

*De p. 4/12 p. 3322 (p. 10614)*

*Reprinted 4/77*

Budget  
DeKoster, Chairperson  
Wahls  
Kelly

FILED MAR 22 1977

SENATE FILE 264

By COMMITTEE ON STATE GOVERNMENT  
*Approved 3/11 (p. 754)*

Passed Senate, Date 4-14-77 (p. 1020) Passed House, Date 4/27/78 (A 1982)  
Vote: Ayes 44 Nays 2 Vote: Ayes 83 Nays 3  
Approved 6/23/78

### A BILL FOR

1 An Act abolishing the World War I, World War II and Korean  
2 veteran's bonus funds and the Korean veteran's bonus  
3 tax fund and providing for the transfer of funds.

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

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S.F. 264

1 Section 1.

2 1. Chapters thirty-five A (35A) and thirty-five B (35B),  
3 Code 1977, are repealed. Funds remaining in the World War  
4 II and Korean veteran's bonus funds on the effective date  
5 of this Act shall be transferred to the additional bonus and  
6 disability fund created in section eight (8) of chapter three  
7 hundred thirty-two (332) of Acts of the Thirty-ninth General  
8 Assembly. Forty thousand dollars shall be transferred from  
9 the Korean veteran's bonus tax fund created by the treasurer  
10 of state pursuant to section thirty-five B point eleven  
11 (35B.11) of the Code to the war orphans educational aid fund  
12 created pursuant to section thirty-five point seven (35.7)  
13 of the Code. Funds remaining in the Korean veteran's bonus  
14 tax fund after the transfer provided for in this subsection  
15 is effected shall revert to the general fund of the state.  
16 Persons holding coupons for bonds issued pursuant to section  
17 thirty-five B point one (35B.1) of the Code as it exists on  
18 January 1, 1977 may file a claim with the state appeal board.

19 2. The World War I bonus fund created in section three  
20 (3) of chapter three hundred thirty-two (332) of the Acts  
21 of Thirty-ninth General Assembly is abolished. Funds remaining  
22 in the World War I bonus fund on the effective date of this  
23 Act shall be transferred to the additional bonus and disability  
24 fund created in section eight (8) of chapter three hundred  
25 thirty-two (332) of the Acts of the Thirty-ninth General  
26 Assembly.

27 EXPLANATION

28 This bill abolishes the World War I, World War II and  
29 Korean veteran's bonus funds and transfers any moneys in the  
30 funds to the additional bonus and disability fund. This bill  
31 also abolishes the Korean veteran's bonus tax fund created  
32 by the treasurer of state to receive revenues generated by  
33 a personal property tax for payment of the Korean veteran's  
34 bonus. Forty thousand dollars from the Korean veteran's bonus  
35 tax fund is transferred to the war orphan's educational aid

1 fund with the remaining funds going to the general fund of  
2 the state.  
3

SENATE FILE 264  
FISCAL NOTE

DATE PREPARED: March 30, 1977  
Requested By: Senator Doderer  
Prepared in regard to Senate File 264, An Act abolishing  
the World War I, World War II and Korean veteran's  
bonus funds and the Korean veteran's bonus tax fund and  
providing for the transfer of funds.

Following is the fiscal effect in dollars of the legislative proposal as  
required by Joint Rule 16.

Senate File 264 abolishes the World War I, World War II and Korean Veteran's  
Bonus funds and transfers any moneys in the funds to the Additional Bonus  
and Disability Fund. This bill also abolishes the Korean Veteran's Bonus  
Tax Fund created by the treasurer of state to receive revenues generated  
by a personal property tax for payment of the Korean Veteran's Bonus. Forty  
thousand dollars from the Korean Veteran's Bonus Tax Fund is transferred to  
the War Orphan's Educational Aid Fund with the remaining funds going to  
the General Fund of the state.

|                    |                 |  |
|--------------------|-----------------|--|
| World War I Bonus  | \$11,029        |  |
| World War II Bonus | 8,531           |  |
| Korean Bonus       | <u>16,660</u>   |  |
|                    | \$36,220        |  |
|                    | + <u>72,893</u> | Additional Bonus & Disability Fund Balance 3/25/77 |
|                    | \$109,113       | Total to Additional Bonus & Disability Fund        |

|                 |   |
|-----------------|---|
| \$97,575        | Korean Veteran's Bonus Tax Fund Balance 3/29/77 |
| - 75            | Outstanding Coupons                             |
| <u>\$97,500</u> |   |
| - 40,000        | Transfer to War Orphan's Educational Aid Fund   |
| \$57,500        | Reverted to General Fund                        |

Source: Iowa Bonus Board

FILED  
MARCH 30, 1977

GERRY RANKIN  
Legislative Fiscal Director

SENATE FILE 264

S-3351

- 1 Amend the Budget Committee amendment, S-3322, to
- 2 Senate File 264 as follows:
- 3 1. Page 2, line 16, by striking the word "shall"
- 4 and inserting in lieu thereof the word "may".

S-3351 FILED & ADOPTED (*p. 1019*)  
APRIL 14, 1977

BY EARL M. WILLITS  
RICHARD F. DRAKE

- 1 Amend Senate File 264 as follows:
- 2 1. Page 1, line 5, by striking the word "Act"
- 3 and inserting in lieu thereof the word "section".
- 4 2. Page 1, line 13, by inserting after the period
- 5 the words "Forty-five thousand dollars shall be trans-
- 6 ferred from the Korean veteran's bonus tax fund for
- 7 use of the Iowa department of veterans affairs and
- 8 such funds are appropriated to the Iowa department
- 9 of veterans affairs and may be expended commencing
- 10 with the effective date of the creation of such
- 11 department."
- 12 3. Page 1, line 14, by striking the word "transfer"
- 13 and inserting in lieu thereof the word "transfers".
- 14 4. Page 1, by inserting after line 26 the follow-
- 15 ing:
- 16 "Sec. 2. NEW SECTION. DEFINITIONS. For the pur-
- 17 poses of this Act, unless the context otherwise
- 18 requires:
- 19 1. "Director" means the director of the Iowa
- 20 department of veterans affairs.
- 21 2. "Commission" means the commission of the Iowa
- 22 department of veterans affairs.
- 23 3. "Commissioner" means a member of the commission
- 24 of the Iowa department of veterans affairs.
- 25 4. "Department" means the Iowa department of
- 26 veterans affairs established in section three (3)
- 27 of this Act.
- 28 Sec. 3. NEW SECTION. DEPARTMENT ESTABLISHED.
- 29 There is established an Iowa department of veterans
- 30 affairs which shall consist of a commission, a director
- 31 and additional employees as are required to carry
- 32 out the provisions of this Act.
- 33 The department shall:
- 34 1. Maintain information and data concerning the
- 35 military service records of Iowa veterans.
- 36 2. Assist county veterans affairs commissions
- 37 established pursuant to chapter two hundred fifty
- 38 (250) of the Code.
- 39 3. Maintain the records including certified records
- 40 of bonus applications concerning the awards paid
- 41 pursuant to the additional bonus and disability fund
- 42 and war orphans educational fund under chapter thirty-
- 43 five (35) of the Code, and awards paid pursuant to
- 44 the Vietnam veterans' bonus under chapter thirty-five
- 45 C (35C) of the Code.
- 46 4. Collect and maintain information concerning
- 47 veterans' affairs.
- 48 5. Conduct two service schools each year for the
- 49 Iowa association of county commissioners and executive
- 50 secretaries.

A  
 adopted  
 4/14 (p. 10/12)

B  
 adopted  
 4/14 (p. 10/19)

1       6. Assist the United States veterans  
2 administration, the Iowa veterans home, funeral  
3 directors, and federally chartered veterans service  
4 organizations in providing information concerning  
5 veterans service records and veterans affairs data.

6       Sec. 4. NEW SECTION. COMMISSION. There is  
7 established a commission within the Iowa department  
8 of veterans affairs. This commission shall consist  
9 of five persons who shall be appointed by the governor.

10       Sec. 5. NEW SECTION. APPOINTMENT OF COMMISSIONERS.  
11 The American legion of Iowa; disabled American veterans  
12 department of Iowa; veterans of foreign wars department  
13 of Iowa; and American veterans of World War II, Korea  
14 and Vietnam, through their department commanders,  
15 shall submit two names respectively from their  
16 organizations to the governor. The governor shall  
17 appoint from each of the organizations one  
18 representative to serve as a member of the commission.  
19 In addition, the governor shall appoint a member of  
20 the public to serve as a fifth member of the  
21 commission.

22       Sec. 6. NEW SECTION. TERMS AND INITIAL  
23 APPOINTMENTS. The terms of the commissioners shall  
24 be for four years. However, the initial commissioners  
25 shall serve as follows:

- 26       1. Two members shall serve until June 30, 1980.  
27       2. Two members shall serve until June 30, 1982.  
28       3. One member shall serve until June 30, 1984.

29       Sec. 7. NEW SECTION. DUTIES OF COMMISSION. The  
30 commission shall:

- 31       1. Appoint a director of the Iowa department of  
32 veterans affairs.  
33       2. Organize and annually select a chairperson.  
34       3. Adopt and establish policy for the operation  
35 and conduct of the department, subject to any  
36 guidelines which may be adopted by the general  
37 assembly.  
38       4. Report to the governor any failure of the  
39 director to carry out any of the policy decision or  
40 directives of the commission.  
41       5. Approve the budget of the department prior  
42 to submission to the governor.  
43       6. Promulgate rules pursuant to chapter seventeen  
44 A (17A) of the Code concerning management of the  
45 department and rules necessary to carry out the duties  
46 and responsibilities of the department.  
47       7. Annually visit and evaluate the Iowa veterans  
48 home.  
49       8. Annually make a written report to the governor  
50 in the manner required by chapter seventeen (17) of

1 the Code.

2 9. Administer awards concerning the additional  
3 bonus and disability fund, the war orphans educational  
4 fund and the Vietnam veterans bonus.

5 Sec. 8. NEW SECTION. DIRECTOR DUTIES AND POWERS.

6 1. The director shall prepare a budget for the  
7 department and such other reports as are required  
8 by law.

9 2. The director shall carry out such administrative  
10 duties of the department and shall carry out the  
11 policies of the department as established by the  
12 commission.

13 Sec. 9. NEW SECTION. EXPENSES. The director  
14 and employees of the department shall receive in  
15 addition to salary, reimbursement for necessary travel  
16 and actual expenses incurred while engaged in the  
17 performance of official duties. The commissioners  
18 shall receive a per diem salary and reimbursement  
19 for necessary travel and actual expenses incurred  
20 while engaged in the performance of official duties.

21 Sec. 10. The director of the department of general  
22 services shall transfer or exchange state property  
23 used by the bonus board to the Iowa department of  
24 veterans affairs.

25 Sec. 11. Section thirty-five point two (35.2),  
26 Code 1977, is amended to read as follows:

27 35.2 INVESTMENT OF BONUS AND DISABILITY FUND.  
28 The treasurer of state shall invest such portions  
29 of the additional bonus and disability fund created  
30 by section 8, chapter 332, Acts of the thirty-ninth  
31 general assembly, not needed for current payments  
32 awarded by the bonus-board commission of the Iowa  
33 department of veterans affairs.

34 Sec. 12. Section thirty-five point four (35.4),  
35 Code 1977, is amended to read as follows:

36 35.4 COLLECTION AND DISPOSITION OF INTEREST.  
37 The interest from such investments shall be collected  
38 by the treasurer of state and shall constitute a part  
39 of the additional bonus and disability fund provided  
40 by section 8, chapter 332, Acts of the thirty-ninth  
41 general assembly, to be disbursed by the treasurer  
42 of state upon the order of said bonus-board commission  
43 of the Iowa department of veterans affairs for the  
44 purposes prescribed in said section.

45 Sec. 13. Section thirty-five point five (35.5),  
46 Code 1977, is amended to read as follows:

47 35.5 PAYMENT OF CLAIMS. When any award from such  
48 additional bonus and disability fund is made by said  
49 bonus-board commission of the Iowa department of  
50 veterans affairs, payment shall be made in the manner

1 provided in section 7, chapter 332, Acts of the thirty-  
2 ninth general assembly.

3 Sec. 14. Section thirty-five point six (35.6),  
4 Code 1977, is amended to read as follows:

5 35.6 RULES. Said benevolent commission of the  
6 Iowa department of veterans affairs shall have power  
7 to establish such rules as the benevolent commission deems  
8 necessary to carry out the provisions of sections  
9 35.2 to 35.5.

10 Sec. 15. Section thirty-five point seven (35.7),  
11 Code 1977, is amended to read as follows:

12 35.7 ORPHANS EDUCATIONAL FUND. The benevolent  
13 commission of the Iowa department of veterans affairs  
14 is hereby authorized and empowered to administer the  
15 war orphans educational aid fund as hereinafter  
16 provided.

