

CHAPTER 1068

JOB SERVICE DEPARTMENT

H. F. 1593

AN ACT relating to the department of job service, including unemployment compensation, providing for a delay until 1978 of an emergency tax of two and seven-tenths percent, extending the six thousand dollar wage base until January 1, 1978, imposing a nine-tenths of one percent add-on tax for all employers, providing a contingent emergency twenty-five hundredths of one percent add-on tax for the calendar year 1977, eliminating the one week waiting period for unemployment compensation benefits, increasing the requirements for attachment to the work force, eliminating vacation pay in excess of one week as a deduction from unemployment compensation benefits under certain circumstances, excluding from unemployment compensation eligibility public school employees under contract for the following year, changing benefit eligibility for employees voluntarily quitting without good cause, eliminating the employment security commission and establishing the department of job service with a director, an appeal board and an advisory council and prescribing their duties, organization and responsibilities.

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

1 SECTION 1. Section twenty-eight C point one (28C.1), Code 1975, is amended
2 to read as follows:

3 **28C.1 Committee created—duties.** The commissioner of the department of
4 social services, the board of regents, the commissioner of health, the
5 commissioner of the department of public instruction, vocational rehabilitation
6 and ~~employment security commission~~ *the director of job service* shall meet together
7 annually the first week in April. Such meetings shall be called by the
8 commissioner of health acting as chairman of the annual meeting, for the purpose
9 of co-ordinating and integrating activities which involve the personnel of two or
10 more divisions, and shall designate one representative from each of their agencies
11 as a member of an interagency liaison committee. This committee shall meet at
12 least quarterly to consider areas of mutual joint interest and responsibility.
13 Minutes shall be kept of such meetings and made available to the legislature. It
14 shall select a ~~chairman~~ *chairperson* who shall be responsible to implement
15 decisions reached by the committee. All activities, which would involve personnel
16 from two or more of these agencies, shall be presented to each board concerned
17 by the committee representative of that board or administrative head at any
18 regular meeting or at the annual joint meeting. When approved by the board or
19 administrative head of each agency involved, the activities will be implemented
20 by the ~~chairman~~ *chairperson* of the interagency liaison committee which, however,
21 may delegate responsibility to the most appropriate person for carrying out the
22 work.

1 SEC. 2. Section ninety-two point twenty-one (92.21), unnumbered paragraph
2 one (1), Code 1975, is amended to read as follows:

3 There is hereby established a committee on child labor. The committee shall
4 consist of the labor commissioner who shall act as ~~chairman~~ *chairperson*, the
5 superintendent of public instruction or ~~his~~ *a* designee, a ~~representative~~ *director* of
6 the Iowa ~~employment security commission~~ *selected by the commission department*
7 *of job service or a designee*, and two persons representing the public and interested
8 in child labor, to be appointed by the governor, without regard to political
9 affiliation. The public representatives shall serve for a term of four years from
10 July 1, 1970, and until their successors are appointed and qualify. The governor
11 shall fill any public member's vacancy for any unexpired term. Public members
12 shall receive a per diem of thirty dollars and actual and necessary expenses
13 incurred in the performance of their official duties.

1 SEC. 3. Section ninety-four point two (94.2), unnumbered paragraph one (1),
2 Code 1975, is amended to read as follows:

3 It shall be the duty of the ~~commissioner~~ *director of the department of job service*
4 through the free employment service to:

1 SEC. 4. Section ninety-six point three (96.3), subsection one (1), Code 1975, is
2 amended to read as follows:

3 1. Payment. Twenty-four months after the date when contributions first accrue
4 under this chapter, benefits shall become payable from the fund; provided, that
5 wages earned for services defined in section 96.19, subsection 7, paragraph "g"
6 (3), irrespective of when performed, shall not be included for purposes of
7 determining eligibility, under section 96.4 or full-time weekly wages, under
8 subsection 4 of this section, for the purposes of any benefit year commencing on
9 or after July 1, 1939, nor shall any benefits with respect to unemployment
10 occurring on and after July 1, 1939, be payable under subsection 5 of this section
11 on the basis of such wages. All benefits shall be paid through employment offices
12 in accordance with such regulations as the ~~commission~~ *department of job service*
13 may prescribe.

1 SEC. 5. Section ninety-six point four (96.4), subsection four (4), Code 1975, as
2 amended by Acts of the Sixty-sixth General Assembly, 1975 Session, chapter
3 ninety-two (92), section four (4), is amended by striking the subsection.

1 SEC. 6. Section ninety-six point four (96.4), subsection five (5), Code 1975, is
2 amended to read as follows:

3 5. He has been paid wages for insured work of not less than ~~two~~ *four* hundred
4 dollars in that calendar quarter in his base period in which his wages were the
5 highest, and also he has been paid wages for insured work of not less than ~~one~~
6 *two* hundred dollars in a calendar quarter in his base period other than the
7 calendar quarter in which his wages were the highest; and provided further if he
8 has drawn benefits in any benefit year, he must during or subsequent to that year,
9 be paid wages in insured work totaling ~~one~~ *two* hundred dollars as a condition to
10 receive benefits in the next benefit year.

1 SEC. 7. Section ninety-six point five (96.5), Code 1975, the new subsection
2 added by Acts of the Sixty-sixth General Assembly, 1975 Session, chapter ninety-
3 two (92), section eleven (11), is amended to read as follows:

4 NEW SUBSECTION. Administrative penalty. If the ~~commission~~ *department* finds
5 that, with respect to any week of an insured worker's unemployment for which
6 such person claims ~~waiting week~~ credit or benefits, such person has, within the
7 thirty-six calendar months immediately preceding such week, with intent to
8 defraud by obtaining any benefits not due under this chapter, willfully and
9 knowingly made a false statement or misrepresentation, or willfully and
10 knowingly failed to disclose a material fact; such person shall be disqualified for
11 the week in which the ~~commission~~ *department* makes such determination, and
12 forfeit all benefit rights under the unemployment compensation law for a period
13 of not more than the remaining benefit period as determined by the ~~commission~~
14 *department* according to the circumstances of each case. Any penalties imposed
15 by this subsection shall be in addition to those otherwise prescribed in this
16 chapter.

1 SEC. 8. Section ninety-six point five (96.5), subsection one (1), paragraphs g, h
2 and i, Code 1975, as amended by Acts of the Sixty-sixth General Assembly, 1975
3 Session, chapter ninety-two (92), section seven (7), are amended to read as
4 follows:

5 g. In the case where he left his work voluntarily without good cause
6 attributable to his employer under circumstances which did or would disqualify
7 him for benefits, except as provided in paragraph a of subsection one (1) of
8 section ninety-six point five (96.5) of the Code under this subsection he,
9 subsequent to such leaving, worked in and was paid wages for insured work ~~in an~~
10 ~~amount not less than nine times the claimant's weekly benefit amount for not less~~
11 *than six consecutive weeks*, provided he is otherwise eligible.

12 h. In the event extended benefits are in effect as provided for by this chapter,
13 then benefits shall not be withheld after twelve consecutive weeks of
14 unemployment from the date he quits, during which time he shall be actively and
15 earnestly seeking employment.

16 i. "Principal support" shall mean exclusive of the earnings of any child of the
17 wage earner.

