



State of Iowa

Executive Department

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF IOWA

EXECUTIVE ORDER NUMBER 34

WHEREAS, Executive Order Number Fifteen, dated April 2, 1973, Executive Order Number Eleven, dated March 30, 1984, and Iowa Code Chapter 601A, heretofore set forth the purpose and provisions for equal employment opportunity and affirmative action in state government, state services, and state contracts; and

WHEREAS, 1986 Iowa Acts, Senate File 2175, signed into law on May 29, 1986 reorganized and realigned the departments for carrying out these commitments by abolishing and creating certain state agencies, repealing and modifying provisions of law relating to such agencies and altering the duties and powers of certain executive branch agencies; and

WHEREAS, Iowa Code Section 19B.7 established as a responsibility of the Department of Management the promotion of equal opportunity in all state contracts and services; and

WHEREAS, under the provisions of 1986 Iowa Acts, Senate File 2175 the Department of Management has the authority to develop a contract compliance policy for state agencies; and

WHEREAS, it is necessary to require an affirmative action policy to be set forth in state contracts; and

WHEREAS, it is necessary to maintain administrative consistency in the application of equal opportunity and affirmative action in all state contracts and services.

NOW, THEREFORE, I, Terry E. Branstad, Governor of the State of Iowa, by virtue of the authority vested in my by the laws and Constitution of the State of Iowa, do hereby order that:

- I. The provisions of Executive Order Number Fifteen, dated April 2, 1973, remain in effect as a statement of basic policy and a code of fair practices as the state of Iowa.
- II. Executive Order Number Eleven, dated March 30, 1984, is hereby repealed.
- III. Nothing in this executive order shall affect the authority of the Civil Rights Commission to enforce Iowa Code Chapter 601A.

- IV. Article VIII entitled State Contracts and Subcontracts, Executive Order Number Fifteen, dated April 2, 1973, is hereby amended to read as follows:

Article VIII STATE CONTRACTS AND SUBCONTRACTS

To insure compliance with the provisions of the Iowa Civil Rights Act and Iowa Code Section 19B.7, every state official who is responsible to the Governor and who is authorized to make contracts or subcontracts for public works or for goods or services shall cause to be inserted into every such contract or subcontract a clause in which the contractor or subcontractor is required to make available upon request its Affirmative Action Program containing goals and time specifications. These contractual provisions shall be fully enforced. Any breach of them shall be regarded as a material breach of contract.

- V. Article IX entitled Compliance and Reporting, Executive Order Number Fifteen, dated April 2, 1973, is hereby amended to read as follows:

Article IX COMPLIANCE AND REPORTING

All state agencies responsible to the Governor shall cooperate fully with any persons authorized by the Governor to ensure compliance with Iowa Code Section 19B.7 and the Iowa Civil Rights Act. It shall be the duty of the Iowa Department of Management to monitor and take whatever action necessary to assure compliance with the Code of Iowa.

- VI. Executive Order Number Fifteen is further amended to read as follows:

Article XI CONTRACT COMPLIANCE COORDINATING GROUP

The Department of Management is hereby authorized to establish a contract compliance coordinating group to develop cooperation and dialogue between the major departments involved in the Targeted Small Business program and the contract compliance program, and to identify and solve operational roadblocks.

The contract compliance coordinating group may assist the Department of Management in evaluating current state efforts to encourage participation by small business, minority business, and women business enterprises, and may submit recommendations to the Department of Management for any policy changes that may be required.



IN TESTIMONY WHEREOF, I have hereunto subscribed my name and caused the Great Seal of Iowa to be affixed. Done at Des Moines this 22nd day of July in the year of our Lord one thousand nine hundred eighty-eight.

Terry E. Branstad
GOVERNOR

ATTEST:

E. Paine Baxter
SECRETARY OF STATE