17 Sec. 16. Section thirty-five point nine (35.9),  
18 unnumbered paragraph one (1), Code 1977, is amended  
19 to read as follows:

20 Said benevolent commission of the Iowa department  
21 of veterans affairs is authorized to expend not to  
22 exceed four hundred dollars per year for any one child  
23 who shall have lived in the state of Iowa for two  
24 years preceding application for aid hereunder, and  
25 who is the child of a man or woman who died during  
26 World War I between the dates of April 6, 1917, and  
27 June 2, 1921, or during World War II between the dates  
28 of September 16, 1940, and December 31, 1946, both  
29 dates inclusive, or the Korean Conflict at any time  
30 between June 25, 1950, and January 31, 1955, both  
31 dates inclusive, or the Vietnam Conflict at any time  
32 between August 5, 1964, and ~~ending on the date the~~  
33 ~~armed forces of the United States are directed by~~  
34 ~~formal order of the government of the United States~~  
35 ~~to cease hostilities~~ May 7, 1975, both dates inclusive,  
36 while serving in the military or naval forces of the  
37 United States, to include members of the reserve  
38 components performing service or duties required or  
39 authorized under chapter 39, United States Code and  
40 Title 32, United States Code, sections 502 through  
41 505, and active state service required or authorized  
42 under chapter 29A, or as a result of such service,  
43 to defray the expenses of tuition, matriculation,  
44 laboratory and similar fees, books and supplies,  
45 board, lodging, and any other reasonably necessary  
46 expense for such child or children incident to  
47 attendance at any educational or training institution  
48 of college grade, or in any business or vocational  
49 training school of standards approved by said benevolent  
50 commission of the Iowa department of veterans

1 affairs, said educational institutions to be located  
2 within the state of Iowa.

3 Sec. 17. Section thirty-five point ten (35.10),  
4 Code 1977, is amended to read as follows:

5 35.10 ELIGIBILITY AND PAYMENT OF AID. Eligibility  
6 for aid hereunder shall be determined upon application  
7 to the bonus-beard commission of the Iowa  
8 department of veterans affairs, whose decision shall  
9 be final. The eligibility of eligible applicants  
10 shall be certified by the adjutant-general-of-Iowa  
11 director to the comptroller of Iowa, and all amounts  
12 that may be or may become due to any individual or  
13 any training institution under this chapter shall  
14 be paid to the individual or institution by said  
15 comptroller upon receipt by him or her of certification  
16 by the president or governing board of such educational  
17 or training institution as to accuracy of charges  
18 made, and as to the attendance of the individual at  
19 such educational or training institution. It shall  
20 be proper for the bonus-beard commission of the Iowa  
21 department of veterans affairs to pay over said annual  
22 sum of four hundred dollars to such educational or  
23 training institution in a lump sum, or in such  
24 installments as the circumstances may warrant, upon  
25 receiving from such institution such written  
26 undertaking as the bonus-beard commission of the Iowa  
27 department of veterans affairs may require to assure  
28 the use of said funds for such child for the authorized  
29 purposes and for no other purpose. No A person shall  
30 not be eligible for the benefits of this chapter until  
31 he or she shall have graduated from a high school  
32 or educational institution offering a course of  
33 training equivalent to high school training.

34 Sec. 18. Section thirty-five point twelve (35.12),  
35 unnumbered paragraph one (1), Code 1977, is amended  
36 to read as follows:

37 In addition to the duties enumerated in sections  
38 35-+ thirty-five point two (35.2) of the Code through  
39 35.11, the bonus-beard commission of the Iowa  
40 department of veterans affairs shall be responsible  
41 for administering the program created by this section.

42 Sec. 19. Section thirty-five C point four (35C.4),  
43 Code 1977, is amended to read as follows:

44 35C.4 APPLICATIONS FOR COMPENSATION--APPROVAL.  
45 It is the duty of the service-compensation-beard  
46 commission of the Iowa department of veterans affairs  
47 to administer the provisions of this chapter, to  
48 examine all applications and approve or disapprove  
49 the same and make any investigation necessary to  
50 establish facts. In the event an application is

1 disapproved by the board commission, the claimant  
2 may appeal to the district court of the state of Iowa  
3 in and for the county of his or her legal residence  
4 within a period of thirty days from date of mailing  
5 by registered mail of notice of such disapproval.  
6 The appeal shall be perfected by filing in the office  
7 of the board commission, a written notice of appeal  
8 setting forth the order or finding appealed from and  
9 the grounds of the appeal. Within thirty days after  
10 the filing of such notice of appeal the board  
11 commission shall make, certify, and file in the office  
12 of the clerk of the district court to which the appeal  
13 is taken, a full and complete transcript of all  
14 documents in the proceeding, including any depositions,  
15 a transcript or certification of the evidence, if  
16 reported, including the notice of appeal. The clerk  
17 shall immediately docket such appeal. The appeal  
18 shall be heard in such district court as in equity  
19 de novo. Appeal may be taken to the supreme court  
20 from any final order or judgment or decree of the  
21 district court. A claimant who successfully appeals  
22 the disapproval of an application shall be paid such  
23 amount as he or she is entitled to as determined by  
24 the court from the service compensation fund and,  
25 in addition, he or she shall be paid the actual amount  
26 of legal fees incurred which legal fees shall be paid  
27 in the same manner as administrative costs. When  
28 any application has been approved by the board  
29 commission of the Iowa department of veterans affairs,  
30 payment shall be made to the applicant in accordance  
31 with the provisions of this chapter. It is the duty  
32 of the board commission to prepare vouchers and  
33 transmit the same to the state comptroller in payment  
34 of the compensation claims provided for in this chapter  
35 and other necessary administrative expenses. The  
36 state comptroller shall issue a warrant for the amount  
37 stated therein and the treasurer of state shall pay  
38 such warrants out of said service compensation fund.  
39 The board commission of the Iowa department of veterans  
40 affairs may employ such assistants and incur such  
41 other expenses as may be necessary for such  
42 administration and the carrying out of the provisions  
43 of this chapter, and the funds necessary for such  
44 administration and carrying out the provisions of  
45 this chapter shall be expended from the service  
46 compensation fund. Such assistants as the board  
47 commission may determine shall be exempt from the  
48 provisions of chapter 19A and shall give bond in an  
49 amount as may be fixed by the board commission, and  
50 shall, whenever practicable, be persons within the

1 classes as defined in section 35C.1. The board  
2 commission may make, adopt and promulgate rules for  
3 the carrying out of the provisions of this chapter  
4 as it deems necessary and expedient and which are  
5 not inconsistent with any provisions of this chapter.

6 Sec. 20. Section thirty-five C point five (35C.5),  
7 Code 1977, is amended to read as follows:

8 35C.5 TIME FOR MAKING APPLICATIONS. Before  
9 receiving any compensation under the provisions of  
10 this chapter, the claimant, or his or her successor  
11 in interest, shall file with the ~~service-compensation~~  
12 ~~board commission of the Iowa department of veterans~~  
13 affairs, application on forms provided by the ~~board~~  
14 commission. The application shall be filed within  
15 four years subsequent to June 30, 1973.

16 Sec. 21. Section two hundred fifty point two  
17 (250.2), Code 1977, is amended to read as follows:

18 250.2 CONTROL OF FUND. Said fund shall be expended  
19 for the purposes aforesaid by the joint action and  
20 control of the board of supervisors and the county  
21 commission of veteran affairs hereinafter provided  
22 for.

23 Sec. 22. Section two hundred fifty point three  
24 (250.3), Code 1977, is amended to read as follows:

25 250.3 COUNTY COMMISSION OF VETERAN AFFAIRS. The  
26 county commission of veteran affairs shall consist  
27 of three persons, all of whom shall be honorably  
28 discharged men or women of the United States who  
29 served in the military or naval forces of the United  
30 States in any war, including the Korean Conflict at  
31 any time between June 25, 1950, and January 31, 1955,  
32 both dates inclusive, and including the Vietnam  
33 Conflict at any time between August 5, 1964 and ending  
34 ~~on-the-date-the-armed-forces-of-the-United-States~~  
35 ~~are-directed-by-formal-order-of-the-government-of~~  
36 ~~the-United-States-to-cess-hostilities~~ May 7, 1975,  
37 both dates inclusive. ~~Said-membership-shall-at-all~~  
38 ~~times,-as-near-as-possible,-be-equaly-divided~~ If  
39 possible each member of the commission shall be a  
40 veteran of a different war or conflict, so as to  
41 divide membership among the men and women who served  
42 in the Spanish American War, World War I and, World  
43 War II, the Korean conflict and Vietnam conflict,  
44 however, this qualification shall not preclude  
45 membership to a veteran who served in more than one  
46 of the wars or conflicts.

47 Sec. 23. Section two hundred fifty point eleven  
48 (250.11), Code 1977, is amended to read as follows:

49 250.11 DATA FURNISHED ~~BONUS-BOARD~~ STATE COMMISSION.  
50 The commission of veteran affairs of each county shall

1 obtain for and transmit to the ~~state-bonus-board,~~  
2 ~~created-by-chapter-35~~ commission of the state  
3 department of veterans affairs, at such time and in  
4 such manner as the ~~board~~ Iowa commission shall specify,  
5 such information as said ~~board~~ Iowa commission may  
6 request concerning any person having or claiming to  
7 have any right to award from the additional bonus  
8 and disability fund created by said chapter thirty-  
9 five (35) of the Code.

10 Sec. 24. Section two hundred fifty point twelve  
11 (250.12), Code 1977, is amended to read as follows:  
12 250.12 RELIEF INFORMATION CONFIDENTIAL. It shall  
13 be unlawful for the any county board of supervisors  
14 ~~of or any county ex-the~~ commission of veteran affairs  
15 ~~of any-county~~ to place the administration of the  
16 duties of the county commission of veteran affairs  
17 under any other relief agency of any county, or to  
18 publish the names of the veterans or their families  
19 who receive relief under the provisions of this  
20 chapter.

21 Sec. 25. Section two hundred fifty point thirteen  
22 (250.13), Code 1977, is amended to read as follows:  
23 250.13 BURIAL--EXPENSES. The board shall designate  
24 some suitable person in each township to cause to  
25 be decently interred in a suitable cemetery ~~and not~~  
26 ~~in-any-cemetery-or-part-thereof-used-exclusively-for~~  
27 ~~the-burial-of-the-pauper-dead,~~ the body of any  
28 honorably discharged man or woman of the United States,  
29 who served in the military or naval forces of the  
30 United States during any war, including the Korean  
31 Conflict at any time between June 25, 1950, and January  
32 31, 1955, both dates inclusive, and including the  
33 Vietnam Conflict at any time between August 5, 1964,  
34 ~~and ending-on-the-date-the-armed-forces-of-the-United~~  
35 ~~States-are-directed-by-formal-order-of-the-government~~  
36 ~~of-the-United-States-to-cess-hostilities~~ May 7, 1975,  
37 both dates inclusive, or the spouse, surviving spouse,  
38 or child of such person, if any such person has died  
39 without leaving sufficient means to defray the funeral  
40 expenses. The commission shall pay such expenses  
41 in a sum not exceeding two hundred and fifty dollars  
42 in any case.

43 Sec. 26. Section two hundred fifty point sixteen  
44 (250.16), Code 1977, is amended to read as follows:  
45 250.16 MARKERS FOR GRAVES. The county commission  
46 of veteran affairs ~~in-any-county~~ shall, upon the  
47 petition of five ~~reputable-freeholders~~ eligible  
48 electors of any township or municipality in their  
49 county, procure for and furnish to said petitioners  
50 some suitable and appropriate metal marker at a cost

1 not exceeding ten dollars each, for the grave of each  
2 honorably discharged man or woman of the United States,  
3 who served in the military or naval forces of the  
4 United States during any war, including the Korean  
5 Conflict at any time between June 25, 1950, and January  
6 31, 1955, both dates inclusive, and including the  
7 Vietnam Conflict at any time between August 5, 1964,  
8 and ~~ending-on-the-date-the-armed-forces-of-the-United~~  
9 ~~States-are-directed-by-formal-order-of-the-government~~  
10 ~~of-the-United-States-to-cess-hostilities~~ May 7, 1975,  
11 both dates inclusive, who is buried within the limits  
12 of said township or municipality, to be placed at  
13 his the individual's grave to permanently mark and  
14 designate said grave for memorial purposes. The  
15 expenses thereof shall be paid from any funds raised  
16 as provided in this chapter.

17 Sec. 27. Section two hundred fifty point nineteen  
18 (250.19), Code 1977, is amended to read as follows:

19 250.19 BURIAL RECORDS. The county commission  
20 of veteran affairs of ~~each-county~~ shall be charged  
21 with securing the information requested by the adjutant  
22 general's office or the Iowa department of veterans  
23 affairs of every person having a military service  
24 record and buried in that county. Such information  
25 shall be secured from the undertaker in charge of  
26 the burial and shall be transmitted by him or her  
27 to the commission of veteran affairs of the county  
28 where burial is made and. This information shall  
29 be recorded alphabetically and by description of  
30 location in the cemetery where the veteran is buried,  
31 ~~in-a-book-as-prescribed-by-the-adjutant-general-and~~  
32 ~~kept-for-that-purpose-in-the-office-of-the-commission.~~  
33 This recording shall conform to the directives of  
34 the Iowa department of veterans affairs and shall  
35 be kept in a book by the county commission.

36 Sec. 28. Section three hundred thirty-five point  
37 four (335.4), unnumbered paragraph one (1), Code 1977,  
38 is amended to read as follows:

39 The county recorder of each county in this state  
40 shall maintain in his or her office a special book  
41 ~~or books of-uniform-type, kind, and form approved~~  
42 ~~by-the-adjutant-general-of-the-state~~ in which he the  
43 recorder shall, upon request, record without charge  
44 the discharge or discharges of any man or woman who:

- 45 1. Enlisted or was inducted from said county,
- 46 2. Resided at any time in said county, or
- 47 3. Is buried in said county.

48 This book shall be of uniform type, kind, and form  
49 approved by the Iowa department of veterans affairs  
50 and adjutant general of the state.

PAGE 10

1 Sec. 29. Sections thirty-five point one (35.1)  
2 and thirty-five C point three (35C.3), Code 1977,  
3 are repealed.

4 Sec. 30. Sections two (2) through twenty-five  
5 (25) of this Act are effective January 1, 1978."

S-3307

1 Amend the Drake et al amendment, S-3272, to Senate  
2 File 264 as follows:

3 1. Page 1, line 19, by striking the word  
4 "Administrator" and inserting in lieu thereof the word  
5 "Director".