1 SEC. 9. Section ninety-six point five (96.5), subsection seven (7), Code 1975, is
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. Notwithstanding the provisions of paragraphs a, b and c of
4 this subsection, if an individual is separated from employment and is scheduled to
5 receive vacation payments during the period of unemployment attributable to the
6 employer and if the individual is not scheduled to return to work within a period
7 of four consecutive weeks or less then payments made by an employer to an
8 individual or an obligation to make a payment by an employer to an individual
9 for vacation pay, vacation pay allowance or pay in lieu of vacation for any period
10 in excess of one week shall not be deemed wages as defined in section ninety-six
11 point nineteen (96.19), subsection thirteen (13), of the Code, and such payments
12 in excess of that amount received for one week or the value of such obligations
13 for one week shall not be deducted from the unemployment benefits an employee
14 is otherwise entitled to receive under this chapter.

1 SEC. 10. Section ninety-six point six (96.6), subsections two (2) and three (3),
2 Code 1975, as amended by Acts of the Sixty-sixth General Assembly, 1975
3 Session, chapter ninety-two (92), section twelve (12), are amended to read as
4 follows:

5 2. Initial determination. A representative designated by the ~~commission~~ director
6 shall promptly notify all interested parties to the claim of the filing thereof, and
7 said parties shall have seven days from the date of mailing the notice of the filing
8 of said claim by ordinary mail to the last known address to protest payment of
9 benefits to said claimant. The representative shall promptly examine the claim
10 and any protest thereto and, on the basis of the facts found by ~~him~~ the
11 representative, shall either determine whether or not such claim is valid, the week
12 with respect to which benefits shall commence, the weekly benefit amount
13 payable and the maximum duration thereof, and whether any disqualification
14 shall be imposed; ~~or shall refer such claim or any question involved therein to an~~
15 ~~appeal tribunal or to the commission, which shall make its determination with~~
16 ~~respect thereto in accordance with the procedure described in subsection 3 of this~~
17 ~~section.~~ Unless the claimant or other interested party, after notification or within
18 ten calendar days after such notification was mailed to ~~his~~ the claimant's last
19 known address, files an appeal from such decision, such decision shall be final
20 and benefits shall be paid or denied in accordance therewith. If ~~an appeal~~
21 ~~tribunal~~ a hearing officer affirms a decision of the representative, or the
22 ~~commission~~ appeal board affirms a decision of ~~an appeal tribunal~~ the hearing
23 officer, allowing benefits, such benefits shall be paid regardless of any appeal
24 which may thereafter be taken, but if such decision is finally reversed, no
25 employer's account shall be charged with benefits so paid.

26 3. Appeals. Unless such appeal is withdrawn, ~~an appeal tribunal~~ a hearing
27 officer, after affording the parties reasonable opportunity for fair hearing, shall
28 affirm or modify the findings of fact and decision of the ~~deputy representative~~.
29 *The hearing shall be conducted pursuant to the provisions of chapter seventeen A*
30 *(17A) of the Code relating to hearings for contested cases.* The parties shall be duly
31 notified of ~~such tribunal's~~ the hearing officer's decision, together with ~~its~~ the
32 *hearings officer's* reasons therefor, which shall be deemed to be the final decision
33 of the ~~commission~~ department, unless within fifteen days after the date of
34 notification or mailing of such decision, further appeal is initiated pursuant to
35 subsection 5 of this section.

1 SEC. 11. Section ninety-six point six (96.6), subsection four (4), Code 1975, is
2 amended by striking the subsection and inserting in lieu thereof the following:

3 4. Appeal board. To hear and decide disputed claims, there is established an
4 appeal board. The appeal board shall consist of three members appointed by the
5 governor with the approval of two-thirds of the members of the senate. One
6 member shall be a representative of employers, one member shall be a
7 representative of employees, and one member who shall be impartial and shall
8 represent the general public. The members shall serve six-year terms beginning on
9 July first. For the initial board, the member representing employers shall serve a
10 two-year term, the member representing employees shall serve a four-year term,
11 and the member representing the general public shall serve a term of six years.
12 No more than two members of the appeal board shall be members of the same
13 political party. Any vacancy in the membership occurring during a session of the
14 general assembly shall be filled in the same manner as the original appointment.
15 Any vacancy in the membership occurring while the general assembly is not in
16 session shall be filled by appointment by the governor which appointment shall
17 expire thirty days after the general assembly next convenes. Within the thirty-day
18 period, the governor shall transmit an appointment to the senate.

19 The members of the appeal board shall select a chairperson and vice
20 chairperson from their membership.

21 The appeal board shall meet as often as deemed necessary, but not less than
22 one time per month. Meetings shall be set by a majority of the appeal board or
23 upon the call of the chairperson and vice chairperson.

24 Members of the appeal board shall each be paid twenty-one thousand seven
25 hundred fifty dollars annually until July 1, 1978 and shall receive actual and
26 necessary expenses. Thereafter each member shall be paid forty dollars per day
27 for each day of official business of the appeal board and shall receive actual and
28 necessary expenses, including travel, from funds appropriated to the department.

1 SEC. 12. Section ninety-six point six (96.6), subsections five (5), six (6), seven
2 (7), and eight (8), Code 1975, are amended to read as follows:

3 5. ~~Commission~~ Appeal board review. The ~~commission~~ appeal board may on its
4 own motion affirm, modify, or set aside any decision of an appeal tribunal a
5 hearing officer on the basis of the evidence previously submitted in such case, or
6 direct the taking of additional evidence, or may permit any of the parties to such
7 decision to initiate further appeals before it. The ~~commission~~ appeal board shall
8 permit such further appeal by any of the parties interested in a decision of an
9 appeal tribunal a hearing officer and by the deputy representative whose decision
10 has been overruled or modified by an appeal tribunal the hearing officer. The
11 ~~commission~~ may remove to itself or transfer to another appeal tribunal the
12 proceedings on any claim pending before an appeal tribunal. Any proceeding so
13 removed to the ~~commission~~ shall be heard in accordance with the requirements of
14 subsection 3, by the full membership of the ~~commission~~, or, in the absence or
15 disqualification of the labor representative or the employer representative on the
16 ~~commission~~, by the public representative acting alone. The appeal board shall
17 review the case pursuant to rules adopted by the appeal board. The ~~commission~~
18 appeal board shall promptly notify the interested parties of its findings and
19 decision.

20 6. Procedure. The manner in which disputed claims shall be presented, the
21 reports thereon required from the claimant and from employers, and the conduct
22 of hearings and appeals shall be in accordance with rules prescribed by the
23 ~~commission~~ for determining the rights of the parties, whether or not such rules
24 conform to common law or statutory rules of evidence and other technical rules
25 of procedure department under chapter seventeen A (17A) of the Code. A full and
26 complete record shall be kept of all proceedings in connection with a disputed
27 claim. All testimony at any hearing upon a disputed claim shall be recorded, but
28 need not be transcribed unless the disputed claim is further appealed. The record

29 shall be retained for sixty days following the final date for appeal of a disputed claim
30 and may be destroyed thereafter.

31 7. Witness fees. Witnesses subpoenaed pursuant to this section shall be allowed
32 fees and necessary traveling expenses at a rate fixed by the ~~commission~~ director,
33 which fees shall be charged to the unemployment compensation administration
34 fund of the ~~commission~~ department.

