

FEB 19 1975

APPROPRIATIONS CALENDAR *Pass 2/19*

HOUSE FILE 251

By COMMITTEE ON APPROPRIATIONS

*Substituted for S.F. 166*

*Failed*  
Passed House, Date 2-24-75 (p. 415) Passed Senate, Date 3-3-75 (p. 519)  
Vote: Ayes 45 Nays 19 Vote: Ayes 41 Nays 3  
Approved 3-14-75

*Motion to reconsider filed 2-24(417) Passed 2-25*  
*Passed House 2-25-75 (p. 423)*  
86-9

## A BILL FOR

1 An Act making an appropriation from the general fund of the  
2 state to regulatory boards governing the practices of  
3 accountancy, architecture, engineering, watchmaking and  
4 landscape architecture, and amending certain Code sections  
5 relating to these boards.

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

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1 Section 1. There is appropriated from the general fund  
2 of the state for the fiscal year beginning July 1, 1975 and  
3 ending June 30, 1976 to the following boards the following  
4 amounts, or so much thereof as may be necessary, to be used  
5 for the following purposes:

6 1. Board of accountancy  
7 For salaries, support, maintenance and  
8 miscellaneous purposes \$91,573

9 2. Board of architectural examiners  
10 For salaries, support, maintenance and  
11 miscellaneous purposes \$25,971

12 3. Board of engineering examiners  
13 For salaries, support, maintenance and  
14 miscellaneous purposes \$67,091

15 4. Board of watchmaking examiners  
16 For salary, support, maintenance and  
17 miscellaneous purposes \$ 8,849

18 5. Board of landscape architectural  
19 examiners  
20 For salary, support, maintenance and  
21 miscellaneous purposes \$ 7,882

22 Sec. 2. No moneys appropriated by this Act shall be used  
23 for capital improvements.

24 Sec. 3. All federal grants to and the federal receipts  
25 of the agency receiving funds under this Act are appropriated  
26 for the purpose set forth in the federal grants or receipts.

27 Sec. 4. Notwithstanding the provisions of section eight  
28 point thirty-three (8.33) of the Code, all unencumbered or  
29 unobligated balances of appropriations made by this Act for  
30 the fiscal year commencing July 1, 1975 shall on August 31,  
31 1976 revert to the state treasury and to the credit of the  
32 general fund of the state.

33 Sec. 5. When any of the laws of this state are in conflict  
34 with this Act, the provisions of this Act shall govern for  
35 the fiscal year.

1       Sec. 6. Section one hundred fourteen point nine (114.9),  
2 Code 1975, is amended to read as follows:

3       114.9 ORGANIZATION OF THE BOARD--MEETINGS--QUORUM. The  
4 board shall elect annually from its members a chairman and  
5 a vice-chairman. The board shall employ a secretary whose  
6 salary shall be ~~set~~ established by the ~~general-assembly~~  
7 governor with the approval of the executive council pursuant  
8 to section nineteen A point nine (19A.9), subsection two  
9 (2), of the Code under the pay plan for exempt positions in  
10 the executive branch of government. The board shall hold  
11 at least one meeting at the seat of government, and meetings  
12 shall be called at other times by the secretary at the request  
13 of the chairman or four members of the board. At any meeting  
14 of the board, a majority of members shall constitute a quorum.  
15 The board shall have power to employ such legal, technical  
16 and clerical assistants and incur such expense as may be  
17 necessary to properly carry out the provisions of this chapter  
18 within the limits of funds appropriated to the board.

19       Sec. 7. Section one hundred sixteen point three (116.3),  
20 subsection two (2), unnumbered paragraph seven (7), Code 1975,  
21 is amended to read as follows:

22       The board may employ such personnel and arrange for such  
23 assistance as it may require for the performance of its duties.  
24 The board may employ a secretary whose salary shall be  
25 established by the governor with the approval of the executive  
26 council pursuant to section nineteen A point nine (19A.9),  
27 subsection two (2), of the Code under the pay plan for exempt  
28 positions in the executive branch of government.

29       Sec. 8. Section one hundred eighteen point two (118.2),  
30 Code 1975, is amended to read as follows:

31       118.2 OFFICERS. During the month of July of each year  
32 the board shall elect from its members a president, and vice  
33 ~~president~~~~-and-secretary~~. The duties of the officers shall  
34 be such as are usually performed by such officers. At least  
35 one meeting of the board, except as provided in section 118.13,

1 shall be held at the seat of government. The board may employ  
2 a secretary whose salary shall be established by the governor  
3 with the approval of the executive council pursuant to section  
4 nineteen A point nine (19A.9), subsection two (2), of the  
5 Code under the pay plan for exempt positions in the executive  
6 branch of government.

