

36 ~~ter receives for the number of days which he served as president of~~
 37 ~~the senate.~~

38 The lieutenant governor while performing administrative duties of
 39 the office of lieutenant governor *when the general assembly is not in*
 40 *session* or serving as the president of the senate during special sessions
 41 of the general assembly shall receive ~~eighty~~ *sixty* dollars per diem and
 42 reimbursement for expenses incurred in performing such duties pur-
 43 suant to ~~an~~ *the* appropriation made by the general assembly.

44 3. The speaker of the house shall receive an annual salary of ~~eleven~~
 45 *twelve* thousand dollars for each year while serving as the speaker of
 46 the house. Expense and travel allowances shall be the same for the
 47 speaker of the house as provided for other members of the general
 48 assembly.

49 4. When a vacancy occurs and the term of any member of the gen-
 50 eral assembly is not completed, ~~the member~~ *he* shall receive a salary
 51 or compensation proportional to the length of his service computed
 52 to the nearest whole month. A successor elected to fill such vacancy
 53 shall receive a salary or compensation proportional to his length of
 54 service computed to the nearest whole month commencing with such
 55 time as the successor is officially determined to have succeeded to such
 56 office.

57 6. In addition to the salaries and expenses herein authorized, mem-
 58 bers of the general assembly shall be paid forty dollars per day, *except*
 59 *the speaker of the house who shall be paid sixty dollars per day*, and
 60 necessary travel and actual expenses incurred in attending standing
 61 or interim committee meetings subject to the provisions of section
 62 2.14, or when on official state business, when the general assembly is
 63 not in session. Such salaries or expenses shall be paid promptly from
 64 funds appropriated pursuant to section 2.12, unless otherwise provided
 65 by law.

1 SEC. 2. The provisions of this Act shall become effective on Janu-
 2 ary 13, 1975.

Approved July 12, 1973.

This Act was passed by the G. A. before July 1, 1973.

CHAPTER 120

LEGISLATIVE FISCAL BUREAU

S. F. 476

AN ACT to establish the office of the legislative fiscal bureau, to abolish the budget and financial control committee, and to establish committees under the legislative council.

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

1 SECTION 1. Section two point forty-nine (2.49), Code 1973, is
 2 amended to read as follows:

3 2.49 **Legislative council created.** There is hereby created a con-
 4 tinuing legislative council of ~~sixteen~~ *twenty* members which shall be
 5 entitled the legislative council. The council shall be composed of the
 6 president pro tempore of the senate, the speaker of the house of rep-

7 representatives, the majority and minority floor leaders of the senate, *the*
 8 *chairman of the senate committee on appropriations, the minority*
 9 *party ranking member of the senate committee on appropriations,*
 10 five members of the senate appointed by the president of the senate,
 11 the majority and minority floor leaders of the house of representa-
 12 tives, *the chairman of the house committee on appropriations, the*
 13 *minority party ranking member of the house committee on appropria-*
 14 *tions,* and five members of the house of representatives appointed by
 15 the speaker of the house of representatives. The lieutenant governor
 16 shall be an ex officio nonvoting member of the council. Of the five
 17 members appointed by the president of the senate and speaker of the
 18 house, three from each house shall be appointed from the majority
 19 party and two from each house shall be appointed from the minor-
 20 ity party. Members shall be appointed prior to the adjournment of
 21 the first regular session of each general assembly and shall serve for
 22 two-year terms ending upon the convening of the following general
 23 assembly or when their successors are appointed. Vacancies on the
 24 council, including vacancies which occur when a member of the coun-
 25 cil ceases to be a member of the general assembly, shall be filled by the
 26 president of the senate and the speaker of the house respectively.
 27 Insofar as possible, upon appointment of members of the council
 28 during each regular session of the general assembly, at least two
 29 members of the council from each house shall be reappointed. The
 30 council shall hold regular meetings at a time and place fixed by the
 31 council and shall meet at any other time and place as the council may
 32 deem necessary.

