

APR 11 1974

*Appropriation*

HOUSE FILE

1491

BY COMMITTEE ON APPROPRIATIONS

*Calendar*  
Sen. " 4/24, Pass per 2893

Passed House, Date 4-19-74 (1927)

Passed Senate, Date 4-30-74 (1734)

Vote: Ayes 82 Nays 0

Vote: Ayes 45 Nays 0

Approved 6-3-74

*Passed House per Conference Committee Report*  
5-3-74 (2440)  
87-7

*Motion to reconsider filed 4-30 (1734) withdrawn 5-1 (1831)*  
*Passed Senate per Conference Committee Report*  
5-3-74 (1996)  
40-1

# A BILL FOR

1 An Act to establish a state historical department with a  
 2 division of history and archives and a division of the state  
 3 historical society, to prescribe powers and duties, and  
 4 to establish a trust fund for life memberships in the  
 5 state historical society.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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*Conference Committee Appointed*  
*Senators Shaw, Murray, Griffen, Glean, Rodgers*  
*5/3 (1936)*  
*Representatives Craft, Bortell, Griffin, Hargrave, Schroeder*  
*5/3 (2393)*

1 Section 1. NEW SECTION. ESTABLISHMENT OF DEPARTMENT.

2 There is established the Iowa state historical department  
3 which shall be governed by a state historical board consist-  
4 ing of twelve members, six of whom shall be appointed by the  
5 governor and six of whom shall be elected by the members of  
6 the state historical society established in section four (4)  
7 of this Act. One member appointed by the governor and one  
8 member elected by the society shall be residents of each con-  
9 gressional district.

10 The term of office for both elected and appointed members  
11 shall commence on July first of each year and shall be three  
12 years, except that for the initial board, the governor shall  
13 appoint two members for a one-year term, two members for a  
14 two-year term, and two members for a three-year term, and  
15 the society shall elect two members for a one-year term, two  
16 members for a two-year term, and two members for a three-year  
17 term.

18 Sec. 2. NEW SECTION. OFFICERS--MEETINGS. The state  
19 historical board shall annually elect a chairman and vice  
20 chairman from its membership, and the curator of the divi-  
21 sion of history and archives shall serve as secretary to the  
22 board. The board shall meet as often as deemed necessary,  
23 upon the call of the chairman and vice chairman, or at the  
24 request of a majority of the members of the board.

25 Members of the board shall be paid a forty dollar per diem  
26 and shall be reimbursed for actual and necessary expenses  
27 while engaged in their official duties.

28 Sec. 3. NEW SECTION. DIVISIONS OF DEPARTMENT. The Iowa  
29 state historical department shall consist of the division  
30 of history and archives, located in Des Moines, and the  
31 division of the state historical society, located in Iowa  
32 City.

33 Sec. 4. NEW SECTION. MEMBERSHIP IN STATE HISTORICAL  
34 SOCIETY. The state historical board shall establish rules  
35 for membership of the general public in the state historical

1 society, including rules relating to membership fees. Members  
2 shall be persons who indicate an interest in the history,  
3 progress, and development of the state and who pay the  
4 prescribed fee. The members of the state historical society  
5 shall meet at least one time per year in June at Iowa City  
6 to elect members of the state historical board as provided  
7 in section one (1) of this Act. The society may elect officers  
8 and the director of the division of the state historical  
9 society shall serve as secretary to the society. The society  
10 may perform other activities related to history which are  
11 not contrary to the provisions of this Act, subject to the  
12 approval of the board.

13 Sec. 5. NEW SECTION. POWERS AND DUTIES OF THE STATE  
14 HISTORICAL BOARD. The state historical board shall have the  
15 following powers and duties:

16 1. Establish policy for the division of history and ar-  
17 chives and the division of the state historical society,  
18 eliminating duplication of services whenever possible.

19 2. Appoint a curator of the division of history and ar-  
20 chives and a director of the division of the state historical  
21 society at annual salaries set by the general assembly.

22 3. Control the historical building and assign space to  
23 the department and to the Iowa library department.

24 4. To determine the scope of and authorize historical  
25 publications.

26 5. Make an annual report to the governor and to the gen-  
27 eral assembly.

28 6. Coordinate activities of the department with federal,  
29 state, and local agencies which have functions relating to  
30 the preservation or collection of historical data of this  
31 state.

32 7. Select sites for uniform markers.

33 8. Promulgate rules and regulations for the effective  
34 and efficient operation of the department subject to the  
35 provisions of chapter seventeen A (17A) of the Code.

- 1     Sec. 6. NEW SECTION. DUTIES OF THE CURATOR. The cu-  
2 rator of the division of history and archives shall have the  
3 following powers and duties, under the direction of the board:
- 4     1. Have custody of the space in the historical building  
5 assigned to the department and maintain collections located  
6 in the building. Keep the building open for use by the pub-  
7 lic during hours prescribed by the board.
  - 8     2. Have custody of the archives of the state as defined  
9 in section eleven (11) of this Act.
  - 10    3. Collect, preserve, organize, arrange, and classify  
11 works of art, books, maps, charts, public documents, manu-  
12 scripts, newspapers, and other objects and materials illus-  
13 trative of the natural and political history of the terri-  
14 tory and state and of the central west, and of the traditions  
15 and history of the Indian tribes and prior occupants of the  
16 region and display material which may be of value and inter-  
17 est to the public.
  - 18    4. Collect memorials and momentos of the pioneers of Iowa  
19 and the soldiers of all wars in which Iowa residents partic-  
20 ipated, including portraits, specimens of arms, clothing,  
21 army letters, commissions of officers, and other military  
22 papers and documents.
  - 23    5. Receive and display objects illustrative of the eth-  
24 nology and prehistoric archaeology of this state and sur-  
25 rounding states.
  - 26    6. Be custodian of and care for and preserve the monu-  
27 ments, memorials, and works of art on the grounds and in the  
28 buildings at the seat of government, and report from time  
29 to time their condition and make recommendations to the proper  
30 officers or board.
  - 31    7. Employ necessary personnel under the provisions of  
32 chapter nineteen A (19A) of the Code.
  - 33    8. Report to the board as required.
  - 34    9. Perform such other duties as may be imposed by law  
35 or prescribed by the rules of the board.

