

CHAPTER 303**SALARIES AND BENEFITS FOR PUBLIC OFFICIALS AND EMPLOYEES***S.F. 532*

AN ACT relating to the compensation and benefits for legislators, and other public officials and employees by specifying salary levels, by providing adjustments for salaries, by specifying properly related matters, by making appropriations, and by specifying effective dates for certain provisions.

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

Section 1. The funds appropriated to the various state departments, boards, commissions, councils, and agencies shall be used to fund the following annual pay adjustments, expense reimbursements, and related benefits:

1. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the blue collar bargaining unit.
2. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the state police officers council bargaining unit.
3. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the security bargaining unit.
4. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the technical bargaining unit.
5. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the professional fiscal and staff bargaining unit.
6. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the university of northern Iowa faculty bargaining unit.
7. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the clerical bargaining unit.
8. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the Iowa united professionals bargaining unit.
9. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the community-based corrections bargaining unit.
10. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the judicial branch of government bargaining unit.
11. The annual pay adjustments, related benefits, and expense reimbursements referred to in sections 2 and 3 of this Act for employees not covered by a collective bargaining agreement.

Sec. 2.

1. All pay plans provided for in section 19A.9, subsection 2, as they exist for the fiscal year ending June 30, 1989, shall be increased for employees who are not included in a collective bargaining agreement made final under chapter 20 and who are not otherwise specified in this Act, by three and one-half percent for the fiscal year beginning July 1, 1989, effective with the pay period beginning June 23, 1989. The department of personnel shall revise the pay plans as provided under section 19A.9, subsection 2, by increasing the salary levels for the various grades and steps within the respective plans. In addition to the increases specified above, employees may receive merit increases or the equivalent of a merit increase.

2. The pay plans for state employees who are exempt from chapter 19A and who are included in the department of revenue and finance's centralized payroll system, and the board office employees of the state board of regents shall be increased by the same percent and in the same manner as provided in subsection 1 of this section.

3. This section does not apply to members of the general assembly, board members, commission members, salaries of persons set by the general assembly pursuant to this Act or set by the governor, employees designated under section 19A.3, subsection 5, and employees under the state board of regents, but subsection 2 of this section does apply to office employees of the state board of regents.

4. The pay plans for the bargaining eligible employees of the state shall be increased by the same percent and in the same manner as provided in subsection 1 of this section. As used in this section, "bargaining eligible employee" means an employee who is eligible to organize under chapter 20, but has not done so.

5. The policies for implementation of this section shall be approved by the governor.

Sec. 3. The funds allocated to the state board of regents for the purpose of providing increases for employees not covered by a collective bargaining agreement shall be used as follows:

1. The amount necessary to fund for the fiscal year beginning July 1, 1989, and ending June 30, 1990, an average base salary increase of three and one-half percent for the fiscal year beginning July 1, 1989, of the base salaries of professional and scientific staff members, except board office employees as provided for in section 11 of this Act, paid during the preceding fiscal year, to be allocated to professional and scientific staff members at the discretion of the state board of regents. In addition to the increase specified above, employees may receive the equivalent of a merit increase.

2. For employees under the state board of regents' merit system who are not included in the collective bargaining agreement made final under chapter 20, except board office employees, the amount necessary to increase the state board of regents' merit system pay plans as they exist for the fiscal year beginning July 1, 1989, and ending June 30, 1990, by increasing the salary levels for each grade and step within the plans by three and one-half percent for the fiscal year beginning July 1, 1989. In addition to the increases specified above, employees may receive merit increases or the equivalent of a merit increase.

3. For faculty members who are not included in the collective bargaining agreement made final under chapter 20, for the fiscal year beginning July 1, 1989, and ending June 30, 1990, an average base salary increase for the fiscal year beginning July 1, 1989, to be allocated at the discretion of the state board of regents.

4. The collective bargaining representatives for the faculty at the university of northern Iowa and for the university of northern Iowa shall determine the distribution of the university of northern Iowa faculty's allocation of salary adjustment funds which are provided in excess of the amount necessary to fund the collective bargaining agreement negotiated pursuant to chapter 20 for employees in the university of northern Iowa faculty bargaining unit. The distribution shall be either according to the contract in effect for the fiscal year beginning July 1, 1989, or according to a different procedure that is agreeable to both parties.

