

FILED MAY 4 1976

SENATE FILE 1326

By TAYLOR

Passed Senate, Date _____ Passed House, Date _____
 Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
 Approved _____

A BILL FOR

1 An Act relating to per diem payments to members of the general
 2 assembly.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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1 Section 1. Section two point ten (2.10), subsection two
2 (2), Code 1975, as amended by Acts of the Sixty-sixth General
3 Assembly, 1975 Session, chapter sixty-five (65), section one
4 (1), is amended to read as follows:

5 2. The lieutenant governor shall receive an annual salary
6 of twelve thousand dollars. Personal expense and travel
7 allowances shall be the same for the lieutenant governor as
8 for a senator.

9 The lieutenant governor while performing administrative
10 duties of the office of lieutenant governor when the general
11 assembly is not in session or serving as the president of
12 the senate during special sessions of the general assembly
13 shall receive ~~sixty-dollars-per-diem-and~~ reimbursement for
14 expenses incurred in performing such duties.

15 The salary, ~~per-diem,~~ and expenses of the lieutenant
16 governor provided for under this subsection, including office
17 and staff expenses, shall be paid from funds appropriated
18 to the office of the lieutenant governor by the general
19 assembly.

20 Sec. 2. Section two point fourteen (2.14), subsection
21 five (5), Code 1975, is amended to read as follows:

22 5. When the general assembly is not in session, a member
23 of the general assembly shall be paid ~~forty-dollars-per-day~~
24 ~~and-his~~ necessary travel and actual expenses incurred in
25 attending meetings of a standing committee or subcommittee
26 of which he or she is a member in addition to ~~his~~ regular
27 annual compensation. Such ~~compensation-and-~~ expenses shall
28 be allowed only if the member attends a meeting of the
29 committee or subcommittee for at least four hours.

30 Sec. 3. Section two point forty-four (2.44), Code 1975,
31 is amended to read as follows:

32 2.44 EXPENSES OF COUNCIL AND SPECIAL INTERIM COMMITTEES.
33 Members of the legislative council shall be reimbursed for
34 actual and necessary expenses incurred in the performance
35 of their duties, ~~and shall receive a per diem of forty dollars~~

1 for each day in which engaged in the performance of such duties.
2 However, such ~~per-diem-compensation-and~~ expenses shall not
3 be paid when the general assembly is actually in session at
4 the seat of government. Such expenses ~~and-per-diem~~ shall
5 be paid in the manner provided for in section 2.66.

6 Members of special interim study committees which may from
7 time to time be created and members of the legislative fiscal
8 committee who are not members of the legislative council shall
9 be entitled to receive the same expenses ~~and-compensation~~
10 provided for the members of the legislative council. Such
11 expenses shall be paid in the manner provided for in section
12 2.66 within the limit of available funds. Upon motion approved
13 by the legislative council, members of such special interim
14 study committees may be paid for their expenses ~~and-per-diem~~
15 pursuant to the provisions of section 2.12.

16 Sec. 4. Section two point sixty-six (2.66), Code 1975,
17 as amended by Acts of the Sixty-sixth General Assembly, 1975
18 Session, chapter twenty-three (23), section two (2), is amended
19 to read as follows:

20 2.66 OFFICE AND SUPPLIES--EXPENSES. The office of the
21 service bureau shall be located in the statehouse. Supplies,
22 postage, and equipment may be requisitioned from the department
23 of general services. Expenses of the legislative service
24 bureau shall be paid upon the approval of the director of
25 the bureau and, if an extraordinary expense, upon the approval
26 of the legislative council or its ~~chairman~~ chairperson. Funds
27 appropriated for ~~per-diem-and~~ expenses of the legislative
28 council, legislative fiscal committee, and special interim
29 study committees shall be paid and administered in the manner
30 provided by the legislative council.