1       Sec. 7. NEW SECTION. DUTIES OF DIRECTOR OF DIVISION OF  
2 STATE HISTORICAL SOCIETY. The director of the division of  
3 the state historical society shall have the following powers  
4 and duties, under the direction of the board:

5       1. Maintain a library of materials relating to the history  
6 of this state and illustrative of the progress and development  
7 of the state.

8       2. Conduct historical studies and researches.

9       3. Administer the historic preservation program in ac-  
10 cordance with federal guidelines.

11       4. Coordinate activities of and assist county historical  
12 societies.

13       5. Maintain artifacts of archaeological significance.

14       6. Plan, develop, and publicize a uniform system of marking  
15 state historical, archaeological, geological, and legendary  
16 sites.

17       7. Employ necessary personnel under the provisions of  
18 chapter nineteen A (19A) of the Code.

19       8. Perform such other duties as may be imposed by law  
20 or prescribed by the rules of the board.

21       Sec. 8. NEW SECTION. FUNDS RECEIVED BY STATE HISTORICAL  
22 SOCIETY. All funds received by the state historical society,  
23 including but not limited to membership dues, except as pro-  
24 vided in this section, shall be deposited in the general fund  
25 of the state and shall be subject to appropriation by the  
26 general assembly. There is created in the office of the trea-  
27 surer of state a life membership trust fund into which shall  
28 be deposited all funds received by the state historical so-  
29 ciety from the sale of life memberships, including such funds  
30 which may have been received prior to July 1, 1974 and which  
31 have not been expended. On July first of each year five per-  
32 cent of the funds deposited in the life membership trust fund  
33 shall be made available to support life memberships in the  
34 state historical society and such funds are appropriated to  
35 the state historical department for such purpose.

1        Sec. 9. NEW SECTION. ACCEPTANCE AND USE OF MONEY GRANTS.

2 The state historical board may receive, accept, and admin-  
3 ister money appropriated or granted to it by the federal  
4 government and by any other public or private agency. The  
5 money shall be placed in a separate fund and the fund shall  
6 be administered by the board.

7        Sec. 10. NEW SECTION. GIFTS. The state historical board

8 may accept gifts and bequests which shall be used in accordance  
9 with the desires of the donor if expressed. Funds contained  
10 in an endowment fund for either the department of history  
11 and archives or the state historical society existing on July  
12 1, 1974 shall remain an endowment of either the division of  
13 history and archives or the division of the state historical  
14 society. After July 1, 1974, gifts shall be accepted only  
15 on behalf of the state historical department. Funds in an  
16 endowment fund may be invested by the state historical board.

17        Sec. 11. NEW SECTION. ARCHIVES. Archives means those

18 manuscripts, documents, records, and materials originating  
19 under or passing through the hands of public officers in the  
20 regular course and performance of their legal duties which  
21 the chief executive of the office that has present custody  
22 of the manuscripts, documents, records, and materials shall  
23 deem not to be necessary for use in the conduct of the regu-  
24 lar current business of his office but warrant preservation,  
25 or which he shall consider to be in such physical condition  
26 that they cannot be used without risk of damage to them, or  
27 for which, in his opinion, he is unable to provide adequate  
28 or safe storage. The curator of the division of history and  
29 archives is the trustee and custodian of the archives of Iowa,  
30 except that archives does not include county or municipal  
31 archives unless they are voluntarily deposited with the curator  
32 with the written consent of the curator. The curator shall pre-  
33 scribe rules and regulations for the systematic arrangement of  
34 archives, properly labeled to show their contents and order of  
35 filing, before the archives may be transferred to his custody.

1       Sec. 12. NEW SECTION. TRANSFER OF ARCHIVES. The several  
2 state, executive, and administrative departments, officers  
3 or offices, councils, boards, bureaus, and commissions, may  
4 transfer and deliver to the state historical department ar-  
5 chives as defined in section eleven (11) of this Act, and take  
6 the curator's receipt. Before transferring archives, the  
7 office of present custody shall file with the curator a clas-  
8 sified list of the archives being transferred made in such  
9 detail as the curator shall prescribe. If the curator, on  
10 receipt of the list, and after consultation with the chief  
11 executive of the office filing the classified list or with  
12 a representative designated by the executive, shall find that,  
13 according to the records management manual, certain  
14 classifications of the archives listed are not of sufficient  
15 historical, legal, or administrative value to justify permanent  
16 preservation, the curator shall file a list with the state  
17 records commission with recommendations for their disposal.

18       Sec. 13. NEW SECTION. REMOVAL OF ORIGINAL. After any  
19 archives have been received by the curator, they shall not  
20 be removed from his custody without his consent except in  
21 obedience to a subpoena of a court of record or a written  
22 order of the state executive council.

23       The curator shall annually submit to the state historical  
24 board a list of papers and documents which have no further  
25 value, and upon approval of the state records commission the  
26 items shall be destroyed.

27       Sec. 14. NEW SECTION. CERTIFIED COPIES--FEES. Upon  
28 request of any person, the curator or the director shall make  
29 a certified copy of any document, manuscript, or record  
30 contained in the archives or in the custody of the division  
31 of the state historical society, and when a copy is properly  
32 authenticated it shall have the same legal effect as though  
33 certified by the officer from whose office it was obtained  
34 or by the secretary of state. The copy may be made in writing,  
35 or by any suitable photographic process. The curator or

1 director shall charge and collect for such copies the fees  
2 allowed by law to the official in whose office the document  
3 originates for such certified copies. The curator or director  
4 shall charge a person requesting a search of census records  
5 for the purpose of determining genealogy the actual cost of  
6 performing the search.