Sec. 4. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1989, and ending June 30, 1990, the following amount, or so much thereof as may be necessary, to be used for the purposes designated:

To fund increases in the judicial salaries and related benefits as otherwise provided by law and for the state's contribution to the judicial retirement system provided for in chapter 602 required because of the increased salaries:

..... \$ 1,112,860

Sec. 5.

1. There is appropriated from the road use tax fund to the salary adjustment fund for the fiscal year beginning July 1, 1989, and ending June 30, 1990, the following amount, or so much thereof as may be necessary, to be used for the purposes designated:

To supplement other funds appropriated by the general assembly:

..... \$ 1,867,463

2. There is appropriated from the primary road fund to the salary adjustment fund, for the fiscal year beginning July 1, 1989, and ending June 30, 1990, the following amount, or so much thereof as may be necessary, to be used for the purposes designated:

To supplement other funds appropriated by the general assembly:

..... \$ 5,265,002

3. Except as otherwise provided in this Act, the amounts appropriated in subsections 1 and 2 of this section and section 6 shall be used to fund the annual pay adjustments, expense reimbursement, and related benefits for public officials and employees as provided for in this Act.

Sec. 6. There is appropriated from the general fund of the state to the following listed departments, commissions, councils, boards, or offices, for the fiscal year beginning July 1, 1989, and ending June 30, 1990, the following amounts, or so much thereof as may be necessary, to supplement other funds appropriated by the general assembly to the following state departments, councils, commissions, boards, or offices and local agencies or programs listed:

1. EXECUTIVE COUNCIL:	\$	1,808
2. GENERAL SERVICES:		
a. Administration	\$	22,565
b. Communications	\$	17,842
c. Director's office	\$	4,198
d. Materials management	\$	3,411
e. Property management	\$	171,606
f. Printing and mail	\$	26,239
g. Records management	\$	16,530
h. Information services division	\$	284,256
3. GOVERNOR'S OFFICE:		
a. General office	\$	29,709
b. Terrace Hill	\$	3,671
c. Administrative rules	\$	1,572
4. GOVERNOR, LIEUTENANT:	\$	5,505
5. DEPARTMENT OF MANAGEMENT:	\$	75,751
6. DEPARTMENT OF PERSONNEL:	\$	175,865
7. DEPARTMENT OF REVENUE AND FINANCE:		
a. Processing	\$	251,351
b. Accounting	\$	55,896
c. Operations, systems and statistics	\$	17,700
d. Local government	\$	32,606
e. Office review	\$	161,167
f. In-state field audit	\$	2,049

g. Out-of-state field audit	\$	49,375
h. Taxpayer service	\$	223,585
i. Collections	\$	31,674
j. Tax policy and appeals	\$	106,203
8. SECRETARY OF STATE:	\$	62,261
9. STATE-FEDERAL RELATIONS:	\$	7,735
10. TREASURER OF STATE:	\$	43,242
11. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP:		
a. Administration division	\$	45,573
b. Farm commodity division	\$	36,146
c. Regulatory division	\$	169,379
d. Laboratory division	\$	30,293
e. Soil conservation operations	\$	207,239
12. DEPARTMENT OF NATURAL RESOURCES:	\$	429,255
13. DEPARTMENT OF ECONOMIC DEVELOPMENT:		
a. General office	\$	32,127
b. Tourism promotion	\$	22,211
c. International marketing	\$	25,299
d. National marketing	\$	28,046
e. Film office	\$	3,207
f. Small business program	\$	9,246
g. Community progress	\$	17,064
14. COLLEGE AID COMMISSION:	\$	10,205
15. DEPARTMENT OF CULTURAL AFFAIRS:		
a. Iowa arts council	\$	8,118
b. State historical society	\$	67,154
c. State library	\$	27,660
d. Terrace Hill	\$	6,393

