

7 without the invalid provision or application, and to this end the pro-  
8 visions of this Act are declared to be severable.

9 2. It shall be the duty of every organization for civil defense and  
10 emergency planning established pursuant to this Act and of the officers  
11 thereof to execute and enforce such orders, rules and regulations as  
12 may be made by the governor under authority of this Act. Each such  
13 organization shall have available for inspection at its office all orders,  
14 rules and regulations made by the governor, or under his authority and  
15 those made by subordinate organizations and not contrary or incon-  
16 sistent with those of the governor.

17 3. A peace officer, when in full and distinctive uniform or display-  
18 ing a badge or other insignia of authority, may arrest without a war-  
19 rant any person violating or attempting to violate in such officer's  
20 presence any order, rule, or regulation made pursuant to this Act.  
21 This authority shall be limited to those rules and regulations which  
22 affect the public generally.

1 SEC. 16. Section twenty-eight A point fourteen (28A.14), Code  
2 1962, is hereby amended by striking in line two (2) the following:  
3 "of 1959".

Approved July 1, 1965.

## CHAPTER 82

### INTERCHANGE OF GOVERNMENT EMPLOYEES

S. F. 554

AN ACT to permit the interchange of federal, state and local government employees.

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

1 SECTION 1. **Declaration of policy.** The state of Iowa recognizes  
2 that intergovernmental co-operation is an essential factor in resolving  
3 problems affecting this state and that the interchange of personnel  
4 between and among governmental agencies at the same or different  
5 levels of government is a significant factor in achieving such co-  
6 operation.

1 SEC. 2. **Definitions.** For the purposes of this Act:

2 1. "Sending agency" means any department or agency of the fed-  
3 eral government or a state or local government which sends any em-  
4 ployee thereof to another government agency under this Act.

5 2. "Receiving agency" means any department or agency of the fed-  
6 eral government or a state or local government which receives an  
7 employee of another government under this Act.

1 SEC. 3. **Authority to interchange employees.**

2 1. Any department, agency, or instrumentality of the state, county,  
3 city, municipality, land-grant college, or college or university operated  
4 by the state or any local government is authorized to participate in a  
5 program of interchange of employees with departments, agencies, or  
6 instrumentalities of the federal government, another state or locality,

7 or other agencies, municipalities, or instrumentalities of this state as  
8 a sending or receiving agency.

9 2. The period of individual assignment or detail under an inter-  
10 change program shall not exceed twelve months, nor shall any person  
11 be assigned or detailed for more than twelve months during any  
12 thirty-six month period. No employee shall be assigned or detailed  
13 without his expressed consent or by using undue coercion to obtain  
14 said consent. Details relating to any matter covered in this Act may  
15 be the subject of an agreement between the sending and receiving  
16 agencies. Elected officials shall not be assigned from a sending agency  
17 nor detailed to a receiving agency.

1 **SEC. 4. Status of employees of this state.**

2 1. Employees of a sending agency participating in an exchange of  
3 personnel as authorized in section three (3) may be considered during  
4 such participation to be

5 a. on detail to regular work assignments of the sending agency, or

6 b. in a status of leave of absence from their positions in the sending  
7 agency.

8 2. Employees who are on detail shall be entitled to the same salary  
9 and benefits to which they would otherwise be entitled and shall re-  
10 main employees of the sending agency for all other purposes except  
11 that the supervision of their duties during the period of detail may be  
12 governed by agreement between the sending agency and the receiving  
13 agency.

14 3. Employees who are in a leave of absence status as provided herein  
15 shall be carried on leave without pay; except they may be granted  
16 annual leave or other time off with pay to the extent authorized by law  
17 and may be granted authorized sick leave in circumstances considered  
18 by the sending agency to justify such leave. Except as otherwise pro-  
19 vided in this Act, employees who are in a leave of absence status shall  
20 have the same rights, benefits, and obligations as employees generally  
21 who are in such leave status but notwithstanding any other provision  
22 of law such employees may be entitled to credit the period of such  
23 assignment toward benefits as employees of the sending agency.

