

CHAPTER 1087

GENERAL ASSEMBLY EMPLOYEES RETIREMENT

H. F. 1106

AN ACT relating to membership in the Iowa public employees' retirement system for certain employees of the general assembly.

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

1 SECTION 1. Section ninety-seven B point forty-one (97B.41), subsection three
2 (3), paragraph b, subparagraph four (4), Code 1975, as amended by Acts of the
3 Sixty-sixth General Assembly, 1975 Session, chapter fifty (50), section nine (9), is
4 amended to read as follows:

5 (4) Employees hired for temporary employment of six months or less duration
6 ~~except temporary employees of the general assembly.~~

1 SEC. 2. Section ninety-seven B point forty-one (97B.41), subsection three (3),
2 paragraph b, Code 1975, as amended by Acts of the Sixty-sixth General
3 Assembly, 1975 Session, chapter fifty (50), sections eight (8) and nine (9), is
4 amended by adding the following new subparagraph:

5 NEW SUBPARAGRAPH. Temporary employees of the general assembly of Iowa
6 unless such employees shall make an application to the commission to be covered
7 under the provisions of this chapter.

1 SEC. 3. The provisions of this Act shall be retroactive to January 1, 1976.

1 SEC. 4. This Act, being deemed of immediate importance, shall take effect
2 and be in force from and after its publication in The Red Oak Express, a
3 newspaper published in Red Oak, Iowa, and in The Evening Sentinel, a
4 newspaper published in Shenandoah, Iowa.

Approved April 19, 1976

I hereby certify that the foregoing Act, House File 1106, was published in The Red Oak Express, Red Oak, Iowa on April 22, 1976, and in The Evening Sentinel, Shenandoah, Iowa on April 23, 1976.

MELVIN D. SYNHORST, *Secretary of State*

CHAPTER 1088

ENERGY POLICY COUNCIL

H. F. 1371

AN ACT relating to the status, membership, and duties of the energy policy council by providing additional duties for the energy policy council, by transferring certain duties of the council to the state department of transportation and by providing for the abolition of the energy policy council effective June 30, 1979.

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

1 SECTION 1. Section ninety-three point two (93.2), Code 1975, as amended by
2 Acts of the Sixty-sixth General Assembly, chapter ninety-one (91), section one (1),
3 is amended to read as follows:

4 **93.2 Establishment.** There is established an energy policy council which shall
 5 consist of ~~fifteen~~ *seventeen* members. Two members shall be appointed by the
 6 president of the senate from the membership of the senate with no more than one
 7 member being appointed from the same political party. Two members shall be
 8 appointed by the speaker of the house of representatives from the members of the
 9 house with no more than one member being appointed from the same political
 10 party. The governor shall appoint ~~five~~ *seven* members who shall be reasonably
 11 knowledgeable in the field of energy. Not more than ~~three~~ *four* of the governor's
 12 appointees shall be of the same political party. They shall be subject to
 13 confirmation by two-thirds of the membership of the senate. The state geologist,
 14 the secretary of agriculture, the chairman of the Iowa state commerce
 15 commission, the administrative officer of the state soil conservation committee,
 16 the director of transportation, ~~and~~ the executive director of environmental quality
 17 ~~and legislative members~~ shall serve as ex officio nonvoting members of the council.
 18 If ~~an~~ *a nonlegislative* ex officio nonvoting member is unable to attend a meeting of
 19 the council, the member shall designate a replacement who shall be authorized to
 20 represent the member at the meeting.

1 SEC. 2. Section ninety-three point seven (93.7), subsection one (1), Code 1975,
 2 is amended to read as follows:
 3 1. Annually ~~prepare~~ *recommend* a state policy for the development, utilization,
 4 and conservation of all energy sources in the state and submit ~~the same~~ *a report of*
 5 *such policy recommendations* to the governor and the general assembly by January
 6 ~~15~~ *fifteenth* of each year. The ~~council~~ *report* shall evaluate the future energy needs
 7 of Iowa. ~~This study~~ *The report* shall include, but is not limited to:
 8 a. ~~the~~ *The* historical use and distribution of energy in Iowa,
 9 b. ~~determining the~~ *The* growth rate of energy consumption in Iowa,
 10 c. ~~projecting~~ *A projection of* Iowa's energy needs at least ten years in the future,
 11 d. ~~determining the~~ *The* impact of meeting these needs on the economy of the
 12 state,
 13 e. ~~determining the~~ *The* impact of meeting these needs on the environment of
 14 the state,
 15 f. ~~evaluating~~ *An evaluation of* alternative sources and uses of energy, ~~and~~
 16 g. ~~evaluating~~ *An evaluation of* the feasibility of coal gasification for the purpose
 17 of producing combustible gas. ~~The council shall serve as policy advisor to the~~
 18 ~~governor on all energy matters.~~
 19 h. *A comprehensive state energy conservation plan for implementing the energy*
 20 *conservation policy recommended by the council, and*
 21 i. *Legislation necessary to implement the state policy for the development and*
 22 *utilization of energy sources and the comprehensive conservation plan. The council*
 23 *shall serve as policy advisor to the governor on all energy matters.*

