

*Reprinted*

**479**

SENATE FILE  
BY COMMITTEE ON HUMAN RESOURCES

(SUCCESSOR TO SSB 576)

Passed Senate, Date 4/5/91 (p. 1085) Passed House, Date \_\_\_\_\_  
Vote: Ayes 47 Nays 0 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to the reassignment of duties from the division  
2 of children, youth, and families of the department of human  
3 rights to the division of child and family services within the  
4 department of human services.

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

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**SF 479**

1 Section 1. Section 15.108, subsection 9, paragraph a, Code  
2 1991, is amended to read as follows:

34903 a. Collect and assemble, or cause to have collected and  
3351 4 assembled, all pertinent information available regarding the  
5 industrial, agricultural, and public and private recreation  
6 and tourism opportunities and possibilities of the state of  
7 Iowa, including raw materials and products that may be  
8 produced from them; power and water resources; transportation  
9 facilities; available markets; the availability of labor; the  
10 banking and financing facilities; the availability of  
11 industrial sites; the advantages of the state as a whole, and  
12 the particular sections of the state, as industrial locations;  
13 the development of a grain alcohol motor fuel industry and its  
14 related products; and other fields of research and study as  
15 the board deems necessary. This information, as far as  
16 possible, shall consider both the encouragement of new  
17 industrial enterprises in the state and the expansion of  
18 industries now existing within the state, and allied fields to  
19 those industries. The information shall also consider the  
20 changing composition of the Iowa family, the level of poverty  
21 among different age groups and different family structures in  
22 Iowa society, and the changing composition of the Iowa work  
23 force and the impact of those changes on Iowa families. The  
24 department shall work with the division of ~~children, youth and~~  
25 families child and family services of the department of human  
26 rights services in developing the information relating to the  
27 family.

28 Sec. 2. Section 217.11, subsection 4, Code 1991, is  
29 amended to read as follows:

30 4. The administrator of the division of ~~children, youth,~~  
31 and families child and family services of the department of  
32 human rights services or the administrator's designee.

33 Sec. 3. NEW SECTION. 217.9A COMMISSION ON CHILDREN,  
34 YOUTH, AND FAMILIES.

35 1. POLICY. It is the policy of the state of Iowa to

1 promote the best interests of children, youth, and families.  
2 In accordance with this policy, the division of child and  
3 family services shall do all of the following:

4 a. Promote coordination of federal, state, and local  
5 services by developing a plan to streamline delivery of  
6 services and making recommendations to the governor and  
7 general assembly by December 1 of each year.

8 b. Work with state agencies in an advisory capacity to  
9 help plan needed services for children, youth, and families.

10 c. Provide the director of human services, general  
11 assembly, and governor with recommendations and information to  
12 improve services for children, youth, and families by December  
13 1 of each year.

14 d. Identify state and federal resources that can be used  
15 in local areas.

16 e. Provide information to parents to assist and support  
17 them in their parenting roles.

18 The commission shall examine the following issues related  
19 to the cycle of dependency which some families have on  
20 services, including, but not limited to, child care, chemical  
21 dependency, child welfare, youth employment, parent education,  
22 health, and education.

23 2. COMMISSION. The commission on children, youth, and  
24 families is established.

25 a. The following persons or the persons' designees are  
26 members of the commission:

- 3,1927 (1) The director of human services.
- 3,364 28 (2) The director of the Iowa department of public health.
- 29 (3) The director of the department of education.
- 30 (4) The director of the department of corrections.
- 31 (5) The director of the department of human rights.

32 b. The following members of the commission shall be  
33 appointed by the governor:

- 34 (1) A member of a county board of supervisors.
- 35 (2) A member of the board of directors of a school

1 corporation.

2 (3) One citizen, who shall be a professional family  
3 counselor.

4 (4) Seven citizens who have expertise in the areas of  
5 child care, child welfare, youth employment, maternal and  
6 child health, chemical dependency, education, or law.

7 (5) A person sixteen through eighteen years of age at the  
8 time of appointment.

9 c. The following shall be nonvoting members of the  
10 commission:

11 (1) Two members of the senate, not more than one from any  
12 political party, appointed by the president of the senate,  
13 after consultation with the majority leader and the minority  
14 leader of the senate.

15 (2) Two members of the house of representatives, not more  
16 than one from any political party, appointed by the speaker of  
17 the house.