35 8. Judicial review. A decision of the ~~commission~~ appeal board shall become
36 final ten days after the date of notification or mailing thereof. Judicial review of
37 any decision of the ~~commission~~ appeal board may be sought in accordance with
38 the terms of the Iowa administrative procedure Act. The ~~commission~~ department
39 may be represented in any such judicial review proceeding by any qualified
40 attorney who is a regular salaried employee of the ~~commission~~ department or who
41 has been designated by the ~~commission~~ department for that purpose, or at the
42 ~~commission's~~ department's request, by the attorney general. Notwithstanding the
43 terms of the Iowa administrative procedure Act, petitions for judicial review may
44 be filed in the district court of the county in which the claimant was last
45 employed or resides, provided that if the claimant does not reside in the state of
46 Iowa the action shall be brought in the district court of Polk county, Iowa, and
47 any other party to the proceeding before the ~~commission~~ appeal board shall be
48 named in the petition. The ~~commission~~ department may also, in its discretion,
49 certify to such courts, questions of law involved in any decision by it. Petitions
50 for judicial review and the questions so certified shall be given precedence over all
51 other civil cases except cases arising under the workmen's compensation law of
52 this state. No bond shall be required for entering an appeal from any final order,
53 judgment or decree of the district court to the supreme court.

1 SEC. 13. Section ninety-six point seven (96.7), subsection one (1), paragraph b,
2 Code 1975, is amended to read as follows:

3 b. Such contributions shall become due and be paid to the ~~commission~~
4 department for the fund at such times and in such manner as the ~~commission~~
5 director by regulation prescribes.

1 SEC. 14. Section ninety-six point seven (96.7), subsection three (3), paragraph
2 a, subparagraph six (6), Code 1975, is amended to read as follows:

3 (6) As soon as practicable after the close of each calendar quarter, and in any
4 event within forty days after the close of such quarter, the ~~commission~~ department
5 shall notify each employer of the amount that has been charged to his the
6 employer's account for benefits paid during such quarter. This statement to the
7 employer shall show the name of each claimant to whom such benefit payments
8 were made, the claimant's social security number, and the amount of benefits
9 paid to such claimant. Any employer who has not been notified as provided in
10 section 96.6, subsection 2, of the allowance of benefits to such claimants may
11 within thirty days after the receipt of such statement appeal to the ~~commission~~
12 director for a hearing to determine the eligibility of the claimant to receive such
13 benefits. The ~~commission~~ may hear the case or may director shall refer the same
14 to an appeal tribunal a hearing officer for hearing. In either case and both the
15 employer and the claimant shall receive notice of the time and place of such
16 hearing.

1 SEC. 15. Section ninety-six point seven (96.7), subsection three (3),
2 paragraph e, Code 1975, as amended by Acts of the Sixty-sixth General
3 Assembly, 1975 Session, chapter ninety-two (92), section fourteen (14), and
4 chapter ninety-three (93), section one (1), is amended to read as follows:

5 e. Notwithstanding any other provisions of this Act, on and after January 1,
6 1977 1978 no employer's rate shall be less than two point seven percent with
7 respect to any calendar quarter unless the total assets of the fund, excluding
8 contributions not yet paid, as of the first day of such calendar quarter exceed the
9 total benefits paid from the fund within the first four of the last five complete

10 calendar quarters immediately preceding the first day of such calendar quarter;
 11 and no employer's rate shall be less than one point eight percent with respect to
 12 any calendar quarter unless the total assets of the fund, excluding contributions
 13 not yet paid, as of the first day of such calendar quarter exceeds an amount equal
 14 to twice the amount of total benefits paid from the fund within the first four of
 15 the last five complete calendar quarters immediately preceding the first day of
 16 such calendar quarter.

1 SEC. 16. Section ninety-six point seven (96.7), Code 1975, as amended by Acts
 2 of the Sixty-sixth General Assembly, 1975 Session, is amended by adding the
 3 following new subsection:

4 NEW SUBSECTION. The department shall, with respect to the calendar year
 5 beginning January 1, 1977, add to the contribution rate assigned each employer
 6 based upon the effective table a percentage equal to nine-tenths of one percent.
 7 The department shall monitor the total trust funds available for payment of
 8 benefits. If this total available becomes less than twenty percent of the total
 9 benefit payments paid in the previous calendar year recording the highest benefit
 10 payments, for a period longer than two weeks, an additional tax equal to twenty-
 11 five hundredths of one percent shall be added to the rate of each employer
 12 assigned a contribution rate under the effective rate table. The twenty-five
 13 hundredths of one percent add-on tax shall be collected on all taxable wages paid
 14 by an employer during the calendar year beginning January 1, 1977. The add-on
 15 tax shall be paid on all taxable wages paid by the employer prior to the effective
 16 date of the tax with the quarterly contributions following the effective date of the
 17 tax, and on all taxable wages for the remainder of calendar year 1977. Following
 18 assignment of the additional tax notice of a rate increase shall be enclosed in the
 19 quarterly reports sent by the department to each employer.

1 SEC. 17. Section ninety-six point nine (96.9), subsection six (6), Code 1975, is
 2 amended to read as follows:

3 6. Management of funds in the event of discontinuance of unemployment trust
 4 fund. The provisions of subsections 1, 2, and 3 to the extent that they relate to the
 5 unemployment trust fund shall be operative only so long as such unemployment
 6 trust fund continues to exist and so long as the secretary of the treasury of the
 7 United States continues to maintain for this state a separate book account of all
 8 funds deposited therein by this state for benefit purposes, together with this state's
 9 proportionate share of the earnings of such unemployment trust fund, from which
 10 no other state is permitted to make withdrawals. If and when such unemployment
 11 trust fund ceases to exist, or such separate book account is no longer maintained,
 12 all moneys, properties, or securities therein, belonging to the unemployment
 13 compensation fund of this state shall be transferred to the treasurer of the
 14 unemployment compensation fund, who shall hold, invest, transfer, sell, deposit,
 15 and release such moneys, properties, or securities in a manner approved by the
 16 ~~commission~~ director, treasurer of state, and governor, in accordance with the
 17 provisions of this chapter: Provided, that such moneys shall be invested in the
 18 following readily marketable classes of securities; such securities as are authorized
 19 by the laws of the state of Iowa for the investment of trust funds. The treasurer
 20 shall dispose of securities and other properties belonging to the unemployment
 21 compensation fund only under the direction of the ~~commission~~ director, treasurer
 22 of state, and governor.

1 SEC. 18. Section ninety-six point ten (96.10), Code 1975, is amended by
 2 striking this section and inserting in lieu thereof the following:

3 **96.10 Department of employment security.** There is established an Iowa
 4 department of job service. The chief executive officer of the department is the
 5 director of job service who shall be appointed by the governor with the approval
 6 of two-thirds of the members of the senate and shall serve at the pleasure of the
 7 governor. The director shall be selected solely on the ability to administer the

8 duties and functions granted to the department and shall devote full time to the
 9 duties of director. If the office of director becomes vacant during a session of the
 10 general assembly, the vacancy shall be filled in the same manner as the original
 11 appointment. Any vacancy in the office of director occurring while the general
 12 assembly is not in session shall be filled by appointment by the governor which
 13 appointment shall expire thirty days after the general assembly next convenes.
 14 Within the thirty-day period, the governor shall transmit an appointment to the
 15 senate.

16 The salary of the director shall be set by the general assembly.

17 The director of the department may establish, consolidate, and abolish
 18 divisions of the department when necessary for the efficient performance of the
 19 various functions and duties of the department of employment security.

