

Reprinted 4/23

March 21, 1969

HOUSE JOINT RESOLUTION 15

Place on Calendar

Referred Appropriations 3-21, Pass as amended H-16 By COMMITTEE ON CITIES AND TOWNS Senate 4-25, Pass 5-1

Passed House, Date 4-22-69 Passed Senate, Date.....

Vote: Ayes 117 Nays 0 Vote: Ayes ..... Nays .....

Approved .....

# HOUSE JOINT RESOLUTION

- 1 A Joint Resolution to create a special interim study committee
- 2 on municipal statutes and to make an appropriation therefor.
- 3 *Be It Enacted by the General Assembly of the State of Iowa:*
- 4 Section 1. An eleven-member study committee is created to
- 5 make a comprehensive study of the statutes relating to municipi-
- 6 pal corporations. The committee shall consist of three members
- 7 of the cities and towns committee of the senate appointed by
- 8 the president of the senate, three members of the cities and
- 9 towns committee of the house of representatives appointed by
- 10 the speaker of the house, four municipal officials chosen by
- 11 the governing board of the league of Iowa municipalities, and
- 12 one citizen chosen by the governor. The legislative members
- 13 shall be chosen in each house on a bipartisan basis and the
- 14 municipal members shall be chosen as follows: one from a town,
- 15 one from a city under ten thousand population, one from a city
- 16 over ten thousand and under fifty thousand population, and one
- 17 from a city over fifty thousand population. Should a vacancy
- 18 occur on the committee, the person or authority originally
- 19 appointing the member whose position is vacant shall appoint a
- 20 successor.
- 21 Sec. 2. The committee shall organize by choosing officers
- 22 and shall adopt rules for conduct of its meetings. The com-
- 23 mittee is authorized to employ a secretary and such other aids
- 24 and employees as are necessary to conduct its business and to
- 25 fix their compensation. The committee may hold public hearings

1 and shall have access to all official records, may subpoena  
2 witnesses and compel the production of books, papers, or other  
3 documents pertaining to its investigation and study. Witnesses  
4 shall be entitled to statutory witness fees and travel expense  
5 as audited and approved by the committee. The committee may  
6 appoint subcommittees of its members to hold hearings and con-  
7 duct investigations in any part of the state. Any member shall  
8 have the power to administer oaths.

9 Sec. 3. The committee shall review state statutes as they  
10 apply to city and town government and shall recommend appropriate  
11 revisions which will implement home rule and facilitate the  
12 solution of local problems by local initiative.

13 Sec. 4. The committee shall make comprehensive recommenda-  
14 tions to the general assembly by way of Code revision bills and  
15 other reports.

16 Sec. 5. The committee is authorized to use any existing  
17 facility of state government and shall seek cooperation of  
18 municipal officials.

19 Sec. 6. Members of the committee shall be reimbursed for  
20 their actual and necessary expenses incurred in the discharge  
21 of their duties and shall be paid their same daily compensation  
22 as when in regular session for days actually engaged in committee  
23 work.

24 Sec. 7. The report of the committee shall be submitted to the  
25 governor and to the general assembly members no later than thirty  
26 days after convening of the general assembly in 1970, unless it  
27 is impossible to complete the project by that date, but no later  
28 than thirty days after convening of the general assembly in 1971,  
29 and on making such report shall stand discharged.

30 Sec. 8. There is hereby appropriated from the general fund  
31 of the state the sum of fifty thousand (50,000) dollars or so  
32 much thereof as may be necessary to carry out the provisions of  
33 this Act. The compensation of the employees of the committee  
34 and for salary and expenses of its members shall be paid on  
35 vouchers to be approved by the chairman and the secretary of

- 1 the committee and audited according to law.
- 2 Sec. 10. This Act being deemed of immediate importance
- 3 shall be in full force and effect after its publication in
- 4 the Ames Daily Tribune, a newspaper published in Ames, Iowa,
- 5 and in The Daily Gate City, a newspaper published in Keokuk,
- 6 Iowa.

EXPLANATION OF HOUSE JOINT RESOLUTION 15

This resolution provides an interim commission to study revision and codification of the city and town laws.