7 Sec. 15. Sections three hundred three point one (303.1)  
8 through three hundred three point twenty-three (303.23), Code  
9 1973, as amended by Acts of the Sixty-fifth General Assembly,  
10 1973 Session, chapter one hundred ninety-nine (199), and  
11 chapter three hundred four (304) of the Code, are repealed.

EXPLANATION

12  
13 This bill establishes a State Historical Department with  
14 a Division of History and Archives and a Division of the State  
15 Historical Society to replace the Department of History and  
16 Archives and the State Historical Society. The State His-  
17 torical Department is governed by a twelve-member board, six  
18 of whom are appointed by the Governor and six of whom are  
19 elected by the State Historical Society.

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SENATE AMENDMENT TO HOUSE FILE 1491

- 1 Amend House File 1491, as amended and passed by the
- 2 House, as follows:
- 3 1. Page 5, line 1, by inserting after the period
- 4 the following: "The standards of the national
- 5 register shall be adopted as the standards for the
- 6 listing of historic property on the state register."
- 7 2. Page 5, line 2, by striking the words "Review
- 8 and content of" and inserting in lieu thereof the
- 9 word "Approve".
- 10 3. Page 5, by striking lines 3 and 4 and inserting
- 11 in lieu thereof the word "plan."
- 12 4. Page 5, line 18, by inserting after the word
- 13 "centers" the words ", which are in addition to but
- 14 do not duplicate archives as defined in section
- 15 twelve (12) of this Act".
- 16 5. Page 6, line 2, by striking the words "Have
- 17 custody of" and inserting in lieu thereof the word
- 18 "Administer".
- 19 6. Page 6, line 6, by striking the words "Have
- 20 custody of" and inserting in lieu thereof the word
- 21 "Administer".
- 22 7. Page 6, by striking lines 13, 14, and 15 and
- 23 inserting in lieu thereof the words "traditions and
- 24 history of all prior occupants who settled in the
- 25 region, including women and the various racial,
- 26 religious, and ethnic groups."
- 27 8. Page 6, line 25, by striking the words "Be
- 28 custodian of" and inserting in lieu thereof the
- 29 word "Administer".
- 30 9. Page 8, by striking line 10 and inserting in
- 31 lieu thereof the following: "2. Identify and".
- 32 10. Page 8, line 11, by striking the word "all".
- 33 11. Page 8, line 14, by striking the word "a"
- 34 and inserting in lieu thereof the word "the".
- 35 12. Page 8, by striking line 16 and inserting
- 36 in lieu thereof the words "of historic places."
- 37 13. Page 8, by striking lines 17 through 22,
- 38 inclusive.
- 39 14. Page 8, line 23, by inserting after the word
- 40 "Prepare" the words "and annually update".
- 41 15. Page 8, line 23, by striking the words "and
- 42 review" and inserting in lieu thereof a period.
- 43 16. Page 8, by striking line 24.
- 44 17. Page 8, line 25, by striking the word "Establish"
- 45 and inserting in lieu thereof the word "Develop".
- 46 18. Page 9, line 1, by striking the word "department"
- 47 and inserting in lieu thereof the word "board".
- 48 19. Page 9, by striking lines 2 and 3 and inserting
- 49 in lieu thereof the words "6. Accept federal aid for".
- 50 20. Page 9, by striking lines 5 through 8, inclusive.

House 7  
May 2, 1974

- 51 21. Page 9, by striking lines 10 through 16, inclusive,  
52 and inserting in lieu thereof the words "agencies in  
53 historic preservation matters."  
54 22. Page 9, line 17, by inserting after the word "of"  
55 the words ", and provide technical and financial  
56 assistance if federal funds are available, to".  
57 23. Page 9, line 18, by inserting after the word  
58 "commissions" the words "and private parties".  
59 24. Page 9, by striking lines 20, 21 and 22.  
60 25. Page 9, by striking lines 24, 25, and 26 and  
61 inserting in lieu thereof a period.  
62 26. Page 9, by striking line 27 and inserting in  
63 lieu thereof the following:  
64 "13. Pursue historical,".  
65 27. Page 10, line 1, by striking the words "to  
66 include" and inserting in lieu thereof the words  
67 ", which may include but shall not be limited to,".  
68 28. Page 13, by striking lines 5 through 9,  
69 inclusive.  
70 29. By renumbering subsections as necessary.

Received from the Senate  
May 1, 1974

*House refused to concur 5/2  
Senate insists 5/3 (1935)*

REPORT OF THE CONFERENCE COMMITTEE  
ON HOUSE FILE 1491

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on House File 1491, a bill for an Act to establish a state historical department with a division of historical museum and archives, a division of the state historical society, and a division of historic preservation, to prescribe powers and duties, and to establish a trust fund for life memberships in the state historical society, and to make an appropriation, respectfully submit the following recommendations:

That the Senate amendment to House File 1491 be amended by inserting after line 11 the following amendment:

Page 5, by inserting after line 12 the following subsection and renumbering the remaining subsection:

13. May periodically loan historical articles and artifacts, such as the silver tea service of General Grenville Dodge, owned or in the possession of the state of Iowa and on display or under the control of the state historical board for display at suitable locations within the state. A policy shall be determined and regulations adopted by the state historical board which establishes standards for the preservation, protection and security of the articles and artifacts. Suitable recognition of the loan shall be displayed and security safeguards, package, and freight shall be at the expense of the recipient of the loaned items.