1 SEC. 19. Section ninety-six point eleven (96.11), subsections one (1), two (2),
 2 and three (3), Code 1975, are amended to read as follows:

3 1. Duties and powers of ~~commission~~ director. It shall be the duty of the
 4 ~~commission~~ director to administer this chapter; and ~~it the~~ director shall have
 5 power and authority to adopt, amend, or rescind *pursuant to chapter seventeen A*
 6 *(17A) of the Code* such rules and regulations, to employ such persons, make such
 7 expenditures, require such reports, make such investigations, and take such other
 8 action as it deems necessary or suitable to that end. ~~Such rules and regulations~~
 9 ~~shall be effective upon compliance with chapter 17A.~~ Not later than the fifteenth
 10 day of December of each year, the ~~commission~~ director shall submit to the
 11 governor a report covering the administration and operation of this chapter
 12 during the preceding fiscal year and shall make such recommendations for
 13 amendments to this chapter as the ~~commission~~ director deems proper. Such report
 14 shall include a balance sheet of the moneys in the fund. Whenever the
 15 ~~commission~~ director believes that a change in contribution or benefit rates will
 16 become necessary to protect the solvency of the fund, ~~it the~~ director shall
 17 promptly so inform the governor and the legislature, and make recommendations
 18 with respect thereto.

19 2. General and special rules. ~~General and special rules may be adopted,~~
 20 ~~amended, or rescinded by the commission only after public hearing or~~
 21 ~~opportunity to be heard thereon, of which proper notice has been given. Special~~
 22 ~~rules shall become effective ten days after notification to or mailing to the last~~
 23 ~~known address of the individuals or concerns affected thereby. Regulations may~~
 24 ~~be adopted, amended, or rescinded by the commission.~~ Each employer shall post
 25 and maintain printed statements of all ~~regulations~~ *rules of the department* in places
 26 readily accessible to individuals in ~~his~~ *the employer's* service, and shall make
 27 available to each such individual at the time ~~he~~ *the individual* becomes
 28 unemployed a printed statement of such ~~regulations~~ *rules* relating to the filing of
 29 claims for benefits. Such printed statements shall be supplied by the ~~commission~~
 30 ~~department~~ to each employer without cost to him.

31 3. Publication. The ~~commission~~ director shall cause to be printed for
 32 distribution to the public the text of this chapter, the ~~commission's~~ *regulations*
 33 ~~and department's~~ general rules, its annual reports to the governor, and any other
 34 material the ~~commission~~ director deems relevant and suitable and shall furnish the
 35 same to any person upon application therefor.

1 SEC. 20. Section ninety-six point eleven (96.11), subsections four (4) and five
 2 (5), Code 1975, as amended by Acts of the Sixty-sixth General Assembly, 1975
 3 Session, chapter ninety-two (92), section twenty (20), are amended by striking the
 4 subsections and inserting in lieu thereof the following:

5 4. Personnel. The director shall provide for the employment of such personnel
 6 as are necessary to carry out the functions of the department. Personnel shall be
 7 employed under the provisions of chapter nineteen A (19A) of the Code. The
 8 director, a deputy director, a confidential secretary, the members of the appeal
 9 board, and a secretary for each member if deemed necessary, shall be exempt

10 from the merit system under the provisions of section nineteen A point three
11 (19A.3) of the Code.

12 The director may bond any employee handling moneys or signing checks.

13 5. Advisory council.

14 a. There is established a job service advisory council composed of nine
15 members appointed by the governor and approved by two-thirds of the members
16 of the senate. Three members shall be appointed to represent employees; three
17 members shall be appointed to represent employers; and three members shall be
18 appointed to represent the general public. Not more than five members of the
19 advisory council shall be members of the same political party. The term of office
20 shall be six years beginning on the first day of July following their appointment,
21 except that for the initial board three members representing all three categories
22 shall be appointed for two-year terms; three members representing all three
23 categories shall be appointed for four-year terms; and three members representing
24 all three categories shall be appointed for six-year terms. Members shall serve
25 without compensation, but shall be reimbursed for actual and necessary expenses,
26 including travel, incurred for official meetings of the advisory council from funds
27 appropriated to the department.

28 Vacancies shall be filled for the unexpired term in the same manner as the
29 original appointment.

30 b. The advisory council shall meet with the director at least quarterly to discuss
31 problems relating to the administration of this chapter and may meet more often
32 upon the call of the director.

33 The advisory council annually shall elect a chairperson.

1 SEC. 21. Section ninety-six point eleven (96.11), subsections six (6) through ten
2 (10), and twelve (12), Code 1975, are amended to read as follows:

3 6. Employment stabilization. The ~~commission~~ director with the advice and aid
4 of ~~such the~~ advisory councils as it may appoint council, and through ~~its the~~
5 appropriate divisions of the department, shall take all appropriate steps to reduce
6 and prevent unemployment; to encourage and assist in the adoption of practical
7 methods of vocational training, retraining and vocational guidance; to investigate,
8 recommend, advise, and assist in the establishment and operation, by
9 municipalities, counties, school districts, and the state, of reserves for public
10 works to be used in times of business depression and unemployment; to promote
11 the re-employment of unemployed workers throughout the state in every other
12 way that may be feasible; and to these ends to carry on and publish the results of
13 investigations and research studies.

14 7. Records and reports. Each employing unit shall keep true and accurate work
15 records, containing such information as the ~~commission~~ department may
16 prescribe. Such records shall be open to inspection and be subject to being copied
17 by the ~~commission~~ department or its authorized representatives at any reasonable
18 time and as often as may be necessary. The ~~commission~~ director may require from
19 any employing unit any sworn or unsworn reports, with respect to persons
20 employed by ~~it the~~ department, which the ~~commission~~ director deems necessary for
21 the effective administration of this chapter. Information thus obtained shall not
22 be published or be open to public inspection, other than to public employees in
23 the performance of their public duties or to an agent of the ~~commission~~
24 department designated as such in writing for the purpose of accomplishing certain
25 functions of the ~~commission~~ department, in any manner revealing the employing
26 unit's identity, but any claimant at a hearing before ~~an appeal tribunal or the~~
27 ~~commission~~ a hearing officer or the appeal board shall be supplied with information
28 from such records to the extent necessary for the proper presentation of ~~his the~~
29 claim. Any employee ~~or member~~ of the ~~commission~~ department or member of the
30 appeal board who violates any provision of this section shall be fined not less than
31 twenty dollars nor more than two hundred dollars, or imprisoned for not longer
32 than ninety days, or both.

33 8. Oaths and witnesses. In the discharge of the duties imposed by this chapter,
 34 the chairman of ~~an~~ *the* appeal ~~tribunal~~ *board* and any duly authorized
 35 representative ~~or member~~ of the ~~commission~~ *department* shall have power to
 36 administer oaths and affirmations, take depositions, certify to official acts, and
 37 issue subpoenas to compel the attendance of witnesses and the production of
 38 books, papers, correspondence, memoranda, and other records deemed necessary
 39 as evidence in connection with a disputed claim or the administration of this
 40 chapter.

41 9. Subpoenas. In case of contumacy by, or refusal to obey a subpoena issued to
 42 any person, any court of this state within the jurisdiction of which the inquiry is
 43 carried on or within the jurisdiction of which said person guilty of contumacy or
 44 refusal to obey is found or resides or transacts business, upon application by the
 45 ~~commission, or appeal tribunal~~ *appeal board*, or any member or duly authorized
 46 representative thereof, shall have jurisdiction to issue to such person an order
 47 requiring such person to appear before the ~~commission, or an appeal tribunal~~
 48 *board*, there to produce evidence if so ordered or there to give testimony touching
 49 the matter under investigation or in question; any failure to obey such order of
 50 the court may be punished by said court as a contempt thereof. Any person who
 51 shall without just cause fail or refuse to attend and testify or to answer any lawful
 52 inquiry or to produce books, papers, correspondence, memoranda, and other
 53 records, if it is in his power to do so, in obedience to a subpoena, shall be
 54 punished by a fine of not more than two hundred dollars or by imprisonment, for
 55 not longer than sixty days, or by both such fine and imprisonment, and each day
 56 such violation continues shall be deemed to be a separate offense.