31 Sec. 5. Section twenty-eight B point four (28B.4), Code
32 1975, as amended by Acts of the Sixty-sixth General Assembly,
33 1975 Session, chapter one (1), section two (2), is amended
34 to read as follows:

35 28B.4 REPORT. The commission shall report to the gover-

1 nor and to the legislature within fifteen days after the con-
2 vening of each general assembly, and at such other times as
3 it deems appropriate. Its members and the members of all
4 committees which it establishes shall be reimbursed for their
5 travel and other necessary expenses in carrying out their
6 obligations under this chapter and legislative members shall
7 be paid ~~a-per-diem-of-forty-dollars~~ for each day in which
8 engaged in the performance of their duties, ~~such-per-diem~~
9 ~~and-legislators~~ expenses to be paid from funds appropriated
10 by sections 2.10 and 2.12 of the Code. Expenses of
11 administrative officers, state officials, or state employees
12 who are members of the Iowa commission on interstate
13 cooperation or a committee appointed by the commission shall
14 be paid from funds appropriated to the agencies or departments
15 which such persons represent except as may otherwise be
16 provided by the general assembly. Expenses of citizen members
17 who may be appointed to committees of the commission may be
18 paid from funds as authorized by the general assembly.
19 Expenses of the secretary or employees of the secretary and
20 support services in connection with the administration of
21 the commission shall be paid from funds appropriated to the
22 legislative service bureau unless otherwise provided by the
23 general assembly. Expenses of commission members shall be
24 paid upon approval of the ~~chairman~~ chairperson or the secretary
25 of the commission.

26 Sec. 6. Section eighteen A point five (18A.5), Code 1975,
27 is amended to read as follows:

28 18A.5 COMPENSATION AND EXPENSES. The members of the com-
29 mission shall be reimbursed for their actual and necessary
30 expenses and shall be paid a forty-dollar per diem while in
31 attendance at any meeting of the commission held at the seat
32 of government and shall be reimbursed for their expenses for
33 going to and from the seat of government to attend a meeting.
34 However, legislative members shall not be paid per diem.

35 All per diem and expense moneys paid to the commissioners

1 shall be paid from funds appropriated to the commission.
2 Service of the director of the department of general services
3 and the state architect upon this commission shall be an
4 additional duty conferred by statute.

5 Sec. 7. Section eighty B point eight (80B.8), Code 1975,
6 is amended to read as follows:

7 80B.8 COMPENSATION AND EXPENSES. The members of the
8 council, ~~who-are-not~~ except employees of the state or a
9 political subdivision or members of the general assembly,
10 shall be paid a forty-dollar per diem. All members of the
11 council shall be reimbursed for necessary and actual expenses
12 incurred in attending meetings and in the performance of their
13 duties. All per diem and expense moneys paid to members shall
14 be paid from funds appropriated to the Iowa law enforcement
15 academy.

16 Sec. 8. Section ninety-three point five (93.5), Code 1975,
17 is amended to read as follows:

18 93.5 COMPENSATION AND EXPENSES. Council members ~~who-are~~
19 ~~not,~~ except employees of the state and legislative members,
20 shall receive a per diem at the rate of forty dollars for
21 each day devoted to council business and all members shall
22 be reimbursed for actual expenses incurred in carrying out
23 their duties as members of the council.

24 Sec. 9. Section ninety-seven B point eight (97B.8), Code
25 1975, is amended to read as follows:

26 97B.8 ADVISORY INVESTMENT BOARD. A board shall be estab-
27 lished to be known as the "Advisory Investment Board of the
28 Iowa Public Employees' Retirement System", hereinafter called
29 the "board", whose duties shall be to advise and confer with
30 the commission in matters relating to the investment of the
31 trust funds of the Iowa public employees' retirement system.
32 The powers of the board shall be purely advisory and the com-
33 mission shall not be bound in the making of any investment
34 by the recommendations of the board. The board shall consist
35 of seven members. Five of the members shall be appointed

1 by the governor, one of whom shall be an executive of a
2 domestic life insurance company, one an executive of a state
3 or national bank operating within the state of Iowa, the third
4 shall be an executive of a major industrial corporation located
5 within the state of Iowa, and two shall be active members
6 of the system, one of whom shall be an employee of a school
7 district, county school system, joint county system or merged
8 area and one of whom shall not be an employee of a school
9 district, county school system, joint county system or merged
10 area. The president of the senate shall appoint one member
11 from the membership of the senate and the speaker of the house
12 of representatives shall appoint one member from the membership
13 of the house. The two members appointed by the president
14 of the senate and the speaker of the house of representatives
15 and the two active members of the system appointed by the
16 governor shall be ex officio members of the board. The mem-
17 bers who are executives of a domestic life insurance company,
18 a state or national bank and a major industrial corporation
19 shall be paid their actual expenses incurred in performance
20 of their duties and shall receive in addition thereto the
21 sum of forty dollars for each day of service not exceeding
22 forty days per year. Legislative members shall receive ~~the~~
23 ~~sum-of-forty-dollars~~ for each day of service and their actual
24 expenses incurred in the performance of their duties. The
25 ~~per-diem-and~~ expenses of the legislative members shall be
26 paid from funds appropriated under section 2.12. The members
27 who are active members of the system shall be paid their
28 actual expenses incurred in the performance of their duties
29 as members of the board and performance of their duties as
30 members of the board shall not affect their salaries, vacation
31 or leaves of absence for sickness or injury. The appointive
32 terms of the members appointed by the governor shall be for
33 a period of six years dating from July 1 of the year in which
34 they are appointed. In the event of vacancy, through
35 resignation or any other cause, in the membership of the