18 (3) A district judge appointed by the governor.

19 d. The members of the commission appointed by the governor  
20 shall be appointed to terms of four years beginning May 1.

21 Legislative members shall be appointed to terms of two years  
22 beginning January 1 of odd-numbered years. However, members  
23 appointed under paragraphs "b" and "c" shall cease to be  
24 members if they no longer hold the office from which they were  
25 appointed. Not more than seven of the members appointed under  
26 paragraph "b" shall belong to the same political party at the  
27 time of appointment. A person designated under paragraph "a"  
28 is appointed for a term of four years beginning May 1 and must  
29 be an assistant director, or head of a division, bureau, or  
30 section of that agency whose function relates to children,  
31 youth, or families while serving on the commission. Vacancies  
32 shall be filled in the same manner as the original  
33 appointment.

34 e. The members of the commission shall elect from the  
35 commission's voting membership a chairperson of the

1 commission. The commission shall meet at regular intervals at  
2 least six times each year and may hold special meetings at the  
3 call of the chairperson or at the request of a majority of the  
4 voting members.

5 f. The purpose of the commission is to promote  
6 coordination of state, local, and private programs, resources,  
7 and services to meet the needs of children, youth, and  
8 families. The commission shall work to identify unmet needs  
9 and to develop a plan to meet those needs and to improve  
10 coordination of efforts. The commission shall serve as an  
11 advocate for Iowa's children, youth, and families to decision-  
12 making bodies and to the public. The commission shall make an  
13 annual report to the general assembly and governor by December  
14 1 of its activities and legislative recommendations. The  
15 commission shall adopt rules pursuant to chapter 17A for the  
16 commission.

17 g. The administrator of the division of child and family  
18 services shall serve as executive officer of the commission  
19 and is exempt from the merit system provisions of chapter 19A.  
20 The administrator is responsible to the commission and with  
21 the approval of the commission shall employ and supervise the  
22 commission's staff and be responsible for implementing policy  
23 set by the commission. The administrator shall carry out  
24 programs and policies as determined by the commission.

25 h. Members of the commission, while engaged in their  
26 official duties, shall be reimbursed for their actual  
27 expenses. Members may also be eligible to receive  
28 compensation as provided in section 7E.6.

29 i. The commission may receive federal funds or any grants  
30 or gifts on behalf of the state for the purposes within its  
31 jurisdiction. All federal funds, grants, and gifts shall be  
32 deposited with the treasurer of state and used only for the  
33 purposes agreed upon as conditions for receipt of the funds,  
34 grants, or gifts.

35 j. The commission shall have the responsibility of

1 budgetary decisions for the commission.

2 Sec. 4. Section 256.41, subsection 3, Code 1991, is  
3 amended to read as follows:

4 3. The administrator of the division of ~~children, youth~~  
5 ~~and families~~ child and family services in the department of  
6 human ~~rights services~~, or the administrator's designee.

3196 7 Sec. 5. Section 256A.2, subsection 1, Code 1991, is  
3554 8 amended to read as follows:

9 1. The administrator of the division of ~~children, youth,~~  
10 ~~and families~~ child and family services of the department of  
11 human ~~rights services~~ or the administrator's designee.

12 Sec. 6. Section 256A.2, unnumbered paragraph 2, Code 1991,  
13 is amended to read as follows:

14 Staff assistance for the council shall be provided jointly  
15 by the department of education and the division of ~~children,~~  
16 ~~youth, and families~~ child and family services of the  
17 department of human ~~rights services~~. Members of the council  
18 shall be reimbursed for actual and necessary expenses incurred  
19 while engaged in their official duties and shall receive per  
20 diem compensation at the level authorized under section 7E.6,  
21 subsection 1, paragraph "a".

22 Sec. 7. Section 262.71, subsection 4, Code 1991, is  
23 amended to read as follows:

24 4. The division of ~~children, youth, and families~~ child and  
25 family services of the department of human ~~rights services~~.

26 Sec. 8. Section 601K.1, subsection 2, Code 1991, is  
27 amended by striking the subsection.

28 Sec. 9. Sections 601K.31 through 601K.39, Code 1991, are  
29 repealed.

30 EXPLANATION

31 This bill abolishes the division of children, youth, and  
32 families in the department of human rights and reassigns its  
33 duties to the division of child and family services within the  
34 department of human services.