57 10. Protection against self-incrimination. No person shall be excused from
 58 attending and testifying or from producing books, papers, correspondence,
 59 memoranda, and other records before the ~~commission department, or an appeal~~
 60 ~~tribunal~~ *the appeal board*, or in obedience to a subpoena in any cause or
 61 proceeding provided for in this chapter, on the ground that the testimony or
 62 evidence, documentary or otherwise, required of ~~him~~ *the person* may tend to
 63 incriminate ~~him~~ *the person* or subject ~~him~~ *the person* to a penalty for forfeiture;
 64 but no individual shall be prosecuted or subjected to any penalty of forfeiture for
 65 or on account of any transaction, matter, or thing concerning which ~~he~~ *the*
 66 *individual* is compelled, after having claimed ~~his~~ *his* privilege against self-
 67 incrimination, to testify or produce evidence, documentary or otherwise, except
 68 that such individual so testifying shall not be exempt from prosecution and
 69 punishment for perjury committed in so testifying.

70 12. Destruction of records. The Iowa ~~employment security commission~~
 71 *department of job service* may destroy or dispose of such original reports or records
 72 as have been properly recorded or summarized in the permanent records of the
 73 ~~commission department~~ and are deemed by the ~~commission director~~ and the state
 74 records commission to be no longer necessary to the proper administration of this
 75 chapter. Wage records of the individual worker or transcripts therefrom may be
 76 destroyed or disposed of, if approved by the state records commission, two years
 77 after the expiration of the period covered by such wage records or upon proof of
 78 the death of the worker. Such destruction or disposition shall be made only by
 79 order of the ~~Iowa employment security commission director~~ in consultation with
 80 the state records commission ~~and such order shall be spread on the minutes of the~~
 81 ~~Iowa employment security commission~~. Any moneys received from the
 82 disposition of such records shall be deposited to the credit of the employment
 83 security administration fund, *subject to rules promulgated by the department.*

1 SEC. 22. Section ninety-six point twelve (96.12), subsection one (1), Code
 2 1975, is amended to read as follows:

3 1. Duties of ~~commission department~~. The ~~employment security commission~~
 4 *department* shall establish and maintain free public employment offices in such
 5 number and in such places as may be necessary for the proper administration of

6 this chapter and for the purpose of performing such duties as are within the
 7 purview of the Act of Congress entitled "An Act to provide for the establishment
 8 of a national employment system and for co-operation with the states in the
 9 promotion of such system, and for other purposes", approved June 6, 1933, as
 10 amended, and known as the Wagner-Peyser Act (48 Stat. L. 113;29 USC49). All
 11 duties and powers conferred upon any other department, agency, or officer of this
 12 state relating to the establishment, maintenance, and operation of free
 13 employment offices shall be vested in the ~~commission~~ department. The provisions
 14 of the said Act of Congress, as amended, are hereby accepted by this state, in
 15 conformity with section 4 of said Act, and this state will observe and comply with
 16 the requirements thereof. The ~~commission~~ department is hereby designated and
 17 constituted the agency of this state for the purpose of said Wagner-Peyser Act. If
 18 this chapter shall become inoperative for the reason prescribed in section 96.21,
 19 the Iowa state employment division shall not be affected thereby, but such
 20 division shall, upon the happening of such contingency, be deemed to be a
 21 division of the bureau of labor of the state of Iowa, with the same force and effect
 22 as if this chapter had not been passed, and that all funds and property made
 23 available to the Iowa state employment service division under this chapter shall
 24 under such contingency become, and shall be declared to be, the funds and
 25 property of the Iowa state employment service of the bureau of labor of Iowa.
 26 The ~~commission~~ department may co-operate with or enter into agreements with
 27 the railroad retirement board with respect to the establishment, maintenance, and
 28 use of employment service facilities. The railroad retirement board shall
 29 compensate the ~~commission~~ department for such services or facilities in the
 30 amount determined by the ~~commission~~ department to be fair and reasonable.

1 SEC. 23. Section ninety-six point fourteen (96.14), subsection three (3),
 2 unnumbered paragraph eleven (11), Code 1975, is amended to read as follows:

3 The courts of this state shall recognize and enforce liabilities for unemployment
 4 contributions, penalties, interest and benefit overpayments imposed by other
 5 states which extend a like comity to this state. The ~~commission~~ is hereby
 6 empowered to department may sue in the courts of any other jurisdiction which
 7 extends such comity to collect unemployment contributions, penalties, interest
 8 and benefit overpayments due this state. The officials of other states which, by
 9 statute or otherwise, extend a like comity to this state may sue in the district court
 10 to collect for such contributions, penalties, interest and benefit overpayments. In
 11 any such case the chairman of the ~~commission~~ director of the department of this
 12 state, as agent for and on behalf of any other state, may institute and conduct
 13 such suit for such other state. Venue of such proceedings shall be the same as for
 14 actions to collect delinquent contributions, penalties, interest and benefit
 15 overpayments due under this chapter. A certificate by the secretary of any such
 16 state attesting the authority of such official to collect the contributions, penalties,
 17 interest and benefit overpayments, is conclusive evidence of such authority. The
 18 requesting state shall pay the court costs.

1 SEC. 24. Section ninety-six point nineteen (96.19), subsection seven (7),
 2 paragraph d*, Code 1975, as created by Acts of the Sixty-sixth General Assembly,
 3 1975 Session, chapter ninety-two (92), section twenty-nine (29), is amended to
 4 read as follows:

5 (d) Benefits based on services in employment as provided in this subparagraph
 6 seven (7) shall be payable in the same amount, on the same terms, and subject to
 7 the same conditions as compensation payable on the basis of other service in this
 8 chapter, except that benefits based on service in an instructional, research or
 9 principal administrative capacity in a school operated by a political subdivision or
 10 an instrumentality thereof shall not be paid to an individual for any week of
 11 unemployment which begins during the period between two successive years or
 12 during similar periods between two regular terms whether or not successive, or
 13 during the period of paid sabbatical leave provided for in the individual's

*Paragraph "a", subparagraph (7), sub-subparagraph (d) probably intended

14 contract, if the individual has a contract or contracts to perform services in this
 15 capacity for any school or schools for both such academic years or for both such
 16 terms. For the purpose of this provision "school" means an educational
 17 institution operated by a political subdivision or an instrumentality thereof which
 18 is not an institution of higher education as defined in subsection twenty-four (24)
 19 of section ninety-six point nineteen (96.19) of the Code.

1 SEC. 25. Section ninety-six point nineteen (96.19), subsection ten (10),
 2 paragraph b, Code 1975, as amended by Acts of the Sixty-sixth General
 3 Assembly, 1975 Session, chapter ninety-two (92), section thirty-two (32), is
 4 amended by striking the paragraph and inserting in lieu thereof the following:

5 b. An individual shall be deemed partially unemployed in any week in which,
 6 while employed at his then regular job, he works less than the regular full-time
 7 week and in which he earns less than his weekly benefit amount plus fifteen
 8 dollars.