e. Administration	\$	15,327
f. Iowa public television	\$	184,804
16. DEPARTMENT OF EDUCATION:		
a. Administration	\$	235,309
b. Vocational education	\$	39,354
c. Vocational rehabilitation	\$	96,885
17. DEPARTMENT FOR THE BLIND:		
18. CIVIL RIGHTS COMMISSION:	\$	48,833
19. DEPARTMENT OF ELDER AFFAIRS:	\$	54,994
20. IOWA DEPARTMENT OF PUBLIC HEALTH:		
a. Central administration	\$	16,095
b. Professional licensure	\$	33,870
c. Health planning	\$	18,330
d. Disease prevention	\$	27,152
e. Substance abuse	\$	57,995
f. Dental examiners	\$	16,731
g. Medical examiners	\$	6,125
h. Nursing board	\$	33,505
i. Pharmacy examiners	\$	26,688
j. Family and community health	\$	22,843
k. Emergency medical services	\$	23,635
21. DEPARTMENT OF HUMAN RIGHTS:		
a. Administration	\$	5,762
b. Children, youth and families	\$	12,443
c. Deaf services division	\$	7,037
d. Persons with disabilities	\$	13,251
e. Spanish-speaking people	\$	5,004
f. Status of women	\$	2,720
	\$	6,521

g. Status of blacks	\$	2,731
h. Criminal and juvenile justice	\$	10,342
22. DEPARTMENT OF HUMAN SERVICES:		
a. General administration	\$	250,927
b. Community services	\$	1,808,671
c. Child support recovery	\$	25,598
d. Toledo juvenile home	\$	176,194
e. Eldora	\$	319,003
f. Marshalltown	\$	1,166,487
g. Cherokee	\$	603,538
h. Clarinda	\$	312,419
i. Independence	\$	647,885
j. Mt. Pleasant	\$	301,881
k. Glenwood	\$	1,658,882
l. Woodward	\$	1,319,818
23. ATTORNEY GENERAL:		
a. General office	\$	198,845
b. Prosecuting attorney training	\$	4,041
24. DEPARTMENT OF CORRECTIONS:		
a. Central office	\$	68,116
b. Training center	\$	10,537
c. Ft. Madison	\$	734,022
d. Anamosa	\$	496,818
e. Oakdale	\$	387,336
f. Newton	\$	89,734
g. Mt. Pleasant	\$	386,183
h. Rockwell City	\$	100,046
i. Clarinda	\$	159,912

j. Mitchellville	\$	122,692
k. Community-based corrections—statewide	\$	1,194,379
25. JUDICIAL DEPARTMENT:	\$	2,080,273
26. PAROLE BOARD:	\$	30,642
27. AUDITOR OF STATE:	\$	75,059
28. CAMPAIGN FINANCE DISCLOSURE COMMISSION:	\$	8,717
29. DEPARTMENT OF EMPLOYMENT SERVICES:		
a. Industrial services	\$	62,704
b. Labor services	\$	85,391
30. DEPARTMENT OF INSPECTIONS AND APPEALS:		
a. Operations	\$	191,595
b. Foster care review board	\$	8,342
c. Public defender	\$	170,101
31. PUBLIC EMPLOYMENT RELATIONS BOARD:	\$	25,718
32. LAW ENFORCEMENT ACADEMY:	\$	30,696
33. DEPARTMENT OF PUBLIC DEFENSE:		
a. Operations	\$	91,249
b. Veterans affairs	\$	5,028
c. Disaster services	\$	11,279
34. DEPARTMENT OF PUBLIC SAFETY:		
a. Administration	\$	58,028
b. Communications	\$	126,031
c. Division of criminal investigation	\$	240,160
d. Narcotics enforcement	\$	60,633
e. Fire marshal	\$	61,442
f. Capitol security	\$	54,565
35. REGENTS, BOARD OFFICE:	\$	52,169