1 SEC. 2. Chapter two (2), Code 1973, is amended by adding the
 2 following new sections:

3 **NEW SECTION. Committees of the legislative council.** The legis-
 4 lative council shall be divided into committees, which shall include but
 5 not be limited to:

6 1. The legislative service committee which shall be composed of
 7 six members of the legislative council, consisting of three members
 8 from each house, to be appointed by the legislative council. The
 9 legislative service committee shall select a chairman from its mem-
 10 bership, and shall determine policies relating to the operation of the
 11 legislative service bureau, subject to the approval of the legislative
 12 council.

13 2. The legislative fiscal committee, which shall be composed of the
 14 chairmen and the ranking minority party members of the commit-
 15 tees on appropriations of the house and senate and two members of
 16 the legislative council, one chosen by the president of the senate and
 17 one chosen by the speaker of the house of representatives. In addi-
 18 tion, four members of the committee who are not members of the
 19 legislative council and who are members of a committee on appropria-
 20 tions; one member shall be appointed from each party by the presi-
 21 dent of the senate and the speaker of the house of representatives,
 22 respectively. The legislative fiscal committee shall determine poli-
 23 cies for the legislative fiscal bureau and shall direct the administra-
 24 tion of performance audits and visitations, subject to the approval
 25 of the legislative council.

26 3. The legislative administration committee which shall be com-
 27 posed of six members of the legislative council, consisting of three

28 members from each house, to be appointed by the legislative council.
29 The legislative administration committee shall perform such duties
30 as are assigned it by the legislative council.

31 **NEW SECTION. Duties.** The legislative fiscal committee may, sub-
32 ject to the approval of the legislative council:

33 1. **Budget.** Gather information relative to budget matters for the
34 purpose of aiding the legislature to properly appropriate money for
35 the functions of government, and to report their findings to the leg-
36 islature.

37 2. **Examination.** Examine the reports and official acts of the exec-
38 utive council and of each officer, board, commission, and department
39 of the state, in respect to the conduct and expenditures thereof and
40 the receipts and disbursements of public funds thereby.

41 3. **Reorganization.** Make a continuous study of all offices, depart-
42 ments, agencies, boards, bureaus and commissions of the state gov-
43 ernment and shall determine and recommend to each session of the
44 legislature what changes therein are necessary to accomplish the
45 following purposes:

46 a. To reduce expenditures and promote economy to the fullest ex-
47 tent consistent with the efficient operation of state government.

48 b. To increase the efficiency of the operations of the state govern-
49 ment to the fullest extent practicable within the available revenues.

50 c. To group, coordinate, and consolidate judicial districts, agencies
51 and functions of the government, as nearly as may be according to
52 major purposes.

53 d. To reduce the number of offices, agencies, boards, commissions,
54 and departments by consolidating those having similar functions,
55 and to abolish such offices, agencies, boards, commissions and depart-
56 ments, or functions thereof, as may not be necessary for the efficient
57 and economical conduct of state government.

58 e. To eliminate overlapping and duplication of effort on the part
59 of such offices, agencies, boards, commissions and departments of the
60 state government.

61 4. **Performance audit.** Determine by means of a performance
62 audit whether state offices, departments, agencies, boards, bureaus,
63 and commissions:

64 a. Are conducting authorized activities and programs pursuant
65 to objectives intended by the general assembly.

66 b. Are conducting programs and activities and expending funds
67 appropriated to them in an efficient and effective manner.

68 c. Are conducting programs and activities and expending funds
69 appropriated to them in compliance with the Acts of the general
70 assembly and the Code.

71 **NEW SECTION. Procedure.** The chairmen of the committees on
72 appropriations shall serve as cochairmen of the legislative fiscal com-
73 mittee. The legislative fiscal committee shall determine its own
74 method of procedure and shall meet as often as deemed necessary,
75 subject to the approval of the legislative council. It shall keep a
76 record of its proceedings which shall be open to public inspection,
77 and it shall inform the legislative council in advance concerning the
78 dates of meetings of the committee.

