

February 24, 1961.
Passed on File.

House File 579
By EDGINGTON, VERMEER, NADEN
and SMITH of O'Brien.

Passed House, Date 3-28-61 Passed Senate, Date 4-20-61
Vote: Ayes 93 Nays 6 Vote: Ayes 27 Nays 28
Approved 5-1-61

A BILL FOR

An Act relating to the budget and financial control committee,
creating therein the office of legislative fiscal director,
prescribing his compensation, and fixing his duties.

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

1 Section 1. There is hereby created in the budget and
2 financial control committee the office of legislative fiscal
3 director, who shall be its chief administrative officer and
4 shall be qualified to perform, and shall perform the duties
5 hereinafter specified.

6 Such legislative fiscal director shall be appointed by and
7 serve at the pleasure of the budget and financial control
8 committee; his compensation shall be fixed by the budget and
9 financial control committee, which compensation, together
10 with any expenses incurred, shall be paid from the contingent
11 fund provided for the budget and financial control committee.

1 Sec. 2. The duties of such legislative fiscal director to
2 be performed for the budget and financial control committee
3 and for the general assembly when in session, in addition to
4 performing the usual administrative duties pertaining to such
5 office, shall be the following:

6 1. Make by continuous review of state expenditures,
7 revenues and analysis of budget through an audit and pre-
8 audit, if necessary, or such other means deemed necessary to

9 ascertain the facts, compare cost, work-load and other data,
 10 and make recommendations to the general assembly concerning
 11 the state's budget ad revenue of the departments, boards,
 12 commissions and agencies of the state, and such other duties
 13 as shall be assigned to him by the budget and financial
 14 control committee, or by the general assembly, by statute or
 15 other method ~~during its sessions.~~

16 2. Make biennial report to the budget and financial
 17 control committee and to the general assembly within five (5)
 18 days after the convening of the 60th general assembly, and of
 19 each general assembly thereafter convened, and to make such
 20 other reports as may be required of him by either the budget
 21 and financial control committee, or the general assembly.

22 3. Prepare the legislative budget document and draft the
 23 legislation to make it effective.

1 Sec. 3. Such director or his designated agents and
 2 employees shall at all times have access to all state offices,
 3 departments, agencies, boards, bureaus and commissions, and to
 4 the books, records, and other instrumentalities and property
 5 used in the performance of their statutory duties, and all
 6 state offices, departments, agencies, boards, bureaus and
 7 commissions shall cooperate with the director in the performance
 8 of the foregoing duty, and shall make available to him such
 9 books, records, instrumentalities, and property.

1 Sec. 4. This Act being deemed of immediate importance
 2 shall take effect and be in full force from and after its
 3 publication in the, a newspaper
 4 published at, Iowa, and the.....
 5 a newspaper published at, Iowa.

EXPLANATION OF HOUSE FILE 579

This will establish staff assistance for the legislature and the budget and financial control committee in order to provide information relating to all financial operations of state government.

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HOUSE FILE 579

- 1 1. Amend House File 579 by striking from section two (2) all of
- 2 subsection three (3) and inserting in lieu thereof the
- 3 following:
- 4 "3. Such director or his designated agents and employees shall
- 5 attend the biennial budget hearings required by section eight
- 6 point twenty-six (8.26) of the Code and may offer explanations
- 7 or suggestions and make inquiries with respect to such budget
- 8 hearings within the purview of this Act. The fiscal director
- 9 and his staff shall furnish information and act in an advisory
- 10 capacity to the committees or appropriations, tax revision and
- 11 ways and means of the general assembly and their several sub-
- 12 committees when so requested."
- 13 2. Amend section four (4) of House File 579 by inserting
- 14 therein the following newspapers:
- 15 Sibley Gazette-Tribune, a newspaper published at Sibley, Iowa.
- 16 and Charles City Press, a newspaper published at Charles City,
- 17 Iowa.

Filed
March 24, 1961.

COMMITTEE ON APPROPRIATIONS,
RAY C. CUNNINGHAM, Chairman.