36. STATE UNIVERSITY OF IOWA – GENERAL UNIVERSITY:	
a. Faculty	\$ 7,506,660
b. Professional and scientific	\$ 1,617,085
c. Merit	\$ 2,073,773
37. STATE UNIVERSITY OF IOWA – UNIVERSITY HOSPITALS:	
a. Faculty	\$ 33,041
b. Professional and scientific	\$ 600,127
c. Merit	\$ 433,468
38. STATE UNIVERSITY OF IOWA – PSYCHIATRIC HOSPITAL:	
a. Faculty	\$ 81,874
b. Professional and scientific	\$ 151,321
c. Merit	\$ 90,893
39. STATE UNIVERSITY OF IOWA – HOSPITAL SCHOOL:	
a. Faculty	\$ 37,819
b. Professional and scientific	\$ 139,237
c. Merit	\$ 120,023
40. STATE UNIVERSITY OF IOWA – OAKDALE CAMPUS:	
a. Professional and scientific	\$ 12,437
b. Merit	\$ 90,381
41. STATE UNIVERSITY OF IOWA – HYGIENIC LABORATORY:	
a. Professional and scientific	\$ 114,542
b. Merit	\$ 65,994
42. STATE UNIVERSITY OF IOWA – FAMILY PRACTICE PROGRAM:	
a. Faculty	\$ 123,317
b. Professional and scientific	\$ 7,084
c. Merit	\$ 2,741
43. STATE UNIVERSITY OF IOWA – SPECIALIZED CHILD HEALTH SERVICES:	
a. Faculty	\$ 17,784
b. Professional and scientific	\$ 15,189
c. Merit	\$ 3,665

44. IOWA STATE UNIVERSITY—GENERAL UNIVERSITY	
a. Faculty	\$ 5,408,909
b. Professional and scientific	\$ 1,274,017
c. Merit	\$ 1,631,284
45. IOWA STATE UNIVERSITY—AGRICULTURAL EXPERIMENT STATION:	
a. Faculty	\$ 1,023,536
b. Professional and scientific	\$ 127,715
c. Merit	\$ 172,219
46. IOWA STATE UNIVERSITY—COOPERATIVE EXTENSION:	
a. Faculty	\$ 582,035
b. Professional and scientific	\$ 622,891
c. Merit	\$ 121,256
47. UNIVERSITY OF NORTHERN IOWA:	
a. Faculty	\$ 2,249,783
b. Professional and scientific	\$ 430,778
c. Merit	\$ 715,887
48. SCHOOL FOR THE DEAF:	
a. Faculty	\$ 240,304
b. Professional and scientific	\$ 22,833
c. Merit	\$ 93,419
49. BRAILLE AND SIGHT-SAVING SCHOOL:	
a. Faculty	\$ 110,614
b. Professional and scientific	\$ 4,401
c. Merit	\$ 81,343
50. SALARY ADJUSTMENT FUND — EARLY RETIREMENT:	
	\$ 219,000

51. The distribution of salary adjustment funds to the various departments, divisions, commissions, councils, offices, boards, and other state or local agencies or programs as provided by this section is requested by the general assembly to fulfill its constitutional responsibility to appropriate funds to provide for the maintenance and operation of state government. The department of management shall report to the legislative fiscal committee, not later than August 1, 1989, a distributive schedule as of July 1, 1989, for necessary upward or downward adjustments to each account for consideration during the 1990 regular session of the general assembly.

Sec. 7. There is appropriated from the general fund of the state to the department of management for the fiscal year beginning July 1, 1989, and ending June 30, 1990, the following amounts, or so much thereof as may be necessary, to be allocated to the following state departments and local agencies or programs listed:

1. Regional libraries:	\$	30,870
2. Substance abuse treatment facilities:	\$	167,929
3. Local boards of health:	\$	57,842
4. Local homemaker and chore service programs:	\$	185,925
5. Local maternal and child health programs:	\$	114,000
6. Services contracted by the department of public health from the university of Iowa hospitals and clinics for specialized child health care:	\$	43,700

Moneys received by local programs under this section shall be used to pay the state's share of the authorized salary increases for local program employees.

Sec. 8. To departmental revolving, trust, or special funds, except for the primary road fund or the road use tax fund, for which the general assembly has established an operating budget, a supplemental expenditure authorization is provided, unless otherwise provided, in an amount necessary to fund salary adjustments as otherwise provided in this Act.

Sec. 9. All funds appropriated to the salary adjustment fund for the state department of transportation and for state agencies paid through the department of revenue and finance's centralized payroll system shall be used to fund salary and fringe benefit expenditures for the fiscal year beginning July 1, 1989, and ending June 30, 1990.

Sec. 10. Funds appropriated from the general fund of the state in this Act relate only to salaries supported from general fund appropriations of the state.

