

March 10, 1969
State Government, Pass 3-27
Sen. " " 4-19
also Pass 5-19

HOUSE FILE 455

By FISHER of Greene,
CAFFREY, VAN ROEKEL,
ROORDA, CROSIER and
DOYLE

Passed House, Date 4-19-69 Passed Senate, Date 5-23-69

Vote: Ayes 103 Nays 9 Vote: Ayes 57 Nays 0

Approved

Passed House as amended by Senate and further amended by House 5/23; 50-0.
5/23; 96-0

A BILL FOR

- 1 An Act authorizing the department of public safety to receive
- 2 and expend federal funds.
- 3 *Be It Enacted by the General Assembly of the State of Iowa:*
- 4 Section 1. Section eighty point nineteen (80.19), Code
- 5 1966, is hereby amended as follows:
- 6 1. By striking from line four (4) the words "and no money
- 7 shall be expended".
- 8 2. By striking all of lines five (5) and six (6).
- 9 Sec. 2. Chapter eighty (80), Code 1966, is amended by add-
- 10 ing the following section:
- 11 "The commissioner of public safety is authorized to accept,
- 12 administer and expend funds provided by any act of congress
- 13 for highway safety, law enforcement or any activities gener-
- 14 ally related to the duties of the department of public safety
- 15 as provided in chapter eighty (80) of the Code."
- 16 Sec. 3. This Act, being deemed of immediate importance,
- 17 shall take effect and be enforced from and after its publica-
- 18 tion in The Jefferson Bee, a newspaper published in Jefferson,
- 19 Iowa and in The Sioux City Journal, a newspaper published in
- 20 Sioux City, Iowa.

EXPLANATION OF HOUSE FILE 455

This bill will allow the Department of Public Safety clear authority to accept and expend funds which are available under the National Highway Safety Act, Omnibus Crime Control and Safe Streets Act and several other pieces of federal legislation which provide funds to the states to implement and carry on law enforcement and highway safety programs.

FISCAL NOTE
HOUSE FILE 455

Date prepared April 23, 1969

Requested by Senator Clarke.

Prepared in regard to House File 455, a bill for an act authorizing the department of public safety to receive and expend federal funds.

Following is the fiscal effect in dollars of the legislative proposal as required by Rule 47: Fiscal note not required.

Filed
April 29, 1969

GERRY D. RANKIN
Legislative Fiscal Director

SENATE AMENDMENT TO HOUSE FILE 455

1 Amend House File 455 as follows:

2 1. By inserting after the period in line eight (8) the
3 following new section and renumbering the subsequent sections:

4 "Chapter eighty-six (86), section one (1), Acts of the
5 Sixty-second General Assembly, amending chapter seven (7),
6 Code 1966, is hereby amended as follows:

7 1. By striking lines six (6), seven (7), and eight (8)
8 and inserting in lieu thereof the words 'any act of congress
9 for highway safety, law enforcement, or other related
10 programs, and in so doing, to cooperate with federal and
11 state'.

12 2. By striking from line ten (10) the words 'purpose
13 of that enactment' and inserting in lieu thereof the words
14 'purposes of these enactments'.

15 3. By striking from lines eleven (11) and twelve (12)
16 the words 'through the department of public safety or through
17 the highway commission or both' and inserting in lieu thereof
18 the words ', either through his office or through one or more
19 state departments, commissions, councils, boards, or agencies
20 designated by him or any combination of the foregoing'.

21 4. By inserting in line thirteen (13) after the word
22 'safety' the words ', law enforcement, and related'.

23 5. By striking from line fourteen (14) the word 'act'
24 and inserting in lieu thereof the word 'acts'."

25 2. By striking from line eleven (11) the words "is
26 authorized to" and inserting in lieu thereof the words ", when
27 authorized by the governor pursuant to chapter eighty-six
28 (86), Acts of the Sixty-second General Assembly, may".

29 3. By striking from page one (1), line fifteen (15), the
30 words and figures "chapter eighty (80) of the Code" and
31 inserting in lieu thereof the words "this chapter".

32 4. By renumbering properly and adding the following new
33 sections thereto:

34 "Sec. —. DECLARATION OF POLICY AND PURPOSE. The
35 general assembly finds that the increasing incidence of
36 crime threatens the peace, security and general welfare
37 of the state and its citizens. To prevent crime, to insure
38 the maintenance of peace and good order, and to assure the
39 greater safety of the people, law enforcement, judicial
40 administration, and corrections must be better coordinated,
41 intensified and made more effective at all levels of govern-
42 ment.

