

Sec. 2. Section 602.6302, subsection 2, Code 1985, is amended to read as follows:

2. For a county in which a substitution order is in effect, the number of magistrates actually appointed pursuant to section 602.6403 shall be reduced by three for each district associate judge substituted under this section. However, if the substitution order is for a district associate judge appointed to more than one county, the reduction of three magistrates shall be as provided in the order of the chief judge of the judicial district. Upon a subsequent reduction in the apportionment of magistrates to the county or counties, the magistrate appointing commission shall further reduce the number of magistrates appointed.

Sec. 3. Section 602.6302, subsection 4, Code 1985, is amended to read as follows:

4. If an apportionment by the state court administrator pursuant to section 602.6401 reduces the number of magistrates in the county or counties to less than ~~three~~ the number required to be apportioned to allow a substitution order pursuant to subsection 1, or if a majority of the district judges in the judicial election district or districts determines that a substitution is no longer desirable, then the substituted office shall be terminated. However, a reversion pursuant to this subsection, irrespective of cause, shall not take effect until the substitute district associate judge fails to be retained in office at a judicial election or otherwise leaves office, whether voluntarily or involuntarily. Upon the termination of office of that district associate judge, appointments shall be made pursuant to section 602.6403 as necessary to reestablish terms of office as provided in section 602.6403, subsection 4.

Sec. 4. Section 602.6304, subsection 1, Code 1985, is amended to read as follows:

1. The district associate judges authorized by sections 602.6301, 602.6302, and 602.6303 shall be appointed by the district judges of the judicial election district from persons nominated by the county magistrate appointing commission. In the case of a district associate judge to be appointed to more than one county, the appointment shall be from persons nominated by the county magistrate appointing commissions acting jointly and in the case of a district associate judge to be appointed to more than one judicial election district of the same judicial district, the appointment shall be by a majority of the district judges in each judicial election district.

Sec. 5. Section 602.6305, subsection 3, Code 1985, is amended to read as follows:

3. A district associate judge must be a resident of ~~the~~ a county in which the office is held during the entire term of office. A district associate judge shall serve within the judicial district in which appointed, as directed by the chief judge, and is subject to reassignment under section 602.6108.

Approved March 13, 1986

CHAPTER 1016

APPORTIONMENT OF SCHOOL FUND INTEREST

H.F. 2225

AN ACT relating to the apportionment of the interest from the permanent school fund, including an elimination of school census requirements, and providing that the Act takes effect upon its publication.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 8.6, subsection 9, Code Supplement 1985, is amended to read as follows:

9. APPORTIONMENT OF INTEREST. To apportion the interest of the permanent school

fund on the first Monday of March of each year, among the area education agencies of this state in proportion to the number of persons between five and twenty-one years of age in each, as shown by the last report filed with the state comptroller by the commissioner of public instruction as provided in section 302.13.

Sec. 2. Section 92.11, subsection 2, paragraph c, Code 1985, is amended by striking the paragraph.

Sec. 3. Section 257.18, subsection 17, Code Supplement 1985, is amended by striking the subsection.

Sec. 4. Section 291.10, subsection 1, Code Supplement 1985, is amended by striking the subsection and inserting in lieu thereof the following:

1. The number of pupils enrolled in the corporation, classified by sex.

Sec. 5. Section 291.10, subsection 11, Code Supplement 1985, is amended by striking the subsection.

Sec. 6. Section 298.11, unnumbered paragraph 1, Code 1985, is amended to read as follows:
The county auditor shall, on the first Monday in April and the first Monday in October of each year, apportion the school tax, together with rents on unsold school lands to which the county is entitled as shown in notice from the state comptroller, and all other money in the hands of the county treasurer belonging in common to the schools of the county and not included in a previous apportionment, among the corporations in the county, in proportion to the number of persons of school age, as shown by the reports filed with the state department of public instruction for the year immediately preceding in the manner provided by law.

Sec. 7. Section 302.13, Code Supplement 1985, is amended to read as follows:

302.13 APPORTIONMENT OF INTEREST.

On the first Monday of March annually, the state comptroller shall apportion the interest of the permanent school fund among the area education agencies in this state, in proportion to the number of persons of school age resident pupils who were enrolled in local school districts and approved nonpublic schools in each area education agency, as shown by the report of the commissioner of public instruction, as provided by section 257.18, subsection 17 on the second Friday of September of the budget year as provided in sections 442.4 and 442.27.

Sec. 8. Section 291.9, Code Supplement 1985, is repealed.

Sec. 9. This Act, being deemed of immediate importance, takes effect from and after its publication in The Messenger, a newspaper published in Fort Dodge, Iowa, and in the Pocahontas Record-Democrat, a newspaper published in Pocahontas, Iowa.

Approved March 13, 1986

I hereby certify that the foregoing Act, House File 2225, was published in The Messenger, Fort Dodge, Iowa on March 19, 1986, and in the Pocahontas Record-Democrat, Pocahontas, Iowa, on March 19, 1986.

MARY JANE ODELL, *Secretary of State*