79 **NEW SECTION. Legislative fiscal bureau established.** There is
80 established a legislative fiscal bureau which shall operate under the

81 direction and control of the legislative fiscal committee, subject to the
82 approval of the legislative council. The administrative head of the
83 legislative fiscal bureau shall be the legislative fiscal director. The
84 legislative fiscal bureau shall cooperate with and serve all members
85 of the general assembly, the legislative fiscal committee, and com-
86 mittees of the general assembly.

87 The legislative fiscal director shall be appointed by the legislative
88 council, upon recommendation of the legislative fiscal committee. His
89 compensation, and the compensation of employees of the legislative
90 fiscal bureau, shall be fixed by the legislative council.

91 **NEW SECTION. Functions of legislative fiscal bureau.** The legis-
92 lative fiscal bureau shall:

93 1. By continuous review of state expenditures, revenues and analy-
94 sis of budget through an audit, performance audit, and preaudit, if
95 necessary, or such other means deemed necessary, ascertain the facts,
96 compare cost, workload and other data, and make recommendations
97 to the general assembly concerning the state's budget and revenue of
98 the departments, boards, commissions, and agencies of the state.

99 2. Report to the legislative fiscal committee as required by the
100 legislative fiscal committee and the legislative council and to the
101 general assembly after the convening of each legislative session of a
102 general assembly and make such other reports as may be required by
103 either the legislative council or the general assembly.

104 3. Furnish information and act in an advisory capacity to the com-
105 mittees on appropriations and committees on ways and means of the
106 general assembly and their several subcommittees when so re-
107 quested.

108 4. Assist standing committees and members of the general assem-
109 bly in attaching fiscal notes to legislative bills and resolutions as
110 provided by the rules of the general assembly.

111 5. Submit to each member of the general assembly quarterly a
112 report of the current status of major state funds, a comparison of
113 income with estimates used by the general assembly and other reve-
114 nue and expenditure information which the legislative fiscal com-
115 mittee determines will be informative for members of the general
116 assembly. The state comptroller shall cooperate with the legislative
117 fiscal bureau in the development of the report. The legislative fiscal
118 committee shall approve the style and format of the report.

119 6. Perform such other duties as shall be assigned to the bureau by
120 the legislative fiscal committee or by the general assembly.

121 **NEW SECTION. Duties of legislative fiscal director.** The legisla-
122 tive fiscal director shall:

123 1. Employ and supervise all employees of the legislative fiscal
124 bureau in such positions and at such salaries as shall be authorized
125 by the legislative council.

126 2. Supervise all expenditures of the legislative fiscal bureau with
127 the approval of the legislative council.

128 3. Attend, or designate a representative who shall attend, the
129 budget hearings required by section eight point twenty-six (8.26)
130 of the Code and may offer explanations or suggestions and make
131 inquiries with respect to such budget hearings within the purposes

132 specified in sections two point forty-six (2.46)*, two point forty-seven
133 (2.47)*, and two point forty-eight (2.48)* of the Code.

134 **NEW SECTION. Visitations.** The legislative fiscal committee, with
135 the approval of the legislative council, may direct a subcommittee,
136 which shall be composed of the chairmen and minority party ranking
137 members of the appropriate subcommittees of the committees on
138 appropriations of the senate and the house of representatives and the
139 chairmen of the appropriate standing committees of the general
140 assembly, to visit the offices and facilities of any state office, depart-
141 ment, agency, board, bureau, or commission to review programs
142 authorized by the general assembly and the administration of the
143 programs. When the legislative fiscal committee visits the offices and
144 facilities of any state office, department, agency, board, bureau, or
145 commission to review programs authorized by the general assembly
146 and the administration of the programs, there shall be included the
147 chairmen and minority party ranking members of the appropriate
148 subcommittees of the committees on appropriations of the senate and
149 the house of representatives. The subcommittee and the legislative
150 fiscal committee shall be provided with information by the legislative
151 fiscal bureau concerning budgets, programs, and legislation authoriz-
152 ing programs prior to any visitation. Members of a committee shall
153 be compensated pursuant to section two point ten (2.10), subsection
154 six (6), of the Code. The subcommittee shall make reports and recom-
155 mendations as required by the legislative fiscal committee.