1 SEC. 3. Section ninety-three point seven (93.7), Code 1975, is amended by
 2 adding the following new subsections:

3 NEW SUBSECTION. Publicize and promote activities which offer members of
 4 the general assembly the opportunity to exchange ideas and gain information on
 5 other state, regional and national energy developments.

6 NEW SUBSECTION. Examine and determine whether additional state regulatory
 7 authority is necessary to protect the public interest and to promote the effective
 8 development, utilization and conservation of energy resources. If the council finds
 9 that additional regulatory authority is necessary, the council shall submit
 10 recommendations to the general assembly concerning the nature and extent of
 11 such regulatory authority and which state agency should be assigned such
 12 regulatory responsibilities.

13 NEW SUBSECTION. Coordinate policies and programs between the council and
 14 the department of environmental quality and submit to the general assembly
 15 proposed legislation to effect such coordination when legislation is deemed
 16 necessary.

17 NEW SUBSECTION. Develop and assist in the implementation of public
 18 education and communications programs in energy development, use and
 19 conservation, in cooperation with the department of public instruction, the state
 20 university extension services and other public or private agencies and
 21 organizations as deemed appropriate by the council.

1 SEC. 4. Acts of the Sixty-sixth General Assembly, 1975 Session, chapter two
 2 hundred thirty-one (231), is amended as follows:

3 1. By adding the following new section after section one (1):

4 NEW SECTION. **Aid to railways.** The state department of transportation shall
 5 identify those segments of branch line railroad trackage which, if improved, may
 6 provide increased transportation services for the citizens of this state. The
 7 department shall develop and implement programs to encourage the improvement
 8 of rail freight services on such railroad trackage. If the department determines
 9 that public assistance is in the best interest of the citizens of this state, the
 10 department may, in emergencies, provide financial assistance on behalf of the
 11 citizens of this state to railroad companies, which assistance shall be used
 12 exclusively to upgrade branch line railroad roadbeds in order to improve the
 13 freight-carrying capacity of the railroad and to increase the speed limitations of
 14 the railroad trackage.

15 2. By renumbering the remaining sections of chapter two hundred thirty-one
 16 (231) in accordance with this section.

1 SEC. 5. Acts of the Sixty-fifth General Assembly, 1974 Session, chapter one
 2 thousand one hundred thirteen (1113), section twenty-two (22), is amended to
 3 read as follows:

4 *Sec. 22. Sections one (1) through twelve (12) of this Act are Chapter ninety-three*
 5 *(93) of the Code is repealed effective June 30, 1977 1979. The second session of the*
 6 *Sixty-seventh General Assembly meeting in the year 1978 shall review the activities*
 7 *and performance of the council and shall not later than July 1, 1978 make a*
 8 *determination concerning the status and duties of the council.*

1 SEC. 6. Sections ninety-three point nine (93.9), ninety-three point ten (93.10),
 2 ninety-three point eleven (93.11), ninety-three point twelve (93.12), and ninety-
 3 three point thirteen (93.13), Code 1975, are repealed.

1 SEC. 7. The Code editor is directed to place section twenty-two (22) of chapter
 2 one thousand one hundred thirteen (1113) of the Acts of the Sixty-fifth General
 3 Assembly, 1974 Session, as amended by section five (5) of this Act in chapter
 4 ninety-three (93) of the Code of Iowa, to be published in 1977.

Approved June 20, 1976

CHAPTER 1089

PUBLIC SAFETY EMPLOYEES RETIREMENT

H. F. 914

AN ACT relating to retirement benefits for certain public employees engaged in public safety occupations and to make an appropriation.

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

1 SECTION 1. Section ninety-seven A point one (97A.1), subsections eleven (11),
 2 twelve (12), fourteen (14) and sixteen (16), Code 1975, are amended to read as
 3 follows: