

FILED APR 4 1978

SENATE FILE 2222

BY COMMITTEE ON ENERGY
De. same 4/4 (p. 750)

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

A BILL FOR

1 An Act relating to the membership, staffing and status of
2 the energy policy council.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

1 Section 1. Section ninety-three point two (93.2), Code
2 1977, is amended to read as follows:

3 93.2 ESTABLISHMENT. There is established an energy policy
4 council which shall consist of seventeen seven members
5 appointed by the governor and subject to confirmation by two-
6 thirds of the membership of the senate. Two-members-shall
7 ~~be-appointed-by-the-president-of-the-senate-from-the-membership~~
8 ~~of-the-senate-with-no-more-than-one-member-being-appointed~~
9 ~~from-the-same-political-party.--Two-members-shall-be-appointed~~
10 ~~by-the-speaker-of-the-house-of-representatives-from-the-members~~
11 ~~of-the-house-with-no-more-than-one-member-being-appointed~~
12 ~~from-the-same-political-party.--The-governor-shall-appoint~~
13 ~~seven-members-who~~ Appointees shall be reasonably knowledgeable
14 in the field of energy.--Not and not more than four of the
15 governor's appointees shall be of the same political party.
16 ~~They-shall-be-subject-to-confirmation-by-two-thirds-of-the~~
17 ~~membership-of-the-senate.--The-state-geologist,-the-secretary~~
18 ~~of-agriculture,-the-chairman-of-the-Iowa-state-commerce~~
19 ~~commission,-the-administrative-officer-of-the-state-soil~~
20 ~~conservation-committee,-the-director-of-transportation,-the~~
21 ~~executive-director-of-environmental-quality-and-legislative~~
22 ~~members-shall-serve-as-ex-officio-nonvoting-members-of-the~~
23 ~~council.--If-a-nonlegislative-ex-officio-nonvoting-member~~
24 ~~is-unable-to-attend-a-meeting-of-the-council,-the-member-shall~~
25 ~~designate-a-replacement-who-shall-be-authorized-to-represent~~
26 ~~the-member-at-the-meeting-~~

27 Sec. 2. Section ninety-three point three (93.3), Code
28 1977, is amended to read as follows:

29 93.3 PERSONNEL. The governor shall appoint a director
30 of energy policy who shall carry out duties assigned to ~~him~~
31 the director by the council or duties assigned to ~~him~~ the
32 director by the governor pursuant to a proclamation of
33 emergency issued under the provisions of section 93.8. The
34 appointment of the director shall be subject to confirmation
35 by two-thirds of the members of the senate. The director

1 shall be paid an annual salary in an amount not to exceed
2 twenty-two thousand dollars. Other personnel-utilized-by
3 ~~the-council-shall-be-employed-through-a-program-of-interchange~~
4 ~~of-personnel-between-the-council-and-other-governmental~~
5 ~~agencies-pursuant-to-chapter-28B~~ employees of the council
6 shall be subject to the provisions of chapter nineteen A (19A)
7 of the Code.

8 Sec. 3. Section ninety-three point four (93.4), Code 1977,
9 is amended to read as follows:

10 93.4 MEETINGS. The council shall organize ~~within-ten~~
11 ~~days-following-June-13,-1974~~ annually, by electing one of
12 its members to serve as ~~chairman~~ chairperson and one to serve
13 as vice ~~chairman~~ chairperson. The council shall establish
14 procedures and requirements with respect to quorum, place
15 and conduct of meetings and may provide for the establishment
16 of an executive committee ~~selected-from-among-the-voting~~
17 ~~members-of-the-council~~ to supervise the administrative duties
18 assigned to the director.

19 Sec. 4. Section ninety-three point five (93.5), Code 1977,
20 is amended to read as follows:

21 93.5 COMPENSATION AND EXPENSES. Council members ~~who-are~~
22 ~~not-employees-of-the-state~~ shall receive a per diem at the
23 rate of forty dollars for each day devoted to council business
24 and ~~all-nonlegislative-members~~ shall be reimbursed for actual
25 expenses incurred in carrying out their duties as members
26 of the council. ~~Legislative-members-shall-receive-payment~~
27 ~~pursuant-to-section-2-10-and-section-2-12-~~

28 Sec. 5. Section ninety-three point six (93.6), Code 1977,
29 is amended to read as follows:

30 93.6 VACANCIES. Vacancies in the membership of the council
31 shall be filled in the manner of original appointment. A
32 ~~vacaney-shall-occur-when-a-legislative-member-ceases-to-be~~
33 ~~a-member-of-the-general-assembly-~~

34 Sec. 6. Acts of the Sixty-fifth General Assembly, 1974
35 Session, chapter one thousand one hundred thirteen (1113),

1 section twenty-two (22), as amended by Acts of the Sixty-sixth
2 General Assembly, 1976 Session, chapter one thousand eighty-
3 eight (1088), section five (5) and as codified in section
4 ninety-three point sixteen (93.16), Code 1977, is repealed.

5 Sec. 7. This Act, being deemed of immediate importance,
6 shall take effect and be in force from and after its
7 publication in the Citizen Herald, a newspaper published in
8 Jesup, Iowa, and in The Advocate, a newspaper published in
9 Rockwell City, Iowa.

10

EXPLANATION

11 This bill changes the membership of the energy policy
12 council by removing the legislative and ex officio members
13 and reducing the number of public members with the end result
14 being a seven member council.

15 The bill further provides that employees of the energy
16 policy council shall be under the state merit system.
17 Currently they are employed under an interchange program with
18 other government agencies.

19 This bill also makes the energy policy council a permanent
20 state agency.

21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

SENATE FILE 2222
FISCAL NOTE

Date: April 11, 1978
Requested by: Senator John Scott

In compliance with a written request received April 11, 1978, there is hereby submitted a Fiscal Note for Senate File 2222 pursuant to Joint Rule 16. Background information used in developing this Fiscal Note is available from the Legislative Fiscal Bureau, to members of the Legislature upon request.

Senate File 2222, An Act relating to the membership, staffing and status of the energy policy council.

This bill changes the membership of the energy policy council by removing the legislative and ex officio members and reducing the number of public members with the end result being a seven member council.

The bill further provides that employees of the energy policy council shall be under the state merit system. Currently they are employed under an interchange program with other government agencies.

The bill also makes the energy policy council a permanent state agency.

Since per diem and expenses are only paid to the seven voting members of the council at the present time, Senate File 2222 has no fiscal effect.

Source: Energy Policy Council

Filed
April 11, 1978

Dennis C. Prouty
Legislative Fiscal Bureau
