

The Approp. 5/21, Pass per 6885 5/26

FILED MAY 19 1976

SENATE FILE 1336

By COMMITTEE ON APPROPRIATIONS

Passed Senate, Date 5-20-76 (p. 2109) Passed House, Date 5-26-76 (p. 3182)

Vote: Ayes 39 Nays 2 Vote: Ayes 67 Nays 24

Approved 6-23-76

Repassed Senate per House amendment  
as amended 5-28-76 (p. 2433)  
40-9

Repassed House as further amended by Senate  
5-29-76 (p. 3386)  
62-17

# A BILL FOR

1 An Act relating to and appropriating funds to defer the expenses  
2 of certain ad hoc committees, councils and task forces.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
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1 Section 1. There is appropriated from the general fund  
2 of the state to the office of the governor for the fiscal  
3 year commencing July 1, 1976 and ending June 30, 1977, the  
4 following amount or so much thereof as is necessary, to be  
5 used for the purposes designated:

6 For the payment of expenses of ad  
7 hoc committees, councils and task  
8 forces appointed by the governor to  
9 research and analyze a particular  
10 subject area relevant to the prob-  
11 lems and responsibilities of state  
12 and local government, including the  
13 employment of professional, tech-  
14 nical and administrative staff and  
15 the payment of per diem, not ex-  
16 ceeding forty dollars, and actual  
17 expenses of committee, council or  
18 task force members ..... \$100,000

19 Sec. 2. NEW SECTION. The governor shall within ten days  
20 following the establishment of any ad hoc committee, council  
21 or task force give written notice of such action to the general  
22 assembly. The written notice shall describe the objectives  
23 and the scope of proposed activities of the ad hoc committee,  
24 council or task force. If the ad hoc committee, council or  
25 task force is established while the general assembly is in  
26 session, the written notice shall be transmitted to the  
27 lieutenant governor and the speaker of the house and shall  
28 be printed in the journals of the senate and the house of  
29 representatives. If the ad hoc committee, council or task  
30 force is established when the general assembly is not in  
31 session the written notice shall be transmitted to the  
32 legislative council.

33 EXPLANATION

34 This bill provides funds for the payment of expenses, as  
35 well as per diem and expenses of members, of committees,

1 councils, and task forces appointed by the governor to study,  
2 research, and analyze problems facing the state and local  
3 governments of Iowa. The bill also directs the governor to  
4 notify the general assembly when a special committee is  
5 created.

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SENATE FILE 1336

H-6895

1 Amend Senate File 1336 as follows:  
2 Title page, line 1, by striking the word  
3 "defer" and inserting in lieu thereof the  
4 word "defray".

H-6895 FILED - *Adopted by unanimous consent 5/26 (2191)* BY OAKLEY of Clinton  
MAY 26, 1976

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LSB 4335S  
bk/jw/5

H-6885

1 Amend Senate File 1336 as follows:

2 1. Page 1, by striking line 6 and inserting in  
3 lieu thereof the following:

4 "1. For payment of expenses of  
5 the Spanish-speaking peoples commis-  
6 sion established by sections three  
7 (3) through eight (8) of this Act,  
8 including employment of a director  
9 and clerical staff and payment of  
10 forty dollars per diem and actual  
11 expenses of commission members..... \$45,000

12 2. For the payment of expenses  
13 of other ad".

14 2. Page 1, line 18, by striking the figure  
15 "\$100,000" and inserting in lieu thereof the figure  
16 "\$55,000".

17 3. Page 1, by inserting after line 32 the follow-  
18 ing new sections:

19 "Sec. 3. NEW SECTION. COMMISSION CREATED--TERMS-  
20 -COMPENSATION. There is created a Spanish-speaking  
21 peoples commission which shall consist of nine members,  
22 appointed by the governor from a list of nominees  
23 submitted by the governor's Spanish-speaking peoples  
24 task force. The members of the commission shall be  
25 appointed during the month of June and shall serve  
26 for terms of two years commencing July first of each  
27 odd-numbered year. However members of the initial  
28 commission shall be appointed not later than July  
29 31, 1976 and shall serve until July 1, 1979. Members  
30 appointed in 1976 or in an odd-numbered year shall  
31 continue to serve until their respective successors  
32 are appointed. Vacancies in the membership of the  
33 commission shall be filled by the original appointing  
34 authority and in the manner of the original  
35 appointments. Members shall receive forty dollars  
36 per diem and actual and necessary expenses incurred  
37 while serving in their official capacity.