That the House concur in the Senate amendment to House File 1491, as amended.

On the part of the Senate:

ELIZABETH SHAW, Chairman  
GENE W. GLENN  
JAMES W. GRIFFIN  
JOHN S. MURRAY  
NORMAN RODGERS

*Senate adopted 5/3*

On the part of the House:

FRANK CRABB, Chairman  
GLEN E. BORTELL  
WILLIAM B. GRIFFEE  
WILLIAM J. HARGRAVE  
LAVERNE W. SCHROEDER

*House adopted 5/3*

Filed  
May 3, 1974

H-2929

- 1 Amend the Crabb, Patchett, Griffiee amendment
- 2 H-2927, to House File 1491, as follows:
- 3 1. Line 251, by striking the numerals "1974" and
- 4 inserring in lieu thereof the numerals "1975".
- 5 2. By striking all of lines 382 through 385 and
- 6 inserting in lieu thereof the following: "Unencumber-
- 7 ed funds of the state historical society shall be
- 8 deposited in the general fund of the state on July
- 9 1, 1975."

H-2929 Filed and adopted  
April 19, 1974

By SMALL of Johnson

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H—2930

1 Amend the Crabb, Patchett, Griffie amendment  
2 H-2927, to House File 1491, by inserting after line  
3 322 the following:  
4 "The silver tea service of General Grenville Dodge  
5 shall be delivered by the curator of the department  
6 of history and archives to the trustees of the  
7 Historic General Dodge House, Inc. for display at the  
8 Dodge House in Council Bluffs, Iowa."

H—2930 Filed, ruled germane By SCHROEDER of Pottawattamie  
and adopted  
April 19, 1974

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H—2931

1 Amend the Crabb, et al., amendment, H-2927,  
2 to House File 1491 as follows:  
3 1. Line 127, by striking the words "and  
4 history" and inserting in lieu thereof the  
5 words ", history and contributions".  
6 2. Line 128, by inserting after the word  
7 "tribes" the words ", women, minority and  
8 ethnic groups,".  
9 3. Line 128, by striking the second use of  
10 the word "of" and inserting in lieu thereof  
11 the words "who settled in".

H—2931 Filed and adopted By HARGRAVE of Johnson  
April 19, 1974 LOGUE of Iowa  
O'HALLORAN of Black Hawk

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H—2932

1 Amend the Crabb, Patchett, Griffie amendment  
2 H-2927, to House File 1491, by inserting after line  
3 109 the following new subsection:  
4 "13. May enter into agreements with the University  
5 of Northern Iowa, the State University of Iowa, Iowa  
6 State University of science and technology, or any  
7 accredited private institution as defined in section  
8 two hundred sixty-one point nine (261.9) of the Code  
9 to establish multi-county area research centers.  
10 An area research center shall serve as the depository  
11 for the archives of counties and municipalities and  
12 for other unpublished original resource material of  
13 a given area to be designated in the agreement."

H—2932 Filed and adopted By AVENSON of Fayette  
April 19, 1974 DUNLAP of Story

HOUSE FILE 1491

H—2927

1 Amend House File 1491 as follows:

2 1. By striking everything after the enacting  
3 clause and inserting in lieu thereof the following:

4 Section 1. NEW SECTION. ESTABLISHMENT OF  
5 DEPARTMENT. There is established the Iowa state  
6 historical department which shall be governed by  
7 a state historical board consisting of twelve members,  
8 six of whom shall be appointed by the governor and  
9 six of whom shall be elected by the members of the  
10 state historical society established in section four  
11 (4) of this Act. The members appointed by the  
12 governor shall include one professionally qualified  
13 architectural historian, one historian, and one  
14 archaeologist. One member appointed by the governor  
15 and one member elected by the society shall be  
16 residents of each congressional district.

17 The term of office for both elected and appointed  
18 members shall commence on July first of each year  
19 and shall be three years, except that for the initial  
20 board, the governor shall appoint two members for  
21 a one-year term, two members for a two-year term,  
22 and two members for a three-year term, and the society  
23 shall elect two members for a one-year term, two  
24 members for a two-year term, and two members for  
25 a three-year term.

26 Sec. 2. NEW SECTION. OFFICERS--MEETINGS. The  
27 state historical board shall annually elect a chairman  
28 and vice chairman from its membership, and the  
29 director of the division of historical museum and  
30 archives shall serve as secretary to the board.  
31 The board shall meet as often as deemed necessary,  
32 upon the call of the chairman and vice chairman,  
33 or at the request of a majority of the members of  
34 the board.

35 Members of the board shall be paid a forty dollar  
36 per diem and shall be reimbursed for actual and  
37 necessary expenses while engaged in their official  
38 duties.

39 Sec. 3. NEW SECTION. DIVISIONS OF DEPARTMENT.  
40 The Iowa state historical department shall consist  
41 of the division of historical museum and archives,  
42 located in Des Moines, and the division of the state  
43 historical society and the division of historic  
44 preservation, both located in Iowa City in order  
45 to benefit from, and contribute to, the state  
46 university of Iowa.

47 Sec. 4. NEW SECTION. MEMBERSHIP IN STATE  
48 HISTORICAL SOCIETY. The state historical board shall  
49 establish rules for membership of the general public  
50 in the state historical society, including rules

51 relating to membership fees. Members shall be persons  
52 who indicate an interest in the history, progress,  
53 and development of the state and who pay the  
54 prescribed fee. The members of the state historical  
55 society may meet at least one time per year to further  
56 the understanding of the history of this state.  
57 The election of members of the state historical  
58 board, as provided in section one (1) of this Act,  
59 shall be by mailed ballot as provided in bylaws  
60 adopted by the society and approved by the state  
61 historical board. The society may elect officers  
62 and the director of the division of the state  
63 historical society shall serve as secretary to the  
64 society. The officers of the society shall not  
65 determine policy for the division of the state  
66 historical society but may perform functions to  
67 stimulate interest in the history of this state among  
68 the general public. The society may perform other  
69 activities related to history which are not contrary  
70 to the provisions of this Act, subject to the approval  
71 of the board.

