

Sen. Bill 3/19 failed to Pass 3/25 (p. 1005)

FILED MAR 8 1986

SENATE FILE 2256
BY COMMITTEE ON STATE GOVERN-
MENT
(formerly SSB 2011)
Approved (p 607)

Passed Senate, Date 3-17-1986 Passed House, Date _____
Vote: Ayes 21 Nays 12 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act related to the senate's review and confirmation of
2 gubernatorial appointments.

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

S.F. 2256

1 Section 1. Section 2.32, subsection 6, Code Supplement
2 1985, is amended by adding the following new unnumbered para-
3 graphs:

4 NEW UNNUMBERED PARAGRAPH. A person whose appointment is
5 subject to senate confirmation shall make available to the
6 senate committee to which the appointment is referred, upon
7 the committee's request, proof that the person has filed
8 federal and state income tax returns for the three years im-
9 mediately preceding the appointment, or proof of a legal
10 reason for failure to file. If the appointment is to a board,
11 commission, council, or other body empowered to take disci-
12 plinary action, all records pertaining to any disciplinary
13 action taken by that board, commission, council, or body
14 against the person whose appointment is being reviewed by the
15 senate shall be made available to the senate committee to
16 which the appointment is referred upon its request.

17 NEW UNNUMBERED PARAGRAPH. All tax records, complaint
18 files, investigation files, other investigation reports, and
19 other investigative information in the possession of the
20 committee which relate to appointee tax filings or any past
21 disciplinary action against an appointee are privileged and
22 confidential except that they are subject to discovery,
23 subpoena, or other means of legal compulsion for their release
24 to a person other than the appointee.

25 Sec. 2. Section 147.12, Code 1985, is amended by adding
26 the following new unnumbered paragraph:

27 NEW UNNUMBERED PARAGRAPH. If a person who has been
28 appointed by the governor to serve on an examining board has
29 ever been disciplined by the board to which the person has
30 been appointed, all board records pertaining to the
31 disciplinary action shall be made available to the senate
32 committee to which the appointment is referred at the
33 committee's request before the full senate votes on the
34 person's appointment.

35

EXPLANATION

1 This bill allows the senate to require proof that
2 gubernatorial appointees who are subject to senate
3 confirmation have filed federal and state tax returns for the
4 three years preceding their appointment.

5 The bill also permits the senate to examine records
6 pertinent to a disciplinary action taken by an examining board
7 against a person who has been appointed by the governor to
8 serve on that board. The bill requires that such records be
9 made available to the senate committee to which the
10 appointment is referred at the committee's request before a
11 confirmation vote is taken on the person's appointment to the
12 board. Language is included which provides that such records
13 be kept confidential except to the extent to which they are
14 subject to various means of legal compulsion for their
15 release.

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35

SENATE FILE 2256

S-5303

1 Amend Senate File 2256 as follows:

2 1. Page 1, by inserting after line 16 the
3 following:

4 "NEW UNNUMBERED PARAGRAPH. A person whose
5 appointment is subject to senate confirmation and
6 who receives compensation from the state for that
7 position in excess of \$15,000 per year shall make
8 available to the senate committee to which the
9 appointment is referred a statement providing the
10 following information:

11 1. The names of all businesses with which the
12 person is associated.

13 2. The category or type of all sources of
14 income in excess of five thousand dollars.

15 3. The names of stocks in excess of five
16 thousand dollars at fair market value held in a
17 a business by the person.

18 4. A description of all real property in the
19 state, excluding the person's primary residence,
20 in which a financial interest in excess of five
21 thousand dollars in fair market value is held.
22 This statement shall include such information for
23 both the person and the members of the person's
24 immediate family. A copy of the statement shall
25 be placed on file with the secretary of the senate."

S-5303 Filed March 11, 1986

BY BRUNER

Law 3/13 (p. 723)

SENATE FILE 2256

S-5339

1 Amend amendment S-5303 to Senate File 2256 as
2 follows:

3 1. Page 1, line 7, by striking the figure "\$15,000"
4 and inserting in lieu thereof the figure "\$30,000".

5 2. Page 1, lines 23 and 24, by striking the words
6 "the members of the person's immediate family" and
7 inserting in lieu thereof the following: "that person's
8 spouse".

S-5339 Filed and adopted March 13, 1986 BY GENTLEMAN

(p. 722) (with divisions)

*New
SF 2256*

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
STATE GOVERNMENT BILL)

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

A BILL FOR

1 An Act related to the review and confirmation of nominees to
2 examining boards.

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

1 Section 1. Section 147.12, Code 1985, is amended by adding
2 the following new unnumbered paragraph:

3 NEW UNNUMBERED PARAGRAPH. If a person who has been
4 appointed by the governor to serve on an examining board has
5 ever been disciplined by the board to which the person has
6 been appointed, all board records pertaining to the
7 disciplinary action shall be made available to the senate at
8 the senate's request before the senate votes on the person's
9 appointment.

10 EXPLANATION

11 This bill permits the senate to examine records pertinent
12 to a disciplinary action taken by an examining board against a
13 person who has been appointed by the governor to serve on that
14 board. The bill requires that such records be made available
15 to the senate at the senate's request before a confirmation
16 vote is taken on the person's appointment to the board.

17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35