38 Sec. 4. NEW SECTION. ORGANIZATION. The commission  
39 shall select from its membership a chairperson and  
40 other officers as it deems necessary and shall meet  
41 not less than six times a year. A majority of the  
42 members of the commission shall constitute a quorum.

43 Sec. 5. NEW SECTION. COMMISSION EMPLOYEES. The  
44 commission may employ a director and clerical staff  
45 who shall be qualified by experience to assume the  
46 responsibilities of their several offices. The  
47 director shall be the administrative officer of the  
48 commission and shall serve the commission by gathering  
49 and disseminating information, forwarding proposals  
50 and evaluations to the governor, the general assembly,

1 and state agencies, carrying out public education  
2 programs, conducting hearings and conferences, and  
3 performing other duties necessary for the proper  
4 operation of the commission.

5 Sec. 6. NEW SECTION. DUTIES. The commission  
6 shall:

7 1. Coordinate, assist, and cooperate with the  
8 efforts of state departments and agencies to serve  
9 the needs of Spanish-speaking persons in the fields  
10 of education, employment, health, housing, welfare,  
11 and recreation.

12 2. Develop, coordinate, and assist other public  
13 and private organizations which serve Spanish-speaking  
14 persons.

15 3. Evaluate existing programs and proposed  
16 legislation affecting Spanish-speaking persons, and  
17 propose new programs.

18 4. Stimulate public awareness of the problems  
19 of Spanish-speaking persons by conducting a program  
20 of public education and encouraging the governor and  
21 the general assembly to develop programs to deal with  
22 these problems.

23 5. Conduct training programs for Spanish-speaking  
24 persons to enable them to assume leadership positions  
25 on the community level.

26 6. Conduct a survey of the Spanish-speaking people  
27 in Iowa in order to ascertain their needs.

28 7. Work to establish a Chicano information center  
29 in the state of Iowa.

30 Sec. 7. NEW SECTION. POWERS. The commission  
31 shall have all powers necessary to carry out the  
32 functions and duties specified in this Act, including,  
33 but not limited to the power to establish advisory  
34 committees on special studies, to solicit and accept  
35 gifts and grants, promulgate rules according to chapter  
36 seventeen A (17A) of the Code, and to contract with  
37 public and private groups to conduct its business.  
38 All departments, divisions, agencies and offices of  
39 the state shall make available upon request of the  
40 commission information which is pertinent to the  
41 subject matter of the study and which is not by law  
42 confidential.

43 Sec. 8. NEW SECTION. REPORT. The commission  
44 shall make a detailed report of its activities,  
45 studies, findings, conclusions and recommendations  
46 to the general assembly not later than February  
47 fifteenth of each odd-numbered year."

48 4. Title, line 2, by striking the word "certain"  
49 and inserting in lieu thereof the words "a Spanish-  
50 speaking peoples commission, created by this Act,

1 and certain other".

S-5952

Amend Senate File 1336 as follows:

1 1. Page 1, by striking line 6 and inserting in  
2 lieu thereof the following:

3 "1. For payment of expenses of  
4 the Spanish-speaking peoples commis-  
5 sion established by sections three  
6 (3) through eight (8) of this Act,  
7 including employment of a director  
8 and clerical staff and payment of  
9 forty dollars per diem and actual  
10 expenses of commission members..... \$45,000

11 2. For the payment of expenses  
12 of other ad".

13 2. Page 1, line 18, by striking the figure  
14 "\$100,000" and inserting in lieu thereof the figure  
15 "\$55,000".

16 3. Page 1, by inserting after line 32 the follow-  
17 ing new sections:

18 "Sec. 3. NEW SECTION. COMMISSION CREATED--TERMS-  
19 -COMPENSATION. There is created a Spanish-speaking  
20 peoples commission which shall consist of nine members,  
21 appointed by the governor from a list of nominees  
22 submitted by the governor's Spanish-speaking peoples  
23 task force. The members of the commission shall be  
24 appointed during the month of June and shall serve  
25 for terms of two years commencing July first of each  
26 odd-numbered year. However members of the initial  
27 commission shall be appointed not later than July  
28 31, 1976 and shall serve until July 1, 1979. Members  
29 appointed in 1976 or in an odd-numbered year shall  
30 continue to serve until their respective successors  
31 are appointed. Vacancies in the membership of the  
32 commission shall be filled by the original appointing  
33 authority and in the manner of the original  
34 appointments. Members shall receive forty dollars  
35 per diem and actual and necessary expenses incurred  
36 while serving in their official capacity.