Sec. 11. All federal grants to and the federal receipts of the agencies affected by this Act which are received and may be expended for purposes of this Act are appropriated for such purposes and as set forth in the federal grants or receipts.

Sec. 12. There is appropriated from the general fund of the state to the Iowa department of personnel for the fiscal years specified, the following amounts, or so much thereof as may be necessary, to be used for the purposes designated:

To implement contractually bargained benefits with the American federation of state, county and municipal employees, Iowa united professionals, and state police officers council, including pretax premium conversion and pretax dependent care programs:

1988-89 FY	\$	88,000
1989-90 FY	\$	245,000

Sec. 13. Section 2.10, subsections 1, 3, 6, and 7, Code 1989, are amended to read as follows:

1. Every member of the general assembly except the president of the senate, the speaker of the house, and majority and minority floor leaders of the senate and house leader of each house shall receive an annual salary of sixteen eighteen thousand six one hundred dollars for the year 1989 1991 and subsequent years while serving as a member of the general assembly. The presiding officer of the senate and the majority and minority floor leaders of the senate and house, except the senate majority leader, leader of each house shall receive an annual salary of twenty-two twenty-five thousand nine hundred seventy-five dollars for the year 1989 1991 and subsequent years while serving in such the capacity. In addition, each such member shall receive the sum of forty fifty dollars per day for expenses of office, except travel, for each

day the general assembly is in session commencing with the first day of a legislative session and ending with the day of final adjournment of each legislative session as indicated by the journals of the house and senate, except that in the event the length of the first regular session of the general assembly exceeds one hundred ten calendar days and the second regular session exceeds one hundred calendar days, such payments shall be made only for one hundred ten calendar days for the first session and one hundred calendar days for the second session. However, members from Polk county shall receive ~~twenty-five~~ thirty-five dollars per day. Each member shall receive a seventy-five dollar per month allowance for legislative district constituency postage, travel, telephone costs, and other expenses. Travel expenses shall be paid at the rate established by section 18.117 for actual travel in going to and returning from the seat of government by the nearest traveled route for not more than one time per week during a legislative session. However, any increase from time to time in the mileage rate established by section 18.117 shall not become effective for members of the general assembly until the convening of the next general assembly following the session in which the increase is adopted; and this provision shall prevail over any inconsistent provision of any present or future statute.

3. The speaker of the house and the senate majority leader shall receive an annual salary of ~~twenty-three~~ twenty-seven thousand nine hundred dollars for the year ~~1989~~ 1991 and subsequent years while serving as the speaker of the house or as the senate majority leader. Expense and travel allowances shall be the same for the speaker of the house and the presiding officer of the senate and the majority and minority leader of each house as provided for other members of the general assembly.

6. In addition to the salaries and expenses authorized by this section, members of the general assembly shall be paid ~~forty~~ fifty dollars per day, except the speaker of the house who shall be paid ~~sixty~~ dollars per day, and necessary travel and actual expenses incurred in attending meetings for which per diem or expenses are authorized by law for members of the general assembly who serve on statutory boards, commissions, or councils, and for standing or interim committee or subcommittee meetings subject to the provisions of section 2.14, or when on authorized legislative business when the general assembly is not in session. However, if a member of the general assembly or the lieutenant governor is engaged in authorized legislative business at a location other than at the seat of government during the time the general assembly is in session, payment may be made for the actual transportation and lodging costs incurred because of the business. Such per diem or expenses shall be paid promptly from funds appropriated pursuant to section 2.12.

7. If a special session of the general assembly is convened, members of the general assembly shall receive, in addition to their annual salaries, the sum of ~~forty~~ fifty dollars per day for each day the general assembly is actually in special session, and the same travel allowances and expenses as authorized by this section. A member of the general assembly shall receive the additional per diem, travel allowances and expenses only for the days of attendance during a special session.

Sec. 14. Section 2.40, Code 1989, is amended to read as follows:

2.40 MEMBERSHIP IN STATE INSURANCE PLANS.

1. A member of the general assembly may elect to become a member of a state group insurance plan for employees of the state established under chapter 509A subject to the following conditions:

1 a. The member shall be eligible for all state group insurance plans on the basis of enrollment rules established for full-time state employees excluded from collective bargaining as provided in chapter 20.