1 board, the governor shall have the power of appointment.
2 Appointees to this board shall be subject to confirmation
3 by a two-thirds vote of the senate, but in the event of interim
4 appointments, such confirmation shall be necessary at the
5 next session of the senate.

6 Sec. 10. Section two hundred forty-nine A point four
7 (249A.4), subsection eight (8), unnumbered paragraph two (2),
8 Code 1975, is amended to read as follows:

9 For each council meeting, other than those held during
10 the time the general assembly is in session, each legislative
11 member of the council shall be reimbursed for actual traveling
12 and other necessary expenses ~~and shall receive a per diem~~
13 ~~of forty dollars~~ for each day in attendance, ~~as shall the~~
14 ~~public.~~ Public representatives, regardless of whether the
15 general assembly is in session shall receive a per diem of
16 forty dollars and actual travel and other necessary expenses.

17 Sec. 11. Section two hundred forty-nine B point six
18 (249B.6), Code 1975, is amended to read as follows:

19 249B.6 EXPENSES. Members of the commission, except
20 legislative members, while engaged in their official duties
21 shall receive a per diem ~~rate equal to that allowed members~~
22 ~~of the legislature pursuant to section 2.67, subsection 6 of~~
23 forty dollars. Members of the commission and noncommission
24 members serving on commission subcommittees shall be paid
25 their actual and necessary travel and other expenses incurred
26 in their official duties.

27 Sec. 12. Section two hundred sixty-one point four (261.4),
28 Code 1975, is amended to read as follows:

29 261.4 FUNDS--COMPTROLLER--COMPENSATION AND EXPENSES OF
30 COMMISSION. The state comptroller shall keep an accounting
31 of all funds received and expended by the commission. The
32 members of the commission, except those members who are
33 employees of the state or members of the general assembly,
34 shall be paid a forty-dollar per diem and shall be reimbursed
35 for actual and necessary expenses. Members of the general

1 assembly shall be reimbursed for actual and necessary expenses.

2 All per diem and expense moneys paid to members shall be paid
3 from funds appropriated to the commission.

4 Sec. 13. Section three hundred four point four (304.4),
5 Code 1975, is amended to read as follows:

6 304.4 EXPENSES. Members of the commission shall serve
7 without compensation, ~~except the members of the general as-~~
8 ~~sembly who shall receive a per diem of forty dollars~~ but may
9 receive their actual expenses incurred in the performance
10 of their duties.

11 Sec. 14. Section seven hundred fifty point eight (750.8),
12 unnumbered paragraph two (2), Code 1975, is amended to read
13 as follows:

14 Members shall be appointed prior to the adjournment of
15 the first regular session of each general assembly and shall
16 serve for terms ending upon the convening of the following
17 general assembly or when their successors are appointed.
18 Vacancies shall be filled in the same manner as original
19 appointments and shall be for the remainder of the unexpired
20 term of the vacancy. The members of the committee shall be
21 reimbursed for actual and necessary expenses incurred in the
22 performance of their duties ~~and shall receive forty dollars~~
23 for each day in which engaged in the performance of such
24 duties. However, such ~~per diem compensation and~~ expenses
25 shall not be paid when the general assembly is actually in
26 session at the seat of government. Expenses ~~and per diem~~
27 shall be paid from funds appropriated pursuant to section
28 2.12.

29 EXPLANATION

30 This bill provides no per diem is to be paid for interim
31 work but expenses remain the same. Per diem of legislative
32 members of statutory agencies is not allowed.

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LSB 4028
sg/rh/31