

SENATE FILE **389**
BY COMMITTEE ON STATE
GOVERNMENT

(SUCCESSOR TO SSB 222)

Passed Senate, Date 3/25/91 (p. 839) Passed House, Date 4/15/91 (p. 1236)
Vote: Ayes 49 Nays 0 Vote: Ayes 91 Nays 0
Approved April 23, 1991 (p. 1439)

A BILL FOR

1 An Act relating to the department of human rights commission of
2 Latino affairs and commission on the status of blacks.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 389

1 Section 1. Section 601K.12, Code 1991, is amended to read
2 as follows:

3 601K.12 COMMISSION OF LATINO AFFAIRS -- TERMS --
4 COMPENSATION.

5 The commission of Latino affairs consists of nine members,
6 appointed by the governor. Commission members shall be
7 appointed in compliance with sections 69.16 and 69.16A and
8 with consideration given to geographic residence and density
9 of Latino population represented by each member. The members
10 of the commission shall be appointed during the month of June
11 and shall serve for terms of two years commencing July 1 of
12 each odd-numbered year. Members appointed shall continue to
13 serve until their respective successors are appointed.
14 Vacancies in the membership of the commission shall be filled
15 by the original appointing authority and in the manner of the
16 original appointments. Members shall receive actual expenses
17 incurred while serving in their official capacity. Members
18 may also be eligible to receive compensation as provided in
19 section 7E.6.

20 Sec. 2. Section 601K.1, subsection 8, Code 1991, is
21 amended to read as follows:

22 8. Division on the status of ~~blacks~~ African-Americans.

23 Sec. 3. Section 601K.141, Code 1991, is amended to read as
24 follows:

25 601K.141 DEFINITIONS.

26 For purposes of this subchapter, unless the context
27 otherwise requires:

28 1. "Commission" means the commission on the status of
29 ~~blacks~~ African-Americans.

30 2. "Division" means the division on the status of ~~blacks~~
31 African-Americans of the department of human rights.

32 3. "Administrator" means the administrator of the division
33 on the status of ~~blacks~~ African-Americans of the department of
34 human rights.

35 Sec. 4. Section 601K.112, Code 1991, is amended to read as

1 follows:

2 601K.142 ESTABLISHMENT.

3 There is established a commission on the status of blacks
4 African-Americans to consist of nine members, appointed by the
5 governor, and confirmed by the senate, to staggered four-year
6 terms. At least five members shall be individuals who are
7 ~~black~~ African-American. Members shall be appointed
8 representing every geographical area of the state. No more
9 than a simple majority of the commission shall be of the same
10 political party. The members of the commission shall appoint
11 from its membership a commission chairperson and a vice
12 chairperson and other officers as the commission deems
13 necessary. Vacancies on the commission shall be filled for
14 the remainder of term of the original appointment.

15 Sec. 5. Section 601K.144, Code 1991, is amended to read as
16 follows:

17 601K.144 OBJECTIVES OF COMMISSION.

18 The commission shall study the changing needs and problems
19 of ~~blacks~~ African-Americans in this state, and recommend new
20 programs, policies, and constructive action to the governor
21 and the general assembly including, but not limited to, the
22 following areas:

- 23 1. Public and private employment policies and practices.
- 24 2. Iowa labor laws.
- 25 3. Legal treatment relating to political and civil rights.
- 26 4. ~~Black~~ African-American children, youth, and families.
- 27 5. Expanded programs to assist ~~blacks~~ African-Americans as
28 consumers.
- 29 6. The employment of ~~blacks~~ African-Americans and the
30 initiation and sustaining of ~~black~~ African-American businesses
31 and ~~black~~ African-American entrepreneurship.
- 32 7. ~~Blacks~~ African-Americans as members of private and
33 public boards, committees, and organizations.
- 34 8. Education, health, housing, social welfare, human
35 rights, and recreation.

1 9. The legal system, including law enforcement, both
2 criminal and civil.

3 10. Social service programs.

4 Sec. 6. Section 601K.146, Code 1991, is amended to read as
5 follows:

6 601K.146 DUTIES.

7 The commission shall do all of the following:

8 1. Serve as an information clearinghouse on programs and
9 agencies operating to assist ~~blacks~~ African-Americans.

10 Clearinghouse duties shall include, but are not limited to:

11 a. Service as a referral agency to assist ~~blacks~~ African-
12 Americans in securing access to state agencies and programs.