72 Sec. 5. NEW SECTION. POWERS AND DUTIES OF THE  
73 STATE HISTORICAL BOARD. The state historical board  
74 shall have the following powers and duties:

75 1. Establish policy for the division of historical  
76 museum and archives, the division of the state  
77 historical society, and the division of historic  
78 preservation, eliminating duplication of services  
79 whenever possible.

80 2. Appoint a director of the division of  
81 historical museum and archives, a director of the  
82 division of the state historical society, and a  
83 director of the division of historic preservation  
84 at annual salaries set by the general assembly.  
85 Directors of the divisions shall serve for six-year  
86 terms and may be reappointed.

87 3. Control the historical building, the centennial  
88 building, and other properties and assign space.

89 4. Determine the scope of and authorize  
90 publications.

91 5. Make a biennial report to the governor and  
92 to the general assembly.

93 6. Coordinate activities of the department with  
94 federal, state, and local agencies.

95 7. Select sites for uniform historical markers.

96 8. Coordinate historic preservation matters.

97 9. Approve nominations to and removals from the  
98 state and national registers of historic places.

99 10. Review the content of the state preservation  
100 plan developed in accordance with the provisions

101 of this Act.

102 11. Acquire historic properties by gift, purchase,  
103 devise or bequest; preserve, restore, transfer and  
104 administer such properties; and charge reasonable  
105 admissions to such properties.

106 12. Promulgate rules and regulations for the  
107 effective and efficient operation of the department  
108 subject to the provisions of chapter seventeen A  
109 (17A) of the Code.

110 Sec. 6. NEW SECTION. DUTIES OF THE DIRECTOR  
111 OF THE DIVISION OF HISTORICAL MUSEUM AND ARCHIVES.

112 The director of the division of historical museum  
113 and archives shall have the following powers and  
114 duties, under the direction of the board:

115 1. Have custody of the space in the historical  
116 building assigned to the department and maintain  
117 collections located in the building. Keep the  
118 building open for use by the public during hours  
119 prescribed by the board.

120 2. Have custody of the archives of the state  
121 as defined in section twelve (12) of this Act.

122 3. Collect, preserve, organize, arrange, and  
123 classify works of art, books, maps, charts, public  
124 documents, manuscripts, newspapers, and other objects  
125 and materials illustrative of the natural and  
126 political history of the territory and state and  
127 of the central west, and of the traditions and history  
128 of the Indian tribes and prior occupants of the  
129 region.

130 4. Collect memorials and momentos of the pioneers  
131 of Iowa and the soldiers of all wars in which Iowa  
132 residents participated, including portraits, specimens  
133 of arms, clothing, army letters, commissions of  
134 officers, and other military papers and documents.

135 5. Exhibit objects illustrative of the history  
136 and prehistory archaeology of this state, to interpret  
137 that history, and to publish such matters as may  
138 be of value and interest to the public.

139 6. Be custodian of and care for and preserve  
140 the monuments, memorials, and works of art on the  
141 grounds and in the buildings at the seat of  
142 government, and report from time to time their  
143 condition and make recommendations to the proper  
144 officers or board.

145 7. Employ necessary personnel under the provisions  
146 of chapter nineteen A (19A) of the Code.

147 8. Report to the board as required.

148 9. Perform such other duties as may be imposed  
149 by law or prescribed by the rules of the board.

150 Sec. 7. NEW SECTION. DUTIES OF DIRECTOR OF

151 DIVISION OF STATE HISTORICAL SOCIETY. The director  
152 of the division of the state historical society shall  
153 have the following powers and duties, under the  
154 direction of the board:

155 1. Maintain a library of materials relating to  
156 the history of this state and illustrative of the  
157 progress and development of the state.

158 2. Conduct historical studies and researches  
159 and issue publications.

160 3. Disseminate a knowledge of the history of  
161 this state among the people of this state.

162 4. Encourage and assist local, county, and  
163 regional organizations devoted to historical purposes  
164 and foster an understanding and appreciation of Iowa  
165 history among all units of government.

166 5. Maintain artifacts of archaeological signifi-  
167 cance.

168 6. Plan, develop, and publicize a uniform system  
169 of marking state historical, archaeological,  
170 geological, and legendary sites.

171 7. Employ necessary personnel under the provisions  
172 of chapter nineteen A (19A) of the Code.

173 8. Perform such other duties as may be imposed  
174 by law or prescribed by the rules of the board.

175 Sec. 8. NEW SECTION. DUTIES OF THE DIRECTOR  
176 OF THE DIVISION OF HISTORIC PRESERVATION. The  
177 director of the division of historic preservation  
178 shall have the following powers and duties, under  
179 the direction of the board:

180 1. Serve as the state historic preservation  
181 officer, certified by the governor in accordance  
182 with federal requirements.

183 2. Undertake a statewide survey to identify and  
184 document historic properties, including all those  
185 owned by the state, its instrumentalities, and  
186 political subdivisions.

187 3. Prepare and maintain a state register of  
188 historic places, including those listed on the  
189 national register of historic places. The division  
190 shall adopt the standards of the national register  
191 as the standards for the listing of a historic  
192 property on the state register and shall further  
193 establish standards for the continued listing of  
194 a property on the state register, consistent with  
195 the relevant federal standards of preservation and  
196 care.

197 4. Prepare the state's preservation plan and  
198 review that plan annually and revise it accordingly.

199 5. Establish standards and criteria for the  
200 acquisition of historic properties and for the

201 preservation, restoration, maintenance and operation  
202 of properties under the jurisdiction of the state  
203 historical department.