9 An individual shall be deemed partially unemployed in any week in which he,
 10 having been separated from his regular job, earns at odd jobs less than his weekly
 11 benefit amount plus fifteen dollars.

1 SEC. 26. Section ninety-six point nineteen (96.19), subsection twenty-one (21),
 2 Code 1975, as amended by Acts of the Sixty-sixth General Assembly, 1975
 3 Session, chapter ninety-three (93), section three (3), is amended to read as follows:

4 21. "Taxable wages". For the purposes of section 96.7, subsections 1 and 2 and
 5 subsequent to December 31, 1971, taxable wages shall not include that part of
 6 remuneration which, after remuneration equal to four thousand two hundred
 7 dollars has been paid in a calendar year to an individual by an employer or his
 8 predecessor with respect to employment during any calendar year, is paid to such
 9 individual by such employer during such calendar year unless that part of the
 10 remuneration is subject to a tax under a federal law imposing a tax against which
 11 credit may be taken for contributions required to be paid into a state
 12 unemployment fund, except that for the calendar ~~year~~ years 1976 and 1977 the
 13 remuneration figure shall be six thousand dollars.

14 For the purposes of this subsection, the term "employment" includes service
 15 constituting employment under any unemployment compensation law of another
 16 state provided such other state will consider service performed in Iowa in
 17 determining the contribution base.

1 SEC. 27. Section ninety-seven point fifty-one (97.51), subsection one (1),
 2 unnumbered paragraph one (1), Code 1975, is amended to read as follows:

3 The treasurer of state is hereby made the custodian and trustee of this fund
 4 and shall administer the same in accordance with the directions of the Iowa
 5 ~~employment security commission, hereafter referred to as the "commission"~~
 6 *department of job service*. It shall be the duty of the trustee:

1 SEC. 28. Section ninety-seven point fifty-two (97.52), Code 1975, is amended
 2 to read as follows:

3 **97.52 Administration agreements.** The Iowa ~~employment security~~
 4 ~~commission department of job service~~ is authorized to enter into arrangements with
 5 the *appropriate federal bureau of employment security agency* whereby services
 6 performed by the ~~commission department~~ and its employees both under sections
 7 97.50 to 97.53 and under the Iowa employment security chapter shall be equitably
 8 apportioned between the funds provided for the administration of said chapters.
 9 The money spent for rentals, supplies, and equipment used by the ~~commission~~
 10 *department* in administering both chapters shall be equitably apportioned and
 11 charged against said funds.

1 SEC. 29. Section ninety-seven B point three (97B.3), Code 1975, is amended to
 2 read as follows:

3 **97B.3 Administration.** The Iowa employment security commission,
4 hereinafter called the "commission", department of job service shall be vested with
5 authority to administer the Iowa public employees' retirement system.

1 SEC. 30. Section ninety-seven B point six (97B.6), Code 1975, is amended to
2 read as follows:

3 **97B.6 Old records.** The Iowa employment security commission department
4 may destroy or dispose of such original reports or records as have been properly
5 recorded or summarized in the permanent records of the commission department
6 and are deemed by the commission director and state records commission to be
7 no longer necessary to the proper administration of this chapter. Such destruction
8 or disposition shall be made only by order of the Iowa employment security
9 commission and such order shall be spread on the minutes of the Iowa
10 employment security commission director. Any moneys received from the
11 disposition of such records shall be deposited to the credit of the public
12 employees' retirement fund, subject to rules promulgated by the department.

1 SEC. 31. Section ninety-seven B point twenty-five (97B.25), Code 1975, is
2 amended to read as follows:

3 **97B.25 Applications for benefits.** A representative designated by the
4 commission director and hereinafter referred to as a deputy, shall promptly
5 examine applications for retirement benefits and on the basis of facts found by
6 him shall either determine whether or not such claim is valid and if valid, the
7 month with respect to which benefits shall commence, the monthly benefit
8 amount payable, and the maximum duration thereof. The deputy shall promptly
9 notify the applicant and any other interested party of the decision and the reasons
10 therefor. Unless the applicant or other interested party, within thirty calendar
11 days after such notification was mailed to his last known address, files an appeal
12 from such decision, to the appeal referee a hearing officer as provided in section
13 97B.26, such decision shall be final and benefits shall be paid or denied in accord
14 therewith.

1 SEC. 32. Section ninety-seven B point twenty-six (97B.26), Code 1975, is
2 amended to read as follows:

3 **97B.26 Referee Hearing officer.** Unless such appeal is withdrawn, an appeal
4 referee a hearing officer to be designated by the commission department for this
5 purpose, after affording the parties reasonable opportunity for fair hearing, shall
6 affirm or modify the findings of fact and decision of the deputy. At said hearing
7 all of the evidence taken and the proceedings had shall be taken and fully
8 reported by a certified shorthand reporter. Said reporter shall promptly transcribe
9 said evidence and proceedings and certify to same. The said transcript shall then
10 be made available for use by the commission appeal board and by the courts at
11 subsequent judicial review proceedings under the Iowa administrative procedure
12 Act, if any. The parties shall be duly notified of such referee's the hearing officer's
13 decision, together with his reasons therefor, which shall be deemed to be the final
14 decision of the commission department unless, within thirty days after the date of
15 notification or mailing of such decision, further appeal is initiated pursuant to
16 section 97B.27.

1 SEC. 33. Section ninety-seven B point twenty-seven (97B.27), Code 1975, is
2 amended to read as follows:

3 **97B.27 Review of decision.** Anyone aggrieved by the decision of the appeal
4 referee hearing officer may, at any time before such appeal referee's the hearing
5 officer's decision becomes final, petition the commission department for review
6 before the appeal board established in section ninety-six point six (96.6) of the Code
7 of such appeal referee's the hearing officer's decision. The commission appeal
8 board shall review the record made before the appeal referee hearing officer, but
9 no additional evidence shall be heard. On the basis of such record the
10 commission appeal board shall either affirm, modify, or reverse the decision of the

11 ~~appeal referee~~ *hearing officer* and shall determine the rights of the appellant on
 12 the basis of such record. It shall promptly notify the appellant and any other
 13 interested party by written decision.

1 SEC. 34. Section ninety-seven B point forty-three (97B.43), unnumbered
 2 paragraph two (2), Code 1975, as amended by Acts of the Sixty-sixth General
 3 Assembly, 1975 Session, chapter fifty (50), section fourteen (14), is amended to
 4 read as follows:

5 Any person with a record of thirty years as a public employee in the state of
 6 Iowa prior to July 1, 1947, and who is not eligible for prior service credit under
 7 other provisions of this section, shall be entitled to a credit for years of prior
 8 service in the determination of the retirement allowance payment under any of
 9 the provisions of this chapter, provided such public employee makes application
 10 to the ~~employment security commission~~ *department of job service* for such credit
 11 for prior public service, accompanied by such verification of ~~his~~ *the person's* claim
 12 as the ~~commission~~ *department* may require. ~~His~~ *The person's* allowance for prior
 13 service credits shall be computed in the same manner as otherwise provided in
 14 this section, but shall not exceed the sum of four hundred fifty dollars nor be less
 15 than three hundred dollars per annum. Any such person shall be entitled to
 16 receive retirement allowances computed as provided by this chapter, effective
 17 from the date of application to the ~~employment security commission~~ *department*,
 18 provided such application is approved. Beginning July 1, 1975 the amount of such
 19 person's retirement allowance payment received during June, 1975, as computed
 20 under this section shall be increased by two hundred percent and the allowance
 21 for prior service credits shall not exceed one thousand three hundred fifty dollars
 22 nor be less than nine hundred dollars per annum. There is appropriated from the
 23 general fund of the state to the ~~employment security commission~~ *Iowa department*
 24 *of job service* from funds not otherwise appropriated an amount sufficient to fund
 25 the provisions of this paragraph.