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38 Sec. 4. NEW SECTION. ORGANIZATION. The commission  
39 shall select from its membership a chairperson and  
40 other officers as it deems necessary and shall meet  
41 not less than six times a year. A majority of the  
42 members of the commission shall constitute a quorum.

43 Sec. 5. NEW SECTION. COMMISSION EMPLOYEES. The  
44 commission may employ a director and clerical staff  
45 who shall be qualified by experience to assume the  
46 responsibilities of their several offices. The  
47 director shall be the administrative officer of the  
48 commission and shall serve the commission by gathering  
49 and disseminating information, forwarding proposals  
50 and evaluations to the governor, the general assembly,

1 and state agencies, carrying out public education  
2 programs, conducting hearings and conferences, and  
3 performing other duties necessary for the proper  
4 operation of the commission.

5 Sec. 6. NEW SECTION. DUTIES. The commission  
6 shall:

7 1. Coordinate, assist, and cooperate with the  
8 efforts of state departments and agencies to serve  
9 the needs of Spanish-speaking persons in the fields  
10 of education, employment, health, housing, welfare,  
11 and recreation.

12 2. Develop, coordinate, and assist other public  
13 organizations which serve Spanish-speaking  
14 persons.

15 3. Evaluate existing programs and proposed  
16 legislation affecting Spanish-speaking persons, and  
17 propose new programs.

18 4. Stimulate public awareness of the problems  
19 of Spanish-speaking persons by conducting a program  
20 of public education and encouraging the governor and  
21 the general assembly to develop programs to deal with  
22 these problems.

23 5. Conduct training programs for Spanish-speaking  
24 persons to enable them to assume leadership positions  
25 on the community level.

26 6. Conduct a survey of the Spanish-speaking people  
27 in Iowa in order to ascertain their needs.

28 7. Work to establish a Spanish-speaking information center  
29 in the state of Iowa.

30 Sec. 7. NEW SECTION. POWERS. The commission  
31 shall have all powers necessary to carry out the  
32 functions and duties specified in this Act, including,  
33 but not limited to the power to establish advisory  
34 committees on special studies, to solicit and accept  
35 gifts and grants, promulgate rules according to chapter  
36 seventeen A (17A) of the Code, and to contract with  
37 public and private groups to conduct its business.  
38 All departments, divisions, agencies and offices of  
39 the state shall make available upon request of the  
40 commission information which is pertinent to the  
41 subject matter of the study and which is not by law  
42 confidential.

43 Sec. 8. NEW SECTION. REPORT. The commission  
44 shall make a detailed report of its activities,  
45 studies, findings, conclusions and recommendations  
46 to the general assembly not later than February  
47 fifteenth of each odd-numbered year.

48 Sec. 9. NEW SECTION. COMMISSION TERMINATION.  
49 Without affirmative action by the general assembly the  
50 Spanish-speaking people's commission shall expire on

1 June 30, 1979.  
2 Sec. 10. In order for the said commission to  
3 continue beyond the date certain set for its  
4 expiration, a bill must pass both houses of the  
5 general assembly and be approved by the governor.  
6 Said bill shall reestablish the commission, make any  
7 necessary modifications in its structure and operation  
8 and provide an operational budget."  
9 4. Title page, line 1, by striking the word "defer"  
10 and inserting in lieu thereof the word "defray".  
11 5. Title page, line 2, by striking the word  
12 "certain" and inserting in lieu thereof the words "a  
13 Spanish-speaking peoples commission, created by this  
14 Act, and certain other".

S-5952 FILED  
MAY 27, 1976

RECEIVED FROM THE HOUSE

*Senate concurred as amended by 5980 5/28(2432)*

SENATE FILE 1336

S-5980

1 Amend House amendment S-5952 to Senate File  
2 1336 as follows:  
3 1. Page 1, line 11, by striking the figure  
4 "\$45,000" and inserting in lieu thereof the figure  
5 "\$35,000".  
6 2. Page 1, by striking lines 14 through 16.