204 6. Undertake the procedures necessary to qualify  
205 the state for participation in sources of federal  
206 aid for historic preservation purposes.

207 7. Provide information on historic properties  
208 within the state to the agencies and instrumentalities  
209 of the federal, state and local governments and,  
210 where appropriate, to private individuals and  
211 organizations.

212 8. Cooperate with federal, state and local  
213 government agencies in the planning and conduct of  
214 specific undertakings affecting historic properties  
215 and preservation objectives and in overall land-use  
216 planning.

217 9. Participate in international conferences and  
218 programs concerning historic preservation and  
219 cooperate with federal officials and agencies in  
220 the conduct of such activities.

221 10. Coordinate the activities of local historic  
222 preservation commissions in accordance with the state  
223 plan and programs for historic preservation.

224 11. Provide technical and financial assistance  
225 to local historic preservation commissions and private  
226 parties involved in historic preservation activities.

227 12. Stimulate public interest in historic  
228 preservation including the development and  
229 implementation of interpretive programs for historic  
230 properties listed on the state register of historic  
231 places.

232 13. Develop an on-going program of historical,  
233 architectural, and archaeological research and  
234 development to include continuing surveys, excavation,  
235 scientific recording, interpretation, and publication  
236 of the historical, architectural, archaeological,  
237 and cultural sites, buildings and structures in the  
238 state.

239 14. Employ necessary personnel under the  
240 provisions of chapter nineteen A (19A) of the Code.

241 Sec. 9. NEW SECTION. FUNDS RECEIVED BY STATE  
242 HISTORICAL DEPARTMENT. All funds received by the  
243 state historical department, except as provided in  
244 this section, shall be deposited in the general fund  
245 of the state and shall be subject to appropriation  
246 by the general assembly. There is created in the  
247 office of the treasurer of state a life membership  
248 trust fund into which shall be deposited all funds  
249 received by the state historical society from the  
250 sale of life memberships, including such funds which

251 may have been received prior to July 1, 1974 and  
252 which have not been expended. On July first of each  
253 year five percent of the funds deposited in the life  
254 membership trust fund shall be made available to  
255 support life memberships in the state historical  
256 society and such funds are appropriated to the state  
257 historical department for such purpose.

258 Sec. 10. NEW SECTION. ACCEPTANCE AND USE OF  
259 MONEY GRANTS. All federal grants to and the federal  
260 receipts of the agencies receiving funds under this  
261 Act are appropriated for the purpose set forth in  
262 the federal grants or receipts.

263 Sec. 11. NEW SECTION. GIFTS. The state  
264 historical board may accept gifts and bequests which  
265 shall be used in accordance with the desires of the  
266 donor if expressed. Funds contained in an endowment  
267 fund for either the department of history and archives  
268 or the state historical society existing on July  
269 1, 1974 shall remain an endowment of either the di-  
270 vision of historical museum and archives or the  
271 division of the state historical society. After  
272 July 1, 1974, gifts shall be accepted only on behalf  
273 of the state historical department. Funds in an  
274 endowment fund may be invested by the state his-  
275 torical board.

276 In instances where publication of a book is  
277 financed by the endowment fund, nothing in this Act  
278 shall prevent the return of moneys from sales of  
279 the book to the endowment fund.

280 Sec. 12. NEW SECTION. ARCHIVES. Archives means  
281 those manuscripts, documents, records, and materials  
282 originating under or passing through the hands of  
283 public officers in the regular course and performance  
284 of their legal duties which the chief executive of  
285 the office that has present custody of the  
286 manuscripts, documents, records, and materials shall  
287 deem not to be necessary for use in the conduct of  
288 the regular current business of his office but warrant  
289 preservation, or which he shall consider to be in  
290 such physical condition that they cannot be used  
291 without risk of damage to them, or for which, in  
292 his opinion, he is unable to provide adequate or  
293 safe storage. The director of the division of  
294 historical museum and archives is the trustee and  
295 custodian of the archives of Iowa, except that  
296 archives does not include county or municipal archives  
297 unless they are voluntarily deposited with the  
298 director with the written consent of the director.  
299 The director shall prescribe rules and regulations  
300 for the systematic arrangement of archives, properly

301 labeled to show their contents and order of filing,  
302 before the archives may be transferred to his custody.

303 Sec. 13. NEW SECTION. TRANSFER OF ARCHIVES.  
304 The several state, executive, and administrative  
305 departments, officers or offices, councils, boards,  
306 bureaus, and commissions, may transfer and deliver  
307 to the state historical department archives as defined  
308 in section twelve (12) of this Act, and take the  
309 director's receipt. Before transferring archives,  
310 the office of present custody shall file with the  
311 director a classified list of the archives being  
312 transferred made in such detail as the director shall  
313 prescribe. If the director, on receipt of the list,  
314 and after consultation with the chief executive of  
315 the office filing the classified list or with a  
316 representative designated by the executive, shall  
317 find that, according to the records management manual,  
318 certain classifications of the archives listed are  
319 not of sufficient historical, legal, or administrative  
320 value to justify permanent preservation, the director  
321 shall file a list with the state records commission  
322 with recommendations for their disposal.

323 Sec. 14. NEW SECTION. REMOVAL OF ORIGINAL.  
324 After any archives have been received by the director,  
325 they shall not be removed from his custody without  
326 his consent except in obedience to a subpoena of  
327 a court of record or a written order of the state  
328 executive council.

329 The director shall annually submit to the state  
330 historical board a list of papers and documents which  
331 have no further value, and upon approval of the state  
332 records commission the items shall be destroyed.