35

SENATE FILE 479

S-3196

1 Amend Senate File 479 as follows:

- 2 1. Page 1, by striking lines 23 through 27 and  
3 inserting the following: "force and the impact of  
4 those changes on Iowa families. ~~The department shall~~  
5 ~~work with the division of children, youth and families~~  
6 ~~of the department of human rights in developing the~~  
7 ~~information relating to the family."~~
- 8 2. Page 2, by striking line 27.
- 9 3. Page 3, by inserting after line 18 the  
10 following:  
11 "(4) The administrator of the division of child  
12 and family services."  
13 4. Page 4, by striking lines 17 through 24.
- 14 5. Page 5, by striking lines 7 through 11, and  
15 inserting the following:  
16 "Sec. \_\_\_\_ . Section 256A.2, subsection 1, Code  
17 1991, is amended by striking the subsection."  
18 6. By renumbering, relettering, and correcting  
19 internal references as necessary.

By FLORENCE BUHR

S-3196 FILED MARCH 26, 1991

*W/RS 4/5 (p. 1085)*

SENATE FILE 479

S-3334

1 Amend Senate File 479 as follows:

- 2 1. Page 1, by striking lines 23 through 27 and  
3 inserting the following: "force and the impact of  
4 those changes on Iowa families. ~~The department shall~~  
5 ~~work with the division of children, youth and families~~  
6 ~~of the department of human rights in developing the~~  
7 ~~information relating to the family."~~
- 8 2. Page 2, by striking line 27.
- 9 3. Page 3, by inserting after line 18 the  
10 following:  
11 "(4) The administrator of the division of child  
12 and family services."  
13 4. Page 4, by striking lines 17 through 24.
- 14 5. Page 5, by striking lines 14 through 17 and  
15 inserting the following:  
16 "Staff assistance for the council shall be provided  
17 jointly by the department of education and the  
18 ~~division of children, youth, and families of the~~  
19 ~~department of human rights.~~ Members of the council".  
20 6. By renumbering, relettering, and correcting  
21 internal references as necessary.

By FLORENCE BUHR

S-3334 FILED APRIL 4, 1991

*Adopted 4/5 (p. 1085)*

SENATE FILE 479  
BY COMMITTEE ON HUMAN RESOURCES

(SUCCESSOR TO SSB 316)

(AS AMENDED AND PASSED BY THE SENATE APRIL 5, 1991)

- \_\_\_\_\_ - New Language by the Senate
- \* - Language Stricken by the Senate

*Sen. 3441*  
 Re Passed Senate, Date 4/22/91 (p. 1381) Passed House, Date 4/15/91 (p. 1255)  
 Vote: Ayes 48 Nays 0 Vote: Ayes 96 Nays 0  
 Approved May 7, 1991 (p. 1705)

A BILL FOR

1 An Act relating to the reassignment of duties from the division  
 2 of children, youth, and families of the department of human  
 3 rights to the division of child and family services within the  
 4 department of human services.

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

HOUSE AMENDMENT TO  
 SENATE FILE 479

S-3441

- 1 Amend Senate File 479, as amended, passed, and re-  
 2 printed by the Senate, as follows:  
 3 1. Page 3, line 15, by inserting after the word  
 4 "house" the following: "after consultation with the  
 5 majority leader and the minority leader of the house".  
 6 2. Page 3, line 25, by striking the word "seven"  
 7 and inserting the following: "six".  
 8 3. Page 3, line 27, by inserting after the word  
 9 "appointment." the following: "Of the members  
 10 appointed under paragraph "b", at least two members  
 11 shall be members of a minority race. For purposes of  
 12 this section, Hispanics shall be considered a racial  
 13 group."  
 14 4. By renumbering, relettering, or redesignating  
 15 and correcting internal references as necessary.

