

CHAPTER 1123**PAYMENT OF PUBLIC EMPLOYEES' PRIOR SERVICE RETIREMENT ALLOWANCE**
S.F. 2291

AN ACT to provide that certain appropriations for retirement allowances be paid from the Iowa public employees' retirement fund rather than from the general fund of the state retroactive to July 1, 1987, and providing an effective date.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 97B.43, unnumbered paragraph 2, Code 1987, is amended to read as follows:

Any person with a record of thirty years as a public employee in the state of Iowa prior to July 1, 1947, and who is not eligible for prior service credit under other provisions of this section, is entitled to a credit for years of prior service in the determination of the retirement allowance payment under this chapter, provided the public employee makes application to the department of personnel for credit for prior public service, accompanied by such verification of the person's claim as the department may require. The person's allowance for prior service credits shall be computed in the same manner as otherwise provided in this section, but shall not exceed the sum of four hundred fifty dollars nor be less than three hundred dollars per annum. Any such person is entitled to receive retirement allowances computed as provided by this chapter, effective from the date of application to the department, provided such application is approved. However, beginning July 1, 1975 the amount of such person's retirement allowance payment received during June, 1975, as computed under this section shall be increased by two hundred percent and the allowance for prior service credits shall not exceed one thousand three hundred fifty dollars nor be less than nine hundred dollars per annum. There Effective July 1, 1987, there is appropriated for each fiscal year from the general Iowa public employees' retirement fund of the state created in section 97B.7 to the department of personnel from funds not otherwise appropriated an amount sufficient to fund the provisions of retirement allowance increases paid under this paragraph. Effective July 1, 1980, a person with a record of thirty years as a public employee in the state of Iowa prior to July 1, 1947 receiving retirement allowances under this chapter shall receive the monthly increase in benefits provided in section 97B.49, subsection 11.

Sec. 2. Section 97B.49, subsection 3, Code Supplement 1987, is amended to read as follows:

3. For each member employed before January 1, 1976, who has qualified for prior service credit in accordance with the first paragraph of section 97B.43, there shall be determined a benefit of eight-tenths of one percent per year of prior service credit multiplied by the monthly rate of the member's total remuneration not in excess of three thousand dollars annually during the twelve consecutive months of the member's prior service for which that total remuneration was the highest. An additional three-tenths of one percent of the remuneration not in excess of three thousand dollars annually shall be payable for prior service during each year in which the accrued liability for benefit payments created by the abolished system is funded by appropriation from the general fund of the state Iowa public employees' retirement fund.

Sec. 3. Section 97B.49, subsection 6, unnumbered paragraph 1, Code Supplement 1987, is amended to read as follows:

On January 1, 1976, for each member who retired before January 1, 1976, the amount of regular monthly retirement allowance attributable to membership service and prior service that was payable to the member for December, 1975 is increased by ten percent for the first calendar year or portion of a calendar year the member was retired, and by an additional five percent for each calendar year after the first calendar year the member was retired through the calendar year beginning January 1, 1975. The total increase shall not exceed one hundred

percent. ~~There~~ Effective July 1, 1987, there is appropriated for each fiscal year from the general Iowa public employees' retirement fund of the state created in section 97B.7 to the department of personnel from funds not otherwise appropriated an amount sufficient to fund the provisions of monthly retirement allowance increases paid under this subsection.

Sec. 4. Section 294.15, unnumbered paragraph 4, Code 1987, is amended to read as follows:
For the purpose of paying the teachers' retirement allowance payments granted under this section, effective July 1, 1987, there is hereby appropriated out of any funds in the state treasury not otherwise appropriated, a sum for each fiscal year from the Iowa public employees' retirement fund to the department of personnel, an amount sufficient therefor to make the payments granted under this section.

Sec. 5. The treasurer of state shall transfer from the Iowa public employees' retirement fund to the general fund of the state an amount equal to the total of payments made from the general fund of the state under sections 97B.43, 97B.49, subsections 3 and 6, and 294.15 from July 1, 1987, to the effective date of this Act.

Sec. 6. This Act is retroactive to July 1, 1987, and is applicable on and after that date.

Sec. 7. This Act being deemed of immediate importance takes effect upon its enactment.

Approved April 27, 1988

CHAPTER 1124

LICENSEE DISCIPLINE RELATING TO PRACTICE OF DENTISTRY OR DENTAL HYGIENE

S.F. 2274

AN ACT to allow the board of dental examiners to revoke or suspend a license of a licensee where the licensee has been disciplined in another state, territory, or country, and revising other provisions relating to the suspension and revocation of licenses by the board.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 153.34, subsections 2 and 3, Code 1987, are amended by striking the subsections.

Sec. 2. Section 153.34, subsection 9, Code 1987, is amended to read as follows:

9. ~~For being guilty of gross immorality or~~ dishonorable or unprofessional conduct in the practice of dentistry or dental hygiene.

Sec. 3. Section 153.34, subsection 12, Code 1987, is amended to read as follows:

12. ~~For a violation of any provision of this chapter, or for~~ being a party to or assisting in any violation of any provision of this chapter.

Sec. 4. Section 153.34, Code 1987, is amended by adding the following new subsections:

NEW SUBSECTION. 13. For the conviction of a felony in the courts of this state or another state, territory, or country. Conviction as used in this subsection includes a conviction of an offense which if committed in this state would be a felony without regard to its designation elsewhere, and includes a finding or verdict of guilt made or returned in a criminal proceeding even if the adjudication of guilt is withheld or not entered. A certified copy of the final order