- 1 Amend House Joint Resolution 15 as follows:
- 2 Page 2, line thirty-one (31), by striking the words and figures
- 3 "fifty thousand (50,000)" and inserting in lieu thereof the words
- 4 and figures "twenty-five thousand (25,000)".

Filed - *adopted 4-18*  
April 16, 1969

COMMITTEE ON APPROPRIATIONS  
JOHN CAMP, Chairman

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- 1 Amend House Joint Resolution 15 as follows:
- 2 1. Page one by striking from lines ten (10) and
- 3 eleven (11) the words "four municipal officials chosen
- 4 by the governing board of the league of Iowa municipalities,"
- 5 and inserting in lieu thereof the words "and four municipal
- 6 officials and".

Filed - *adopted 4-18*  
April 16, 1969

HILL of Marshall  
SHAW of Scott  
LIPSKY of Linn

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1 Amend House Joint Resolution 15 as follows:  
2 1. Page 2 by striking from line nineteen (19) the word  
3 "Members" and inserting in lieu thereof the words "Legislative  
4 members".  
5 2. Page 2 by striking from line twenty-one (21) the words  
6 "daily compensation" and inserting in lieu thereof the words  
7 "per diem payments".  
8 3. Page 2 by adding in line twenty-three after the  
9 period the words "The four municipal officials and the citizen  
10 member of the committee may receive such reimbursement for  
11 expenses incurred in the discharge of their duties as determined  
12 by a majority of the legislative members of the committee."  
13 4. Page 2 by striking from line thirty-three (33) the  
14 words "The compensation of the employees of the committee".  
15 5. Page 2 by striking lines thirty-four (34) and thirty-  
16 five (35).  
17 6. Page 3 by striking line one (1) and inserting in lieu  
18 thereof the following:  
19 "Compensation and expenses of employees of the committee shall  
20 be paid in the manner determined by the committee. Per diem  
21 and expenses of members of the committee shall be paid in the  
22 same manner as are per diem and expenses of the members of the  
23 Legislative Research Committee or its successor agency."

Filed - *Adopted as amended 4-22*  
April 18, 1969

MILLER of Page

1 Amend the Miller of Page amendment to House Joint  
2 Resolution 15, filed April 18, by inserting in line  
3 twenty-one (21), after the first word "of", the word  
4 "legislative".

Filed - *Adopted 4-22*  
April 21, 1969

MILLER of Page

*Final Copy*

April 23, 1969

HOUSE JOINT RESOLUTION 15

By COMMITTEE ON  
CITIES AND TOWNS  
(AS AMENDED AND  
PASSED BY THE HOUSE)

Passed House, Date *4-22-69* Passed Senate, Date *5-9-69*

Vote: Ayes *117* Nays *0* Vote: Ayes *42* Nays *7*

Approved *Adminded by Senate 102-0 5-14-69*  
*Motion to reconsider tabled 5-9*

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- 8 the president of the senate, three members of the cities and
- 9 towns committee of the house of representatives appointed by
- 10 the speaker of the house, and four municipal officials and 01
- 11 one citizen chosen by the governor. The legislative members
- 12 shall be chosen in each house on a bipartisan basis and the
- 13 municipal members shall be chosen as follows: one from a town,
- 14 one from a city under ten thousand population, one from a city
- 15 over ten thousand and under fifty thousand population, and one
- 16 from a city over fifty thousand population. Should a vacancy
- 17 occur on the committee, the person or authority originally
- 18 appointing the member whose position is vacant shall appoint a
- 19 successor.
- 20 Sec. 2. The committee shall organize by choosing officers
- 21 and shall adopt rules for conduct of its meetings. The com-
- 22 mittee is authorized to employ a secretary and such other aids
- 23 and employees as are necessary to conduct its business and to
- 24 fix their compensation. The committee may hold public hearings

1 and shall have access to all official records, may subpoena  
2 witnesses and compel the production of books, papers, or other  
3 documents pertaining to its investigation and study. Witnesses  
4 shall be entitled to statutory witness fees and travel expense  
5 as audited and approved by the committee. The committee may  
6 appoint subcommittees of its members to hold hearings and con-  
7 duct investigations in any part of the state. Any member shall  
8 have the power to administer oaths.