43 Sec. —. COMMISSION ESTABLISHED. There is hereby
44 established the Iowa crime commission, hereinafter called
45 the commission. The commission shall be within the office
46 of the governor, however the governor may assign the adminis-
47 tration of the commission to the office of planning and pro-
48 gramming.

49 Sec. —. COMMISSION FUNCTIONS. The commission shall
50 conduct inquiries, investigations, analysis and studies

51 into the incidence and causes of crime in Iowa, in coopera-
52 tion with state, area, city and county agencies; and develop
53 a statewide program of interagency cooperation, in asso-
54 ciation with federal agencies and officials, and those of
55 other states concerned with the problems of crime. The
56 commission in cooperation with town, city, county and area
57 agencies, and in conformity with such guidelines as may be
58 promulgated by federal agencies, shall direct research,
59 planning and action programs in furtherance of the policy
60 and purpose of this Act.

61 Sec. — DUTY TO FILE REPORT. The commission during
62 the continuance of its operations shall file periodic reports
63 of its progress with the governor, and shall present a report
64 to each annual session of the general assembly.

65 Sec. — ACCEPTANCE OF GRANTS. The commission with
66 approval of the governor may accept funds, grants, services,
67 facilities and property from any source, and all such re-
68 cepts of the commission, including gifts, grants in aid and
69 other revenue, are hereby appropriated for carrying out the
70 purposes of this Act. The expenditure of any funds available
71 to the commission shall be by warrant to the treasurer of
72 the state, drawn by the state comptroller upon vouchers
73 authorized by the executive director of the commission.

74 The commission may:

75 1. Expend such moneys as may be appropriated by the
76 general assembly, or otherwise shall be available, for study,
77 research, investigation, planning and implementation.

78 2. Make grants to towns, cities, counties and
79 areas pursuant to law and such regulations as may be
80 applicable.

81 3. Provide supplies, facilities, personnel and staff
82 for the function and operations of the commission, and for
83 such other purposes as may be necessary and proper to
84 accomplish the policy of this Act.

85 Sec. — COMMISSION MEMBERSHIP. The commission
86 shall consist of thirty-one members as follows:

87 1. Ten members shall be officials of town, cities or
88 counties, appointed by the governor.

89 2. Ten members concerned with and knowledgeable about
90 the problems of criminal justice, appointed by the governor.

91 3. Ten officials of the state, as follows:

92 a. The attorney general.

93 b. The commissioner of public safety.

94 c. The director of the division of criminal investiga-
95 tion and bureau of identification.

96 d. The director of the Iowa law-enforcement academy.

97 e. The director of the adult corrections services of
98 the department of social services.

99 The governor shall also appoint one state senator,
100 one state representative, a member of the board of parole,
101 a supreme court justice, and an official of the state juvenile

House 4

102 home.

103 4. The governor shall appoint an executive director
104 of the commission who shall be his official representative,
105 and who shall be the principal executive administrator of
106 the commission and shall also be a member of the commission.

107 All commissioners designated by the governor shall
108 serve at the governor's pleasure.

109 Sec. —. APPROPRIATION. There is hereby appropriated
110 from the general fund of the state of Iowa to the Iowa crime
111 commission for each year of the biennium beginning July 1,
112 1969 and ending June 30, 1971, the sum of twenty thousand
113 (20,000) dollars, or so much thereof as may be necessary,
114 to pay the costs of administering and carrying out the pro-
115 visions of this Act including the matching of available
116 federal funds and grants.

117 Sec. —. PRELIMINARY STEPS RATIFIED. The acts of
118 the governor preparatory for and preliminary to the es-
119 tablishment of the commission, and the committees and
120 commissions established for such purposes, which otherwise
121 were lawful and proper, hereby are ratified, approved and
122 adopted by the general assembly.

123 Sec. —. This Act, being deemed of immediate
124 importance, shall take effect and be in force from and
125 after its publication in the Mitchell County Press-News,
126 a newspaper published at Osage, Iowa, and in the
127 Marshalltown Times-Republican, a newspaper published at
128 Marshalltown, Iowa.

129 5. By striking from page one (1), lines one (1) and two
130 (2), the words "authorizing the department of public safety
131 to receive and expend federal funds" and inserting in lieu
132 thereof the following:

133 "relating to the authority to receive and expend federal
134 funds for highway safety, law enforcement, and related pur-
135 poses".

Received and concurred
May 23, 1969

- 1 Amend the Senate Amendment to House File 455 as follows:
- 2 1. By striking therefrom the section designated as
- 3 "Sec. —. APPROPRIATION."
- 4 2. By adding to the title the following: ", and
- 5 relating to the establishment of the Iowa crime commission".

