

122 2nd 31 2nd Power 5/1 (p 614)

Reprinted 3/79

FILED JAN 30 1979

SENATE FILE 149

By NYSTROM

Passed Senate, Date 3-7-79 (7663) Passed House, Date _____

Vote: Ayes 43 Nays 0 Vote: Ayes _____ Nays _____

Approved June 5, 1979

A BILL FOR

1 An Act to change the membership of the Iowa law enforcement
2 academy council.

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

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1 Section 1. Section eighty B point six (80B.6), Code 1979,
2 is amended by striking the section and inserting in lieu
3 thereof the following:

4 80B.6 COUNCIL CREATED--MEMBERSHIP. There is created the
5 Iowa law enforcement academy council which shall consist of
6 the following seven members appointed by the governor with
7 the consent of the senate to terms of four years commencing
8 on January first:

9 1. Four residents of the state.

10 2. A police officer who is a member of a police department
11 of a city with a population larger than fifty thousand persons.

12 3. A police officer who is a member of a police department
13 of a city with a population of less than fifty thousand
14 persons.

15 4. A member of the Iowa highway safety patrol.

16 In the event a member appointed pursuant to this section
17 is unable to complete his or her term, the vacancy shall be
18 filled for the unexpired term in the same manner as the
19 original appointment.

20 Sec. 2. Section eighty B point eight (80B.8), Code 1979,
21 is amended to read as follows:

22 80B.8 COMPENSATION AND EXPENSES. The members of the
23 council, who are not employees of the state or a political
24 subdivision, shall be paid a forty-dollar per diem. All
25 members of the council shall be reimbursed for necessary and
26 actual expenses incurred in attending meetings and in the
27 performance of their duties. All per diem and expense moneys
28 paid to ~~nonlegislative~~ members shall be paid from funds
29 appropriated to the Iowa law enforcement academy. ~~Legislative~~
30 ~~members-of-the-council-shall-receive-payment-pursuant-to~~
31 ~~section-2-10-and-section-2-12-~~

32 Sec. 3. Section eighty B point nine (80B.9), Code 1979,
33 is amended to read as follows:

34 80B.9 MEETINGS. The council shall meet at least four
35 times each year and shall hold special meetings when called

1 by the ~~chairman~~ chairperson or, in the absence of the ~~chairman~~
2 chairperson, by the vice ~~chairman~~ chairperson, or by the
3 ~~chairman~~ chairperson upon written request of ~~six~~ four members
4 of the council. The council shall establish procedures and
5 requirements with respect to quorum, place, and conduct of
6 meetings.

7 Sec. 4. This Act is effective January first following
8 its enactment. The terms of all of the members of the Iowa
9 law enforcement academy council prior to the effective date
10 of this Act shall expire on the effective date of this Act.
11 In making the initial appointments to the council under this
12 Act the governor shall appoint two members to terms of one
13 year, two members to terms of two years, two members to terms
14 of three years, and one member to a term of four years.

15 EXPLANATION

16 This bill reorganizes the Iowa law enforcement academy
17 council by replacing the present twelve-member council with
18 seven members appointed by the governor. The twelve members
19 were appointed by the governor, lieutenant governor, speaker
20 of the house, superintendent of public instruction, college
21 aid commission, commissioner of social services, commissioner
22 of public safety and the board of regents. Three of the seven
23 new members are required to be law enforcement officers.

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SENATE FILE 149

S-3140

- 1 Amend Senate File 149 as follows:
2 1. Page 1, line 9, by striking the word "Four"
3 and inserting in lieu thereof the word "Three".
4 2. Page 1, by inserting after line 9 the following:
5 "2. A sheriff of a county."
6 3. Page 1, by inserting after line 15 the
7 following:
8 "One senator appointed by the lieutenant governor
9 to a term of four years and one representative
10 appointed by the speaker of the house to a term of
11 two years shall also be ex officio, nonvoting members
12 of the council."
13 4. Page 1, by striking lines 20 through 31.
14 5. Page 2, line 3, by striking the word "four"
15 and inserting in lieu thereof the word "five".
16 6. By renumbering the sections and subsections
17 to conform with this amendment.

S-3140 FILED *Adopted* BY COMMITTEE ON STATE GOVERNMENT
MARCH 5, 1979 *amended by 3/4/79 (S.C.)* JOHN N. NYSTROM, CHAIRPERSON

SENATE FILE 149

S-3149

- 1 Amend the committee amendment S-3140 to Senate
2 File 149 as follows:
3 1. Page 1, line 9, by striking the words "to a
4 term of four years".
5 2. Page 1, lines 10 and 11, by striking the words
6 "to a term of two years".

S-3149 FILED & ADOPTED *(p. 413)* BY FORREST V. SCHWENGELS
MARCH 7, 1979

1 Section 1. Section eighty B point six (80B.6), Code 1979,
2 is amended by striking the section and inserting in lieu
3 thereof the following:

4 80B.6 COUNCIL CREATED--MEMBERSHIP. There is created the
5 Iowa law enforcement academy council which shall consist of
6 the following seven members appointed by the governor with
7 the consent of the senate to terms of four years commencing
8 on January first:

9 1. Three residents of the state.

10 2. A sheriff of a county.

11 3. A police officer who is a member of a police department
12 of a city with a population larger than fifty thousand persons.

13 4. A police officer who is a member of a police department
14 of a city with a population of less than fifty thousand
15 persons.

16 5. A member of the Iowa highway safety patrol.

* 17 One senator appointed by the lieutenant governor and one
* 18 representative appointed by the speaker of the house shall
19 also be ex officio, nonvoting members of the council.