S-5980 FILED - *adopted 5/28(2432)* BY LUCAS J. DE KOSTER  
MAY 28, 1976 WILLIAM D. PALMER

H-6886

1 Amend amendment H-6885, to Senate File 1336,  
2 as follows:  
3 1. Page 2, line 13, by striking the words <sup>4</sup>  
4 "and private".  
5 2. Page 2, lines 35 and 36, by striking the <sup>3</sup>  
6 words "promulgate rules according to chapter  
7 seventeen A (17A) of the Code,".

H-6886 FILED *A-Adopted, B-Lost* BY DRAKE of Muscatine  
MAY 26, 1976 *5/26(2189)* GRIFFEE of Chickasaw

H-6887

1 Amend the committee amendment H-6885 to Senate  
2 File 1336 as follows:  
3 1. Page 2, by inserting after line 47 the follow-  
4 ing section:  
5 "Sec. \_\_\_\_ . NEW SECTION. COMMISSION TERMINATION.  
6 Without affirmative action by the general assembly the  
7 Spanish-speaking people's commission shall expire on  
8 June 30, 1979."

H-6887 FILED - *Adopted 5/26(3189)* BY COMMITTEE ON APPROPRIATIONS  
MAY 26, 1976 DUNTON of Keokuk, Chair

H-6888

Amend H-6885 to Senate File 1336 as follows:

1  
2 1. Page 2, by inserting after line 47 the  
3 following new sections:  
4 NEW SECTION. All employers of migrant farm labor  
5 shall be taxed at the rate of two percent  
6 on the gross payroll of those migrant farm  
7 laborers.

8 Such tax shall be collected as provided for  
9 employment taxes in chapter ninety-six (96) of  
10 the Code.

11 NEW SECTION. The tax imposed and collected  
12 pursuant to the foregoing section shall be  
13 paid into the general fund and distributed  
14 to the commission created by Section 3 of this  
Act.

H-6888 FILED - *Ruled not germane* BY MILLER of Buchanan  
MAY 26, 1976 *5/26 (3190)*

H-6889

1 Amend amendment H-6885, to Senate File 1336,  
2 as follows:

3 1. Page 2, by inserting after line 47 the  
4 following:

5 "Sec. \_\_\_\_\_. In order for the said commission  
6 to continue beyond the date certain set for its  
7 expiration, a bill must pass both houses of the  
8 general assembly and be approved by the governor.  
9 Said bill shall reestablish the commission, make  
10 any necessary modifications in its structure and  
11 operation and provide an operational budget."

H-6889 FILED - *Adopted 5/26 (3190)* BY DYRLAND of Clayton  
MAY 26, 1976

SENATE FILE 1336

H-6894

1 Amend amendment H-6885, to Senate File 1336,  
2 as follows:

3 1. Page 2, line 28, by striking the word  
4 "Chicano" and inserting in lieu thereof the  
5 word "Spanish-speaking".

H-6894 FILED - *Adopted by unanimous* BY BYERLY of Polk  
MAY 26, 1976 *concur 5/26 (3191)*

SENATE AMENDMENT TO HOUSE AMENDMENT TO  
SENATE FILE 1336

H-6918

1 Amend House amendment S-5952 to Senate File  
2 1336 as follows:

3 1. Page 1, line 11, by striking the figure  
4 "\$45,000" and inserting in lieu thereof the figure  
5 "\$35,000".

6 2. Page 1, by striking lines 14 through 16.

H-6918 FILED  
RECEIVED FROM SENATE  
MAY 28, 1976

*House refused to concur 5/28/76 (3315)  
Senate omitted 5/28 (2478)  
House recorded 5/29 (3386)*

SENATE FILE 1336

AN ACT

RELATING TO AND APPROPRIATING FUNDS TO DEFRAY THE EXPENSES OF A SPANISH-SPEAKING PEOPLES COMMISSION, CREATED BY THIS ACT AND CERTAIN OTHER AD HOC COMMITTEES, COUNCILS AND TASK FORCES.