6 2. Page 1, line 19, by striking the word "director"  
7 and inserting in lieu thereof the word "administrator".

8 3. Page 1, lines 30 and 31, by striking the words  
9 "an administrator" and inserting in lieu thereof the  
10 words "a director".

11 4. Page 2, line 2, by striking the words "the  
12 veterans administration hospital,".

13 5. Page 2, line 32, by striking the words "an  
14 administrator" and inserting in lieu thereof the words  
15 "a director".

16 6. Page 2, line 40, by striking the word  
17 "administrator" and inserting in lieu thereof the word  
18 "director".

19 7. Page 3, line 6, by striking the word  
20 "ADMINISTRATOR" and inserting in lieu thereof the word  
21 "DIRECTOR".

22 8. Page 3, line 8, by striking the word "administrator"  
23 and inserting in lieu thereof the word "director".

24 9. Page 3, line 11, by striking the word "administrator"  
25 and inserting in lieu thereof the word "director".

26 10. Page 3, line 15, by striking the word "administrator"  
27 and inserting in lieu thereof the word "director".

28 11. Page 3, by inserting after line 11 the following  
29 sections:

30 "Sec. \_\_\_\_ . Section two hundred and fifty point twelve  
31 (250.12), Code 1977, is amended to read as follows:

32 250.12 RELIEF INFORMATION CONFIDENTIAL. It shall be  
33 unlawful for the any county board of supervisors ~~of or~~  
34 ~~any county or the~~ commission of veteran affairs ~~of any~~  
35 ~~county~~ to place the administration of the duties of the  
36 county commission of veterans affairs under any relief  
37 agency of any county, or to publish the names of the veterans  
38 or their families who receive relief under the provisions  
39 of this chapter.

40 Sec. \_\_\_\_ . Section two hundred fifty point thirteen  
41 (250.13), Code 1977, is amended to read as follows:

42 250.13 BURIAL-EXPENSES. The board shall designate  
43 some suitable person in each township to cause to be  
44 decently interred in a suitable cemetery ~~and not in any~~  
45 ~~cemetery or part thereof used exclusively for the burial of~~  
46 ~~the pauper dead~~ the body of any honorably discharged man  
47 or woman of the United States, who served in the military  
48 or naval forces of the United States during any war,  
49 including the Korean Conflict at any time between June 25,  
50 1950, and January 31, 1955, both dates inclusive, and

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1 including the Vietnam Conflict at any time between  
2 August 5, 1964, and ending-on-the-date-the-armed-forces  
3 of-the-United-States-are-directed-by-formal-order-of-the  
4 government-of-the-United-States-to-cess-hestilities  
5 May 7, 1975, both dates inclusive, or the spouse,  
6 surviving spouse, or child of such person, if any such  
7 person has died without leaving sufficient means to  
8 defray the funeral expenses. The commission shall pay  
9 such expenses in a sum not exceeding two hundred and  
10 fifty dollars in any case.

11 Sec. \_\_\_\_ . Section two hundred fifty point sixteen  
12 (250.16), Code 1977, is amended to read as follows:  
13 250.16 MARKERS FOR GRAVES. The county commission  
14 of veteran affairs in-any-county shall, upon the  
15 petition of five reputable-freeholders eligible electors  
16 of any township or municipality in their county, procure  
17 for and furnish to said petitioners some suitable and  
18 appropriate metal marker at a cost not exceeding ten dollars  
19 each, for the grave of each honorably discharged man or  
20 woman of the United States, who served in the military  
21 or naval forces of the United States during any war,  
22 including the Korean Conflict at any time between June  
23 25, 1950, and January 31, 1955, both dates inclusive, and  
24 including the Vietnam Conflict at any time between  
25 August 5, 1964, and ending-on-the-date-the-armed-forces  
26 of-the-United-States-are-directed-by-formal-order-of-the  
27 government-of-the-United-States-to-cess-hestilities  
28 May 7, 1975, both dates inclusive, who is buried within  
29 the limits of said township or municipality, to be placed  
30 at his the individual's grave to permanently mark and  
31 designate said grave for memorial purposes. The expenses  
32 thereof shall be paid from any funds raised as provided  
33 in this chapter.

S-3307 FILED - *Withdrawn 4/4(1018)* BY RICHARD F. DRAKE  
APRIL 6, 1977 FORREST V. SCHWENGELS  
LOUIS P. CULVER  
C. W. HUTCHINS

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1 Amend Senate File 264 as follows:

2 1. Page 1, line 5, by striking the word "Act"  
3 and inserting in lieu thereof the word "section".

4 2. Page 1, line 13, by inserting after the period  
5 the words "Forty-five thousand dollars shall be trans-  
6 ferred from the Korean veteran's bonus tax fund for  
7 use of the Iowa department of veterans affairs and  
8 such funds are appropriated to the Iowa department  
9 of veterans affairs and may be expended commencing  
10 with the effective date of the creation of such  
11 department."

12 3. Page 1, line 14, by striking the word "transfer"  
13 and inserting in lieu thereof the word "transfers".

14 4. Page 1, by inserting after line 26 the follow-  
15 ing:

16 "Sec. 2. NEW SECTION. DEFINITIONS. For the pur-  
17 poses of this Act, unless the context otherwise  
18 requires:

19 1. "Administrator" means the director of the Iowa  
20 department of veterans affairs.

21 2. "Commission" means the commission of the Iowa  
22 department of veterans affairs.

23 3. "Commissioner" means a member of the commission  
24 of the Iowa department of veterans affairs.

25 4. "Department" means the Iowa department of  
26 veterans affairs established in section three (3)  
27 of this Act.

28 Sec. 3. NEW SECTION. DEPARTMENT ESTABLISHED.  
29 There is established an Iowa department of veterans  
30 affairs which shall consist of a commission, an  
31 administrator and additional employees as are required  
32 to carry out the provisions of this Act.

33 The department shall:

34 1. Maintain information and data concerning the  
35 military service records of Iowa veterans.

36 2. Assist county veterans affairs commissions  
37 established pursuant to chapter two hundred fifty  
38 (250) of the Code.

39 3. Maintain the records including certified records  
40 of bonus applications concerning the awards paid  
41 pursuant to the additional bonus and disability fund  
42 and war orphans educational fund under chapter thirty-  
43 five (35) of the Code, and awards paid pursuant to  
44 the Vietnam veterans' bonus under chapter thirty-five  
45 C (35C) of the Code.

46 4. Collect and maintain information concerning  
47 veterans' affairs.

48 5. Conduct two service schools each year for the  
49 Iowa association of county commissioners and executive  
50 secretaries.

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1           6. Assist the United States veterans  
2 administration, the veterans administration hospitals,  
3 the Iowa veterans home, funeral directors, and  
4 federally chartered veterans service organizations  
5 in providing information concerning veterans service  
6 records and veterans affairs data.

7           Sec. 4. NEW SECTION. COMMISSION. There is  
8 established a commission within the Iowa department  
9 of veterans affairs. This commission shall consist  
10 of five persons who shall be appointed by the governor.

11           Sec. 5. NEW SECTION. APPOINTMENT OF COMMISSIONERS.  
12 The American legion of Iowa; disabled American veterans  
13 department of Iowa; veterans of foreign wars department  
14 of Iowa; and American veterans of World War II, Korea  
15 and Vietnam, through their department commanders,  
16 shall submit two names respectively from their  
17 organizations to the governor. The governor shall  
18 appoint from each of the organizations one  
19 representative to serve as a member of the commission.  
20 In addition, the governor shall appoint a member of  
21 the public to serve as a fifth member of the  
22 commission.

23           Sec. 6. NEW SECTION. TERMS AND INITIAL  
24 APPOINTMENTS. The terms of the commissioners shall  
25 be for four years. However, the initial commissioners  
26 shall serve as follows:

- 27           1. Two members shall serve until June 30, 1980.
- 28           2. Two members shall serve until June 30, 1982.
- 29           3. One member shall serve until June 30, 1984.

30           Sec. 7. NEW SECTION. DUTIES OF COMMISSION. The  
31 commission shall:

32           1. Appoint an administrator of the Iowa department  
33 of veterans affairs.

34           2. Organize and annually select a chairperson.

35           3. Adopt and establish policy for the operation  
36 and conduct of the department, subject to any  
37 guidelines which may be adopted by the general  
38 assembly.

39           4. Report to the governor any failure of the  
40 administrator to carry out any of the policy decision  
41 or directives of the commission.

42           5. Approve the budget of the department prior  
43 to submission to the governor.

44           6. Promulgate rules pursuant to chapter seventeen  
45 A (17A) of the Code concerning management of the  
46 department and rules necessary to carry out the duties  
47 and responsibilities of the department.

48           7. Annually visit and evaluate the Iowa veterans  
49 home.

50           8. Annually make a written report to the governor

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1 in the manner required by chapter seventeen (17) of  
2 the Code.

3 9. Administer awards concerning the additional  
4 bonus and disability fund, the war orphans educational  
5 fund and the Vietnam veterans bonus.

6 Sec. 8. NEW SECTION. ADMINISTRATOR DUTIES AND  
7 POWERS.

8 1. The administrator shall prepare a budget for  
9 the department and such other reports as are required  
10 by law.

11 2. The administrator shall carry out such  
12 administrative duties of the department and shall  
13 carry out the policies of the department as established  
14 by the commission.

15 Sec. 9. NEW SECTION. EXPENSES. The administrator  
16 and employees of the department shall receive in  
17 addition to salary, reimbursement for necessary travel  
18 and actual expenses incurred while engaged in the  
19 performance of official duties. The commissioners  
20 shall receive a per diem salary and reimbursement  
21 for necessary travel and actual expenses incurred  
22 while engaged in the performance of official duties.

23 Sec. 10. The director of the department of general  
24 services shall transfer or exchange state property  
25 used by the bonus board to the Iowa department of  
26 veterans affairs.

27 Sec. 11. Section thirty-five point two (35.2),  
28 Code 1977, is amended to read as follows:

29 35.2 INVESTMENT OF BONUS AND DISABILITY FUND.  
30 The treasurer of state shall invest such portions  
31 of the additional bonus and disability fund created  
32 by section 8, chapter 332, Acts of the thirty-ninth  
33 general assembly, not needed for current payments  
34 awarded by the bonus-board commission of the Iowa  
35 department of veterans affairs.

36 Sec. 12. Section thirty-five point four (35.4),  
37 Code 1977, is amended to read as follows:

38 35.4 COLLECTION AND DISPOSITION OF INTEREST.  
39 The interest from such investments shall be collected  
40 by the treasurer of state and shall constitute a part  
41 of the additional bonus and disability fund provided  
42 by section 8, chapter 332, Acts of the thirty-ninth  
43 general assembly, to be disbursed by the treasurer  
44 of state upon the order of said bonus-board commission  
45 of the Iowa department of veterans affairs for the  
46 purposes prescribed in said section.

47 Sec. 13. Section thirty-five point five (35.5),  
48 Code 1977, is amended to read as follows:

49 35.5 PAYMENT OF CLAIMS. When any award from such  
50 additional bonus and disability fund is made by said

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1 benevolent commission of the Iowa department of  
2 veterans affairs, payment shall be made in the manner  
3 provided in section 7, chapter 332, Acts of the thirty-  
4 ninth general assembly.

5 Sec. 14. Section thirty-five point six (35.6),  
6 Code 1977, is amended to read as follows:

7 35.6 RULES. Said benevolent commission of the  
8 Iowa department of veterans affairs shall have power  
9 to establish such rules as the benevolent commission deems  
10 necessary to carry out the provisions of sections  
11 35.2 to 35.5.

12 Sec. 15. Section thirty-five point seven (35.7),  
13 Code 1977, is amended to read as follows:

14 35.7 ORPHANS EDUCATIONAL FUND. The benevolent  
15 commission of the Iowa department of veterans affairs  
16 is hereby authorized and empowered to administer the  
17 war orphans educational aid fund as hereinafter  
18 provided.

19 Sec. 16. Section thirty-five point nine (35.9),  
20 unnumbered paragraph one (1), Code 1977, is amended  
21 to read as follows:

22 Said benevolent commission of the Iowa department  
23 of veterans affairs is authorized to expend not to  
24 exceed four hundred dollars per year for any one child  
25 who shall have lived in the state of Iowa for two  
26 years preceding application for aid hereunder, and  
27 who is the child of a man or woman who died during  
28 World War I between the dates of April 6, 1917, and  
29 June 2, 1921, or during World War II between the dates  
30 of September 16, 1940, and December 31, 1946, both  
31 dates inclusive, or the Korean Conflict at any time  
32 between June 25, 1950, and January 31, 1953, both  
33 dates inclusive, or the Vietnam Conflict at any time  
34 between August 5, 1964, and ~~ending on the date the~~  
35 ~~armed forces of the United States are directed by~~  
36 ~~formal order of the government of the United States~~  
37 ~~to cease hostilities~~ May 7, 1975, both dates inclusive,  
38 while serving in the military or naval forces of the  
39 United States, to include members of the reserve  
40 components performing service or duties required or  
41 authorized under chapter 39, United States Code and  
42 Title 32, United States Code, sections 502 through  
43 505, and active state service required or authorized  
44 under chapter 29A, or as a result of such service,  
45 to defray the expenses of tuition, matriculation,  
46 laboratory and similar fees, books and supplies,  
47 board, lodging, and any other reasonably necessary  
48 expense for such child or children incident to  
49 attendance at any educational or training institution  
50 of college grade, or in any business or vocational

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1 training school of standards approved by said ~~benefit~~  
2 ~~benefit~~ commission of the Iowa department of veterans  
3 affairs, said educational institutions to be located  
4 within the state of Iowa.