156 **NEW SECTION. Access.** The director and his designated agents
157 and employees shall at all times have access to all state offices, depart-
158 ments, agencies, boards, bureaus, and commissions, and to the books,
159 records, and other instrumentalities and properties used in the per-
160 formance of their statutory duties, and all state offices, departments,
161 agencies, boards, bureaus, and commissions shall cooperate with the
162 director in the performance of the foregoing duty, and shall make
163 available to him such books, records, instrumentalities, and property.

1 **SEC. 3.** Section two point fifty (2.50), Code 1973, is amended by
2 adding the following new subsections:

3 **NEW SUBSECTION.** To establish policies for the operation of the
4 legislative fiscal bureau.

5 **NEW SUBSECTION.** To appoint the director of the legislative fiscal
6 bureau for such term of office as may be set by the council.

1 **SEC. 4.** Section two point fifty-two (2.52), Code 1973, is amended
2 to read as follows:

3 **2.52 Expenses of council and special interim committees.** Mem-
4 bers of the legislative council shall be reimbursed for actual and neces-
5 sary expenses incurred in the performance of their duties, and shall
6 receive a per diem of forty dollars for each day in which engaged in
7 the performance of such duties. However, such per diem compensa-
8 tion and expenses shall not be paid when the general assembly is
9 actually in session at the seat of government. Such expenses and per
10 diem shall be paid in the manner provided for in section 2.66.

11 Members of special interim study committees which may from time
12 to time be created *and members of the legislative fiscal committee*

*See §13 of this Act.

13 *who are not members of the legislative council* shall be entitled to
 14 receive the same expenses and compensation provided for the mem-
 15 bers of the legislative council. Such expenses shall be paid in the
 16 manner provided for in section 2.66 within the limit of available
 17 funds. Upon motion approved by the legislative council, members of
 18 such special interim study committees may be paid for their expenses
 19 and per diem pursuant to the provisions of section 2.12.

1 SEC. 5. Section fifteen point forty-three (15.43), Code 1973, is
 2 amended to read as follows:

3 **15.43 Approval required for printing.** No department or commis-
 4 sion of state located in the city of Des Moines shall expend any funds
 5 for the publication or distribution of books or pamphlets or reports
 6 unless the publication thereof be expressly required by law or ap-
 7 proved by the budget and financial control committee and the direc-
 8 tor. A violation of this section shall constitute misfeasance in office.

9 ~~The budget and financial control committee may direct the director~~
 10 ~~to may~~ establish a central library and depository from which shall be
 11 distributed all books, pamphlets, documents, reports and publications
 12 not required by law to be otherwise distributed. The director shall
 13 from time to time establish the cost of printing and mailing each book,
 14 pamphlet, report, document and publication. The director shall, there-
 15 after, cause to be delivered, sent, or mailed to anyone requesting a
 16 book, pamphlet, report, document, or publication upon receipt of the
 17 cost thereof plus mailing charges. Anyone may examine a copy of any
 18 book, pamphlet, document, report or publication at the central library
 19 and depository. The ~~committee~~ director may exempt from the provi-
 20 sions of this section any pamphlet or publication which only lists the
 21 services available from a state department or agency.

1 SEC. 6. Section sixteen point twenty-four (16.24), subsection
 2 fifteen (15), paragraph d, Code 1973, is amended by striking the
 3 paragraph and inserting in lieu thereof the following:

4 d. Legislative fiscal bureau.