333 The director shall not be required to preserve  
334 permanently vouchers, claims, cancelled or redeemed  
335 state warrants, or duplicate warrant registers,  
336 respectively, of the state comptroller and the  
337 treasurer of state but may, after microfilming,  
338 destroy by burning or shredding any such warrants,  
339 having no historical value, that have been in his  
340 custody for a period of three years and likewise  
341 to destroy by burning or shredding any vouchers,  
342 claims and duplicate warrant registers which have  
343 been in his custody for a period of three years.  
344 A properly authenticated reproduction of any such  
345 microfilmed record shall be admissible in evidence  
346 in any court in this state.

347 Sec. 15. NEW SECTION. CERTIFIED COPIES--FEES.  
348 Upon request of any person, the director of the  
349 division of historical museum and archives or the  
350 director of the division of the state historical

351 society shall make a certified copy of any document,  
352 manuscript, or record contained in the archives or  
353 in the custody of the division of the state his-  
354 torical society, and when a copy is properly  
355 authenticated it shall have the same legal effect  
356 as though certified by the officer from whose office  
357 it was obtained or by the secretary of state. The  
358 copy may be made in writing, or by any suitable  
359 photographic process. The director shall charge  
360 and collect for such copies the fees allowed by law  
361 to the official in whose office the document  
362 originates for such certified copies. The director  
363 shall charge a person requesting a search of census  
364 records for the purpose of determining geneology  
365 the actual cost of performing the search.

366 Sec. 6. There is appropriated from the general  
367 fund of the state to the state historical depart-  
368 ment, established in this Act, for the fiscal year  
369 commencing July 1, 1974 and ending June 30, 1975,  
370 the sum of twelve thousand five hundred (12,500)  
371 dollars, or so much thereof as may be necessary,  
372 to be used for per diem and expenses of members of  
373 the state historical board.

374 Funds appropriated by the general assembly to  
375 the department of history and archives, to the state  
376 historical society, and to the state conservation  
377 commission for historic preservation purposes for  
378 the fiscal year commencing July 1, 1974 and ending  
379 June 30, 1975 are transferred to the state historical  
380 department and shall be used for the purposes for  
381 which the funds were appropriated.

382 Except as provided in sections nine (9) and eleven  
383 (11) of this Act, unencumbered funds of the state  
384 historical society shall be deposited in the general  
385 fund of the state on July 1, 1974.

386 Sec. 17. Sections three hundred three point one  
387 (303.1) through three hundred three point twenty-  
388 three (303.23), Code 1973, as amended by Acts of  
389 the Sixty-fifth General Assembly, 1973 Session,  
390 chapter one hundred ninety-nine (199), and chapter  
391 three hundred four (304), Code 1973, are repealed.

392 2. Amend the title, page 1, line 2, by striking  
393 the word "history" and inserting in lieu thereof  
394 the words "historical museum".

395 3. Amend the title, page 1, line 2, by striking  
396 the second use of the word "and" and inserting in  
397 lieu thereof a comma.

398 4. Amend the title, page 1, line 3, by inserting  
399 after the word "society," the words "and a division  
400 of historic preservation,".

401 5. Amend the title, page 1, line 5, by inserting  
402 after the word "society" the words ", and to make  
403 an appropriation".

H-2927 Filed - *Adopted as amended*  
April 18, 1974 *by 2929, 2930,*  
*2931, 2932 4/19*

By CRABB of Crawford  
PATCHETT of Johnson  
GRIFEE of Chickasaw

H-2888

1 Amend House File 1491 as follows:

- 2 1. Page 2, line 7, by inserting after the period  
3 the following: "The members appointed by the governor  
4 shall include an historian, an archaeologist, and an  
5 architectural historian."  
6 2. Page 3, by inserting after line 32, the follow-  
7 ing subsections and renumbering the remaining subsec-  
8 tion:  
9 8. Provide for the administration of historical  
10 sites.  
11 9. Disseminate a knowledge of the history of this  
12 state.  
13 3. Page 5, line 11, by inserting after the word  
14 "county" the words "and local".  
15 4. Page 5, line 12, by inserting after the word  
16 "societies" the words ", local and regional museums,  
17 and other organizations concerned with the history of  
18 the area".  
19 5. Page 8, by inserting after line 11 the follow-  
20 ing sections:  
21 Sec. \_\_\_\_\_. There is appropriated from the general  
22 fund of the state to the state historical department,  
23 established in this Act, for the fiscal year commencing  
24 July 1, 1974 and ending June 30, 1975, the sum of  
25 twelve thousand five hundred (12,500) dollars, or so much  
26 thereof as may be necessary, to be used for per diem  
27 and expenses of members of the state historical board.  
28 Sec. \_\_\_\_\_. The provisions of sections one (1) and  
29 two (2) of this Act shall become effective July 1,  
30 1974. The provisions of sections three (3) through  
31 fifteen (15) of this Act shall become effective July  
32 1, 1975.  
33 The state historical board shall meet as often as  
34 deemed necessary during the period commencing July 1,  
35 1974 and ending June 30, 1975 to establish policy for  
36 the state historical department which shall commence  
37 functioning on July 1, 1975.  
38 6. Amend the title, page 1, line 5, by inserting  
39 after the word "society" the words "and making an ap-  
40 propriation".

H-2888 Filed - *Withdrawn 4/19*  
April 16, 1974

By CRABB of Crawford

H-2900

- 1 Amend House File 1491 as follows:  
2 1. Page 4, line 15, by striking the words  
3 "and history" and inserting in lieu thereof  
4 the words ", history, and contributions".  
5 2. Page 4, line 15, by inserting after the  
6 word "tribes" the words ", women, minority  
7 and ethnic groups,".  
8 3. Page 4, line 15, by striking the second  
9 use of the word "of" and inserting in lieu  
10 thereof the words "who settled in".