5 Sec. 17. Section thirty-five point ten (35.10),  
6 Code 1977, is amended to read as follows:

7 35.10 ELIGIBILITY AND PAYMENT OF AID. Eligibility  
8 for aid hereunder shall be determined upon application  
9 to the ~~Iowa benefit benefit~~ commission of the Iowa  
10 department of veterans affairs, whose decision shall  
11 be final. The eligibility of eligible applicants  
12 shall be certified by the ~~adjutant-general-of-Iowa~~  
13 administrator to the comptroller of Iowa, and all  
14 amounts that may be or may become due to any individual  
15 or any training institution under this chapter shall  
16 be paid to the individual or institution by said  
17 comptroller upon receipt by him or her of certification  
18 by the president or governing board of such educational  
19 or training institution as to accuracy of charges  
20 made, and as to the attendance of the individual at  
21 such educational or training institution. It shall  
22 be proper for the ~~benefit benefit~~ commission of the Iowa  
23 department of veterans affairs to pay over said annual  
24 sum of four hundred dollars to such educational or  
25 training institution in a lump sum, or in such  
26 installments as the circumstances may warrant, upon  
27 receiving from such institution such written  
28 undertaking as the ~~benefit benefit~~ commission of the Iowa  
29 department of veterans affairs may require to assure  
30 the use of said funds for such child for the authorized  
31 purposes and for no other purpose. ~~He~~ A person shall  
32 not be eligible for the benefits of this chapter until  
33 he or she shall have graduated from a high school  
34 or educational institution offering a course of  
35 training equivalent to high school training.

36 Sec. 18. Section thirty-five point twelve (35.12),  
37 unnumbered paragraph one (1), Code 1977, is amended  
38 to read as follows:

39 In addition to the duties enumerated in sections  
40 ~~35-4~~ thirty-five point two (35.2) of the Code through  
41 35.11, the benefit benefit commission of the Iowa  
42 department of veterans affairs shall be responsible  
43 for administering the program created by this section.

44 Sec. 19. Section thirty-five C point four (35C.4),  
45 Code 1977, is amended to read as follows:

46 35C.4 APPLICATIONS FOR COMPENSATION—APPROVAL.  
47 It is the duty of the ~~service-compensation benefit~~  
48 commission of the Iowa department of veterans affairs  
49 to administer the provisions of this chapter, to  
50 examine all applications and approve or disapprove

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1 the same and make any investigation necessary to  
2 establish facts. In the event an application is  
3 disapproved by the board commission, the claimant  
4 may appeal to the district court of the state of Iowa  
5 in and for the county of his or her legal residence  
6 within a period of thirty days from date of mailing  
7 by registered mail of notice of such disapproval.  
8 The appeal shall be perfected by filing in the office  
9 of the board commission, a written notice of appeal  
10 setting forth the order or finding appealed from and  
11 the grounds of the appeal. Within thirty days after  
12 the filing of such notice of appeal the board  
13 commission shall make, certify, and file in the office  
14 of the clerk of the district court to which the appeal  
15 is taken, a full and complete transcript of all  
16 documents in the proceeding, including any depositions,  
17 a transcript or certification of the evidence, if  
18 reported, including the notice of appeal. The clerk  
19 shall immediately docket such appeal. The appeal  
20 shall be heard in such district court as in equity  
21 de novo. Appeal may be taken to the supreme court  
22 from any final order or judgment or decree of the  
23 district court. A claimant who successfully appeals  
24 the disapproval of an application shall be paid such  
25 amount as he or she is entitled to as determined by  
26 the court from the service compensation fund and,  
27 in addition, he or she shall be paid the actual amount  
28 of legal fees incurred which legal fees shall be paid  
29 in the same manner as administrative costs. When  
30 any application has been approved by the board  
31 commission of the Iowa department of veterans affairs,  
32 payment shall be made to the applicant in accordance  
33 with the provisions of this chapter. It is the duty  
34 of the board commission to prepare vouchers and  
35 transmit the same to the state comptroller in payment  
36 of the compensation claims provided for in this chapter  
37 and other necessary administrative expenses. The  
38 state comptroller shall issue a warrant for the amount  
39 stated therein and the treasurer of state shall pay  
40 such warrants out of said service compensation fund.  
41 The board commission of the Iowa department of veterans  
42 affairs may employ such assistants and incur such  
43 other expenses as may be necessary for such  
44 administration and the carrying out of the provisions  
45 of this chapter, and the funds necessary for such  
46 administration and carrying out the provisions of  
47 this chapter shall be expended from the service  
48 compensation fund. Such assistants as the board  
49 commission may determine shall be exempt from the  
50 provisions of chapter 19A and shall give bond in an

1 amount as may be fixed by the board commission, and  
2 shall, whenever practicable, be persons within the  
3 classes as defined in section 35C.1. The board  
4 commission may make, adopt and promulgate rules for  
5 the carrying out of the provisions of this chapter  
6 as it deems necessary and expedient and which are  
7 not inconsistent with any provisions of this chapter.

8 Sec. 20. Section thirty-five C point five (35C.5),  
9 Code 1977, is amended to read as follows:

10 35C.5 TIME FOR MAKING APPLICATIONS. Before  
11 receiving any compensation under the provisions of  
12 this chapter, the claimant, or his or her successor  
13 in interest, shall file with the service-compensation  
14 board commission of the Iowa department of veterans  
15 affairs, application on forms provided by the board  
16 commission. The application shall be filed within  
17 four years subsequent to June 30, 1973.

18 Sec. 21. Section two hundred fifty point two  
19 (250.2), Code 1977, is amended to read as follows:

20 250.2 CONTROL OF FUND. Said fund shall be expended  
21 for the purposes aforesaid by the joint action and  
22 control of the board of supervisors and the county  
23 commission of veteran affairs hereinafter provided  
24 for.

25 Sec. 22. Section two hundred fifty point three  
26 (250.3), Code 1977, is amended to read as follows:

27 250.3 COUNTY COMMISSION OF VETERAN AFFAIRS. The  
28 county commission of veteran affairs shall consist  
29 of three persons, all of whom shall be honorably  
30 discharged men or women of the United States who  
31 served in the military or naval forces of the United  
32 States in any war, including the Korean Conflict at  
33 any time between June 25, 1950, and January 31, 1955,  
34 both dates inclusive, and including the Vietnam  
35 Conflict at any time between August 5, 1964 and ending  
36 on-the-date-the-armed-forces-of-the-United-States  
37 are-directed-by-formal-order-of-the-government-of  
38 the-United-States-to-cess-hostilities May 7, 1975,  
39 both dates inclusive. Said-membership-shall-at-all  
40 times-as-near-as-possible-be-equally-divided If  
41 possible each member of the commission shall be a  
42 veteran of a different war or conflict, so as to  
43 divide membership among the men and women who served  
44 in the Spanish American War, World War I and, World  
45 War II, the Korean conflict and Vietnam conflict,  
46 however, this qualification shall not preclude  
47 membership to a veteran who served in more than one  
48 of the wars or conflicts.

49 Sec. 23. Section two hundred fifty point eleven  
50 (250.11), Code 1977, is amended to read as follows:

1           250.11 DATA FURNISHED ~~BONUS-BEARER~~ STATE COMMISSION.  
 2 The commission of veteran affairs of each county shall  
 3 obtain for and transmit to the ~~state-bonus-bearer~~  
 4 ~~created-by-chapter-35~~ commission of the state  
 5 ~~department of veterans affairs~~, at such time and in  
 6 such manner as the ~~bearer~~ Iowa commission shall specify,  
 7 such information as said ~~bearer~~ Iowa commission may  
 8 request concerning any person having or claiming to  
 9 have any right to award from the additional bonus  
 10 and disability fund created by ~~said~~ chapter thirty-  
 11 five (35) of the Code.

12           Sec. 24. Section two hundred fifty point nineteen  
 13 (250.19), Code 1977, is amended to read as follows:

14           250.19 BURIAL RECORDS. The county commission  
 15 of veteran affairs of ~~each-county~~ shall be charged  
 16 with securing the information requested by the adjutant  
 17 general's office or the Iowa department of veterans  
 18 affairs of every person having a military service  
 19 record and buried in that county. Such information  
 20 shall be secured from the undertaker in charge of  
 21 the burial and shall be transmitted by him or her  
 22 to the commission of veteran affairs of the county  
 23 where burial is made and. This information shall  
 24 be recorded alphabetically and by description of  
 25 location in the cemetery where the veteran is buried-  
 26 in-a-book-as-prescribed-by-the-adjutant-general-and  
 27 kept-for-that-purpose-in-the-office-of-the-commission.  
 28 This recording shall conform to the directives of  
 29 the Iowa department of veterans affairs and shall  
 30 be kept in a book by the county commission.

31           Sec. 25. Section three hundred thirty-five point  
 32 four (335.4), unnumbered paragraph one (1), Code 1977,  
 33 is amended to read as follows:

34           The county recorder of each county in this state  
 35 shall maintain in his or her office a special book  
 36 or books ~~of-uniform-type-kind-and-form-approved~~  
 37 ~~by-the-adjutant-general-of-the-state~~ in which he the  
 38 recorder shall, upon request, record without charge  
 39 the discharge or discharges of any man or woman who:

- 40           1. Enlisted or was inducted from said county,
- 41           2. Resided at any time in said county, or
- 42           3. Is buried in said county.

43           This book shall be of uniform type, kind, and form  
 44 approved by the Iowa department of veterans affairs  
 45 and adjutant general of the state.

46           Sec. 26. Sections thirty-five point one (35.1)  
 47 and thirty-five C point three (35C.3), Code 1977,  
 48 are repealed.

49           Sec. 27. Sections two (2) through twenty-five  
 50 (25) of this Act are effective January 1, 1978."



1 Section 1.

2 1. Chapters thirty-five A (35A) and thirty-five B (35B),  
3 Code 1977, are repealed. Funds remaining in the World War  
4 II and Korean veteran's bonus funds on the effective date  
5 of this section shall be transferred to the additional bonus  
6 and disability fund created in section eight (8) of chapter  
7 three hundred thirty-two (332) of Acts of the Thirty-ninth  
8 General Assembly. Forty thousand dollars shall be transferred  
9 from the Korean veteran's bonus tax fund created by the  
10 treasurer of state pursuant to section thirty-five B point  
11 eleven (35B.11) of the Code to the war orphans educational  
12 aid fund created pursuant to section thirty-five point seven  
13 (35.7) of the Code. Forty-five thousand dollars shall be  
14 transferred from the Korean veteran's bonus tax fund for use  
15 of the Iowa department of veterans affairs and such funds  
16 are appropriated to the Iowa department of veterans affairs  
17 and may be expended commencing with the effective date of  
18 the creation of such department. Funds remaining in the Korean  
19 veteran's bonus tax fund after the transfers provided for  
20 in this subsection is effected shall revert to the general  
21 fund of the state. Persons holding coupons for bonds issued  
22 pursuant to section thirty-five B point one (35B.1) of the  
23 Code as it exists on January 1, 1977 may file a claim with  
24 the state appeal board.

25 2. The World War I bonus fund created in section three  
26 (3) of chapter three hundred thirty-two (332) of the Acts  
27 of Thirty-ninth General Assembly is abolished. Funds remaining  
28 in the World War I bonus fund on the effective date of this  
29 Act shall be transferred to the additional bonus and disability  
30 fund created in section eight (8) of chapter three hundred  
31 thirty-two (332) of the Acts of the Thirty-ninth General  
32 Assembly.

33 Sec. 2. NEW SECTION. DEFINITIONS. For the purposes of  
34 this Act, unless the context otherwise requires:

35 1. "Director" means the director of the Iowa department

1 of veterans affairs.

2 2. "Commission" means the commission of the Iowa department  
3 of veterans affairs.

4 3. "Commissioner" means a member of the commission of  
5 the Iowa department of veterans affairs.

6 4. "Department" means the Iowa department of veterans  
7 affairs established in section three (3) of this Act.

8 Sec. 3. NEW SECTION. DEPARTMENT ESTABLISHED. There is  
9 established an Iowa department of veterans affairs which shall  
10 consist of a commission, a director and additional employees  
11 as are required to carry out the provisions of this Act.

12 The department shall:

13 1. Maintain information and data concerning the military  
14 service records of Iowa veterans.

15 2. Assist county veterans affairs commissions established  
16 pursuant to chapter two hundred fifty (250) of the Code.

17 3. Maintain the records including certified records of  
18 bonus applications concerning the awards paid pursuant to  
19 the additional bonus and disability fund and war orphans edu-  
20 cational fund under chapter thirty-five (35) of the Code,  
21 and awards paid pursuant to the Vietnam veterans' bonus under  
22 chapter thirty-five C (35C) of the Code.

23 4. Collect and maintain information concerning veterans'  
24 affairs.

25 5. Conduct two service schools each year for the Iowa  
26 association of county commissioners and executive secretaries.

27 6. Assist the United States veterans administration, the  
28 Iowa veterans home, funeral directors, and federally chartered  
29 veterans service organizations in providing information  
30 concerning veterans service records and veterans affairs data.

31 Sec. 4. NEW SECTION. COMMISSION. There is established  
32 a commission within the Iowa department of veterans affairs.  
33 This commission shall consist of five persons who shall be  
34 appointed by the governor.