RECEIVED FROM THE HOUSE

S-3441 FILED APRIL 16, 1991

*Senate concurred 4/22/91 (p. 1381)*

S.F. 479

1 Section 1. Section 15.108, subsection 9, paragraph a, Code  
2 1991, is amended to read as follows:

3 a. Collect and assemble, or cause to have collected and  
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6 and tourism opportunities and possibilities of the state of  
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10 banking and financing facilities; the availability of  
11 industrial sites; the advantages of the state as a whole, and  
12 the particular sections of the state, as industrial locations;  
13 the development of a grain alcohol motor fuel industry and its  
14 related products; and other fields of research and study as  
15 the board deems necessary. This information, as far as  
16 possible, shall consider both the encouragement of new  
17 industrial enterprises in the state and the expansion of  
18 industries now existing within the state, and allied fields to  
19 those industries. The information shall also consider the  
20 changing composition of the Iowa family, the level of poverty  
21 among different age groups and different family structures in  
22 Iowa society, and the changing composition of the Iowa work  
23 force and the impact of those changes on Iowa families. ~~The~~  
24 ~~department shall work with the division of children, youth and~~  
25 ~~families of the department of human rights in developing the~~  
26 ~~information relating to the family.~~

27 Sec. 2. Section 217.11, subsection 4, Code 1991, is  
28 amended to read as follows:

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35 promote the best interests of children, youth, and families.

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3 a. Promote coordination of federal, state, and local  
4 services by developing a plan to streamline delivery of  
5 services and making recommendations to the governor and  
6 general assembly by December 1 of each year.

7 b. Work with state agencies in an advisory capacity to  
8 help plan needed services for children, youth, and families.

9 c. Provide the director of human services, general  
10 assembly, and governor with recommendations and information to  
11 improve services for children, youth, and families by December  
12 1 of each year.

13 d. Identify state and federal resources that can be used  
14 in local areas.

15 e. Provide information to parents to assist and support  
16 them in their parenting roles.

17 The commission shall examine the following issues related  
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19 services, including, but not limited to, child care, chemical  
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21 health, and education.

22 2. COMMISSION. The commission on children, youth, and  
23 families is established.

24 a. The following persons or the persons' designees are  
25 members of the commission:

\* 26 (1) The director of the Iowa department of public health.

27 (2) The director of the department of education.

28 (3) The director of the department of corrections.

29 (4) The director of the department of human rights.

30 b. The following members of the commission shall be  
31 appointed by the governor:

32 (1) A member of a county board of supervisors.

33 (2) A member of the board of directors of a school  
34 corporation.

35 (3) One citizen, who shall be a professional family

1 counselor.

2 (4) Seven citizens who have expertise in the areas of  
3 child care, child welfare, youth employment, maternal and  
4 child health, chemical dependency, education, or law.

5 (5) A person sixteen through eighteen years of age at the  
6 time of appointment.

7 c. The following shall be nonvoting members of the  
8 commission:

9 (1) Two members of the senate, not more than one from any  
10 political party, appointed by the president of the senate,  
11 after consultation with the majority leader and the minority  
12 leader of the senate.

13 (2) Two members of the house of representatives, not more  
14 than one from any political party, appointed by the speaker of  
15 the house.

16 (3) A district judge appointed by the governor.

17 (4) The administrator of the division of child and family  
18 services.

19 d. The members of the commission appointed by the governor  
20 shall be appointed to terms of four years beginning May 1.  
21 Legislative members shall be appointed to terms of two years  
22 beginning January 1 of odd-numbered years. However, members  
23 appointed under paragraphs "b" and "c" shall cease to be  
24 members if they no longer hold the office from which they were  
25 appointed. Not more than seven of the members appointed under  
26 paragraph "b" shall belong to the same political party at the  
27 time of appointment. A person designated under paragraph "a"  
28 is appointed for a term of four years beginning May 1 and must  
29 be an assistant director, or head of a division, bureau, or  
30 section of that agency whose function relates to children,  
31 youth, or families while serving on the commission. Vacancies  
32 shall be filled in the same manner as the original  
33 appointment.

34 e. The members of the commission shall elect from the  
35 commission's voting membership a chairperson of the

1 commission. The commission shall meet at regular intervals at  
2 least six times each year and may hold special meetings at the  
3 call of the chairperson or at the request of a majority of the  
4 voting members.

5 f. The purpose of the commission is to promote  
6 coordination of state, local, and private programs, resources,  
7 and services to meet the needs of children, youth, and  
8 families. The commission shall work to identify unmet needs  
9 and to develop a plan to meet those needs and to improve  
10 coordination of efforts. The commission shall serve as an  
11 advocate for Iowa's children, youth, and families to decision-  
12 making bodies and to the public. The commission shall make an  
13 annual report to the general assembly and governor by December  
14 1 of its activities and legislative recommendations. The  
15 commission shall adopt rules pursuant to chapter 17A for the  
16 commission.