1 SEC. 35. Section ninety-seven B point sixty-eight (97B.68), subsection one (1),
 2 Code 1975, is amended to read as follows:

3 1. From and after July 4, 1959, any person who is a member of the federal civil
 4 service retirement program shall not be eligible for membership in the Iowa
 5 public employees' retirement system, and the provisions of this chapter shall not
 6 apply to such employee. Any employee whose membership in the federal civil
 7 service retirement program is subsequently terminated shall immediately notify
 8 his or her employer and the Iowa ~~employment security commission~~ *department of*
 9 *job service* of such fact, and the employee shall become subject to the provisions
 10 of this chapter on the date the notification is received by the ~~commission~~
 11 *department*.

12 Any employee as defined in this chapter who is a member of the federal civil
 13 service retirement program on July 4, 1959, shall notify his employer and the
 14 Iowa employment security commission of such fact. The employee's membership
 15 in the Iowa public employees' retirement system shall automatically terminate on
 16 July 4, 1959.

1 SEC. 36. Section ninety-seven C point fourteen (97C.14), Code 1975, is
 2 amended to read as follows:

3 **97C.14 Elected officials—retroactive payments.** Any elective official of the
 4 state of Iowa, or any of its political subdivisions, who becomes subject to federal
 5 social security coverage under the provisions of the agreement referred to in
 6 section 97C.3 shall, not later than October 1, 1953, pay into the contribution fund
 7 established by section 97C.12 a tax sufficient to pay in ~~his~~ *the elective official's*
 8 behalf an amount equal to three percent of his or her compensation received as a
 9 public official for each year or portion thereof that ~~he~~ *the public elective official*
 10 has served as a public elective official since January 1, 1951, not to exceed thirty-
 11 six hundred dollars for any year of service. The ~~employment security commission~~

12 *state agency* shall collect the tax hereby imposed and the proceeds from such tax
 13 shall be used for the purpose of obtaining retroactive federal social security
 14 coverage for elective officials, for the period beginning January 1, 1951, in the
 15 same manner as is provided in the case of other public employees by the
 16 provisions in subsection 2 of section 97.51 in order to obtain retroactive federal
 17 social security coverage during this period of time, such contribution to be
 18 collected and guaranteed by the employer. The ~~employment security commission~~
 19 *state agency* will pay any such amount contributed to provide for retroactive
 20 federal social security coverage for the individual in question in the same manner
 21 as other payments are made for retroactive coverage of public employees.
 22 Provided that no member of a county board of supervisors shall be deemed to be
 23 an elective official in a part-time position, but every member of a county board of
 24 supervisors shall be deemed to be an employee within the purview of this chapter
 25 and shall be eligible to receive all of the benefits provided by this chapter to
 26 which ~~he~~ *the member* may be entitled as an employee.

1 SEC. 37. Section six hundred one F point three (601F.3), subsection eight (8),
 2 Code 1975, is amended by striking the subsection and inserting in lieu thereof the
 3 following:

4 8. The director of the Iowa department of job service.

1 SEC. 38. Sections thirteen point seven (13.7); sixty-eight B point two (68B.2),
 2 subsection four (4); eighty-five point thirty-one (85.31); eighty-five point thirty-
 3 four (85.34), subsection two (2); eighty-five point thirty-seven (85.37); ninety-six
 4 point twenty-five (96.25); ninety-six point twenty-six (96.26); ninety-seven point
 5 fifty-one (97.51), subsection one (1), paragraph c; ninety-seven point fifty-one
 6 (97.51), subsection three (3); ninety-seven C point two (97C.2), subsection five (5);
 7 two hundred forty-nine C point fourteen (249C.14); and two hundred ninety-four
 8 point fifteen (294.15), unnumbered paragraph two (2), Code 1975, are amended
 9 by striking from such sections the words "employment security commission" and
 10 inserting in lieu thereof the words "department of job service".

1 SEC. 39. Sections ninety-six point three (96.3), subsection four (4), as amended
 2 by Acts of the Sixty-sixth General Assembly, 1975 Session, chapter ninety-two
 3 (92), section two (2); ninety-six point three (96.3), subsection five (5), as amended
 4 by Acts of the Sixty-sixth General Assembly, 1975 Session, chapter ninety-two
 5 (92), section three (3); ninety-six point three (96.3), subsection six (6), paragraph
 6 b; ninety-six point four (96.4), subsection seven (7), as amended by Acts of the
 7 Sixty-sixth General Assembly, 1975 Session, chapter ninety-two (92), section four
 8 (4); ninety-six point seven (96.7), subsection three (3), paragraph a, subparagraph
 9 four (4); and ninety-six point seven (96.7), subsection three (3), paragraph b,
 10 unnumbered paragraph five (5), Code 1975, are amended by striking from such
 11 sections the word "commission" and inserting in lieu thereof the word "director".

1 SEC. 40. Sections ninety-six point four (96.4), unnumbered paragraph one (1)
 2 and subsections one (1) and seven (7), as amended by Acts of the Sixty-sixth
 3 General Assembly, 1975 Session, chapter ninety-two (92), section four (4); ninety-
 4 six point five (96.5), subsection one (1), unnumbered paragraph one (1), and
 5 paragraphs a and f, as amended by Acts of the Sixty-sixth General Assembly,
 6 1975 Session, section five (5)*; ninety-six point five (96.5), subsection three (3),
 7 paragraph a; ninety-six point five (96.5), subsection four (4), unnumbered
 8 paragraph one (1), ninety-six point five (96.5), subsection five (5), paragraph c
 9 and unnumbered paragraph two (2); ninety-six point five (96.5), subsection seven
 10 (7), paragraph b, ninety-six point six (96.6), subsection one (1); ninety-six point
 11 seven (96.7), subsection two (2), paragraph a; ninety-six point seven (96.7),
 12 subsection three (3), paragraph a, subparagraph one (1); ninety-six point seven
 13 (96.7), subsection three (3), paragraph b, unnumbered paragraph six (6); ninety-
 14 six point seven (96.7), subsection three (3), paragraph d, unnumbered paragraph
 15 one (1) and paragraph f; ninety-six point seven (96.7), subsection four (4), as