H-2900 Filed - *Withdrawn 4/19*  
April 16, 1974

By HARGRAVE of Johnson  
O'HALLORAN of Black Hawk

H-2898

1 Amend the Crabb amendment, H-2888, to page 8 of  
2 House File 1491, line 35, by inserting after the word  
3 "policy" the words "and develop a budget for the next  
4 biennium".

H-2898 Filed *Withdrawn 4/19*  
April 16, 1974

By CRABB of Crawford

H-2889

1 Amend House File 1491, page 8, by inserting  
2 after line 11 the following new section.  
3 "Sec. \_\_\_\_\_. The silver tea service of General  
4 Grenville Dodge shall be delivered by the curator of  
5 the department of history and archives to the  
6 trustees of the Historic General Dodge House, Inc.  
7 for display at the Dodge House in Council Bluffs,  
8 Iowa."

H-2889 Filed - *Withdrawn 4/19*  
April 16, 1974

By SCHROEDER of Pottawattamie

S-2867

1 Amend House File 1491, as amended and passed by  
2 the House, page 13, by striking lines 5 through  
3 9, inclusive.

S-2867 Filed - *Repealed out of order by*  
April 24, 1974 *adoption of 2893. 4/30*

By PRIEBE, KINLEY, GALLAGHER,  
McCARTNEY, RILEY and PLYMAT

S-2902

1 Amend the Appropriations Committee Amendment S-2893,  
2 to House File 1491, as amended and passed by the  
3 House, as follows:  
4 1. Page 3, by striking line 24 and inserting in lieu  
5 thereof the following:  
6 "clusive, and inserting in lieu thereof the following:  
7 'The silver tea service of General Grenville  
8 Dodge presently in the possession of the department  
9 of history and archives shall be loaned for permanent  
10 display to the trustees of the Historic General  
11 Dodge House, Inc. to be displayed at the Dodge  
12 House in Council Bluffs, Iowa, as long as the  
13 Dodge House is open to the public. Suitable  
14 recognition of the loan shall be displayed.'"

S-2902 Filed - *Last 4/30*  
April 26, 1974

By GRIFFIN, HULTMAN and  
SCHABEN

HOUSE FILE 1491

S-2893

- 1 Amend House File 1491, as amended and passed by  
2 the House, as follows: A  
3 1. Page 5, line 1, by inserting after the period  
4 the following: "The standards of the national  
5 register shall be adopted as the standards for the  
6 listing of historic property on the state register."  
7 2. Page 5, line 2, by striking the words "Re-  
8 view the content of" and inserting in lieu thereof  
9 the word "Approve".  
10 3. Page 5, by striking lines 3 and 4 and insert-  
11 ing in lieu thereof the word "plan."  
12 4. Page 5, line 18, by inserting after the word  
13 "centers" the words ", which are in addition to  
14 but do not duplicate archives as defined in section  
15 twelve (12) of this Act".  
16 5. Page 6, line 2, by striking the words "Have  
17 custody of" and inserting in lieu thereof the word  
18 "Administer".  
19 6. Page 6, line 6, by striking the words "Have  
20 custody of" and inserting in lieu thereof the word  
21 "Administer".  
22 7. Page 6, by striking lines 13, 14, and 15 and  
23 inserting in lieu thereof the words "traditions and  
24 history of all prior occupants who settled in the  
25 region, including women and the various racial,

Page 2

- 1 religious, and ethnic groups."  
2 8. Page 6, line 25, by striking the words "Be  
3 custodian of" and inserting in lieu thereof the  
4 word "Administer".  
5 9. Page 8, by striking line 10 and inserting in  
6 lieu thereof the words "2. Identify and".  
7 10. Page 8, line 11, by striking the word "all".  
8 11. Page 8, line 14, by striking the word "a"  
9 and inserting in lieu thereof the word "the".  
10 12. Page 8, by striking line 16 and inserting  
11 in lieu thereof the words "of historic places."  
12 13. Page 8, by striking lines 17 through 22, in-  
13 clusive.  
14 14. Page 8, line 23, by inserting after the word  
15 "Prepare" the words "and annually update".  
16 15. Page 8, line 23, by striking the words "and  
17 review" and inserting in lieu thereof a period.  
18 16. Page 8, by striking line 24.  
19 17. Page 8, line 25, by striking the word  
20 "Establish" and inserting in lieu thereof the word  
21 "Develop".  
22 18. Page 9, line 1, by striking the word "de-  
23 partment" and inserting in lieu thereof the word  
24 "board".  
25 19. Page 9, by striking lines 2 and 3 and in-

Page 3

- 1     serting in lieu thereof the words "6. Accept federal     A  
2     aid for".  
3         20. Page 9, by striking lines 5 through 8, in-  
4     clusive.  
5         21. Page 9, by striking lines 10 through 16, in-  
6     clusive, and inserting in lieu thereof the words  
7     "agencies in historic preservation matters."  
8         22. Page 9, line 17, by inserting after the  
9     word "of" the words ", and provide technical and  
10    financial assistance if federal funds are available,  
11    to".  
12         23. Page 9, line 18, by inserting after the word  
13    "commissions" the words "and private parties".  
14         24. Page 9, by striking lines 20, 21, and 22.  
15         25. Page 9, by striking lines 24, 25, and 26  
16    and inserting in lieu thereof a period.  
17         26. Page 9, by striking line 27 and inserting  
18    in lieu thereof the following:  
19         "13. Pursue historical,".  
20         27. Page 10, line 1, by striking the words "to  
21    include" and inserting in lieu thereof the words  
22    ", which may include but shall not be limited to,".  
23         28. Page 13, by striking lines 5 through 9, in-     B  
24    clusive.  
25         29. By renumbering subsections as necessary.     A

S-2893 Filed - *Adopted 4/30*  
April 25, 1974

By COMMITTEE ON APPROPRIATIONS