1 SEC. 7. Section sixteen point twenty-five (16.25), subsection four-
 2 teen (14), Code 1973, is amended to read as follows:

3 14. To the office of the legislative service bureau and to the office
 4 of the legislative fiscal ~~director~~ bureau 1 copy

1 SEC. 8. Section seventeen point twenty-seven (17.27), unnum-
 2 bered paragraph two (2), Code 1973, as amended by House File 209,
 3 enacted by the Sixty-fifth General Assembly, 1973 Session, is further
 4 amended to read as follows:

5 When such publications paid for by public funds furnished by the
 6 state, contain reprints of statutes or departmental rules, or both, they
 7 shall be sold and distributed at cost by the department ordering same
 8 if the cost per publication is one dollar or more, unless a central
 9 library or depository is established by the budget and financial con-
 10 trol committee. Such publications shall be obtained from the super-
 11 intendent of printing on requisition by the department and the selling
 12 price, if any, shall be determined by the superintendent by dividing
 13 the total cost of printing, paper and binding by the number printed.
 14 Said price shall be set at the nearest multiple of ten to the quotient
 15 thus obtained. Distribution of such publications shall be made by the

16 superintendent gratis to public officers, purchasers of licenses from
 17 state departments required by statute, and departments. Funds from
 18 the sale of such publications shall be deposited monthly in the general
 19 fund of the state.

1 SEC. 9. Section nineteen point seven (19.7), unnumbered para-
 2 graph two (2), Code 1973, is amended to read as follows:

3 The proceeds of such loan shall be applied toward the payment of
 4 costs and obligations necessitated by such actual or potential dis-
 5 aster and the reimbursement of local funds from which such ex-
 6 penditures have been made. Any such project for repair, rebuilding
 7 or restoration of state property for which no specific appropriation
 8 has been made, shall, before work is begun thereon, be subject to
 9 approval or rejection by the ~~budget and financial control committee~~
 10 *executive council*.

1 SEC. 10. Section twenty point one (20.1), Code 1973, is amended
 2 to read as follows:

3 **20.1 Board created.** A state war surplus commodities board is
 4 hereby created and established hereinafter referred to as the "board",
 5 to consist of the commissioner of the department of social services or
 6 any division director assigned by him, a member of the state board of
 7 regents, a member of the Iowa state highway commission, a member
 8 of the executive council of the state, a member of the conservation
 9 commission of the state, the commissioner of the Iowa state depart-
 10 ment of health, a member of the department of public instruction, a
 11 member of the Iowa development commission, and ~~the chairman of~~
 12 ~~the budget and financial control committee selected by the budget and~~
 13 ~~financial control committee of each general assembly~~ *the director of*
 14 *the department of general services.*

1 SEC. 11. Acts of the Sixty-fourth General Assembly, 1972 Ses-
 2 sion, chapter one thousand eighty-eight (1088), section ninety-four
 3 (94), subsection six (6), is amended to read as follows:

4 6. One operations research analyst experienced in cost effective-
 5 ness analysis of city services to be selected by, and serve at the plea-
 6 sure of, the ~~budget and financial control committee~~ *legislative council*
 7 of the general assembly.

1 SEC. 12. Notwithstanding the provisions of section two point
 2 fifty-two (2.52) of the Code, for the biennium commencing July 1,
 3 1973 and ending June 30, 1975, the per diem and expenses of mem-
 4 bers of the legislative fiscal committee and of members of subcom-
 5 mittees appointed by the legislative fiscal committee shall be paid
 6 from funds appropriated to the budget and financial control commit-
 7 tee or its successor agency.

1 SEC. 13. Sections two point forty-one (2.41) through two point
 2 forty-eight (2.48), inclusive, and section twenty point three (20.3),
 3 Code 1973, are repealed.

Approved June 29, 1973.