2 b. The member shall pay the premium for the plan selected on the same basis as a full-time state employee excluded from collective bargaining as provided in chapter 20.

3 c. The member shall authorize a payroll deduction of the premium due according to the member's pay plan selected pursuant to section 2.10, subsection 5.

4 d. The premium rate shall be the same as the premium rate paid by a state employee for the plan selected.

~~In order to implement this section a~~ A member of the general assembly may elect to become a member of a state group insurance plan effective January 1, 1989. A member of the general assembly may continue membership in a state group insurance plan without reapplication during the member's tenure as a member of consecutive general assemblies. For the purpose of electing to become a member of the state health or medical service group insurance plan, a member of the general assembly has the status of a "new hire", full-time state employee when the member is initially eligible or during the first subsequent annual open enrollment. A member of the general assembly who elects to become a member of a state health or medical group insurance plan shall be exempted from preexisting medical condition waiting periods. A member of the general assembly may change programs or coverage under the state health or medical service group insurance plan during the month of January of odd-numbered years, but program and coverage change selections shall be subject to the enrollment rules established for full-time state employees excluded from collective bargaining as provided in chapter 20. A person who has been a member of the general assembly for two years and who has elected to be a member of a state health or medical group insurance plan may continue to be a member of such state health or medical group insurance plan by requesting continuation in writing to the finance officer within thirty-one days after leaving office. The continuing former member of the general assembly shall pay the total premium and administrative costs for the state plan and shall have the same rights to change programs or coverage as state employees.

2. A part-time employee of the general assembly may elect to become a member of a state group insurance plan for employees of the state established under chapter 509A subject to the following conditions:

a. The part-time employee shall be eligible for all state group insurance plans on the basis of enrollment rules established for full-time state employees excluded from collective bargaining as provided in chapter 20 and shall have the same rights to change programs or coverage as are afforded such state employees.

b. The part-time employee shall pay the total premium and administrative costs for the plan selected through payroll deduction.

c. A part-time employee may continue membership in a state group insurance plan without reapplication during the employee's employment during consecutive sessions of the general assembly. For the purpose of electing to become a member of the state health or medical service group insurance plan, a part-time employee of the general assembly has the status of a "new hire", full-time state employee when the employee is initially eligible or during the first subsequent enrollment change period.

d. A part-time employee of the general assembly who elects membership in a state health or medical group insurance plan shall state each year whether the membership is to extend through the interim period between consecutive sessions of the general assembly. If the membership is to extend through the interim period the part-time employee shall authorize a payroll deduction for the period of session employment in an amount sufficient to cover the total annual premium and administrative costs for the plan selected. The part-time employee shall notify the finance officer within thirty-one days after the conclusion of the general assembly whether the person's decision to extend the membership through the interim period is confirmed. If the decision is rescinded, appropriate adjustments shall be made for amounts withheld in advance to cover premium payments. However, adjustments shall not be made for amounts withheld to cover administrative costs.

e. A member of a state health or medical group insurance plan pursuant to this subsection shall have the same rights upon final termination of employment as a part-time employee as are afforded full-time state employees excluded from collective bargaining as provided in chapter 20.

Sec. 15. Section 7E.6, subsection 1, paragraph a, Code 1989, is amended to read as follows:

1. a. Any position of membership on any board, committee, commission, or council in the executive branch of state government which is compensated by the payment of a per diem to the holder of that position under the statutory law in effect on January 1, 1986, shall continue to be compensated by at the rate of fifty dollars per diem in the amount so set, notwithstanding any other law to the contrary.

Sec. 16. Section 7E.6, subsections 2 and 3, Code 1989, are amended to read as follows:

2. Any position of membership on any board, committee, commission, or council in the state government which has a compensation level limited to expenses only is eligible to receive, in addition to such actual expense reimbursement, an additional expense allowance of forty fifty dollars per day if the holder of any such position applies for such additional expense allowance and the holder of the position has an income level of one hundred fifty percent or less of the United States poverty level as defined by the most recently revised poverty income guidelines published by the United States department of health and human services.