Filed and adopted
May 23, 1969

FISHER of Greene

HOUSE AMENDMENT TO SENATE AMENDMENT
TO HOUSE FILE 455

- 1 Amend the Senate amendment to House File 455 as follows:
- 2 1. By striking therefrom the section designated as
- 3 "Sec. —. APPROPRIATION."
- 4 2. By adding to the title the following: ", and
- 5 relating to the establishment of the Iowa crime commission".

END

*Senate
conferred
5/23*

HOUSE FILE 455

- 1 Amend House File 455 by renumbering properly and adding
2 the following new section thereto:
3 "Sec. —. DECLARATION OF POLICY AND PURPOSE. The
4 General Assembly finds that the increasing incidence of crime
5 threatens
6 the peace, security and general welfare of the state and its citizens.
7 To prevent crime, to insure the maintenance of peace and good order,
8 and to assure the greater safety of the people, law enforcement,
9 judicial administration, and corrections must be better coordinated,
10 intensified and made more effective at all levels of government.
11 Sec. —. COMMISSION ESTABLISHED. There is hereby
12 established
13 the Iowa crime commission, hereinafter called the commission. The
14 commission shall be within the office of the governor, however the
15 governor may assign the administration of the commission to the
16 office of planning and programming.
17 Sec. —. COMMISSION FUNCTIONS. The commission shall
18 conduct
19 inquiries, investigations, analysis and studies into the incidence
20 and causes of crime in Iowa, in cooperation with state, area, city
21 and county agencies; and develop a statewide program of interagency
22 cooperation, in association with federal agencies and officials,
23 and those of other states concerned with the problems of crime.
24 The commission in cooperation with town, city, county and area
25 agencies, and in conformity with such guidelines as may be
26 promulgated by
27 federal agencies, shall direct research, planning and action programs
28 in furtherance of the policy and purpose of this Act.
29 Sec. —. DUTY TO FILE REPORT. The commission during the
30 continuance of its operations shall file periodic reports of
31 its progress with the governor, and shall present a report to
32 each annual session of the General Assembly.
33 Sec. —. ACCEPTANCE OF GRANTS. The commission with
34 approval of the governor may accept funds grants, services, facilities
35 and property from any source, and all such receipts of the commission,
36 including gifts, grants in aid and other revenue, are hereby appropri-
37 ated for carrying out the purposes of this Act. The expen-
38 diture of any funds available to the commission shall be by
39 warrant to the treasurer of the state, drawn by the state
40 comptroller upon vouchers authorized by the executive director
41 of the commission.
42 The commission may:
43 1. Expend such moneys as may be appropriated by the General
44 Assembly, or otherwise shall be available, for study, research,
45 investigation, planning and implementation.
46 2. Make grants to towns, cities, counties and areas pur-
suant to law and such regulations as may be applicable.
3. Provide supplies, facilities, personnel and staff for
the function and operations of the commission, and for such
other purposes as may be necessary and proper to accomplish

47 the policy of this Act.

48 Sec. —. COMMISSION MEMBERSHIP. The commission shall con-
49 sist of thirty-one members as follows:

50 1. Ten members shall be officials of town, cities or
51 counties, appointed by the governor.

52 2. Ten members concerned with and knowledgeable about
53 the problems of criminal justice, appointed by the governor.

54 3. Ten officials of the state, as follows:

55 a. The attorney general.

56 b. The commissioner of public safety.

57 c. The director of the division of criminal investigation
58 and bureau of identification.

59 d. The director of the Iowa law-enforcement academy.

60 e. The director of the adult corrections services of the
61 department of social services.

62 The governor shall also appoint one state senator, one state
63 representative, a member of the board of parole, a supreme court
64 justice, and an official of the state juvenile home.

65 4. The governor shall appoint an executive director of
66 the commission who shall be his official representative, and
67 who shall be the principal executive administrator of the
68 commissoin and shall also be a member of the commission.

69 All commissioners designated by the governor shall serve
70 at the governor's pleasure.

71 Sec. —. APPROPRIATION. There is hereby appropriated from
72 the general fund of the state of Iowa to the Iowa crime commission
73 for each year of the biennium beginning July 1, 1969, and ending
74 June 30, 1971, the sum of twenty thousand (20,000) dollars,
75 or so much thereof as may be necessary, to pay the costs of
76 administering and carrying out the provisions of this Act
77 including the matching of available federal funds and grants.

78 Sec. —. PRELIMINARY STEPS RATIFIED. The acts of the
79 governor preparatory for and preliminary to the establishment of
80 the commission, and the committees and commissions established
81 for such purposes, which otherwise were lawful and proper, hereby
82 are ratified, approved and adopted by the general assembly.