\* 17 g. Members of the commission, while engaged in their  
18 official duties, shall be reimbursed for their actual  
19 expenses. Members may also be eligible to receive  
20 compensation as provided in section 7E.6.

21 h. The commission may receive federal funds or any grants  
22 or gifts on behalf of the state for the purposes within its  
23 jurisdiction. All federal funds, grants, and gifts shall be  
24 deposited with the treasurer of state and used only for the  
25 purposes agreed upon as conditions for receipt of the funds,  
26 grants, or gifts.

27 i. The commission shall have the responsibility of  
28 budgetary decisions for the commission.

29 Sec. 4. Section 256.41, subsection 3, Code 1991, is  
30 amended to read as follows:

31 3. The administrator of the division of ~~children-youth~~  
32 ~~and-families~~ child and family services in the department of  
33 human ~~rights~~ services, or the administrator's designee.

34 Sec. 5. Section 256A.2, subsection 1, Code 1991, is  
35 amended to read as follows:

1 1. The administrator of the division of ~~children-youth-~~  
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3 human rights services or the administrator's designee.

4 Sec. 6. Section 256A.2, unnumbered paragraph 2, Code 1991,  
5 is amended to read as follows:

6 Staff assistance for the council shall be provided jointly  
7 by the department of education and-the-division-of-children-  
8 youth,-and-families-of-the-department-of-human-rights.

9 Members of the council shall be reimbursed for actual and  
10 necessary expenses incurred while engaged in their official  
11 duties and shall receive per diem compensation at the level  
12 authorized under section 7E.6, subsection 1, paragraph "a".

13 Sec. 7. Section 262.71, subsection 4, Code 1991, is  
14 amended to read as follows:

15 4. The division of ~~children-youth-and-families~~ child and  
16 family services of the department of human rights services.

17 Sec. 8. Section 601K.1, subsection 2, Code 1991, is  
18 amended by striking the subsection.

19 Sec. 9. Sections 601K.31 through 601K.39, Code 1991, are  
20 repealed.

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SENATE FILE 479

H-3567

- 1 Amend Senate File 479, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 3, line 27, by inserting after the word
- 4 "appointment." the following: "The membership of the
- 5 commission appointed under paragraph "b" shall be
- 6 gender balanced in accordance with section 69.16A."

By SPEAR of Lee

H-3567 FILED APRIL 10, 1991

*Adopted 4/15/91*

SENATE FILE 479

H-3568

- 1 Amend Senate File 479, as amended, passed, and
- 2 reprinted by the Senate as follows:
- 3 1. Page 3, line 25, by striking the word "seven"
- 4 and inserting the following: "six".

By SPEAR of Lee

H-3568 FILED APRIL 10, 1991

*Adopted 4/15/91 (p. 1254)*

SENATE FILE 479

H-3569

- 1 Amend Senate File 479, as amended, passed, and re-
- 2 printed by the Senate, as follows:
- 3 1. Page 3, line 15, by inserting after the word
- 4 "house" the following: "after consultation with the
- 5 majority leader and the minority leader of the house".

By SPEAR of Lee

H-3569 FILED APRIL 10, 1991

*Adopted 4/15/91 (p. 1254)*

SENATE FILE 479

H-3570

- 1 Amend Senate File 479, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 3, line 27, by inserting after the word
- 4 "appointment." the following: "Of the members
- 5 appointed under paragraph "b", at least two members
- 6 shall be members of a minority race. For purposes of
- 7 this section, Hispanics shall be considered a racial
- 8 group."

By SPEAR of Lee

H-3570 FILED APRIL 10, 1991

*Adopted 4/15/91*

SENATE FILE 479

H-3586

- 1 Amend Senate File 479, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 3, line 33, by inserting after the word
- 4 "appointment." the following: "Notwithstanding
- 5 section 69.16A, the requirement of gender balance is
- 6 not applicable to the appointment of the nonvoting
- 7 members of the commission."

By SPEAR of Lee

H-3586 FILED APRIL 11, 1991

*Adopted 4/15*

BUNK, CH.  
HORN  
TINSMAN

SSB 316  
HUMAN RESOURCES

SENATE FILE 479  
BY (PROPOSED COMMITTEE ON HUMAN  
RESOURCES BILL BY CHAIR-  
PERSON HANNON)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to the reassignment of duties from the division  
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8 produced from them; power and water resources; transportation  
9 facilities; available markets; the availability of labor; the  
10 banking and financing facilities; the availability of  
11 industrial sites; the advantages of the state as a whole, and  
12 the particular sections of the state, as industrial locations;  
13 the development of a grain alcohol motor fuel industry and its  
14 related products; and other fields of research and study as  
15 the board deems necessary. This information, as far as  
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20 changing composition of the Iowa family, the level of poverty  
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8 b. Work with state agencies in an advisory capacity to  
9 help plan needed services for children, youth, and families.