35 Sec. 5. NEW SECTION. APPOINTMENT OF COMMISSIONERS. The

1 American legion of Iowa; disabled American veterans depart-  
2 ment of Iowa; veterans of foreign wars department of Iowa;  
3 and American veterans of World War II, Korea and Vietnam,  
4 through their department commanders, shall submit two names  
5 respectively from their organizations to the governor. The  
6 governor may appoint from each of the organizations one  
7 representative to serve as a member of the commission. In  
8 addition, the governor shall appoint a member of the public  
9 to serve as a fifth member of the commission.

10 Sec. 6. NEW SECTION. TERMS AND INITIAL APPOINTMENTS.

11 The terms of the commissioners shall be for four years.

12 However, the initial commissioners shall serve as follows:

13 1. Two members shall serve until June 30, 1980.

14 2. Two members shall serve until June 30, 1982.

15 3. One member shall serve until June 30, 1984.

16 Sec. 7. NEW SECTION. DUTIES OF COMMISSION. The com-  
17 mission shall:

18 1. Appoint a director of the Iowa department of veterans  
19 affairs.

20 2. Organize and annually select a chairperson.

21 3. Adopt and establish policy for the operation and con-  
22 duct of the department, subject to any guidelines which may  
23 be adopted by the general assembly.

24 4. Report to the governor any failure of the director  
25 to carry out any of the policy decision or directives of the  
26 commission.

27 5. Approve the budget of the department prior to submis-  
28 sion to the governor.

29 6. Promulgate rules pursuant to chapter seventeen A (17A)  
30 of the Code concerning management of the department and rules  
31 necessary to carry out the duties and responsibilities of  
32 the department.

33 7. Annually visit and evaluate the Iowa veterans home.

34 8. Annually make a written report to the governor in the  
35 manner required by chapter seventeen (17) of the Code.

1 9. Administer awards concerning the additional bonus and  
2 disability fund, the war orphans educational fund and the  
3 Vietnam veterans bonus.

4 Sec. 8. NEW SECTION. DIRECTOR DUTIES AND POWERS.

5 1. The director shall prepare a budget for the department  
6 and such other reports as are required by law.

7 2. The director shall carry out such administrative duties  
8 of the department and shall carry out the policies of the  
9 department as established by the commission.

10 Sec. 9. NEW SECTION. EXPENSES. The director and employees  
11 of the department shall receive in addition to salary,  
12 reimbursement for necessary travel and actual expenses incurred  
13 while engaged in the performance of official duties. The  
14 commissioners shall receive a per diem salary and reimbursement  
15 for necessary travel and actual expenses incurred while engaged  
16 in the performance of official duties.

17 Sec. 10. The director of the department of general ser-  
18 vices shall transfer or exchange state property used by the  
19 bonus board to the Iowa department of veterans affairs.

20 Sec. 11. Section thirty-five point two (35.2), Code 1977,  
21 is amended to read as follows:

22 35.2 INVESTMENT OF BONUS AND DISABILITY FUND. The  
23 treasurer of state shall invest such portions of the additional  
24 bonus and disability fund created by section 8, chapter 332,  
25 Acts of the thirty-ninth general assembly, not needed for  
26 current payments awarded by the bonus-board commission of  
27 the Iowa department of veterans affairs.

28 Sec. 12. Section thirty-five point four (35.4), Code 1977,  
29 is amended to read as follows:

30 35.4 COLLECTION AND DISPOSITION OF INTEREST. The interest  
31 from such investments shall be collected by the treasurer  
32 of state and shall constitute a part of the additional bonus  
33 and disability fund provided by section 8, chapter 332, Acts  
34 of the thirty-ninth general assembly, to be disbursed by the  
35 treasurer of state upon the order of said bonus-board

1 commission of the Iowa department of veterans affairs for  
2 the purposes prescribed in said section.

3 Sec. 13. Section thirty-five point five (35.5), Code 1977,  
4 is amended to read as follows:

5 35.5 PAYMENT OF CLAIMS. When any award from such  
6 additional bonus and disability fund is made by said ~~bonus~~  
7 ~~board~~ commission of the Iowa department of veterans affairs,  
8 payment shall be made in the manner provided in section 7,  
9 chapter 332, Acts of the thirty-ninth general assembly.

10 Sec. 14. Section thirty-five point six (35.6), Code 1977,  
11 is amended to read as follows:

12 35.6 RULES. Said ~~bonus-board~~ commission of the Iowa  
13 department of veterans affairs shall have power to establish  
14 such rules as the ~~board~~ commission deems necessary to carry  
15 out the provisions of sections 35.2 to 35.5.

16 Sec. 15. Section thirty-five point seven (35.7), Code  
17 1977, is amended to read as follows:

18 35.7 ORPHANS EDUCATIONAL FUND. The ~~bonus-board~~ commission  
19 of the Iowa department of veterans affairs is hereby authorized  
20 and empowered to administer the war orphans educational aid  
21 fund as hereinafter provided.

22 Sec. 16. Section thirty-five point nine (35.9), unnumbered  
23 paragraph one (1), Code 1977, is amended to read as follows:

24 Said ~~bonus-board~~ commission of the Iowa department of  
25 veterans affairs is authorized to expend not to exceed four  
26 hundred dollars per year for any one child who shall have  
27 lived in the state of Iowa for two years preceding application  
28 for aid hereunder, and who is the child of a man or woman  
29 who died during World War I between the dates of April 6,  
30 1917, and June 2, 1921, or during World War II between the  
31 dates of September 16, 1940, and December 31, 1946, both dates  
32 inclusive, or the Korean Conflict at any time between June  
33 25, 1950, and January 31, 1955, both dates inclusive, or the  
34 Vietnam Conflict at any time between August 5, 1964, and  
35 ~~ending-on-the-date-the-armed-forces-of-the-United-States-are~~

1 ~~directed by formal order of the government of the United~~  
2 ~~States to cease hostilities May 7, 1975, both dates inclusive,~~  
3 ~~while serving in the military or naval forces of the United~~  
4 ~~States, to include members of the reserve components performing~~  
5 ~~service or duties required or authorized under chapter 39,~~  
6 ~~United States Code and Title 32, United States Code, sections~~  
7 ~~502 through 505, and active state service required or~~  
8 ~~authorized under chapter 29A, or as a result of such service,~~  
9 ~~to defray the expenses of tuition, matriculation, laboratory~~  
10 ~~and similar fees, books and supplies, board, lodging, and~~  
11 ~~any other reasonably necessary expense for such child or~~  
12 ~~children incident to attendance at any educational or training~~  
13 ~~institution of college grade, or in any business or vocational~~  
14 ~~training school of standards approved by said ~~bonus-beard~~~~  
15 ~~commission of the Iowa department of veterans affairs, said~~  
16 ~~educational institutions to be located within the state of~~  
17 ~~Iowa.~~

18 Sec. 17. Section thirty-five point ten (35.10), Code 1977,  
19 is amended to read as follows:

20 35.10 ELIGIBILITY AND PAYMENT OF AID. Eligibility for  
21 aid hereunder shall be determined upon application to the  
22 Iowa ~~bonus-beard~~ commission of the Iowa department of veterans  
23 affairs, whose decision shall be final. The eligibility of  
24 eligible applicants shall be certified by the ~~adjutant-general~~  
25 ~~of Iowa~~ director to the comptroller of Iowa, and all amounts  
26 that may be or may become due to any individual or any training  
27 institution under this chapter shall be paid to the individual  
28 or institution by said comptroller upon receipt by him or  
29 her of certification by the president or governing board of  
30 such educational or training institution as to accuracy of  
31 charges made, and as to the attendance of the individual at  
32 such educational or training institution. It shall be proper  
33 for the ~~bonus-beard~~ commission of the Iowa department of  
34 veterans affairs to pay over said annual sum of four hundred  
35 dollars to such educational or training institution in a lump

1 sum, or in such installments as the circumstances may warrant,  
2 upon receiving from such institution such written undertaking  
3 as the ~~bonus-board~~ commission of the Iowa department of  
4 veterans affairs may require to assure the use of said funds  
5 for such child for the authorized purposes and for no other  
6 purpose. No A person shall not be eligible for the benefits  
7 of this chapter until he or she shall have graduated from  
8 a high school or educational institution offering a course  
9 of training equivalent to high school training.

10 Sec. 18. Section thirty-five point twelve (35.12), unnum-  
11 bered paragraph one (1), Code 1977, is amended to read as  
12 follows:

13 In addition to the duties enumerated in sections 35-4  
14 thirty-five point two (35.2) of the Code through 35.11, the  
15 ~~bonus-board~~ commission of the Iowa department of veterans  
16 affairs shall be responsible for administering the program  
17 created by this section.

18 Sec. 19. Section thirty-five C point four (35C.4), Code  
19 1977, is amended to read as follows:

20 35C.4 APPLICATIONS FOR COMPENSATION--APPROVAL. It is  
21 the duty of the ~~service-compensation-board~~ commission of the  
22 Iowa department of veterans affairs to administer the  
23 provisions of this chapter, to examine all applications and  
24 approve or disapprove the same and make any investigation  
25 necessary to establish facts. In the event an application  
26 is disapproved by the ~~board~~ commission, the claimant may  
27 appeal to the district court of the state of Iowa in and for  
28 the county of his or her legal residence within a period of  
29 thirty days from date of mailing by registered mail of notice  
30 of such disapproval. The appeal shall be perfected by filing  
31 in the office of the ~~board~~ commission, a written notice of  
32 appeal setting forth the order or finding appealed from and  
33 the grounds of the appeal. Within thirty days after the  
34 filing of such notice of appeal the ~~board~~ commission shall  
35 make, certify, and file in the office of the clerk of the

1 district court to which the appeal is taken, a full and  
2 complete transcript of all documents in the proceeding,  
3 including any depositions, a transcript or certification of  
4 the evidence, if reported, including the notice of appeal.  
5 The clerk shall immediately docket such appeal. The appeal  
6 shall be heard in such district court as in equity de novo.  
7 Appeal may be taken to the supreme court from any final order  
8 or judgment or decree of the district court. A claimant who  
9 successfully appeals the disapproval of an application shall  
10 be paid such amount as he or she is entitled to as determined  
11 by the court from the service compensation fund and, in  
12 addition, he or she shall be paid the actual amount of legal  
13 fees incurred which legal fees shall be paid in the same  
14 manner as administrative costs. When any application has  
15 been approved by the board commission of the Iowa department  
16 of veterans affairs, payment shall be made to the applicant  
17 in accordance with the provisions of this chapter. It is  
18 the duty of the board commission to prepare vouchers and  
19 transmit the same to the state comptroller in payment of the  
20 compensation claims provided for in this chapter and other  
21 necessary administrative expenses. The state comptroller  
22 shall issue a warrant for the amount stated therein and the  
23 treasurer of state shall pay such warrants out of said service  
24 compensation fund. The board commission of the Iowa department  
25 of veterans affairs may employ such assistants and incur such  
26 other expenses as may be necessary for such administration  
27 and the carrying out of the provisions of this chapter, and  
28 the funds necessary for such administration and carrying out  
29 the provisions of this chapter shall be expended from the  
30 service compensation fund. Such assistants as the board  
31 commission may determine shall be exempt from the provisions  
32 of chapter 19A and shall give bond in an amount as may be  
33 fixed by the board commission, and shall, whenever practicable,  
34 be persons within the classes as defined in section 35C.1.  
35 The board commission may make, adopt and promulgate rules

1 for the carrying out of the provisions of this chapter as  
2 it deems necessary and expedient and which are not inconsistent  
3 with any provisions of this chapter.

4 Sec. 20. Section thirty-five C point five (35C.5), Code  
5 1977, is amended to read as follows:

6 35C.5 TIME FOR MAKING APPLICATIONS. Before receiving  
7 any compensation under the provisions of this chapter, the  
8 claimant, or his or her successor in interest, shall file  
9 with the ~~service-compensation-board~~ commission of the Iowa  
10 department of veterans affairs, application on forms provided  
11 by the ~~board~~ commission. The application shall be filed  
12 within four years subsequent to June 30, 1973.

13 Sec. 21. Section two hundred fifty point two (250.2),  
14 Code 1977, is amended to read as follows:

15 250.2 CONTROL OF FUND. Said fund shall be expended for  
16 the purposes aforesaid by the joint action and control of  
17 the board of supervisors and the county commission of veteran  
18 affairs hereinafter provided for.

19 Sec. 22. Section two hundred fifty point three (250.3),  
20 Code 1977, is amended to read as follows:

21 250.3 COUNTY COMMISSION OF VETERAN AFFAIRS. The county  
22 commission of veteran affairs shall consist of three persons,  
23 all of whom shall be honorably discharged men or women of  
24 the United States who served in the military or naval forces  
25 of the United States in any war, including the Korean Conflict  
26 at any time between June 25, 1950, and January 31, 1955, both  
27 dates inclusive, and including the Vietnam Conflict at any  
28 time between August 5, 1964 and ~~ending-on-the-date-the-armed~~  
29 ~~forces-of-the-United-States-are-directed-by-formal-order-of~~  
30 ~~the-government-of-the-United-States-to-cease-hostilities~~ May  
31 7, 1975, both dates inclusive. ~~Said-membership-shall-at-all~~  
32 ~~times, as near as possible, be equally divided~~ If possible  
33 each member of the commission shall be a veteran of a different  
34 war or conflict, so as to divide membership among the men  
35 and women who served in the Spanish American War, World War

1 I and, World War II, the Korean conflict and Vietnam conflict,  
2 however, this qualification shall not preclude membership  
3 to a veteran who served in more than one of the wars or  
4 conflicts.