7 Sec. 9. Section one hundred eighteen A point four (118A.4),  
8 Code 1975, is amended to read as follows:

9 118A.4 ORGANIZATION OF THE BOARD--MEETINGS--QUORUM. The  
10 board shall elect annually from its members a chairman, and  
11 vice chairman and secretary. The duties of the officers shall  
12 be such as are usually performed by such officers. The board  
13 shall hold at least one meeting each year at the seat of  
14 government, and meetings shall be called at other times by  
15 the secretary at the request of the chairman or four members  
16 of the board. A majority of the members shall constitute  
17 a quorum. No action at any meeting can be taken without the  
18 affirmative votes of a majority of the members of the board.

19 Sec. 10. Section one hundred eighteen A point five  
20 (118A.5), Code 1975, is amended to read as follows:

21 118A.5 DUTIES. The board shall enforce the provisions  
22 of sections 118A.1 to 118A.21 and may employ technical and  
23 clerical assistants and incur such expense as may be necessary  
24 within the limits of funds appropriated to the board. The  
25 board may employ a secretary whose salary shall be established  
26 by the governor with the approval of the executive council  
27 pursuant to section nineteen A point nine (19A.9), subsection  
28 two (2), of the Code under the pay plan for exempt positions  
29 in the executive branch of government. The board shall make  
30 rules for the examination of applicants for the certificate  
31 of registration, and shall, after public notice, conduct  
32 examinations of applicants for registration. The board shall  
33 keep a record of its proceedings. The board shall adopt and  
34 have an official seal which shall be affixed to all  
35 certificates of registration granted and the board may make

1 such other rules, not inconsistent with law, necessary for  
2 the proper performance of its duty. The board shall maintain  
3 a roster showing the name, place of business and residence,  
4 and the date and number of the certificate of registration  
5 of every registered landscape architect in this state.

6 Sec. 11. Section one hundred twenty point three (120.3),  
7 subsection two (2), Code 1975, is amended to read as follows:

8 2. The board shall choose, annually, one of its members  
9 as chairman ~~and one as secretary~~ who shall severally have  
10 power to administer oaths and take affidavits, certifying  
11 thereto under the seal of the board. The board shall meet  
12 as often as deemed necessary by the chairman or a majority  
13 of the board and shall meet at least one time per year at  
14 the seat of government. A majority of the board shall  
15 constitute a quorum. The board may employ a secretary whose  
16 salary shall be established by the governor with the approval  
17 of the executive council pursuant to section nineteen A point  
18 nine (19A.9), subsection two (2), of the Code under the pay  
19 plan for exempt positions in the executive branch of  
20 government. The secretary shall give bond in the sum of five  
21 thousand dollars. The secretary shall keep a full record  
22 of the proceedings of the board which shall be open for  
23 inspection at all reasonable times. Members of the board  
24 shall set their own per diem compensation at a rate not  
25 exceeding forty dollars per day for each day actually engaged  
26 in the discharge of their duties, and they shall be paid their  
27 actual traveling expenses within the limits of funds  
28 appropriated to the board; ~~the secretary in addition to such~~  
29 ~~per diem and expenses may be paid annually a salary to be~~  
30 ~~fixed by the general assembly.~~

31 EXPLANATION

32 The appropriation to the board of accountancy is to support  
33 the board's current programs which consist of administering  
34 exams to applicants, certifying, registering and regulating  
35 resident certified public accountants as well as registering

1 public accountants and nonresident certified public accountants  
2 who practice in Iowa, and examining, licensing and regulating  
3 accounting practitioners. The fees for examinations, licenses  
4 and registration will be increased so that deposits to the  
5 general fund will cover the expenses of the board. Pursuant  
6 to Chapter 1086, Acts of the Sixty-fifth General Assembly  
7 1974 Session the number of, board members will be increased  
8 from three to ten including two additional certified public  
9 accountants, two members of the general public and a three  
10 member accounting Practitioner Advisory Committee.

