

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:

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 \$149,184,957

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.

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.

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

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.

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.

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

1 based.

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

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

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

27 Sec. 2. JUDICIAL RETIREMENT FUND.

28 1. There is appropriated from the general fund of the
29 state to the judicial retirement fund for the fiscal year
30 beginning July 1, 2009, and ending June 30, 2010, the
31 following amount, or so much thereof as is necessary, to be
32 used for the purpose designated:

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
4 in section 602.1302 to the judicial retirement fund for the
5 fiscal year beginning July 1, 2009, and ending June 30, 2010,
6 the following amount, or so much thereof as is necessary, to
7 be used for the purposes designated:

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
13 modernization fund established in section 602.8108, subsection
14 7, to the judicial retirement fund for the fiscal year
15 beginning July 1, 2009, and ending June 30, 2010, the
16 following amount, or so much thereof as is necessary, to be
17 used for the purposes designated:

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 --
23 LEGISLATIVE SERVICES AGENCY. All reports or copies of reports
24 required to be provided by the judicial branch for fiscal year
25 2009-2010 to the legislative services agency shall be provided
26 in an electronic format. The legislative services agency
27 shall post the reports on its internet web site and shall
28 notify by electronic means all the members of the joint
29 appropriations subcommittee on the justice system when a
30 report is posted. Upon request, copies of the reports may be
31 mailed to members of the joint appropriations subcommittee on
32 the justice system.

33 EXPLANATION

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