

FILED APR 23 1975

Withdrawn 6-12-75 (1989)

SENATE FILE 481

By COMMITTEE ON COUNTY GOVERNMENT  
(Committee on County Government)

*H. F. 802 substituted 6-12-75 (1977)*

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act to create a county compensation board, to provide for its  
2 powers and responsibilities, and to provide for a cost of  
3 living adjustment for county officers.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S-3631

1 Amend Senate File 481, as follows:

- 2 1. Page 5, lines 24 and 25 by striking the words
- 3 "the members of the board of supervisors,".
- 4 2. Page 5, by striking lines 32 through 35.
- 5 3. Page 6, by striking lines 1 and 2.

S-3631 FILED

APRIL 25, 1975

BY JAMES W. GRIFFIN, SR.

1 Section 1. NEW SECTION. COUNTY COMPENSATION BOARD. There  
2 is created in each county a county compensation board which  
3 shall be composed of five members who are residents of the  
4 county. The members of the county compensation board shall  
5 be selected as follows:

6 1. One member shall be a mayor of an incorporated city  
7 located within the county selected by a convention of the  
8 mayors of all incorporated cities located within the county.

9 2. One member shall be a member of a board of directors  
10 of a school district located within the county selected by  
11 a convention of the members of the boards of directors of  
12 all school districts located within the county.

13 3. One member shall be a member of the board of supervisors  
14 of the county selected by the members of the board of  
15 supervisors.

16 4. Two members shall be electors of the county representing  
17 the general public selected by the three members selected  
18 under subsections one (1), two (2) and three (3) of this  
19 section.

20 A member of the county compensation board selected to  
21 represent the general public pursuant to subsection four  
22 (4) of this section shall not be an employee or officer of  
23 a state government, or a political subdivision of a state,  
24 or related within the third degree of consanguinity to any  
25 such governmental employee or officer.

26 Sec. 2. NEW SECTION. CONVENTIONS CALLED. The county  
27 auditor shall convene the conventions of the mayors and the  
28 boards of directors of the school districts during the month  
29 of August, 1975, and each four years thereafter during the  
30 month of June, by written notice stating the date, time and  
31 location of each convention meeting to each person eligible  
32 to attend the convention. When a vacancy exists which must  
33 be filled by a convention, the county auditor shall convene  
34 a special meeting of such convention within thirty days after  
35 the county auditor becomes aware of the vacancy.

1 If the boundaries of a school district or a city extend  
2 into more than one county, a member of the board of directors  
3 of such school district or the mayor of such city shall be  
4 a member of the convention of the boards of directors or the  
5 mayors in the county of the director's or mayor's residence  
6 only.

7 Sec. 3. NEW SECTION. CONVENTION ORGANIZED--EXPENSES.

8 Each convention of the boards of directors or mayors shall  
9 organize by electing a chairman and such other officers as  
10 deemed necessary from among its membership. Each member of  
11 the county compensation board to be selected by the convention  
12 shall be elected by a majority vote of the members of such  
13 convention.

14 The members of the convention shall receive compensation  
15 and reimbursement for expenses incurred in the performance  
16 of their duties by the school district or the city which such  
17 member represents if such compensation or reimbursement is  
18 authorized by law.

19 Sec. 4. NEW SECTION. BOARD TENURE--VACANCY. The members  
20 of the county compensation board shall be appointed to four-  
21 year terms, except the terms of the members of the initial  
22 board shall expire on June 30, 1979. Each term shall be  
23 effective on the first of July of the year of appointment  
24 and each vacancy shall be filled for the unexpired term in  
25 the same manner as the original appointment.

26 In addition to any circumstance which constitutes a vacancy  
27 under section sixty-nine point two (69.2) of the Code, a  
28 vacancy shall exist on the county compensation board if any  
29 member of such board who is also an elective public officer  
30 ceases to hold the elective office under which such officer  
31 originally qualified for membership or if any member of such  
32 board who is selected under subsection four (4) of section  
33 one (1) of this Act becomes an employee or officer of a state  
34 government or a political subdivision of a state or is related  
35 within the third degree of consanguinity to any such

1 governmental employee or officer.

2 The members of the county compensation board shall receive  
3 no compensation, but they shall be reimbursed for their actual  
4 and necessary expenses incurred in the performance of their  
5 official duties.

6 Sec. 5. NEW SECTION. BOARD ORGANIZATION. The county  
7 compensation board shall elect a chairman and vice chairman  
8 annually from among its membership. The board shall meet  
9 at the call of the chairman or upon written request of a  
10 majority of its membership. The concurrence of a majority  
11 of the members of the board shall determine any matter relating  
12 to its duties.

13 The board of supervisors shall provide the necessary office  
14 facilities and the technical and clerical assistance requested  
15 by the county compensation board to accomplish the purposes  
16 of this Act.

17 Sec. 6. NEW SECTION. COMPENSATION SCHEDULE. The county  
18 compensation board annually shall review the compensation  
19 paid for comparable offices in other counties of this state,  
20 other states, private enterprise, and the federal government.  
21 The board shall prepare a compensation schedule for the  
22 elective county officers. Following completion of the  
23 compensation schedule, the board shall publish the compensation  
24 schedule in a newspaper having general circulation throughout  
25 the county. If a county officer compensation study has been  
26 received from the general assembly within the preceding five  
27 years, a comparison of the compensation recommendations of  
28 such study shall be made. The compensation schedule prepared  
29 by the board shall be included in the publication. The  
30 publication shall also include a public notice of the date  
31 and location of a hearing to be held by the board not less  
32 than one week nor more than three weeks of the date of notice.  
33 Upon completion of the public hearing, the county compensation  
34 board shall prepare a final compensation schedule.