13 b. Service as a liaison with federal, state, and local
14 governmental units and private organizations on matters
15 relating to ~~blacks~~ African-Americans.

16 c. Service as a communications conduit to state government
17 for ~~black~~ African-American organizations in the state.

18 d. Stimulation of public awareness of the problems of
19 ~~blacks~~ African-Americans.

20 2. Conduct conferences and training programs for ~~blacks~~
21 African-Americans, public and private agencies and
22 organizations, and the general public.

23 3. Coordinate, assist, and cooperate with public and
24 private agencies in efforts to expand equal rights and
25 opportunities for ~~blacks~~ African-Americans in the areas of:
26 employment, economic development, education, health, housing,
27 recreation, social welfare, social services, and the legal
28 system.

29 4. Serve as the central permanent agency for the advocacy
30 of services for ~~blacks~~ African-Americans.

31 5. Provide assistance to and cooperate with individuals
32 and public and private agencies and organizations in joint
33 efforts to study and resolve problems relating to the
34 improvement of the status of ~~blacks~~ African-Americans.

35 6. Publish and disseminate information relating to ~~blacks~~

1 African-Americans, including publicizing their accomplishments
2 and contributions to this state.

3 7. Evaluate existing and proposed programs and legislation
4 for their impact on ~~blacks~~ African-Americans.

5 8. Coordinate or conduct training programs for ~~blacks~~
6 African-Americans to enable them to assume leadership
7 positions.

8 9. Conduct surveys of ~~blacks~~ African-Americans to
9 ascertain their needs.

10 10. Assist the department of personnel in the elimination
11 of underutilization of ~~blacks~~ African-Americans in the state's
12 workforce.

13 11. Recommend legislation to the governor and the general
14 assembly designed to improve the educational opportunities and
15 the economic and social conditions of ~~blacks~~ African-Americans
16 in this state.

17 EXPLANATION

18 This bill provides that members of the commission of Latino
19 affairs are to be appointed after considering a balance of
20 gender, geographic residence, Latino population density, and
21 political affiliation. The bill further replaces the term
22 "blacks" with the term "African-Americans" in subchapter 10 of
23 chapter 601K relating to the establishment and duties of the
24 commission on the status of blacks.

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LLOYD-JONES, CH.
BUHR
KRAMER

SSB 222
STATE GOVERNMENT

SENATE/HOUSE FILE 387
BY (PROPOSED DEPARTMENT OF
HUMAN RIGHTS BILL)

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

A BILL FOR

1 An Act relating to the department of human rights commission of
2 Latino affairs and commission on the status of blacks.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 601K.12, Code 1991, is amended to read
2 as follows:

3 601K.12 COMMISSION OF LATINO AFFAIRS -- TERMS --
4 COMPENSATION.

5 The commission of Latino affairs consists of nine members,
6 appointed by the governor. Commission members shall be
7 appointed in compliance with sections 69.16 and 69.16A and
8 with consideration given to geographic residence and density
9 of Latino population represented by each member. The members
10 of the commission shall be appointed during the month of June
11 and shall serve for terms of two years commencing July 1 of
12 each odd-numbered year. Members appointed shall continue to
13 serve until their respective successors are appointed.
14 Vacancies in the membership of the commission shall be filled
15 by the original appointing authority and in the manner of the
16 original appointments. Members shall receive actual expenses
17 incurred while serving in their official capacity. Members
18 may also be eligible to receive compensation as provided in
19 section 7E.6.

20 Sec. 2. Section 601K.1, subsection 8, Code 1991, is
21 amended to read as follows:

22 8. Division on the status of ~~blacks~~ African-Americans.

23 Sec. 3. Section 601K.141, Code 1991, is amended to read as
24 follows:

25 601K.141 DEFINITIONS.

26 For purposes of this subchapter, unless the context
27 otherwise requires:

28 1. "Commission" means the commission on the status of
29 ~~blacks~~ African-Americans.

30 2. "Division" means the division on the status of ~~blacks~~
31 African-Americans of the department of human rights.

32 3. "Administrator" means the administrator of the division
33 on the status of ~~blacks~~ African-Americans of the department of
34 human rights.

35 Sec. 4. Section 601K.142, Code 1991, is amended to read as

1 follows:

2 601K.142 ESTABLISHMENT.