9 Sec. 3. The committee shall review state statutes as they  
10 apply to city and town government and shall recommend appropriate  
11 revisions which will implement home rule and facilitate the  
12 solution of local problems by local initiative.

13 Sec. 4. The committee shall make comprehensive recommenda-  
14 tions to the general assembly by way of Code revision bills and  
15 other reports.

16 Sec. 5. The committee is authorized to use any existing  
17 facility of state government and shall seek cooperation of  
18 municipal officials.

19 Sec. 6. **Legislative members**  
20 of the committee shall be reimbursed for  
21 their actual and necessary expenses incurred in the discharge  
22 of their duties and shall be paid their same **per diem**  
23 **payments**  
24 as when in regular session for days actually engaged in committee  
25 work. **The four municipal officials and the citizen member**  
26 **of the committee may receive such reimbursement for**  
27 **expenses incurred in the discharge of their duties as**  
28 **determined by a majority of the legislative members of**  
29 **the committee.**

30 Sec. 7. The report of the committee shall be submitted to the  
31 governor and to the general assembly members no later than thirty  
32 days after convening of the general assembly in 1970, unless it  
33 is impossible to complete the project by that date, but no later  
34 than thirty days after convening of the general assembly in 1971,  
35 and on making such report shall stand discharged.

1    Sec. 8. There is hereby appropriated from the general fund  
2 of the state the sum of twenty-five thousand (25,000)  
3 dollars or so  
4 much thereof as may be necessary to carry out the provisions of  
5 this Act.

6    Compensation and expenses of employees of the committee  
7 shall be paid in the manner determined by the committee. Per  
8 diem and expenses of legislative members of the committee  
9 shall be paid in the same manner as are per diem and  
10 expenses of the members of the Legislative Research  
11 Committee or its successor agency.

12   Sec. 10. This Act being deemed of immediate importance  
13 shall be in full force and effect after its publication in  
14 the Ames Daily Tribune, a newspaper published in Ames, Iowa,  
15 and in The Daily Gate City, a newspaper published in Keokuk,  
16 Iowa.

#### EXPLANATION OF HOUSE JOINT RESOLUTION 15

This resolution provides an interim commission to study revision and codification of the city and town laws.

*House  
Concurred  
5-14*

1 Amend House Joint Resolution 15 as amended and passed by the  
2 House as follows:  
3 1. By striking from page 2, line 26, the word "such" and  
4 inserting in lieu thereof the words "the same".  
5 2. By striking from page 2, lines 28 and 29, the words  
6 "determined by a majority of the legislative members of the  
7 committee" and inserting in lieu thereof the words "is paid  
8 state employees for travel expenses".

Filed - adopted 5-9  
May 1, 1969

*Senate*

By MOWRY

1 Amend House Joint Resolution 15 as amended and passed by the  
2 House as follows:  
3 1. By striking from line 4 of page 1 the word "eleven-member"  
4 and inserting in lieu thereof the word "twelve-member".  
5 2. By striking line 10 of page 1 and inserting in lieu  
6 thereof the words "the speaker of the house, one member of the  
7 legislative research committee or its successor agency, and  
8 four municipal officials, at least one of whom shall be a city  
9 attorney, and".  
10 3. By striking from line 12 of page 1 the words "and the"  
11 and inserting in lieu thereof the words " : However, the legis-  
12 lative research committee or its successor agency shall select  
13 one of its members to serve on the committee. The".  
14 4. By striking from line 21 of page 1 the word "The" and  
15 inserting in lieu thereof the words "with the approval of the  
16 Legislative Research Committee or its successor agency, the".  
17 5. By striking lines 13, 14, and 15 of page 2 and inserting  
18 in lieu thereof the following:  
19 "Sec. 4. The committee shall make such periodic progress  
20 reports of the study to the legislative research committee or  
21 its successor agency as may be required. The legislative  
22 research committee or its successor may assign staff to the com-  
23 mittee and shall coordinate staff assistance for the committee.  
24 The committee shall make comprehensive recommendations to the  
25 general assembly by way of Code revision bills and other reports."

*House  
Concurred  
5-14*

Filed and adopted ✓  
May 9, 1969

*Senate*

By NEU, WALSH, FROMMELT and HOUGEN