*Chapter 92 probably intended

16 amended by Acts of the Sixty-sixth General Assembly, 1975 Session, chapter
17 ninety-two (92), section fifteen (15); ninety-six point seven (96.7), subsections five
18 (5), six (6), and seven (7); ninety-six point seven (96.7), subsection eight (8), as
19 amended by Acts of the Sixty-sixth General Assembly, 1975 Session, chapter
20 ninety-two (92), section sixteen (16); ninety-six point seven (96.7), subsection nine
21 (9); ninety-six point seven (96.7), subsection ten (10), as amended by Acts of the
22 Sixty-sixth General Assembly, 1975 Session, chapter ninety-two (92), section
23 seventeen (17); ninety-six point seven (96.7), subsections eleven (11) through
24 thirteen (13); ninety-six point eight (96.8), as amended by Acts of the Sixty-sixth
25 General Assembly, 1975 Session, chapter ninety-two (92), sections eighteen (18)
26 and nineteen (19); ninety-six point nine (96.9), subsections one (1) through four
27 (4) and eight (8); ninety-six point eleven (96.11), subsection eleven (11); ninety-six
28 point twelve (96.12), subsection two (2); ninety-six point thirteen (96.13); ninety-
29 six point fourteen (96.14), subsections one (1) and two (2); ninety-six point
30 fourteen (96.14), subsection three (3), unnumbered paragraphs three (3) through
31 ten (10); ninety-six point fourteen (96.14), subsection five (5); ninety-six point
32 fifteen (96.15), subsection two (2); ninety-six point sixteen (96.16), subsection four
33 (4); ninety-six point seventeen (96.17), as amended by Acts of the Sixty-sixth
34 General Assembly, 1975 Session, chapter ninety-two (92), section twenty-six (26);
35 ninety-six point eighteen (96.18); ninety-six point nineteen (96.19), subsection six
36 (6), paragraphs g and j; ninety-six point nineteen (96.19), subsection seven (7),
37 paragraphs d and f; ninety-six point nineteen (96.19), subsection seven (7),
38 paragraph g, subparagraphs two (2) and three (3); ninety-six point nineteen
39 (96.19), subsection thirteen (13), as amended by Acts of the Sixty-sixth General
40 Assembly, 1975 Session, chapter ninety-two (92), section thirty-four (34); ninety-
41 six point nineteen (96.19), subsections fourteen (14), eighteen (18), twenty-nine
42 (29), thirty (30), and thirty-one (31); ninety-six point twenty (96.20); ninety-six
43 point twenty-one (96.21); ninety-six point twenty-four (96.24); ninety-six point
44 twenty-nine (96.29); ninety-seven point fifty-one (97.51), subsection one (1),
45 paragraph b; ninety-seven point fifty-one (97.51), subsections two (2), four (4)
46 and six (6); ninety-seven B point four (97B.4); ninety-seven B point five (97B.5);
47 ninety-seven B point seven (97B.7), subsection two (2), unnumbered paragraph
48 one (1); ninety-seven B point seven (97B.7), subsection two (2), paragraphs b, c,
49 d, e, and f and subsection three (3); ninety-seven B point eight (97B.8); ninety-
50 seven B point nine (97B.9); ninety-seven B point ten (97B.10); ninety-seven B
51 point fourteen (97B.14) through ninety-seven B point twenty (97B.20); ninety-
52 seven B point twenty-two (97B.22); ninety-seven B point twenty-three (97B.23);
53 ninety-seven B point twenty-six (97B.26); ninety-seven B point twenty-eight
54 (97B.28); ninety-seven B point twenty-nine (97B.29); ninety-seven B point thirty-
55 three (97B.33); ninety-seven B point thirty-four (97B.34); ninety-seven B point
56 thirty-six (97B.36); ninety-seven B point thirty-seven (97B.37); ninety-seven B
57 point thirty-eight (97B.38); ninety-seven B point forty-one (97B.41), subsection
58 one (1), paragraph a, as amended by Acts of the Sixty-sixth General Assembly,
59 1975 Session, chapter fifty (50), section four (4); ninety-seven B point forty-one
60 (97B.41), subsection three (3), paragraph a, subparagraphs two (2) and three (3);
61 ninety-seven B point forty-one (97B.41), subsections seventeen (17) and nineteen
62 (19); ninety-seven B point forty-three (97B.43), unnumbered paragraph three (3),
63 as amended by Acts of the Sixty-sixth General Assembly, 1975 Session, chapter
64 fifty (50), section fourteen (14); ninety-seven B point forty-five (97B.45), as
65 amended by Acts of the Sixty-sixth General Assembly, 1975 Session, chapter fifty
66 (50), section fifteen (15); ninety-seven B point forty-six (97B.46), as amended by
67 Acts of the Sixty-sixth General Assembly, 1975 Session, chapter fifty (50), section
68 sixteen (16); ninety-seven B point forty-seven (97B.47); ninety-seven B point
69 forty-eight (97B.48), subsection two (2); ninety-seven B point forty-nine (97B.49),
70 subsections one (1) and two (2), as amended by Acts of the Sixty-sixth General
71 Assembly, 1975 Session, chapter fifty (50), section eighteen (18); ninety-seven B
72 point fifty-one (97B.51); ninety-seven B point fifty-two (97B.52), as amended by

73 Acts of the Sixty-sixth General Assembly, 1975 Session, chapter fifty (50), section
 74 twenty (20); ninety-seven B point fifty-three (97B.53), as amended by Acts of the
 75 Sixty-sixth General Assembly, 1975 Session, chapter fifty (50), section twenty-one
 76 (21); ninety-seven B point fifty-four (97B.54); ninety-seven B point fifty-five
 77 (97B.55); ninety-seven B point fifty-seven (97B.57) through ninety-seven B point
 78 sixty (97B.60); ninety-seven B point sixty-one (97B.61), as amended by Acts of
 79 the Sixty-sixth General Assembly, 1975 Session, chapter fifty (50), section twenty-
 80 two (22); ninety-seven B point sixty-four (97B.64); ninety-seven B point seventy
 81 (97B.70); ninety-seven B point seventy-one (97B.71); Acts of the Sixty-sixth
 82 General Assembly, 1975 Session, chapters ninety-two (92), sections eleven (11),
 83 twenty-one (21) and twenty-four (24), and ninety-three (93), section two (2), are
 84 amended by striking from such sections the word "commission" and inserting in
 85 lieu thereof the word "department" and by striking from such sections the word
 86 "commission's" and inserting in lieu thereof the word "department's".

1 SEC. 41. Sections ninety-four point one (94.1), ninety-four point three (94.3),
 2 and ninety-seven B point sixty-six (97B.66), Code 1975, are repealed.

1 SEC. 42. The terms of office of persons appointed to serve as members of the
 2 employment security commission shall expire on June 30, 1976.

1 SEC. 43. The annual salary of the director of the department of job service
 2 shall be within the range of twenty-six thousand dollars to thirty-one thousand
 3 dollars for the fiscal year beginning July 1, 1976 and ending June 30, 1977. The
 4 governor shall specify the salary to be paid to the person indicated at a rate
 5 within the salary range indicated from funds appropriated by the general
 6 assembly for such purpose.

1 SEC. 44. If the projected total trust funds available for payment of
 2 unemployment compensation benefits through April 1, 1977, is insufficient to
 3 meet projected claims for unemployment compensation benefits, the director of
 4 the Iowa department of jobs service shall prepare and adopt such procedures for
 5 advance payment of a portion of the employer's unemployment contributions
 6 projected due for the first quarter of calendar 1977.

1 SEC. 45. The provisions of the section amending section ninety-six point
 2 nineteen (96.19), subsection seven (7), paragraph d, Code 1975, shall become
 3 effective March 31, 1977.

Approved June 23, 1976

CHAPTER 1069

PUBLIC WORKS JOINT FINANCING

S. F. 1321

AN ACT relating to the status and power of an entity created under chapter twenty-eight F (28F) of the Code to accomplish joint financing of public works and facilities.

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

1 SECTION 1. Section twenty-eight F point one (28F.1), Code 1975, is amended
 2 to read as follows:

3 **28F.1 Scope of chapter.** This chapter is intended to provide a means for the
 4 joint financing by public agencies of works or facilities useful and necessary for
 5 the collection, treatment, purification and disposal in a sanitary manner of liquid