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

Section 1. There is appropriated from the general fund of the state to the office of the governor for the fiscal year commencing July 1, 1976 and ending June 30, 1977, the following amount or so much thereof as is necessary, to be used for the purposes designated:

1. For payment of expenses of the Spanish-speaking peoples commission established by sections three (3) through eight (8) of this Act, including employment of a director and clerical staff and payment of forty dollars per diem and actual expenses of commission members..... \$ 35,000

2. For the payment of expenses of other ad hoc committees, councils and task forces appointed by the governor to research and analyze a particular subject area relevant to the problems and responsibilities of state and local government, including the employment of professional, technical and administrative staff and the payment of per diem, not exceeding forty dollars, and actual expenses of committee, council or task force members ..... \$100,000

Sec. 2. NEW SECTION. The governor shall within ten days following the establishment of any ad hoc committee, council or task force give written notice of such action to the general assembly. The written notice shall describe the objectives and the scope of proposed activities of the ad hoc committee, council or task force. If the ad hoc committee, council or task force is established while the general assembly is in session, the written notice shall be transmitted to the lieutenant governor and the speaker of the house and shall be printed in the journals of the senate and the house of representatives. If the ad hoc committee, council or task force is established when the general assembly is not in session the written notice shall be transmitted to the legislative council.

Sec. 3. NEW SECTION. COMMISSION CREATED--TERMS--COMPENSATION. There is created a Spanish-speaking peoples commission which shall consist of nine members, appointed by the governor from a list of nominees submitted by the governor's Spanish-speaking peoples task force. The members of the commission shall be appointed during the month of June and shall serve for terms of two years commencing July first of each odd-numbered year. However members of the initial commission shall be appointed not later than July 31, 1976 and shall serve until July 1, 1979. Members appointed in 1976 or in an odd-numbered year shall continue to serve until their respective successors are appointed. Vacancies in the membership of the commission shall be filled by the original appointing authority and in the manner of the original appointments. Members shall receive forty dollars per diem and actual and necessary expenses incurred while serving in their official capacity.

Sec. 4. NEW SECTION. ORGANIZATION. The commission shall select from its membership a chairperson and other officers as it deems necessary and shall meet not less than six times a year. A majority of the members of the commission shall constitute a quorum.

Sec. 5. NEW SECTION. COMMISSION EMPLOYEES. The commission

may employ a director and clerical staff who shall be qualified by experience to assume the responsibilities of their several offices. The director shall be the administrative officer of the commission and shall serve the commission by gathering and disseminating information, forwarding proposals and evaluations to the governor, the general assembly, and state agencies, carrying out public education programs, conducting hearings and conferences, and performing other duties necessary for the proper operation of the commission.

Sec. 6. NEW SECTION. DUTIES. The commission shall:

1. Coordinate, assist, and cooperate with the efforts of state departments and agencies to serve the needs of Spanish-speaking persons in the fields of education, employment, health, housing, welfare, and recreation.
2. Develop, coordinate, and assist other public organizations which serve Spanish-speaking persons.
3. Evaluate existing programs and proposed legislation affecting Spanish-speaking persons, and propose new programs.
4. Stimulate public awareness of the problems of Spanish-speaking persons by conducting a program of public education and encouraging the governor and the general assembly to develop programs to deal with these problems.
5. Conduct training programs for Spanish-speaking persons to enable them to assume leadership positions on the community level.
6. Conduct a survey of the Spanish-speaking people in Iowa in order to ascertain their needs.
7. Work to establish a Spanish-speaking information center in the state of Iowa.

Sec. 7. NEW SECTION. POWERS. The commission shall have all powers necessary to carry out the functions and duties specified in this Act, including, but not limited to the power to establish advisory committees on special studies, to solicit and accept gifts and grants, promulgate rules according to chapter seventeen A (17A) of the Code, and to contract with public and private groups to conduct its business. All departments, divisions, agencies and offices of the state

shall make available upon request of the commission information which is pertinent to the subject matter of the study and which is not by law confidential.

Sec. 8. NEW SECTION. REPORT. The commission shall make a detailed report of its activities, studies, findings, conclusions and recommendations to the general assembly not later than February fifteenth of each odd-numbered year.

Sec. 9. NEW SECTION. COMMISSION TERMINATION. Without affirmative action by the general assembly the Spanish-speaking people's commission shall expire on June 30, 1979.

Sec. 10. In order for the said commission to continue beyond the date certain set for its expiration, a bill must pass both houses of the general assembly and be approved by the governor. Said bill shall reestablish the commission, make any necessary modifications in its structure and operation and provide an operational budget.

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ARTHUR A. NEU  
President of the Senate

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DALE M. COCHRAN  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 1336, Sixty-sixth General Assembly.

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STEVEN C. CROSS  
Secretary of the Senate

Approved  , 1976

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ROBERT D. RAY  
Governor