5 Sec. 23. Section two hundred fifty point eleven (250.11),  
6 Code 1977, is amended to read as follows:

7 250.11 DATA FURNISHED ~~BONUS-BOARD~~ STATE COMMISSION. The  
8 commission of veteran affairs of each county shall obtain  
9 for and transmit to the ~~state-bonus-board, created by chapter~~  
10 35 commission of the state department of veterans affairs,  
11 at such time and in such manner as the ~~board Iowa~~ commission  
12 shall specify, such information as said ~~board Iowa~~ commission  
13 may request concerning any person having or claiming to have  
14 any right to award from the additional bonus and disability  
15 fund created by said chapter thirty-five (35) of the Code.

16 Sec. 24. Section two hundred fifty point twelve (250.12),  
17 Code 1977, is amended to read as follows:

18 250.12 RELIEF INFORMATION CONFIDENTIAL. It shall be  
19 unlawful for the any county board of supervisors ~~of or any~~  
20 county ~~or the~~ commission of veteran affairs ~~of any county~~  
21 to place the administration of the duties of the county  
22 commission of veteran affairs under any other relief agency  
23 of any county, or to publish the names of the veterans or  
24 their families who receive relief under the provisions of  
25 this chapter.

26 Sec. 25. Section two hundred fifty point thirteen (250.13),  
27 Code 1977, is amended to read as follows:

28 250.13 BURIAL--EXPENSES. The board shall designate some  
29 suitable person in each township to cause to be decently  
30 interred in a suitable cemetery ~~and not in any cemetery or~~  
31 ~~part thereof used exclusively for the burial of the pauper~~  
32 dead, the body of any honorably discharged man or woman of  
33 the United States, who served in the military or naval forces  
34 of the United States during any war, including the Korean  
35 Conflict at any time between June 25, 1950, and January 31,

1 1955, both dates inclusive, and including the Vietnam Conflict  
2 at any time between August 5, 1964, and ending-on-the-date  
3 ~~the-armed-forces-of-the-United-States-are-directed-by-formal~~  
4 ~~order-of-the-government-of-the-United-States-to-cease~~  
5 ~~hostilities~~ May 7, 1975, both dates inclusive, or the spouse,  
6 surviving spouse, or child of such person, if any such person  
7 has died without leaving sufficient means to defray the funeral  
8 expenses. The commission shall pay such expenses in a sum  
9 not exceeding two hundred and fifty dollars in any case.

10 Sec. 26. Section two hundred fifty point sixteen (250.16),  
11 Code 1977, is amended to read as follows:

12 250.16 MARKERS FOR GRAVES. The county commission of  
13 veteran affairs ~~in-any-county~~ shall, upon the petition of  
14 ~~five reputable-freeholders~~ eligible electors of any township  
15 or municipality in their county, procure for and furnish to  
16 said petitioners some suitable and appropriate metal marker  
17 at a cost not exceeding ten dollars each, for the grave of  
18 each honorably discharged man or woman of the United States,  
19 who served in the military or naval forces of the United  
20 States during any war, including the Korean Conflict at any  
21 time between June 25, 1950, and January 31, 1955, both dates  
22 inclusive, and including the Vietnam Conflict at any time  
23 between August 5, 1964, and ending-on-the-date-the-armed  
24 ~~forces-of-the-United-States-are-directed-by-formal-order-of~~  
25 ~~the-government-of-the-United-States-to-cease-hostilities~~ May  
26 7, 1975, both dates inclusive, who is buried within the limits  
27 of said township or municipality, to be placed at his the  
28 individual's grave to permanently mark and designate said  
29 grave for memorial purposes. The expenses thereof shall be  
30 paid from any funds raised as provided in this chapter.

31 Sec. 27. Section two hundred fifty point nineteen (250.19),  
32 Code 1977, is amended to read as follows:

33 250.19 BURIAL RECORDS. The county commission of veteran  
34 affairs of ~~each-county~~ shall be charged with securing the  
35 information requested by the adjutant general's office or

1 the Iowa department of veterans affairs of every person having  
2 a military service record and buried in that county. Such  
3 information shall be secured from the undertaker in charge  
4 of the burial and shall be transmitted by him or her to the  
5 commission of veteran affairs of the county where burial is  
6 made and. This information shall be recorded alphabetically  
7 and by description of location in the cemetery where the  
8 veteran is buried, in a book as prescribed by the adjutant  
9 general and kept for that purpose in the office of the  
10 commission. This recording shall conform to the directives  
11 of the Iowa department of veterans affairs and shall be kept  
12 in a book by the county commission.

13 Sec. 28. Section three hundred thirty-five point four  
14 (335.4), unnumbered paragraph one (1), Code 1977, is amended  
15 to read as follows:

16 The county recorder of each county in this state shall  
17 maintain in his or her office a special book or books of  
18 uniform type, kind, and form approved by the adjutant general  
19 of the state in which he the recorder shall, upon request,  
20 record without charge the discharge or discharges of any man  
21 or woman who:

- 22 1. Enlisted or was inducted from said county,
- 23 2. Resided at any time in said county, or
- 24 3. Is buried in said county.

25 This book shall be of uniform type, kind, and form approved  
26 by the Iowa department of veterans affairs and adjutant general  
27 of the state.

28 Sec. 29. Sections thirty-five point one (35.1) and thirty-  
29 five C point three (35C.3), Code 1977, are repealed.

30 Sec. 30. Sections two (2) through twenty-five (25) of  
31 this Act are effective January 1, 1978.

32 EXPLANATION

33 This bill abolishes the World War I, World War II and  
34 Korean veteran's bonus funds and transfers any moneys in the  
35 funds to the additional bonus and disability fund. This bill

1 also abolishes the Korean veteran's bonus tax fund created  
2 by the treasurer of state to receive revenues generated by  
3 a personal property tax for payment of the Korean veteran's  
4 bonus. Forty thousand dollars from the Korean veteran's bonus  
5 tax fund is transferred to the war orphan's educational aid  
6 fund with the remaining funds going to the general fund of  
7 the state.

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SF 264  
slc/26C

S-5719

- 1 Amend Senate File 264 as amended, passed and  
2 reprinted by the Senate as follows:
- 3 1. Page 1, by striking lines 2 through 24 and  
4 inserting in lieu thereof the following:  
5 "1. Chapters thirty-five A (35A), thirty-five  
6 B (35B) and thirty-five C (35C), Code 1977, are  
7 repealed."  
8 2. Page 1, line 27, by striking the words "Funds  
9 remaining".  
10 3. Page 1, by striking lines 28 through 32.  
11 4. Page 2, line 16, by inserting after the word  
12 "Code." the words "The department shall draft and  
13 provide to county commissions suggested uniform  
14 benefits and administrative procedures for carrying  
15 out the functions and duties of the county  
16 commissions."  
17 5. Page 2, line 17, by striking the word "Maintain"  
18 and inserting in lieu thereof the words "Permanently  
19 maintain".  
20 6. Page 2, by inserting after line 30 the follow-  
21 ing subsection:  
22 "\_\_\_\_\_. Maintain by counties a permanent registry  
23 of the graves of all persons who served in the military  
24 or naval forces of the United States in time of war  
25 and whose mortal remains rest in Iowa."  
26 7. Page 2, line 34, by inserting after the word  
27 "governor." the words "Each commissioner shall be  
28 an honorably discharged member of the armed forces  
29 of the United States."  
30 8. Page 3, line 6, by striking the word "may"  
31 and inserting in lieu thereof the word "shall".  
32 9. Page 3, by striking lines 24 through 26.  
33 10. Page 4, by striking lines 2 and 3 and inserting  
34 in lieu thereof the words "disability fund and the  
35 war orphans educational fund."  
36 11. Page 4, by inserting after line 9 the follow-  
37 ing new section:  
38 Sec. \_\_\_\_\_. NEW SECTION. TENURE. The director  
39 shall serve at the pleasure of the appointing authority  
40 but may be removed from office for inability or refusal  
41 to perform the duties of the office. Prior to removal  
42 from office on such grounds the individual holding  
43 the office shall be afforded a hearing before the  
44 commission."  
45 12. Page 4, line 14, by striking the words "a  
46 per diem salary" and inserting in lieu thereof the  
47 words "forty dollars per diem".  
48 13. Page 4, line 16, by inserting after the word  
49 "duties." the words "Per diem paid to commissioners  
50 shall be paid from funds appropriated to the

1 department."

2 14. Page 4, by inserting after line 19 the  
3 following section:

4 "Sec. \_\_\_\_\_. Section twenty-nine A point twelve  
5 (29A.12), Code 1977, is amended by striking unnumbered  
6 paragraph two (2)."

7 15. Page 7, by striking lines 10 through 35.

8 16. Page 8, by striking lines 1 through 35.

9 17. Page 9, by striking lines 1 through 12 and  
10 inserting in lieu thereof the following section:

11 "Sec. \_\_\_\_\_. Section two hundred fifty point one  
12 (250.1), Code 1977, is amended to read as follows:

13 250.1 TAX. A tax not exceeding twenty-seven cents  
14 per thousand dollars of assessed value may be levied  
15 by the board of supervisors upon all taxable property  
16 within the county, to be collected at the same time  
17 and in the same manner as other taxes, to create a  
18 veteran affairs fund for the relief benefit of, and  
19 to pay the funeral expenses of honorably discharged,  
20 indigent men and women of the United States who served  
21 in the military or naval forces of the United States  
22 in any war including the Korean Conflict at any time  
23 between June 25, 1950, and January 31, 1955, both  
24 dates inclusive, and including the Vietnam Conflict  
25 at any time between August 5, 1964 and ending on the  
26 ~~date the armed forces of the United States are directed~~  
27 ~~by formal order of the government of the United States~~  
28 ~~to cease hostilities~~ May 7, 1975, both dates inclusive,  
29 and their indigent wives, widows and minor children  
30 not over eighteen years of age, having a legal  
31 residence in the county."

32 18. Page 9, line 35, by striking the words "the  
33 Spanish American War," and inserting in lieu thereof  
34 the words "~~the Spanish American War~~".

35 19. Page 10, by inserting after line 4 the  
36 following sections:

37 "Sec. \_\_\_\_\_. Section two hundred fifty point seven  
38 (250.7), Code 1977, is amended to read as follows:

39 250.7 MEETINGS--REPORT--BUDGET. The commission  
40 shall meet monthly on the first Monday and at such  
41 other times as may be necessary. At the monthly  
42 meeting it shall determine who are entitled to relief  
43 benefits and the probable amount required to be  
44 expended therefor. The commission shall meet annually  
45 on the second Monday in June. At such annual meeting  
46 it shall prepare an estimated budget for all  
47 expenditures to be made in the next fiscal year and  
48 certify said budget to the board of supervisors, who  
49 shall have the power and authority to approve or  
50 reduce said budget for valid reasons shown and entered

1 of record and such decision shall be final.  
2 Sec. \_\_\_\_\_. Section two hundred fifty point nine  
3 (250.9), Code 1977, is amended to read as follows:  
4 250.9 NAMES CERTIFIED--~~RELIEF~~ BENEFITS CHANGED.  
5 At each regular meeting the commission shall submit  
6 to the board of supervisors a certified list of those  
7 persons to whom ~~relief~~-has benefits have been  
8 authorized and the amounts so awarded. The amount  
9 awarded to any person may be increased, decreased,  
10 or discontinued by the commission at any meeting.  
11 New names may be added and certified thereat."  
12 20. Page 10, line 18, by striking the word "RELIEF"  
13 and inserting in lieu thereof the words "REBIEF  
14 BENEFIT".  
15 21. Page 10, line 22, by striking the word "relief"  
16 and inserting in lieu thereof the word "~~relief~~".  
17 22. Page 10, line 24, by striking the word "relief"  
18 and inserting in lieu thereof the words "~~relief~~  
19 benefits".  
20 23. Page 11, line 34, by striking the word "of"  
21 and inserting in lieu thereof the word "ef".  
22 24. Page 11, line 35, by striking the words "the  
23 adjutant general's office or" and inserting in lieu  
24 thereof the words "~~the-adjutant-general's-office~~".  
25 25. Page 12, by inserting after line 29 the  
26 following sections:  
27 "Sec. \_\_\_\_\_. The state comptroller shall allocate  
28 to the Iowa department of veterans affairs funds  
29 appropriated by the Sixty-seventh General Assembly,  
30 1978 Session, to the bonus board for salaries, support,  
31 maintenance and miscellaneous purposes and for the  
32 war orphan's educational fund. The state comptroller  
33 shall also allocate to the Iowa department of veteran's  
34 affairs twenty-five thousand dollars of the funds  
35 appropriated by the Sixty-seventh General Assembly,  
36 1978 Session, to the adjutant general which the  
37 department of veterans affairs shall use for graves  
38 registration.  
39 Sec. \_\_\_\_\_. The state comptroller shall allocate  
40 to the Iowa department of veterans affairs any  
41 unencumbered funds remaining on June 30, 1978 from  
42 funds appropriated by Acts of the Sixty-seventh General  
43 Assembly, 1977 Session, chapter thirty-one (31),  
44 section one (1), subsection two (2), paragraph b.  
45 Funds so allocated, or so much thereof as may be  
46 necessary, may be used to pay travel expenses and  
47 per diem of commission members."  
48 26. Page 12, by striking lines 30 and 31.  
49 27. By renumbering the remaining sections and  
50 subsections in accordance with this amendment.

S-5719  
Page 4

1 28. Amend the title by striking lines 1 through  
2 3 and inserting in lieu thereof the words "An Act  
3 relating to benefits and services provided to armed  
4 forces veterans by creating the Iowa department of  
5 veterans affairs, prescribing its powers and duties  
6 and its relationship to county commissions on veterans  
7 affairs and abolishing certain bonus funds."