HOUSE FILE 579

- 1 Amend House File 579 as follows:
- 2 1. By adding the following as a new section:
- 3 "Sec. 4. Section two point forty-one (2.41), Code 1958,
- 4 is hereby amended as follows:
- 5 1. By striking from line four (4) the word 'ten' and
- 6 inserting in lieu thereof the word 'eighteen (18)'.
- 7 2. By striking the remainder of the section after the
- 8 word 'party' in line twelve (12) and inserting in lieu thereof
- 9 the following:
- 10 'The chairman of the senate and house appropriations
- 11 committee, the chairman of the senate and house ways and means
- 12 committees, and the majority party and minority party floor
- 13 leaders in each house shall be members of the committee by virtue
- 14 of their office.'
- 15 2. By adding the following as an additional section:
- 16 "Sec. 5. Section two point forty-two (2.42), Code 1958, as
- 17 amended by section two (2), chapter sixty-two (62) Acts of the
- 18 Fifty-eighth General Assembly, is hereby repealed and the following
- 19 enacted in lieu thereof:
- 20 'The terms of office of committee members shall be two (2)
- 21 years beginning with the convening of the General Assembly in
- 22 regular session and ending with the convening of the next
- 23 general assembly in regular session or until their successors
- 24 are chosen, except that the terms of office of committee
- 25 members who are serving as members of the Fifty-ninth General
- 26 Assembly shall be for the period beginning with the effective
- 27 date of this Act and ending with the convening of the next
- 28 regular general assembly or until their successors are chosen.
- 29 'The five (5) members of this committee who were appointed
- 30 for four (4) year terms by the presiding officers of the
- 31 Fifty-eighth General Assembly shall be five (5) of the members
- 32 to be appointed by the presiding officers of the Fifty-ninth
- 33 General Assembly.
- 34 'Any vacancy in the membership of the committee shall be
- 35 filled by an appointment from the representative body to which
- 36 such member of the committee belongs by the presiding officer
- 37 of that body; provided however that the member appointed shall
- 38 belong to the same political party as the vacating member. A
- 39 vacancy shall exist whenever a committee member ceases to be a
- 40 member of the general assembly.'
- 41 3. By renumbering the remaining section.

Filed and ruled out of order
April 20, 1961.

By GILMOUR.

HOUSE FILE 579

1 Amend House File 579 as follows:

2 1. By striking line two (2) of the title and inserting in
3 lieu thereof the following: "establishing the office of
4 legislative fiscal analyst".

5 2. By striking the first paragraph of section one (1) and
6 inserting in lieu thereof the following:

7 "Section 1. There is hereby established, for the advice,
8 counsel and information of the budget and financial control
9 committee and the members of the general assembly, the functional
10 position of legislative fiscal analyst, who shall be the
11 executive officer of the budget and financial control committee."

12 3. By striking the second paragraph of section one (1) and
13 inserting in lieu thereof the following:

14 "The legislative fiscal analyst shall be appointed by the
15 budget and financial control committee with the consent of the
16 legislature. Any appointment to this position when the general
17 assembly is not in session shall be subject to the approval of
18 the ensuing general assembly within thirty days after such
19 session convenes. Failure of such action within the time
20 specified shall be construed as approval of such appointment.
21 The salary of the legislative fiscal analyst shall be fixed
22 by the budget and financial control committee subject to the
23 approval of the general assembly. The salary and expenses of
24 the legislative fiscal analyst shall be paid from the contingent
25 fund provided for the budget and financial control committee."

26 4. By striking lines one (1) through five (5) in section
27 two (2) and inserting in lieu thereof the following:

28 "In addition to performing the administrative duties as
29 executive officer of the budget and financial control committee,
30 the legislative fiscal analyst shall perform the following
31 duties for the members of the general assembly and the budget
32 and financial control committee:"

33 5. By striking lines fourteen (14) and fifteen (15) of
34 subsection one (1) of section two (2) and inserting in lieu
35 thereof the following:

36 "control committee, the general assembly, or upon petition
37 by five or more members of the general assembly."

38 6. By striking subsection two (2) of section two (2) and
39 inserting in lieu thereof the following:

40 "2. Make an annual report to the members of the general
41 assembly as soon as possible after the end of each fiscal year.
42 This report shall show for each separate unit of government for
43 each major category of expenditure the amount appropriated or
44 other amounts received, the amount spent, and the purpose of
45 each such expenditure for the preceding year. Such report
46 shall show the expenditures from all funds and sources and the
47 June 30 balance for each fund, including the general fund. He
48 shall also make available to the members of the general assembly
49 any other reports he prepares concerning fiscal matters of the
50 state."

51 7. By striking in line one (1) of subsection three (3)
52 of section two (2) the word "director" and inserting in lieu
53 thereof the words "fiscal analyst" and by striking in line
54 five (5) of such subsection the word "director" and inserting
55 in lieu thereof the word "analyst".

56 8. By striking in line one (1) of section three (3) the
57 word "director" and inserting in lieu thereof the words
58 "fiscal analyst" and by striking in line seven (7) of such
59 section the word "director" and inserting in lieu thereof the
60 words "fiscal analyst".

Filed
April 21, 1961.

By POTTER.