83 Sec. —. This Act, being deemed of immediate importance,
84 shall take effect and be in force from and after its publication
85 in the Mitchell County Press-News, a newspaper published at
86 Osage, Iowa, and in the Marshalltown Times-Republican, a news-
87 paper published at Marshalltown, Iowa.

Filed - *Adopted 5/23*
May 22, 1969

By KYHL and GAUDINEER

1 Amend House File 455 as follows:

2 1. By inserting after the period in line eight (8) the
3 following new section and renumbering the subsequent sections:
4 "Chapter eighty-six (86), section one (1), Acts of the
5 Sixty-second General Assembly, amending chapter seven (7),
6 Code 1966, is hereby amended as follows:

7 1. By striking lines six (6), seven (7), and eight (8)
8 and inserting in lieu thereof the words 'any act of congress
9 for highway safety, law enforcement, or other related programs,
10 and in so doing, to cooperate with federal and state'.

11 2. By striking from line ten (10) the words 'purpose of
12 that enactment' and inserting in lieu thereof the words 'pur-
13 poses of these enactments'.

14 3. By striking from lines eleven (11) and twelve (12) the
15 words 'through the department of public safety or through the
16 highway commission or both' and inserting in lieu thereof the
17 words ', either through his office or through one or more state
-18 departments or agencies designated by him or any combination
19 of the foregoing'.

20 4. By inserting in line thirteen (13) after the word
21 'safety' the words ', law enforcement, and related'.

22 5. By striking from line fourteen (14) the word 'act' and
23 inserting in lieu thereof the word 'acts'."

24 2. By striking from line eleven (11) the words "is authorized
25 to" and inserting in lieu thereof the words ", when authorized
26 by the governor pursuant to chapter eighty-six (86), Acts of
27 the Sixty-second General Assembly, may".

28 3. By striking from page one (1), line fifteen (15), the
29 words and figures "Chapter eighty (80) of the Code" and inserting
30 in lieu thereof the words "this chapter".

31 4. By striking from page one (1), lines one (1) and two (2),
32 the words "authorizing the department of public safety to receive
33 and expend federal funds" and inserting in lieu thereof the
34 following:

35 "relating to the authority to receive and expend federal
36 funds for highway safety, law enforcement, and related purposes".

Filed - *Adopted as amended 5/23*

May 20, 1969

Senate
By CLARKE, RIGLER and STANLEY

1 Amend the Clark, et al., amendment to House File 455,
2 filed May 20, 1969, by inserting in line 18 after the
3 word, "departments" the words "commissions, councils,
4 boards,"

Filed - *Adopted 5/23*
May 22, 1969

By GAUDINEER

1 Amend House File 455 as follows:

2 1. By inserting after the period in line eight (8) the
3 following:

4 "Sec. 2. Chapter eighty-six (86), section one (1), Acts
5 of the Sixty-second General Assembly, amending chapter seven
6 (7), Code 1966, is hereby amended as follows:

7 1. By striking lines six (6), seven (7), and eight (8) and
8 inserting in lieu thereof the words 'any act of congress for
9 highway safety, law enforcement, or other related programs,
10 and in so doing, to cooperate with federal and state'.

11 2. By striking from line ten (10) the words 'purpose of
12 that enactment' and inserting in lieu thereof the words 'pur-
13 poses of these enactments'.

14 3. By striking from lines eleven (11) and twelve (12) the
15 words 'through the department of public safety or through the
16 highway commission or both' and inserting in lieu thereof the
17 words ', either through his office or through one or more state
18 departments or agencies designated by him or any combination
19 of the foregoing'.

20 4. By inserting in line thirteen (13) after the word 'safety'
21 the words ', law enforcement, and related'.

22 5. By striking from line fourteen (14) the word 'act' and
23 inserting in lieu thereof the word 'acts'."

24 2. By striking from line nine (9) the numeral "2" and
25 inserting in lieu thereof the numeral "3".

26 3. By striking from line eleven (11) the words "is authorized
27 to" and inserting in lieu thereof the words ", when authorized
28 by the governor pursuant to chapter eighty-six (86), Acts of the
29 Sixty-second General Assembly, as amended by section two (2) of
30 this Act, may".

31 4. By striking from line sixteen (16) the numeral "3" and
32 inserting in lieu thereof the numeral "4".

33 5. By striking from the title, lines one (1) and two (2),
34 the words "authorizing the department of public safety to
35 receive and expend federal funds" and inserting in lieu thereof
36 the following:

37 "relating to the authority to receive and expend federal
38 funds for highway safety, law enforcement, and related purposes".

Filed
May 19, 1969

Senate
By RIGLER and STANLEY