35 During the month of December, 1975 and each year thereafter,

1 the county compensation board shall transmit its compensation  
2 schedule to the board of supervisors. A copy of the  
3 compensation schedule shall be filed with the county budget  
4 at the office of state comptroller. The compensation schedule  
5 shall become effective on the first day of July next following  
6 its presentation to the board of supervisors.

7 Sec. 7. NEW SECTION. EXPENSE OF BOARD. The expenses  
8 of the county compensation board members, the salaries and  
9 expenses of any technical and clerical assistance, and the  
10 cost of providing any facilities shall be paid from the general  
11 fund of the county.

12 Sec. 8. Section three hundred thirty-one point twenty-  
13 two (331.22), Code 1975, is amended by striking the section  
14 and inserting in lieu thereof the following:

15 331.22 COMPENSATION OF SUPERVISORS. The board of  
16 supervisors shall receive an annual salary or per diem  
17 compensation determined by the county compensation board as  
18 provided in section six (6) of this Act. The annual salary  
19 or per diem shall be in full payment for all services rendered  
20 to the county except that each member of the board is entitled  
21 to reimbursement for mileage expense incurred while engaged  
22 in the performance of official duties at the same rate as  
23 provided by law for state employees. The total mileage expense  
24 for a member of the board of supervisors shall not exceed  
25 one thousand five hundred dollars per year.

26 Sec. 9. Section three hundred forty point one (340.1),  
27 Code 1975, is amended by striking the section and inserting  
28 in lieu thereof the following:

29 340.1 COMPENSATION OF AUDITOR, TREASURER, RECORDER, AND  
30 CLERK. The annual salary of the county auditor, county  
31 treasurer, county recorder, and clerk of the district court  
32 shall be determined by the county compensation board as  
33 provided in section six (6) of this Act.

34 Sec. 10. Section three hundred forty point seven (340.7),  
35 Code 1975, is amended by striking the section and inserting

1 in lieu thereof the following:

2 340.7 COMPENSATION OF SHERIFF. The annual salary of the  
3 sheriff shall be determined by the county compensation board  
4 as provided in section six (6) of this Act.

5 Sec. 11. Section three hundred forty point nine (340.9),  
6 Code 1975, is amended by striking the section and inserting  
7 in lieu thereof the following:

8 340.9 COMPENSATION OF COUNTY ATTORNEY. The annual salary  
9 of the county attorney shall be determined by the county  
10 compensation board as provided in section six (6) of this  
11 Act. The annual salary shall be full compensation for the  
12 duties performed in the office of county attorney and all  
13 fees and commissions which are taxed in favor of the county  
14 attorney shall be collected and credited to the court expense  
15 fund.

16 The board of supervisors may accept private grants, state  
17 or federal funds which may be used to pay the salary of the  
18 county attorney and the salaries of the assistant county  
19 attorneys.

20 The county attorney shall also be entitled to receive any  
21 actual and necessary expenses incurred in the performance  
22 of official duties of the office of county attorney.

23 Sec. 12. Effective July 1, 1975, the annual salary or  
24 per diem compensation of the members of the board of  
25 supervisors, county treasurer, county auditor, county recorder,  
26 county attorney, sheriff, and clerk of the district court  
27 as such salary or per diem exists June 30, 1975 shall be  
28 increased according to the following schedule which shall  
29 remain effective until modified by the county compensation  
30 board as provided in this Act. The scheduled increase shall  
31 be:

32 1. For each member of the board of supervisors receiving  
33 an annual salary, the sum of one thousand dollars.

34 2. For each member of the board of supervisors receiving  
35 per diem compensation the per diem shall be forty-four dollars,

1 but the total sum shall not exceed six thousand five hundred  
2 dollars for each member per year.

3 3. For the county auditor, county treasurer, county  
4 recorder, clerk of the district court, sheriff and county  
5 attorney, the sum of one thousand five hundred dollars.

6 Sec. 13. Section three hundred forty point three (340.3),  
7 Code 1975, is repealed.

8 EXPLANATION

9 This bill creates a five-member county compensation board  
10 consisting of one mayor selected by a convention of the mayors  
11 of all incorporated cities in the county, one member of the  
12 board of directors of a school district selected by a  
13 convention of the members of the boards of directors of the  
14 school districts in the county, a member of the board of  
15 supervisors selected by the board of supervisors and two  
16 public members selected by the first three appointees to the  
17 board.

18 It is the responsibility of the county compensation board  
19 to review the compensation of the elective county officers  
20 annually and establish a compensation schedule for such  
21 officers for the succeeding fiscal year. The board must  
22 publish the compensation schedule along with a comparison  
23 with any compensation study submitted by the legislative  
24 council in a newspaper having general circulation in the  
25 county and hold a public hearing before a final compensation  
26 schedule is submitted to the board of supervisors.

27 A cost-of-living increase is provided to be effective July  
28 1, 1975.

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S-3632

1 Amend Senate File 481, page 4, by striking  
 2 lines 2 through 6 and inserting in lieu thereof the  
 3 following:  
 4 "schedule to the board of supervisors. The  
 5 board of supervisors shall review the compensation  
 6 schedule at one or more of their regular public  
 7 meetings and may lower the recommended compensation  
 8 for any of the offices covered or may accept the  
 9 recommended compensation for any of the offices  
 10 covered. The compensation schedule as decided by  
 11 the board of supervisors shall become effective  
 12 only upon the affirmative public vote of a majority  
 13 of the board of supervisors. A copy of the com-  
 14 pensation schedule shall be filed with the county  
 15 budget at the office of the state comptroller.  
 16 The compensation schedule shall become effective  
 17 on the first day of July next following its approval  
 18 to the board of supervisors."

S-3632

APRIL 29, 1975

BY ROGER J. SHAFF  
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