S-5719 FILED  
APRIL 28, 1978

RECEIVED FROM THE HOUSE

*Senate amended (5747) and concurred 5/2/78 (p. 1150)*

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SENATE FILE 264

S-5747

1 Amend House Amendment S-5719 to Senate File 264  
2 as amended, passed and reprinted by the Senate as  
3 follows:  
4 1. Page 1, by striking lines 30 and 31.

S-5747 FILED  
MAY 1, 1978

*Adopted 5/2 (p. 1150)* BY JOHN S. MURPHY  
PHILIP B. HILL

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SENATE AMENDMENT TO  
HOUSE AMENDMENT TO  
SENATE FILE 264

H-6462

1 Amend house amendment S-5719 to Senate File 264  
2 as amended, passed and reprinted by the Senate as  
3 follows:  
4 1. Page 1, by striking lines 30 and 31.

H-6462 FILED  
RECEIVED FROM SENATE  
MAY 2, 1978

*House concurred 5/2 (p. 2105)*

1 Amend Senate File 264 as amended, passed and  
2 reprinted by the Senate as follows:

3 1. Page 1, by striking lines 2 through 24 and  
4 inserting in lieu thereof the following:

5 "1. Chapters thirty-five A (35A), thirty-five  
6 B (35B) and thirty-five C (35C), Code 1977, are  
7 repealed."

8 2. Page 1, line 27, by striking the words "Funds  
9 remaining".

10 3. Page 1, by striking lines 28 through 32.

11 4. Page 2, line 16, by inserting after the word  
12 "Code." the words "The department shall draft and  
13 provide to county commissions suggested uniform  
14 benefits and administrative procedures for carrying  
15 out the functions and duties of the county  
16 commissions."

17 5. Page 2, line 17, by striking the word "Maintain"  
18 and inserting in lieu thereof the words "Permanently  
19 maintain".

20 6. Page 2, by inserting after line 30 the follow-  
21 ing subsection:

22 "\_\_\_\_\_. Maintain by counties a permanent registry  
23 of the graves of all persons who served in the military  
24 or naval forces of the United States in time of war  
25 and whose mortal remains rest in Iowa."

26 7. Page 2, line 34, by inserting after the word  
27 "governor." the words "Each commissioner shall be  
28 an honorably discharged member of the armed forces  
29 of the United States."

30 8. Page 3, line 6, by striking the word "may"  
31 and inserting in lieu thereof the word "shall".

32 9. Page 3, by striking lines 24 through 26.

33 10. Page 4, by striking lines 2 and 3 and inserting  
34 in lieu thereof the words "disability fund and the  
35 war orphans educational fund."

36 11. Page 4, by inserting after line 9 the follow-  
37 ing new section:

38 Sec. \_\_\_\_\_. NEW SECTION. TENURE. The director  
39 shall serve at the pleasure of the appointing authority  
40 but may be removed from office for inability or refusal  
41 to perform the duties of the office. Prior to removal  
42 from office on such grounds the individual holding  
43 the office shall be afforded a hearing before the  
44 commission."

45 12. Page 4, line 14, by striking the words "a  
46 per diem salary" and inserting in lieu thereof the  
47 words "forty dollars per diem".

48 13. Page 4, line 16, by inserting after the word  
49 "duties." the words "Per diem paid to commissioners  
50 shall be paid from funds appropriated to the

1 department."

2 14. Page 4, by inserting after line 19 the  
3 following section:

4 "Sec. \_\_\_\_ . Section twenty-nine A point twelve  
5 (29A.12), Code 1977, is amended by striking unnumbered  
6 paragraph two (2)."

7 15. Page 7, by striking lines 10 through 35.

8 16. Page 8, by striking lines 1 through 35.

9 17. Page 9, by striking lines 1 through 12 and  
10 inserting in lieu thereof the following section:

11 "Sec. \_\_\_\_ . Section two hundred fifty point one  
12 (250.1), Code 1977, is amended to read as follows:

13 250.1 TAX. A tax not exceeding twenty-seven cents  
14 per thousand dollars of assessed value may be levied  
15 by the board of supervisors upon all taxable property  
16 within the county, to be collected at the same time  
17 and in the same manner as other taxes, to create a  
18 veteran affairs fund for the ~~relief~~ benefit of, and  
19 to pay the funeral expenses of honorably discharged,  
20 indigent men and women of the United States who served  
21 in the military or naval forces of the United States  
22 in any war including the Korean Conflict at any time  
23 between June 25, 1950, and January 31, 1955, both  
24 dates inclusive, and including the Vietnam Conflict  
25 at any time between August 5, 1964 and ending on the  
26 ~~date the armed forces of the United States are directed~~  
27 ~~by formal order of the government of the United States~~  
28 ~~to cease hostilities~~ May 7, 1975, both dates inclusive,  
29 and their indigent wives, widows and minor children  
30 not over eighteen years of age, having a legal  
31 residence in the county."

32 18. Page 9, line 35, by striking the words "the  
33 Spanish American War," and inserting in lieu thereof  
34 the words "~~the Spanish American War,~~".

35 19. Page 10, by inserting after line 4 the  
36 following sections:

37 "Sec. \_\_\_\_ . Section two hundred fifty point seven  
38 (250.7), Code 1977, is amended to read as follows:

39 250.7 MEETINGS--REPORT--BUDGET. The commission  
40 shall meet monthly on the first Monday and at such  
41 other times as may be necessary. At the monthly  
42 meeting it shall determine who are entitled to ~~relief~~  
43 benefits and the probable amount required to be  
44 expended therefor. The commission shall meet annually  
45 on the second Monday in June. At such annual meeting  
46 it shall prepare an estimated budget for all  
47 expenditures to be made in the next fiscal year and  
48 certify said budget to the board of supervisors, who  
49 shall have the power and authority to approve or  
50 reduce said budget for valid reasons shown and entered

- 1 of record and such decision shall be final.
- 2 Sec. \_\_\_\_\_. Section two hundred fifty point nine  
3 (250.9), Code 1977, is amended to read as follows:  
4 250.9 NAMES CERTIFIED--~~RELIEF~~ BENEFITS CHANGED.  
5 At each regular meeting the commission shall submit  
6 to the board of supervisors a certified list of those  
7 persons to whom ~~relief~~-has benefits have been  
8 authorized and the amounts so awarded. The amount  
9 awarded to any person may be increased, decreased,  
10 or discontinued by the commission at any meeting.  
11 New names may be added and certified thereat."
- 12 20. Page 10, line 18, by striking the word "RELIEF"  
13 and inserting in lieu thereof the words "~~RELIEF~~  
14 BENEFIT".
- 15 21. Page 10, line 22, by striking the word "relief"  
16 and inserting in lieu thereof the word "~~relief~~".
- 17 22. Page 10, line 24, by striking the word "relief"  
18 and inserting in lieu thereof the words "~~relief~~  
19 benefits".
- 20 23. Page 11, line 34, by striking the word "of"  
21 and inserting in lieu thereof the word "~~of~~".
- 22 24. Page 11, line 35, by striking the words "the  
23 adjutant general's office or" and inserting in lieu  
24 thereof the words "~~the adjutant general's office~~".
- 25 25. Page 12, by inserting after line 29 the  
26 following sections:
- 27 "Sec. \_\_\_\_\_. The state comptroller shall allocate  
28 to the Iowa department of veterans affairs funds  
29 appropriated by the Sixty-seventh General Assembly,  
30 1978 Session, to the bonus board for salaries, support,  
31 maintenance and miscellaneous purposes and for the  
32 war orphan's educational fund. The state comptroller  
33 shall also allocate to the Iowa department of veteran's  
34 affairs twenty-five thousand dollars of the funds  
35 appropriated by the Sixty-seventh General Assembly,  
36 1978 Session, to the adjutant general which the  
37 department of veterans affairs shall use for graves  
38 registration.
- 39 Sec. \_\_\_\_\_. The state comptroller shall allocate  
40 to the Iowa department of veterans affairs any  
41 unencumbered funds remaining on June 30, 1978 from  
42 funds appropriated by Acts of the Sixty-seventh General  
43 Assembly, 1977 Session, chapter thirty-one (31),  
44 section one (1), subsection two (2), paragraph b.  
45 Funds so allocated, or so much thereof as may be  
46 necessary, may be used to pay travel expenses and  
47 per diem of commission members."
- 48 26. Page 12, by striking lines 30 and 31.
- 49 27. By renumbering the remaining sections and  
50 subsections in accordance with this amendment.

H-6216

Page 4

1 28. Amend the title by striking lines 1 through  
2 3 and inserting in lieu thereof the words "An Act  
3 relating to benefits and services provided to armed  
4 forces veterans by creating the Iowa department of  
5 veterans affairs, prescribing its powers and duties  
6 and its relationship to county commissions on veterans  
7 affairs and abolishing certain bonus funds."

H-6216 FILED *Adopted* BY COMMITTEE ON BUDGET  
APRIL 24, 1978 *4/24/1978* CUSACK of Scott, Chair

SENATE FILE 264

AN ACT

RELATING TO BENEFITS AND SERVICES PROVIDED TO ARMED FORCES VETERANS BY CREATING THE IOWA DEPARTMENT OF VETERANS AFFAIRS, PRESCRIBING ITS POWERS AND DUTIES AND ITS RELATIONSHIP TO COUNTY COMMISSIONS ON VETERANS AFFAIRS AND ABOLISHING CERTAIN BONUS FUNDS.

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

Section 1.

1. Chapters thirty-five A (35A), thirty-five B (35B) and thirty-five C (35C), Code 1977, are repealed.

2. The World War I bonus fund created in section three (3) of chapter three hundred thirty-two (332) of the Acts of Thirty-ninth General Assembly is abolished.

Sec. 2. NEW SECTION. DEFINITIONS. For the purposes of this Act, unless the context otherwise requires:

1. "Director" means the director of the Iowa department of veterans affairs.

2. "Commission" means the commission of the Iowa department of veterans affairs.

3. "Commissioner" means a member of the commission of the Iowa department of veterans affairs.

4. "Department" means the Iowa department of veterans affairs established in section three (3) of this Act.

Sec. 3. NEW SECTION. DEPARTMENT ESTABLISHED. There is established an Iowa department of veterans affairs which shall consist of a commission, a director and additional employees as are required to carry out the provisions of this Act.

The department shall:

1. Maintain information and data concerning the military service records of Iowa veterans.

2. Assist county veterans affairs commissions established pursuant to chapter two hundred fifty (250) of the Code. The department shall draft and provide to county commissions suggested uniform benefits and administrative procedures for carrying out the functions and duties of the county commissions.

3. Permanently maintain the records including certified records of bonus applications concerning the awards paid pursuant to the additional bonus and disability fund and war orphans educational fund under chapter thirty-five (35) of the Code, and awards paid pursuant to the Vietnam veterans' bonus under chapter thirty-five C (35C) of the Code.

4. Collect and maintain information concerning veterans' affairs.

5. Conduct two service schools each year for the Iowa association of county commissioners and executive secretaries.

6. Assist the United States veterans administration, the Iowa veterans home, funeral directors, and federally chartered veterans service organizations in providing information concerning veterans service records and veterans affairs data.

7. Maintain by counties a permanent registry of the graves of all persons who served in the military or naval forces of the United States in time of war and whose mortal remains rest in Iowa.

Sec. 4. NEW SECTION. COMMISSION. There is established a commission within the Iowa department of veterans affairs. This commission shall consist of five persons who shall be appointed by the governor. Each commissioner shall be an honorably discharged member of the armed forces of the United States.

Sec. 5. NEW SECTION. APPOINTMENT OF COMMISSIONERS. The American legion of Iowa; disabled American veterans department of Iowa; veterans of foreign wars department of Iowa; and American veterans of World War II, Korea and Vietnam, through their department commanders, shall submit two names

respectively from their organizations to the governor. The governor may appoint from each of the organizations one representative to serve as a member of the commission. In addition, the governor shall appoint a member of the public to serve as a fifth member of the commission.

Sec. 6. NEW SECTION. TERMS AND INITIAL APPOINTMENTS. The terms of the commissioners shall be for four years. However, the initial commissioners shall serve as follows:

1. Two members shall serve until June 30, 1980.
2. Two members shall serve until June 30, 1982.
3. One member shall serve until June 30, 1984.

Sec. 7. NEW SECTION. DUTIES OF COMMISSION. The commission shall:

1. Appoint a director of the Iowa department of veterans affairs.
2. Organize and annually select a chairperson.
3. Adopt and establish policy for the operation and conduct of the department, subject to any guidelines which may be adopted by the general assembly.
4. Approve the budget of the department prior to submission to the governor.
5. Promulgate rules pursuant to chapter seventeen A (17A) of the Code concerning management of the department and rules necessary to carry out the duties and responsibilities of the department.
6. Annually visit and evaluate the Iowa veterans home.
7. Annually make a written report to the governor in the manner required by chapter seventeen (17) of the Code.
8. Administer awards concerning the additional bonus and disability fund and the war orphans educational fund.

Sec. 8. NEW SECTION. DIRECTOR DUTIES AND POWERS.

1. The director shall prepare a budget for the department and such other reports as are required by law.
2. The director shall carry out such administrative duties of the department and shall carry out the policies of the department as established by the commission.

Sec. 9. NEW SECTION. TENURE. The director shall serve at the pleasure of the appointing authority but may be removed from office for inability or refusal to perform the duties of the office. Prior to removal from office on such grounds the individual holding the office shall be afforded a hearing before the commission.