11 The appropriation to the board of architectural examiners  
12 is appropriated to support the board's current programs and  
13 to fund the enforcement duties required by Chapter 1086, Acts  
14 of the Sixty-fifth General Assembly, 1974 session. Pursuant  
15 to this Chapter, the number of board members will be increased  
16 from five to seven. Fees will be increased so that deposits  
17 to the general fund will cover the expenses of the board.

18 The appropriation to the board of engineering examiners  
19 is appropriated to support the board's current programs.  
20 Pursuant to Chapter 1086, the board will be increased from  
21 five to seven members. Fees will be increased so that deposits  
22 to the general fund will cover the expenses of the board.

23 The appropriation to the board of watchmaking examiners  
24 is appropriated to carry on the current programs of the board.  
25 Pursuant to Chapter 1086, board members will be increased  
26 from five to seven. Fees will be increased so that deposits  
27 to the general fund will cover the expenses of the board.

28 The board of landscape architectural examiners was also  
29 established by Chapter 1086, to register by examination and  
30 reciprocity all landscape architects practicing in Iowa and  
31 to enforce the rules promulgated by the board. The  
32 appropriation to the board of landscape architects is for  
33 this purpose. The board will consist of five members who  
34 are registered landscape architects and two members who are  
35 not registered landscape architects and who shall represent

1 to the general public. The fees established by the board  
2 shall be deposited in the general fund of the state and shall  
3 be sufficient to defray all expenditures.

4 Sections six through eleven of this bill provide that the  
5 regulatory boards receiving appropriations pursuant to this  
6 Act hire a secretary pursuant to section 19A.9, subsection  
7 2 of the Code.

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## HOUSE FILE 251

## AN ACT

MAKING AN APPROPRIATION FROM THE GENERAL FUND OF THE STATE TO REGULATORY BOARDS GOVERNING THE PRACTICES OF ACCOUNTANCY, ARCHITECTURE, ENGINEERING, WATCHMAKING AND LANDSCAPE ARCHITECTURE, AND AMENDING CERTAIN CODE SECTIONS RELATING TO THESE BOARDS.

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

Section 1. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1975 and ending June 30, 1976 to the following boards the following amounts, or so much thereof as may be necessary, to be used for the following purposes:

1. Board of accountancy	
For salaries, support, maintenance and miscellaneous purposes	\$91,573
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5. Board of landscape architectural examiners	
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Sec. 2. No moneys appropriated by this Act shall be used for capital improvements.

Sec. 3. All federal grants to and the federal receipts

of the agency receiving funds under this Act are appropriated for the purpose set forth in the federal grants or receipts.

Sec. 4. Notwithstanding the provisions of section eight point thirty-three (8.33) of the Code, all unencumbered or unobligated balances of appropriations made by this Act for the fiscal year commencing July 1, 1975 shall on August 31, 1976 revert to the state treasury and to the credit of the general fund of the state.

Sec. 5. When any of the laws of this state are in conflict with this Act, the provisions of this Act shall govern for the fiscal year.

Sec. 6. Section one hundred fourteen point nine (114.9), Code 1975, is amended to read as follows:

114.9 ORGANIZATION OF THE BOARD--MEETINGS--QUORUM. The board shall elect annually from its members a chairman and a vice-chairman. The board shall employ a secretary whose salary shall be set established by the general assembly governor with the approval of the executive council pursuant to section nineteen A point nine (19A.9), subsection two (2), of the Code under the pay plan for exempt positions in the executive branch of government. The board shall hold at least one meeting at the seat of government, and meetings shall be called at other times by the secretary at the request of the chairman or four members of the board. At any meeting of the board, a majority of members shall constitute a quorum. The board shall have power to employ such legal, technical and clerical assistants and incur such expense as may be necessary to properly carry out the provisions of this chapter within the limits of funds appropriated to the board.

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The board may employ such personnel and arrange for such assistance as it may require for the performance of its duties. The board may employ a secretary whose salary shall be

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exceeding forty dollars per day for each day actually engaged in the discharge of their duties, and they shall be paid their actual traveling expenses within the limits of funds appropriated to the board;~~-the-secretary-in-addition-to-such per-diem-and-expenses-may-be-paid-annually-a-salary-to-be fixed-by-the-general-assembly.~~

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DALE M. COCHRAN  
Speaker of the House

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ARTHUR A. NEU  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 251, Sixty-sixth General Assembly.

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DAVID L. WRAY  
Chief Clerk of the House

Approved 3/14, 1975

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ROBERT D. RAY  
Governor