24 4. Any employee who participates in an exchange under the terms  
25 of this section who suffers disability or death as a result of personal  
26 injury arising out of and in the course of an exchange, or sustained in  
27 performance of duties in connection therewith, shall be treated, for  
28 the purposes of the sending agency's employee compensation program,  
29 as an employee, as defined in such Act, who has sustained such injury  
30 in the performance of such duty, but shall not receive benefits under  
31 that Act for any period for which he is entitled to and elects to receive  
32 similar benefits under the receiving agency's employee compensation  
33 program.

1 **SEC. 5. Travel expenses of employees of this state.** A sending  
2 agency in this state may, in accordance with the travel regulations of  
3 such agency, pay the travel expenses of employees assigned to a re-  
4 ceiving agency on either a detail or leave basis, but shall not pay the  
5 travel expenses of such employees incurred in connection with their  
6 work assignments at the receiving agency. If the assignment or detail  
7 will be for a period of time exceeding eight months, travel expenses

8 may include expenses of transportation of immediate family, house-  
9 hold goods, and personal effects to and from the location of the receiv-  
10 ing agency. If the period of assignment is less than eight months, the  
11 sending agency may pay a per diem allowance to the employee on  
12 assignment or detail.

1 **SEC. 6. Status of employees of other governments.**

2 1. When any unit of government of this state acts as a receiving  
3 agency, employees of the sending agency who are assigned under  
4 authority of this Act may be given appointments in the receiving  
5 agency covering the periods of such assignments, with compensation  
6 to be paid from receiving agency funds or without compensation, or  
7 be considered to be on detail to the receiving agency.

8 2. Appointments of persons so assigned may be made without  
9 regard to the laws or regulations governing the selection of employees  
10 of the receiving agency.

11 3. Employees who are detailed to the receiving agency shall not by  
12 virtue of such detail be considered to be employees thereof, except as  
13 provided in subsection four (4), nor shall they be paid a salary or  
14 wage by the receiving agency during the period of their detail. The  
15 supervision of the duties of such employees during the period of detail  
16 may be governed by agreement between the sending agency and the  
17 receiving agency.

18 4. Any employee of a sending agency assigned in this state who  
19 suffers disability or death as a result of personal injury arising out of  
20 and in the course of such assignment, or sustained in the performance  
21 of duties in connection therewith, shall be treated for the purpose of  
22 receiving agency's employee compensation program, as an employee,  
23 as defined in such Act, who has sustained such injury in the perform-  
24 ance of such duty, but shall not receive benefits under that Act for any  
25 period for which he elects to receive similar benefits as an employee  
26 under the sending agency's employee compensation program.

1 **SEC. 7. Travel expenses of employees of other governments.** A  
2 receiving agency in this state may, in accordance with the travel regu-  
3 lations of such agency, pay travel expenses of persons assigned thereto  
4 under this Act during the period of such assignments on the same  
5 basis as if they were regular employees of the receiving agency.

1 **SEC. 8. Administration.** The state personnel director is hereby  
2 directed to explore means of implementing this Act and to assist de-  
3 partments, agencies, and instrumentalities of the state and its political  
4 subdivisions in participating in employee interchange programs.

1 **SEC. 9. Effective date.** This Act, being deemed of immediate im-  
2 portance, shall take effect and be in force from and after its publica-  
3 tion in the New Hampton Tribune, a newspaper published in New  
4 Hampton, Iowa and The West Des Moines Express, a newspaper pub-  
5 lished in West Des Moines, Iowa.

Approved May 26, 1965.

I hereby certify that the foregoing Act, Senate File 554, was published in the New Hampton Tribune, New Hampton, Iowa, June 3, 1965, and in The West Des Moines Express, West Des Moines, Iowa, June 3, 1965.

GARY L. CAMERON, *Secretary of State.*