Sec. 10. NEW SECTION. EXPENSES. The director and employees of the department shall receive in addition to salary, reimbursement for necessary travel and actual expenses incurred while engaged in the performance of official duties. The commissioners shall receive forty dollars per diem and reimbursement for necessary travel and actual expenses incurred while engaged in the performance of official duties. Per diem paid to commissioners shall be paid from funds appropriated to the department.

Sec. 11. The director of the department of general services shall transfer or exchange state property used by the bonus board to the Iowa department of veterans affairs.

Sec. 12. Section twenty-nine A point twelve (29A.12), Code 1977, is amended by striking unnumbered paragraph two (2).

Sec. 13. Section thirty-five point two (35.2), Code 1977, is amended to read as follows:

35.2 INVESTMENT OF BONUS AND DISABILITY FUND. The treasurer of state shall invest such portions of the additional bonus and disability fund created by section 8, chapter 332, Acts of the thirty-ninth general assembly, not needed for current payments awarded by the bonus-board commission of the Iowa department of veterans affairs.

Sec. 14. Section thirty-five point four (35.4), Code 1977, is amended to read as follows:

35.4 COLLECTION AND DISPOSITION OF INTEREST. The interest from such investments shall be collected by the treasurer of state and shall constitute a part of the additional bonus and disability fund provided by section 8, chapter 332, Acts

of the thirty-ninth general assembly, to be disbursed by the treasurer of state upon the order of said bonus-board commission of the Iowa department of veterans affairs for the purposes prescribed in said section.

Sec. 15. Section thirty-five point five (35.5), Code 1977, is amended to read as follows:

35.5 PAYMENT OF CLAIMS. When any award from such additional bonus and disability fund is made by said bonus board commission of the Iowa department of veterans affairs, payment shall be made in the manner provided in section 7, chapter 332, Acts of the thirty-ninth general assembly.

Sec. 16. Section thirty-five point six (35.6), Code 1977, is amended to read as follows:

35.6 RULES. Said bonus-board commission of the Iowa department of veterans affairs shall have power to establish such rules as the board commission deems necessary to carry out the provisions of sections 35.2 to 35.5.

Sec. 17. Section thirty-five point seven (35.7), Code 1977, is amended to read as follows:

35.7 ORPHANS EDUCATIONAL FUND. The bonus-board commission of the Iowa department of veterans affairs is hereby authorized and empowered to administer the war orphans educational aid fund as hereinafter provided.

Sec. 18. Section thirty-five point nine (35.9), unnumbered paragraph one (1), Code 1977, is amended to read as follows:

Said bonus-board commission of the Iowa department of veterans affairs is authorized to expend not to exceed four hundred dollars per year for any one child who shall have lived in the state of Iowa for two years preceding application for aid hereunder, and who is the child of a man or woman who died during World War I between the dates of April 6, 1917, and June 2, 1921, or during World War II between the dates of September 16, 1940, and December 31, 1946, both dates inclusive, or the Korean Conflict at any time between June 25, 1950, and January 31, 1955, both dates inclusive, or the

Vietnam Conflict at any time between August 5, 1964, and ~~ending-on-the-date-the-armed-forces-of-the-United-States-are directed-by-formal-order-of-the-government-of-the-United States-to-cess-hostilities~~ May 7, 1975, both dates inclusive, while serving in the military or naval forces of the United States, to include members of the reserve components performing service or duties required or authorized under chapter 39, United States Code and Title 32, United States Code, sections 502 through 505, and active state service required or authorized under chapter 29A, or as a result of such service, to defray the expenses of tuition, matriculation, laboratory and similar fees, books and supplies, board, lodging, and any other reasonably necessary expense for such child or children incident to attendance at any educational or training institution of college grade, or in any business or vocational training school of standards approved by said bonus-board commission of the Iowa department of veterans affairs, said educational institutions to be located within the state of Iowa.

Sec. 19. Section thirty-five point ten (35.10), Code 1977, is amended to read as follows:

35.10 ELIGIBILITY AND PAYMENT OF AID. Eligibility for aid hereunder shall be determined upon application to the Iowa-bonus-board commission of the Iowa department of veterans affairs, whose decision shall be final. The eligibility of eligible applicants shall be certified by the adjutant-general of-Iowa director to the comptroller of Iowa, and all amounts that may be or may become due to any individual or any training institution under this chapter shall be paid to the individual or institution by said comptroller upon receipt by him or her of certification by the president or governing board of such educational or training institution as to accuracy of charges made, and as to the attendance of the individual at such educational or training institution. It shall be proper for the bonus-board commission of the Iowa department of

veterans affairs to pay over said annual sum of four hundred dollars to such educational or training institution in a lump sum, or in such installments as the circumstances may warrant, upon receiving from such institution such written undertaking as the ~~bonus-board~~ commission of the Iowa department of veterans affairs may require to assure the use of said funds for such child for the authorized purposes and for no other purpose. No A person shall not be eligible for the benefits of this chapter until he or she shall have graduated from a high school or educational institution offering a course of training equivalent to high school training.

Sec. 20. Section two hundred fifty point one (250.1), Code 1977, is amended to read as follows:

250.1 TAX. A tax not exceeding twenty-seven cents per thousand dollars of assessed value may be levied by the board of supervisors upon all taxable property within the county, to be collected at the same time and in the same manner as other taxes, to create a veteran affairs fund for the ~~relief~~ benefit of, and to pay the funeral expenses of honorably discharged, indigent men and women of the United States who served in the military or naval forces of the United States in any war including the Korean Conflict at any time between June 25, 1950, and January 31, 1955, both dates inclusive, and including the Vietnam Conflict at any time between August 5, 1964 and ending ~~on-the-date-the-armed-forces-of-the-United States-are-directed-by-formal-order-of-the-government-of-the United States-to-cess-hostilities~~ May 7, 1975, both dates inclusive, and their indigent wives, widows and minor children not over eighteen years of age, having a legal residence in the county.

Sec. 21. Section two hundred fifty point two (250.2), Code 1977, is amended to read as follows:

250.2 CONTROL OF FUND. Said fund shall be expended for the purposes aforesaid by the joint action and control of the board of supervisors and the county commission of veteran affairs hereinafter provided for.

Sec. 22. Section two hundred fifty point three (250.3), Code 1977, is amended to read as follows:

250.3 COUNTY COMMISSION OF VETERAN AFFAIRS. The county commission of veteran affairs shall consist of three persons, all of whom shall be honorably discharged men or women of the United States who served in the military or naval forces of the United States in any war, including the Korean Conflict at any time between June 25, 1950, and January 31, 1955, both dates inclusive, and including the Vietnam Conflict at any time between August 5, 1964 and ~~ending-on-the-date-the-armed forces-of-the-United-States-are-directed-by-formal-order-of the-government-of-the-United-States-to-cess-hostilities~~ May 7, 1975, both dates inclusive. ~~Said-membership-shall-at-all times,-as-near-as-possible,-be-equally-divided~~ If possible each member of the commission shall be a veteran of a different war or conflict, so as to divide membership among the men and women who served in the-Spanish-American-War, World War I and, World War II, the Korean Conflict and Vietnam Conflict, however, this qualification shall not preclude membership to a veteran who served in more than one of the wars or conflicts.

Sec. 23. Section two hundred fifty point seven (250.7), Code 1977, is amended to read as follows:

250.7 MEETINGS--REPORT--BUDGET. The commission shall meet monthly on the first Monday and at such other times as may be necessary. At the monthly meeting it shall determine who are entitled to relief benefits and the probable amount required to be expended therefor. The commission shall meet annually on the second Monday in June. At such annual meeting it shall prepare an estimated budget for all expenditures to be made in the next fiscal year and certify said budget to the board of supervisors, who shall have the power and authority to approve or reduce said budget for valid reasons shown and entered of record and such decision shall be final.

Sec. 24. Section two hundred fifty point nine (250.9), Code 1977, is amended to read as follows:

250.9 NAMES CERTIFIED--~~RELIEF~~ BENEFITS CHANGED. At each regular meeting the commission shall submit to the board of supervisors a certified list of those persons to whom ~~relief~~ has benefits have been authorized and the amounts so awarded. The amount awarded to any person may be increased, decreased, or discontinued by the commission at any meeting. New names may be added and certified thereat.

Sec. 25. Section two hundred fifty point eleven (250.11), Code 1977, is amended to read as follows:

250.11 DATA FURNISHED ~~BONUS-BOARD~~ STATE COMMISSION. The commission of veteran affairs of each county shall obtain for and transmit to the ~~state-bonus-board, created by chapter 35 commission of the state department of veterans affairs,~~ at such time and in such manner as the ~~board~~ Iowa commission shall specify, such information as said ~~board~~ Iowa commission may request concerning any person having or claiming to have any right to award from the additional bonus and disability fund created by ~~said chapter thirty-five (35) of the Code.~~

Sec. 26. Section two hundred fifty point twelve (250.12), Code 1977, is amended to read as follows:

250.12 ~~RELIEF~~ BENEFIT INFORMATION CONFIDENTIAL. It shall be unlawful for ~~the any county~~ board of supervisors of ~~or any county or the~~ commission of veteran affairs ~~of any county~~ to place the administration of the duties of the ~~county~~ commission of veteran affairs under any other ~~relief~~ agency of any county, or to publish the names of the veterans or their families who receive ~~relief~~ benefits under the provisions of this chapter.

Sec. 27. Section two hundred fifty point thirteen (250.13), Code 1977, is amended to read as follows:

250.13 BURIAL--EXPENSES. The board shall designate some suitable person in each township to cause to be decently interred in a suitable cemetery ~~and not in any cemetery or~~

~~part thereof used exclusively for the burial of the pauper dead,~~ the body of any honorably discharged man or woman of the United States, who served in the military or naval forces of the United States during any war, including the Korean Conflict at any time between June 25, 1950, and January 31, 1955, both dates inclusive, and including the Vietnam Conflict at any time between August 5, 1964, and ~~ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease~~ hostilities May 7, 1975, both dates inclusive, or the spouse, surviving spouse, or child of such person, if any such person has died without leaving sufficient means to defray the funeral expenses. The commission shall pay such expenses in a sum not exceeding two hundred and fifty dollars in any case.

Sec. 28. Section two hundred fifty point sixteen (250.16), Code 1977, is amended to read as follows:

250.16 MARKERS FOR GRAVES. The county commission of veteran affairs ~~in any county~~ shall, upon the petition of five ~~reputable freeholders~~ eligible electors of any township or municipality in their county, procure for and furnish to said petitioners some suitable and appropriate metal marker at a cost not exceeding ten dollars each, for the grave of each honorably discharged man or woman of the United States, who served in the military or naval forces of the United States during any war, including the Korean Conflict at any time between June 25, 1950, and January 31, 1955, both dates inclusive, and including the Vietnam Conflict at any time between August 5, 1964, and ~~ending on the date the armed forces of the United States are directed by formal order of the government of the United States to cease hostilities~~ May 7, 1975, both dates inclusive, who is buried within the limits of said township or municipality, to be placed at ~~his~~ the individual's grave to permanently mark and designate said grave for memorial purposes. The expenses thereof shall be paid from any funds raised as provided in this chapter.

Sec. 29. Section two hundred fifty point nineteen (250.19), Code 1977, is amended to read as follows:

250.19 BURIAL RECORDS. The county commission of veteran affairs ~~of each county~~ shall be charged with securing the information requested by ~~the adjutant general's office~~ the Iowa department of veterans affairs of every person having a military service record and buried in that county. Such information shall be secured from the undertaker in charge of the burial and shall be transmitted by him or her to the commission of veteran affairs of the county where burial is made and. This information shall be recorded alphabetically and by description of location in the cemetery where the veteran is buried, in a book as prescribed by the adjutant general and kept for that purpose in the office of the commission. This recording shall conform to the directives of the Iowa department of veterans affairs and shall be kept in a book by the county commission.

Sec. 30. Section three hundred thirty-five point four (335.4), unnumbered paragraph one (1), Code 1977, is amended to read as follows:

The county recorder of each county in this state shall maintain in his or her office a special book or books of ~~uniform type, kind, and form approved by the adjutant general of the state~~ in which he the recorder shall, upon request, record without charge the discharge or discharges of any man or woman who:

1. Enlisted or was inducted from said county,
2. Resided at any time in said county, or
3. Is buried in said county.

This book shall be of uniform type, kind, and form approved by the Iowa department of veterans affairs and adjutant general of the state.

Sec. 31. Sections thirty-five point one (35.1) and thirty-five C point three (35C.3), Code 1977, are repealed.

Sec. 32. The state comptroller shall allocate to the Iowa department of veterans affairs funds appropriated by the

Sixty-seventh General Assembly, 1978 Session, to the bonus board for salaries, support, maintenance and miscellaneous purposes and for the war orphan's educational fund. The state comptroller shall also allocate to the Iowa department of veteran's affairs twenty-five thousand dollars of the funds appropriated by the Sixty-seventh General Assembly, 1978 Session, to the adjutant general which the department of veterans affairs shall use for graves registration.

Sec. 33. The state comptroller shall allocate to the Iowa department of veterans affairs any unencumbered funds remaining on June 30, 1978 from funds appropriated by Acts of the Sixty-seventh General Assembly, 1977 Session, chapter thirty-one (31), section one (1), subsection two (2), paragraph b. Funds so allocated, or so much thereof as may be necessary, may be used to pay travel expenses and per diem of commission members.

\_\_\_\_\_  
ARTHUR A. NEU  
President of the Senate

\_\_\_\_\_  
DALE M. COCHRAN  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 264, Sixty-seventh General Assembly.

\_\_\_\_\_  
KEVIN P. LIGHT  
Acting Secretary of the Senate

Approved 6/23, 1978

\_\_\_\_\_  
ROBERT D. RAY  
Governor