3 There is established a commission on the status of blacks
4 African-Americans to consist of nine members, appointed by the
5 governor, and confirmed by the senate, to staggered four-year
6 terms. At least five members shall be individuals who are
7 ~~black~~ African-American. Members shall be appointed
8 representing every geographical area of the state. No more
9 than a simple majority of the commission shall be of the same
10 political party. The members of the commission shall appoint
11 from its membership a commission chairperson and a vice
12 chairperson and other officers as the commission deems
13 necessary. Vacancies on the commission shall be filled for
14 the remainder of term of the original appointment.

15 Sec. 5. Section 601K.144, Code 1991, is amended to read as
16 follows:

17 601K.144 OBJECTIVES OF COMMISSION.

18 The commission shall study the changing needs and problems
19 of blacks African-Americans in this state, and recommend new
20 programs, policies, and constructive action to the governor
21 and the general assembly including, but not limited to, the
22 following areas:

- 23 1. Public and private employment policies and practices.
- 24 2. Iowa labor laws.
- 25 3. Legal treatment relating to political and civil rights.
- 26 4. ~~Black~~ African-American children, youth, and families.
- 27 5. Expanded programs to assist ~~blacks~~ African-Americans as
28 consumers.
- 29 6. The employment of ~~blacks~~ African-Americans and the
30 initiation and sustaining of ~~black~~ African-American businesses
31 and ~~black~~ African-American entrepreneurship.
- 32 7. ~~Blacks~~ African-Americans as members of private and
33 public boards, committees, and organizations.
- 34 8. Education, health, housing, social welfare, human
35 rights, and recreation.

1 9. The legal system, including law enforcement, both
2 criminal and civil.

3 10. Social service programs.

4 Sec. 6. Section 601K.146, Code 1991, is amended to read as
5 follows:

6 601K.146 DUTIES.

7 The commission shall do all of the following:

8 1. Serve as an information clearinghouse on programs and
9 agencies operating to assist **blacks African-Americans**.

10 Clearinghouse duties shall include, but are not limited to:

11 a. Service as a referral agency to assist **blacks African-**
12 **Americans** in securing access to state agencies and programs.

13 b. Service as a liaison with federal, state, and local
14 governmental units and private organizations on matters
15 relating to **blacks African-Americans**.

16 c. Service as a communications conduit to state government
17 for **black African-American** organizations in the state.

18 d. Stimulation of public awareness of the problems of
19 **blacks African-Americans**.

20 2. Conduct conferences and training programs for **blacks**
21 **African-Americans**, public and private agencies and
22 organizations, and the general public.

23 3. Coordinate, assist, and cooperate with public and
24 private agencies in efforts to expand equal rights and
25 opportunities for **blacks African-Americans** in the areas of:
26 employment, economic development, education, health, housing,
27 recreation, social welfare, social services, and the legal
28 system.

29 4. Serve as the central permanent agency for the advocacy
30 of services for **blacks African-Americans**.

31 5. Provide assistance to and cooperate with individuals
32 and public and private agencies and organizations in joint
33 efforts to study and resolve problems relating to the
34 improvement of the status of **blacks African-Americans**.

35 6. Publish and disseminate information relating to **blacks**

1 African-Americans, including publicizing their accomplishments
2 and contributions to this state.

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4 for their impact on blacks African-Americans.

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6 African-Americans to enable them to assume leadership
7 positions.

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9 ascertain their needs.

10 10. Assist the department of personnel in the elimination
11 of underutilization of blacks African-Americans in the state's
12 workforce.

13 11. Recommend legislation to the governor and the general
14 assembly designed to improve the educational opportunities and
15 the economic and social conditions of blacks African-Americans
16 in this state.

17 EXPLANATION

18 This bill provides that members of the commission of Latino
19 affairs are to be appointed after considering a balance of
20 gender, geographic residence, Latino population density, and
21 political affiliation. The bill further replaces the term
22 "blacks" with the term "African-Americans" in subchapter 10 of
23 chapter 601K relating to the establishment and duties of the
24 commission on the status of blacks.

25 BACKGROUND STATEMENT

26 SUBMITTED BY THE AGENCY

27 This bill amends the manner in which appointments to the
28 commission of Latino affairs are made by requiring members to
29 be appointed with consideration given to balancing gender,
30 geographic area of residence, density of Latino population,
31 and political affiliation. The bill also substitutes
32 "African-Americans" for each reference to "Blacks" in the
33 commission on the status of blacks.

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SENATE FILE 389

AN ACT
RELATING TO THE DEPARTMENT OF HUMAN RIGHTS COMMISSION OF
LATINO AFFAIRS AND COMMISSION ON THE STATUS OF BLACKS.