3. Any position of membership on the lottery board ~~which currently receives a salary~~ shall receive ~~during the 1986-1987 fiscal year a salary at one-half of the level received in the 1985-1986 fiscal year and a compensation of forty fifty dollars per day and expenses in the 1987-1988 fiscal year and each fiscal year thereafter.~~ Any position of membership on the racing commission ~~which currently receives a salary~~ shall receive ~~that salary during the 1986-1987 fiscal year, and a compensation of forty dollars per day and expenses in the 1987-1988 fiscal year and each fiscal year thereafter.~~

Sec. 17. Section 79.1, unnumbered paragraphs 9 and 10, Code 1989, are amended to read as follows:

~~The director of revenue and finance shall charge the entire payroll for a pay period to the fiscal year in which the payroll is paid.~~

~~However, a~~ A specific annual salary rate or annual salary adjustment commencing with a fiscal year shall commence on July 1 except that if a pay period overlaps two fiscal years, a specific annual salary rate or annual salary adjustment shall commence with the first day of a pay period as specified by the general assembly.

Sec. 18. Sections 13, 15, and 16 of this Act take effect January 1, 1991.

Sec. 19. Section 14 of this Act takes effect January 1, 1990.

Approved May 5, 1989

CHAPTER 304

HEALTH CARE PROGRAMS AND APPROPRIATIONS

S.F. 538

AN ACT relating to medical and health care, including matters relating to the maternal and child health program; the expansion of medical assistance eligibility for certain persons; physicians' charges for services to beneficiaries of health insurance under Title XVIII of the federal Social Security Act and providing for the collection and analysis of information; health care access and a study of health care insurance; the requirement of the department of human services to collect certain data relating to usage of health maintenance organization services by recipients of medical assistance; rural health systems delivery and related taxation and rural occupational health; requiring the department of human services to adopt rules to conduct studies regarding health care providers which are reimbursed under the medical assistance program; health care utilization; operation of the Iowa comprehensive health insurance association; making appropriations to certain state agencies; requiring certain employers to provide health insurance; providing a sales tax exemption to certain nonprofit health organizations; and providing for other properly related matters.

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

Section 1. The purpose of this Act is to better provide health care coverage for uninsured and underinsured Iowans, to provide state assistance and support to developing rural health service delivery systems which are appropriate to rural communities, and to establish means to contain health care costs while ensuring access to quality health care for all Iowans.

Sec. 2. Divisions I through VI of this Act shall be known as "Serving the Uninsured and Underinsured". Divisions VII and VIII of this Act shall be known as "Rural Health Care Services and Agricultural Occupational Health". Divisions IX and X of this Act shall be known as "Health Care Cost Containment".

DIVISION I

Sec. 101. This division shall be known as the "Maternal and Child Health Division".

Sec. 102. Section 22.7, subsection 2, Code 1989, is amended to read as follows:

2. Hospital records, medical records, and professional counselor records of the condition, diagnosis, care, or treatment of a patient or former patient or a counselee or former counselee, including outpatient. However, confidential communications between a victim of sexual assault or domestic violence and the victim's sexual assault or domestic violence counselor are not subject to disclosure except as provided in section 236A.1. However, the Iowa department of public health shall adopt rules which provide for the sharing of information among agencies concerning the maternal and child health program, while maintaining an individual's confidentiality.

Sec. 103. Section 135.11, subsection 19, Code 1989, is amended to read as follows:

19. Administer the statewide maternal and child health program and the crippled children's program by conducting mobile and regional child health specialty clinics and conducting other activities to improve the health of low-income women and children and to promote the welfare of children with actual or potential handicapping conditions and chronic illnesses in accordance with the requirements of Title V of the federal Social Security Act. The department shall provide technical assistance to encourage the coordination and collaboration of state agencies in developing outreach centers which provide publicly-supported services for pregnant women, infants, and children. The department shall work in cooperation with the legislative fiscal bureau in monitoring the effectiveness of the maternal and child health centers, including the provision of transportation for patient appointments and the keeping of scheduled appointments.

**Sec. 104. REIMBURSEMENT LEVEL TO MATERNAL AND CHILD HEALTH CENTERS. The department of human services under the medical assistance program shall renegotiate the rates of reimbursement of the full allowable costs to maternal health centers*