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11 assembly, and governor with recommendations and information to  
12 improve services for children, youth, and families by December  
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14 d. Identify state and federal resources that can be used  
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17 them in their parenting roles.

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19 to the cycle of dependency which some families have on  
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29 (3) The director of the department of education.  
30 (4) The director of the department of corrections.  
31 (5) The director of the department of human rights.

32 b. The following members of the commission shall be  
33 appointed by the governor:

- 34 (1) A member of a county board of supervisors.  
35 (2) A member of the board of directors of a school

1 corporation.

2 (3) One citizen, who shall be a professional family  
3 counselor.

4 (4) Seven citizens who have expertise in the areas of  
5 child care, child welfare, youth employment, maternal and  
6 child health, chemical dependency, education, or law.

7 (5) A person sixteen through eighteen years of age at the  
8 time of appointment.

9 c. The following shall be nonvoting members of the  
10 commission:

11 (1) Two members of the senate, not more than one from any  
12 political party, appointed by the president of the senate,  
13 after consultation with the majority leader and the minority  
14 leader of the senate.

15 (2) Two members of the house of representatives, not more  
16 than one from any political party, appointed by the speaker of  
17 the house.

18 (3) A district judge appointed by the governor.

19 d. The members of the commission appointed by the governor  
20 shall be appointed to terms of four years beginning May 1.  
21 Legislative members shall be appointed to terms of two years  
22 beginning January 1 of odd-numbered years. However, members  
23 appointed under paragraphs "b" and "c" shall cease to be  
24 members if they no longer hold the office from which they were  
25 appointed. Not more than seven of the members appointed under  
26 paragraph "b" shall belong to the same political party at the  
27 time of appointment. A person designated under paragraph "a"  
28 is appointed for a term of four years beginning May 1 and must  
29 be an assistant director, or head of a division, bureau, or  
30 section of that agency whose function relates to children,  
31 youth, or families while serving on the commission. Vacancies  
32 shall be filled in the same manner as the original  
33 appointment. Not more than nine of the voting members of the  
34 commission shall be of the same gender.

35 e. The members of the commission shall elect from the

1 commission's voting membership a chairperson of the  
2 commission. The commission shall meet at regular intervals at  
3 least six times each year and may hold special meetings at the  
4 call of the chairperson or at the request of a majority of the  
5 voting members.

6 f. The purpose of the commission is to promote  
7 coordination of state, local, and private programs, resources,  
8 and services to meet the needs of children, youth, and  
9 families. The commission shall work to identify unmet needs  
10 and to develop a plan to meet those needs and to improve  
11 coordination of efforts. The commission shall serve as an  
12 advocate for Iowa's children, youth, and families to decision-  
13 making bodies and to the public. The commission shall make an  
14 annual report to the general assembly and governor by December  
15 1 of its activities and legislative recommendations. The  
16 commission shall adopt rules pursuant to chapter 17A for the  
17 commission.

18 g. The administrator of the division of child and family  
19 services shall serve as executive officer of the commission  
20 and is exempt from the merit system provisions of chapter 19A.  
21 The administrator is responsible to the commission and with  
22 the approval of the commission shall employ and supervise the  
23 commission's staff and be responsible for implementing policy  
24 set by the commission. The administrator shall carry out  
25 programs and policies as determined by the commission.

26 h. Members of the commission, while engaged in their  
27 official duties, shall be reimbursed for their actual  
28 expenses. Members may also be eligible to receive  
29 compensation as provided in section 7E.6.

30 i. The commission may receive federal funds or any grants  
31 or gifts on behalf of the state for the purposes within its  
32 jurisdiction. All federal funds, grants, and gifts shall be  
33 deposited with the treasurer of state and used only for the  
34 purposes agreed upon as conditions for receipt of the funds,  
35 grants, or gifts.

1 j. The commission shall have the responsibility of  
2 budgetary decisions for the commission.