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

Section 1. Section 601K.12, Code 1991, is amended to read as follows:

601K.12 COMMISSION OF LATINO AFFAIRS -- TERMS --
COMPENSATION.

The commission of Latino affairs consists of nine members, appointed by the governor. Commission members shall be appointed in compliance with sections 69.16 and 69.16A and with consideration given to geographic residence and density of Latino population represented by each member. The members of the commission shall be appointed during the month of June and shall serve for terms of two years commencing July 1 of each odd-numbered year. Members appointed shall continue to serve until their respective successors are appointed. Vacancies in the membership of the commission shall be filled by the original appointing authority and in the manner of the original appointments. Members shall receive actual expenses incurred while serving in their official capacity. Members may also be eligible to receive compensation as provided in section 7E.6.

Sec. 2. Section 601K.1, subsection 8, Code 1991, is amended to read as follows:

8. Division on the status of blacks African-Americans.

Sec. 3. Section 601K.141, Code 1991, is amended to read as follows:

601K.141 DEFINITIONS.

For purposes of this subchapter, unless the context otherwise requires:

1. "Commission" means the commission on the status of blacks African-Americans.
2. "Division" means the division on the status of blacks African-Americans of the department of human rights.
3. "Administrator" means the administrator of the division on the status of blacks African-Americans of the department of human rights.

Sec. 4. Section 601K.142, Code 1991, is amended to read as follows:

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There is established a commission on the status of blacks African-Americans to consist of nine members, appointed by the governor, and confirmed by the senate, to staggered four-year terms. At least five members shall be individuals who are black African-American. Members shall be appointed representing every geographical area of the state. No more than a simple majority of the commission shall be of the same political party. The members of the commission shall appoint from its membership a commission chairperson and a vice chairperson and other officers as the commission deems necessary. Vacancies on the commission shall be filled for the remainder of term of the original appointment.

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programs, policies, and constructive action to the governor and the general assembly including, but not limited to, the following areas:

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2. Iowa labor laws.
3. Legal treatment relating to political and civil rights.
4. Black African-American children, youth, and families.
5. Expanded programs to assist blacks African-Americans as consumers.
6. The employment of blacks African-Americans and the initiation and sustaining of black African-American businesses and black African-American entrepreneurship.
7. Blacks African-Americans as members of private and public boards, committees, and organizations.
8. Education, health, housing, social welfare, human rights, and recreation.
9. The legal system, including law enforcement, both criminal and civil.
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1. Serve as an information clearinghouse on programs and agencies operating to assist blacks African-Americans. Clearinghouse duties shall include, but are not limited to:
 - a. Service as a referral agency to assist blacks African-Americans in securing access to state agencies and programs.
 - b. Service as a liaison with federal, state, and local governmental units and private organizations on matters relating to blacks African-Americans.

c. Service as a communications conduit to state government for black African-American organizations in the state.

d. Stimulation of public awareness of the problems of blacks African-Americans.

2. Conduct conferences and training programs for blacks African-Americans, public and private agencies and organizations, and the general public.

3. Coordinate, assist, and cooperate with public and private agencies in efforts to expand equal rights and opportunities for blacks African-Americans in the areas of: employment, economic development, education, health, housing, recreation, social welfare, social services, and the legal system.

4. Serve as the central permanent agency for the advocacy of services for blacks African-Americans.

5. Provide assistance to and cooperate with individuals and public and private agencies and organizations in joint efforts to study and resolve problems relating to the improvement of the status of blacks African-Americans.

6. Publish and disseminate information relating to blacks African-Americans, including publicizing their accomplishments and contributions to this state.

7. Evaluate existing and proposed programs and legislation for their impact on blacks African-Americans.

8. Coordinate or conduct training programs for blacks African-Americans to enable them to assume leadership positions.

9. Conduct surveys of blacks African-Americans to ascertain their needs.

10. Assist the department of personnel in the elimination of underutilization of blacks African-Americans in the state's workforce.

11. Recommend legislation to the governor and the general assembly designed to improve the educational opportunities and the economic and social conditions of ~~blacks~~ African-Americans in this state.

JOE J. WELSH
President of the Senate

ROBERT C. ARNOULD
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 389, Seventy-fourth General Assembly.

JOHN F. DWYER
Secretary of the Senate

Approved April 23, 1991

TERRY E. BRANSTAD
Governor

SF 389