

Facial Book

FILED JAN 13 1992

SENATE FILE 2002

BY DIELEMAN

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

A BILL FOR

1 An Act relating to the record of the proceedings of county boards
 2 of supervisors and city councils.
 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 2002

1 Section 1. Section 331.504, subsection 1, Code 1991, is
2 amended to read as follows:

3 1. Record the proceedings of the board. The minutes of
4 the board shall include ~~a record of all actions taken and the~~
5 ~~complete text of the motions, resolutions, amendments, and~~
6 ~~ordinances adopted by the board.~~ Upon the request of a
7 supervisor present at a meeting, the minutes shall include a
8 record of the vote of each supervisor on any question before
9 the board, but not be limited to, the following:

10 a. The date, time, and place of the meeting and the board
11 members present.

12 b. A record of all action taken and the complete text of
13 the motions, resolutions, amendments, and ordinances voted
14 upon by the board and an indication of whether each was
15 adopted or rejected.

16 c. The results of each vote taken and the vote of each
17 board member, including whether a member abstained from
18 voting.

19 d. A summary of all receipts.

20 e. The total expenditure from each county fund, including
21 a list of all claims allowed, for what purpose the claim is
22 filed, the name of the person or firm making the claim, and,
23 if the claim allowed is less than the gross amount of the
24 claim, the gross amount of the claim as well as the part
25 allowed. However, names of persons receiving relief shall not
26 be published and salaries paid to persons regularly employed
27 by the county shall only be published annually showing the
28 total amount of the annual salary.

29 Sec. 2. Section 349.18, Code 1991, is amended to read as
30 follows:

31 349.18 SUPERVISORS' PROCEEDINGS -- EACH-PAYEE-LISTED--
32 PUBLICATION.

33 All proceedings of each regular, adjourned, or special
34 meeting of a board of supervisors, ~~including the schedule of~~
35 ~~items allowed~~ recorded pursuant to section 331.504, subsection

1 1, shall be published immediately after the adjournment of the
2 meeting, ~~and the publication of the schedule of the bills~~
3 ~~allowed shall include a list of all claims allowed, including~~
4 ~~salary claims for services performed, showing the name of the~~
5 ~~person or firm making the claim and the amount of the claim,~~
6 except that names of persons receiving relief shall not be
7 published and salaries paid to persons regularly employed by
8 the county shall only be published annually showing the total
9 amount of the annual salary. The county auditor shall furnish
10 a copy of the proceedings to be published, within one week
11 following the adjournment of the board.

12 Sec. 3. Section 372.13, subsection 6, Code Supplement
13 1991, is amended to read as follows:

14 6. Within fifteen days following a regular or special
15 meeting of the council, the clerk shall cause the minutes of
16 the proceedings of the council, ~~including the total~~
17 ~~expenditure from each city fund,~~ to be published in a
18 newspaper of general circulation in the city. ~~The publication~~
19 ~~shall include a list of all claims allowed and a summary of~~
20 ~~all receipts and shall show the gross amount of the claim.~~
21 Matters discussed in closed session pursuant to section 21.3
22 shall not be published until entered on the public minutes.
23 The minutes of the council shall include, but not be limited
24 to, the following:

25 a. The date, time, and place of the meeting and the
26 council members present.

27 b. A record of all action taken and the complete text of
28 the motions, resolutions, amendments, and ordinances voted
29 upon by the council and an indication of whether each was
30 adopted or rejected.

31 c. The results of each vote taken and the vote of each
32 council member, including whether a member abstained from
33 voting.

34 d. A summary of all receipts.

35 e. The total expenditure from each city fund, including a

1 list of all claims allowed, for what purpose the claim is
2 filed, the name of the person or firm making the claim, and,
3 if the claim allowed is less than the gross amount of the
4 claim, the gross amount of the claim as well as the part
5 allowed. However, salaries paid to persons regularly employed
6 by the city shall only be published annually showing the total
7 amount of the annual salary.

8 PARAGRAPH DIVIDED. However, in cities having more than one
9 hundred fifty thousand population the council shall each month
10 print in pamphlet form a detailed itemized statement of all
11 receipts and disbursements of the city, and ~~a summary of~~ its
12 proceedings during the preceding month, and furnish copies to
13 the city library, the daily newspapers of the city, and to
14 persons who apply at the office of the city clerk, and the
15 pamphlet shall constitute publication as required. Failure by
16 the clerk to make publication is a simple misdemeanor. The
17 provisions of this subsection are applicable in cities in
18 which a newspaper is published, or in cities of two hundred
19 population or over, but in all other cities, posting the
20 statement in three public places in the city which have been
21 permanently designated by ordinance is sufficient compliance
22 with this subsection.

23 EXPLANATION

24 This bill requires the minutes of the proceedings of a city
25 council or board of supervisors to include, but not be limited
26 to, certain specific information. The minutes shall include
27 the date, time, and place of the meeting and the members
28 present at the meeting; a record of all action taken at the
29 meeting; the results of each action taken and the vote of each
30 member, including whether a member abstained from voting; a
31 summary of all receipts; and the total expenditures from each
32 city or county fund, including information about the purpose
33 of a claim, who made the claim, and the balance of the claim
34 if only a part of the claim is allowed at the meeting.

35 The bill also requires cities with populations over 150,000

1 to print in pamphlet form its proceedings during the preceding
2 month, rather than a summary of its proceedings, as the Code
3 currently requires.

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SENATE FILE 2002
FISCAL NOTE

REQ. BY SENATOR SZYMONIAK

A fiscal note for Senate File 2002 is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note is available from the Legislative Fiscal Bureau to members of the Legislature upon request.

Senate File 2002 specifies information to be included in the minutes of a city council or board of supervisors. It also changes the requirements in regard to publishing meeting minutes in newspapers.

The bill changes the requirements for cities with populations over 150,000 requiring the printing of its proceedings in pamphlet form, rather than printing a summary of the proceedings as currently required.

Fiscal Impact:

The impact varies across the cities depending upon current minutes publication practices of the city councils and the rates charged by publishers. It is anticipated that in total, the costs for cities will increase by approximately \$1.8 million.

It is estimated that the total costs to counties will increase by approximately \$700,000.

This change would cost the City of Des Moines approximately \$15,000 in FY 1993 and \$9,000 in FY 1994.

Source:

League of Iowa Municipalities
Iowa State Association of Counties
City of Des Moines

(LSB 5014ss, MDF)

FILED MARCH 6, 1992

BY DENNIS PROUTY, FISCAL DIRECTOR