3 Sec. 4. Section 256.41, subsection 3, Code 1991, is  
4 amended to read as follows:

5 3. The administrator of the division of ~~children, youth~~  
6 ~~and-families~~ child and family services in the department of  
7 human ~~rights~~ services, or the administrator's designee.

8 Sec. 5. Section 256A.2, subsection 1, Code 1991, is  
9 amended to read as follows:

10 1. The administrator of the division of ~~children, youth,~~  
11 ~~and-families~~ child and family services of the department of  
12 human ~~rights~~ services or the administrator's designee.

13 Sec. 6. Section 256A.2, unnumbered paragraph 2, Code 1991,  
14 is amended to read as follows:

15 Staff assistance for the council shall be provided jointly  
16 by the department of education and the division of ~~children,~~  
17 ~~youth, and-families~~ child and family services of the  
18 department of human ~~rights~~ services. Members of the council  
19 shall be reimbursed for actual and necessary expenses incurred  
20 while engaged in their official duties and shall receive per  
21 diem compensation at the level authorized under section 7E.6,  
22 subsection 1, paragraph "a".

23 Sec. 7. Section 262.71, subsection 4, Code 1991, is  
24 amended to read as follows:

25 4. The division of ~~children, youth, and-families~~ child and  
26 family services of the department of human ~~rights~~ services.

27 Sec. 8. Section 601K.1, subsection 2, Code 1991, is  
28 amended by striking the subsection.

29 Sec. 9. Sections 601K.31 through 601K.39, Code 1991, are  
30 repealed.

31 EXPLANATION

32 This bill abolishes the division of children, youth, and  
33 families in the department of human rights and reassigns its  
34 duties to the division of child and family services within the  
35 department of human services.

SENATE FILE 479

AN ACT

RELATING TO THE REASSIGNMENT OF DUTIES FROM THE DIVISION OF CHILDREN, YOUTH, AND FAMILIES OF THE DEPARTMENT OF HUMAN RIGHTS TO THE DIVISION OF CHILD AND FAMILY SERVICES WITHIN THE DEPARTMENT OF HUMAN SERVICES.

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

Section 1. Section 15.108, subsection 9, paragraph a, Code 1991, is amended to read as follows:

a. Collect and assemble, or cause to have collected and assembled, all pertinent information available regarding the industrial, agricultural, and public and private recreation and tourism opportunities and possibilities of the state of Iowa, including raw materials and products that may be produced from them; power and water resources; transportation facilities; available markets; the availability of labor; the banking and financing facilities; the availability of industrial sites; the advantages of the state as a whole, and the particular sections of the state, as industrial locations; the development of a grain alcohol motor fuel industry and its related products; and other fields of research and study as the board deems necessary. This information, as far as possible, shall consider both the encouragement of new industrial enterprises in the state and the expansion of industries now existing within the state, and allied fields to those industries. The information shall also consider the

changing composition of the Iowa family, the level of poverty among different age groups and different family structures in Iowa society, and the changing composition of the Iowa work force and the impact of those changes on Iowa families. ~~The department shall work with the division of children, youth and families of the department of human rights in developing the information relating to the family.~~

Sec. 2. Section 217.11, subsection 4, Code 1991, is amended to read as follows:

4. The administrator of the division of children, youth, and families child and family services of the department of human rights services or the administrator's designee.

Sec. 3. NEW SECTION. 217.9A COMMISSION ON CHILDREN, YOUTH, AND FAMILIES.

1. POLICY. It is the policy of the state of Iowa to promote the best interests of children, youth, and families. In accordance with this policy, the division of child and family services shall do all of the following:

- a. Promote coordination of federal, state, and local services by developing a plan to streamline delivery of services and making recommendations to the governor and general assembly by December 1 of each year.
- b. Work with state agencies in an advisory capacity to help plan needed services for children, youth, and families.
- c. Provide the director of human services, general assembly, and governor with recommendations and information to improve services for children, youth, and families by December 1 of each year.
- d. Identify state and federal resources that can be used in local areas.
- e. Provide information to parents to assist and support them in their parenting roles.

The commission shall examine the following issues related to the cycle of dependency which some families have on services, including, but not limited to, child care, chemical

dependency, child welfare, youth employment, parent education, health, and education.

