

Senate File 430

H-8270

1 Amend Senate File 430, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. By striking page 1, line 1, through page 2, line
4 22, and inserting:

5 <Section 1. Section 21.6, subsection 3, paragraph
6 a, subparagraph (3), Code Supplement 2011, is amended
7 to read as follows:

8 (3) Reasonably relied upon a decision of a court,
9 a formal opinion of the Iowa public information
10 board, the attorney general, or the attorney for the
11 governmental body, given in writing, or as memorialized
12 in the minutes of the meeting at which a formal oral
13 opinion was given, or an advisory opinion of the Iowa
14 public information board, the attorney general, or the
15 attorney for the governmental body, given in writing.

16 Sec. _____. Section 22.7, Code Supplement 2011, is
17 amended by adding the following new subsection:

18 NEW SUBSECTION. 65. Tentative, preliminary,
19 draft, speculative, or research material, prior
20 to its completion for the purpose for which it is
21 intended and in a form prior to the form in which it is
22 submitted for use or used in the actual formulation,
23 recommendation, adoption, or execution of any official
24 policy or action by a public official authorized to
25 make such decisions for the governmental body or the
26 government body. This subsection shall not apply to
27 public records that are actually submitted for use or
28 are used in the formulation, recommendation, adoption,
29 or execution of any official policy or action of a
30 governmental body or a government body by a public
31 official authorized to adopt or execute official policy
32 for the governmental body or the government body.

33 Sec. _____. Section 22.10, subsection 3, paragraph
34 b, subparagraph (3), Code Supplement 2011, is amended
35 to read as follows:

36 (3) Reasonably relied upon a decision of a court,
37 a formal opinion of the Iowa public information
38 board, the attorney general, or the attorney for the
39 government body, given in writing, or as memorialized
40 in the minutes of the meeting at which a formal oral
41 opinion was given, or an advisory opinion of the Iowa
42 public information board, the attorney general, or the
43 attorney for the governmental body, given in writing.>

44 2. Page 3, by striking lines 19 through 31 and
45 inserting:

46 <1. An Iowa public information board is created
47 consisting of the following seven members appointed by
48 the governor, subject to confirmation by the senate:

49 a. One member representing the Iowa broadcasters
50 association.

1 *b.* One member representing the Iowa newspaper
2 association.
3 *c.* One member representing the Iowa freedom of
4 information council.
5 *d.* One member representing the Iowa league of
6 cities.
7 *e.* One member representing the Iowa state
8 association of counties.
9 *f.* One member representing the Iowa association of
10 school boards.
11 *g.* One public member with demonstrated interest
12 and knowledge about the requirements of chapters 21
13 and 22. The public member shall not have been an
14 employee of a governmental body, a government body,
15 or a member of any entity or employed by a member of
16 any entity identified in paragraphs "a" through "f"
17 during the twelve months preceding the public member's
18 appointment.>
19 3. Page 4, after line 12 by inserting:
20 <8. The board shall be an independent agency.>
21 4. Page 5, by striking lines 12 through 18 and
22 inserting:
23 <1. Employ one employee as executive director who
24 is an attorney admitted to practice law in the courts
25 of this state to execute its authority and prosecute
26 respondents in proceedings before the board and to
27 represent the board in proceedings before a court.>
28 5. By striking page 10, line 33, through page 11,
29 line 6.
30 6. Page 11, line 11, by striking <2011> and
31 inserting <2012>
32 7. Page 11, by striking lines 13 and 14 and
33 inserting <contrary, the executive director of the
34 board shall not be hired prior to July 1, 2013.>
35 8. Page 11, line 15, by striking <2012> and
36 inserting <2013>
37 9. Page 11, line 23, by striking <2012> and
38 inserting <2013>
39 10. By renumbering as necessary.

COMMITTEE ON STATE GOVERNMENT
COWNIE of Polk, Chairperson