32 the justice system. *the Justice System*
Appropriations
Subcommittee

EXPLANATION

33
34 This bill makes appropriations from the general fund of the
35 state for FY 2009-2010 to the judicial branch.

1 The bill makes appropriations from the general fund of the
2 state, the jury and witness fees revolving fund, and the court
3 technology and modernization fund to the judicial retirement
4 fund.

5 Under the bill, the state's contribution to the judicial
6 retirement fund is set at ____ percent of the basic salaries
7 of judges.

8 The bill encourages the judicial branch to purchase
9 products produced by Iowa state industries.

10 The bill requires the judicial branch to submit all reports
11 or copies of reports to the legislative services agency in an
12 electronic format.

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