2. COMMISSION. The commission on children, youth, and families is established.

a. The following persons or the persons' designees are members of the commission:

- (1) The director of the Iowa department of public health.
- (2) The director of the department of education.
- (3) The director of the department of corrections.
- (4) The director of the department of human rights.

b. The following members of the commission shall be appointed by the governor:

- (1) A member of a county board of supervisors.
- (2) A member of the board of directors of a school corporation.
- (3) One citizen, who shall be a professional family counselor.
- (4) Seven citizens who have expertise in the areas of child care, child welfare, youth employment, maternal and child health, chemical dependency, education, or law.
- (5) A person sixteen through eighteen years of age at the time of appointment.

c. The following shall be nonvoting members of the commission:

- (1) Two members of the senate, not more than one from any political party, appointed by the president of the senate, after consultation with the majority leader and the minority leader of the senate.
- (2) Two members of the house of representatives, not more than one from any political party, appointed by the speaker of the house after consultation with the majority leader and the minority leader of the house.
- (3) A district judge appointed by the governor.
- (4) The administrator of the division of child and family services.

d. The members of the commission appointed by the governor shall be appointed to terms of four years beginning May 1. Legislative members shall be appointed to terms of two years beginning January 1 of odd-numbered years. However, members appointed under paragraphs "b" and "c" shall cease to be members if they no longer hold the office from which they were appointed. Not more than six of the members appointed under paragraph "b" shall belong to the same political party at the time of appointment. Of the members appointed under paragraph "b", at least two members shall be members of a minority race. For purposes of this section, Hispanics shall be considered a racial group. A person designated under paragraph "a" is appointed for a term of four years beginning May 1 and must be an assistant director, or head of a division, bureau, or section of that agency whose function relates to children, youth, or families while serving on the commission. Vacancies shall be filled in the same manner as the original appointment.

e. The members of the commission shall elect from the commission's voting membership a chairperson of the commission. The commission shall meet at regular intervals at least six times each year and may hold special meetings at the call of the chairperson or at the request of a majority of the voting members.

f. The purpose of the commission is to promote coordination of state, local, and private programs, resources, and services to meet the needs of children, youth, and families. The commission shall work to identify unmet needs and to develop a plan to meet those needs and to improve coordination of efforts. The commission shall serve as an advocate for Iowa's children, youth, and families to decision-making bodies and to the public. The commission shall make an annual report to the general assembly and governor by December 1 of its activities and legislative recommendations. The commission shall adopt rules pursuant to chapter 17A for the commission.

g. Members of the commission, while engaged in their official duties, shall be reimbursed for their actual expenses. Members may also be eligible to receive compensation as provided in section 7E.6.

h. The commission may receive federal funds or any grants or gifts on behalf of the state for the purposes within its jurisdiction. All federal funds, grants, and gifts shall be deposited with the treasurer of state and used only for the purposes agreed upon as conditions for receipt of the funds, grants, or gifts.

i. The commission shall have the responsibility of budgetary decisions for the commission.

Sec. 4. Section 256.41, subsection 3, Code 1991, is amended to read as follows:

3. The administrator of the division of ~~children-youth and-families~~ child and family services in the department of human rights services, or the administrator's designee.

Sec. 5. Section 256A.2, subsection 1, Code 1991, is amended to read as follows:

1. The administrator of the division of ~~children-youth and-families~~ child and family services of the department of human rights services or the administrator's designee.

Sec. 6. Section 256A.2, unnumbered paragraph 2, Code 1991, is amended to read as follows:

Staff assistance for the council shall be provided ~~jointly~~ by the department of education ~~and-the-division-of-children-youth-and-families-of-the-department-of-human-rights~~.

Members of the council shall be reimbursed for actual and necessary expenses incurred while engaged in their official duties and shall receive per diem compensation at the level authorized under section 7E.6, subsection 1, paragraph "a".

Sec. 7. Section 262.71, subsection 4, Code 1991, is amended to read as follows:

4. The division of ~~children-youth-and-families~~ child and family services of the department of human rights services.

Sec. 8. Section 601K.1, subsection 2, Code 1991, is amended by striking the subsection.

Sec. 9. Sections 601K.31 through 601K.39, Code 1991, are repealed.

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JOE J. WELSH  
President of the Senate

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ROBERT C. ARNOULD  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 479, Seventy-fourth General Assembly.

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JOHN F. DWYER  
Secretary of the Senate

Approved May 7, 1991

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TERRY E. BRANSTAD  
Governor

SF 479