20 In the event a member appointed pursuant to this section
21 is unable to complete his or her term, the vacancy shall be
22 filled for the unexpired term in the same manner as the
* 23 original appointment.

24 Sec. 2. Section eighty B point nine (80B.9), Code 1979,
25 is amended to read as follows:

26 80B.9 MEETINGS. The council shall meet at least four
27 times each year and shall hold special meetings when called
28 by the ~~chairman~~ chairperson or, in the absence of the ~~chairman~~
29 chairperson, by the vice ~~chairman~~ chairperson, or by the
30 ~~chairman~~ chairperson upon written request of six five members
31 of the council. The council shall establish procedures and
32 requirements with respect to quorum, place, and conduct of
33 meetings.

34 Sec. 3. This Act is effective January first following
35 its enactment. The terms of all of the members of the Iowa

1 law enforcement academy council prior to the effective date
2 of this Act shall expire on the effective date of this Act.
3 In making the initial appointments to the council under this
4 Act the governor shall appoint two members to terms of one
5 year, two members to terms of two years, two members to terms
6 of three years, and one member to a term of four years.

7 EXPLANATION

8 This bill reorganizes the Iowa law enforcement academy
9 council by replacing the present twelve-member council with
10 seven members appointed by the governor. The twelve members
11 were appointed by the governor, lieutenant governor, speaker
12 of the house, superintendent of public instruction, college
13 aid commission, commissioner of social services, commissioner
14 of public safety and the board of regents. Three of the seven
15 new members are required to be law enforcement officers.

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SENATE FILE 149

H-3664

- 1 Amend Senate File 149 as amended, passed and
- 2 reprinted by the Senate as follows:
- 3 1. Page 1, line 16, by striking the words "Iowa
- 4 highway safety patrol" and inserting in lieu thereof
- 5 the words "department of public safety".

H-3664 FILED *Adopted 4/17 (p. 1512)*
APRIL 2, 1979

BY COMMITTEE ON STATE GOVERNMENT
CRAWFORD, Chairperson

SENATE FILE 149

H-3907

- 1 Amend Senate File 149 as amended, passed and
- 2 reprinted by the Senate as follows:
- 3 1. Page 1, line 19, by inserting after the word
- 4 "council." the words "The two legislative members
- 5 shall not be members of the same party."

H-3907 FILED *Adopted 4/17 (p. 1563)* BY WOODS of Polk
APRIL 12, 1979

SENATE FILE 149

H-3922

- 1 Amend Senate File 149 as amended, passed and
- 2 reprinted by the Senate as follows:
- 3 1. Page 1, by striking lines 10 through 15 and
- 4 inserting in lieu thereof the following:
- 5 "2. Three law enforcement officers from three
- 6 different law enforcement agencies or departments."
- 7 2. By renumbering the subsections to conform with
- 8 this amendment.

H-3922 FILED *Adopted 4/17 (p. 1563)* BY PAVICH of Pottawattamie
APRIL 12, 1979

HOUSE AMENDMENT TO SENATE FILE 149

S-3736

- 1 Amend Senate File 149 as amended, passed and
- 2 reprinted by the Senate as follows:
- 3 1. Page 1, line 16, by striking the words "Iowa
- 4 highway safety patrol" and inserting in lieu thereof
- 5 the words "department of public safety".

S-3736 FILED
MAY 8, 1979

RECEIVED FROM THE HOUSE

Senate Journal 5/9 (p. 1607)

SENATE FILE 149

AN ACT

TO CHANGE THE MEMBERSHIP OF THE IOWA LAW ENFORCEMENT
ACADEMY COUNCIL.

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

Section 1. Section eighty B point six (80B.6), Code 1979,
is amended by striking the section and inserting in lieu
thereof the following:

80B.6 COUNCIL CREATED--MEMBERSHIP. There is created the
Iowa law enforcement academy council which shall consist of
the following seven members appointed by the governor with
the consent of the senate to terms of four years commencing
on January first:

1. Three residents of the state.
2. A sheriff of a county.
3. A police officer who is a member of a police department
of a city with a population larger than fifty thousand persons.
4. A police officer who is a member of a police department
of a city with a population of less than fifty thousand
persons.

5. A member of the department of public safety.

One senator appointed by the lieutenant governor and one
representative appointed by the speaker of the house shall
also be ex officio, nonvoting members of the council.

In the event a member appointed pursuant to this section
is unable to complete his or her term, the vacancy shall be
filled for the unexpired term in the same manner as the
original appointment.

Sec. 2. Section eighty B point nine (80B.9), Code 1979,
is amended to read as follows:

80B.9 MEETINGS. The council shall meet at least four
times each year and shall hold special meetings when called
by the ~~chairman~~ chairperson or, in the absence of the ~~chairman~~
chairperson, by the vice ~~chairman~~ chairperson, or by the

~~chairman~~ chairperson upon written request of ~~six~~ five members
of the council. The council shall establish procedures and
requirements with respect to quorum, place, and conduct of
meetings.

Sec. 3. This Act is effective January first following
its enactment. The terms of all of the members of the Iowa
law enforcement academy council prior to the effective date
of this Act shall expire on the effective date of this Act.
In making the initial appointments to the council under this
Act the governor shall appoint two members to terms of one
year, two members to terms of two years, two members to terms
of three years, and one member to a term of four years.

TERRY E. BRANSTAD
President of the Senate

FLOYD H. MILLEN
Speaker of the House

I hereby certify that this bill originated in the Senate and
is known as Senate File 149, Sixty-eighth General Assembly.

FRANK J. STORK
Secretary of the Senate

Approved 6/5/ 1979

ROBERT D. EAY
Governor