

Place On Calendar

APR 23 1975

Reprinted

HOUSE FILE 802

By COMMITTEE ON COUNTY GOVERNMENT
(Committee on County Government)

Passed House, Date 6-3-75 (2107) Passed Senate, Date _____

Vote: Ayes 92 Nays 3 Vote: Ayes _____ Nays _____

Motion to reconsider lost 6-3 (2108) Approved 6-30

A BILL FOR

1 An Act to create a county compensation board, to provide for its
2 powers and responsibilities, and to provide for a cost of
3 living adjustment for county officers.

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

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1 Section 1. NEW SECTION. COUNTY COMPENSATION BOARD. There
2 is created in each county a county compensation board which
3 shall be composed of five members who are residents of the
4 county. The members of the county compensation board shall
5 be selected as follows:

6 1. One member shall be a mayor of an incorporated city
7 located within the county selected by a convention of the
8 mayors of all incorporated cities located within the county.

9 2. One member shall be a member of a board of directors
10 of a school district located within the county selected by
11 a convention of the members of the boards of directors of
12 all school districts located within the county.

13 3. One member shall be a member of the board of supervisors
14 of the county selected by the members of the board of
15 supervisors.

16 4. Two members shall be electors of the county representing
17 the general public selected by the three members selected
18 under subsections one (1), two (2) and three (3) of this
19 section.

20 A member of the county compensation board selected to
21 represent the general public pursuant to subsection four
22 (4) of this section shall not be an employee or officer of
23 a state government, or a political subdivision of a state,
24 or related within the third degree of consanguinity to any
25 such governmental employee or officer.

26 Sec. 2. NEW SECTION. CONVENTIONS CALLED. The county
27 auditor shall convene the conventions of the mayors and the
28 boards of directors of the school districts during the month
29 of August, 1975, and each four years thereafter during the
30 month of June, by written notice stating the date, time and
31 location of each convention meeting to each person eligible
32 to attend the convention. When a vacancy exists which must
33 be filled by a convention, the county auditor shall convene
34 a special meeting of such convention within thirty days after
35 the county auditor becomes aware of the vacancy.

1 If the boundaries of a school district or a city extend
2 into more than one county, a member of the board of directors
3 of such school district or the mayor of such city shall be
4 a member of the convention of the boards of directors or the
5 mayors in the county of the director's or mayor's residence
6 only.

7 Sec. 3. NEW SECTION. CONVENTION ORGANIZED--EXPENSES.

8 Each convention of the boards of directors or mayors shall
9 organize by electing a chairman and such other officers as
10 deemed necessary from among its membership. Each member of
11 the county compensation board to be selected by the convention
12 shall be elected by a majority vote of the members of such
13 convention.

14 The members of the convention shall receive compensation
15 and reimbursement for expenses incurred in the performance
16 of their duties by the school district or the city which such
17 member represents if such compensation or reimbursement is
18 authorized by law.

19 Sec. 4. NEW SECTION. BOARD TENURE--VACANCY. The members
20 of the county compensation board shall be appointed to four-
21 year terms, except the terms of the members of the initial
22 board shall expire on June 30, 1979. Each term shall be
23 effective on the first of July of the year of appointment
24 and each vacancy shall be filled for the unexpired term in
25 the same manner as the original appointment.

26 In addition to any circumstance which constitutes a vacancy
27 under section sixty-nine point two (69.2) of the Code, a
28 vacancy shall exist on the county compensation board if any
29 member of such board who is also an elective public officer
30 ceases to hold the elective office under which such officer
31 originally qualified for membership or if any member of such
32 board who is selected under subsection four (4) of section
33 one (1) of this Act becomes an employee or officer of a state
34 government or a political subdivision of a state or is related
35 within the third degree of consanguinity to any such

1 governmental employee or officer.

2 The members of the county compensation board shall receive
3 no compensation, but they shall be reimbursed for their actual
4 and necessary expenses incurred in the performance of their
5 official duties.

6 Sec. 5. NEW SECTION. BOARD ORGANIZATION. The county
7 compensation board shall elect a chairman and vice chairman
8 annually from among its membership. The board shall meet
9 at the call of the chairman or upon written request of a
10 majority of its membership. The concurrence of a majority
11 of the members of the board shall determine any matter relating
12 to its duties.

13 The board of supervisors shall provide the necessary office
14 facilities and the technical and clerical assistance requested
15 by the county compensation board to accomplish the purposes
16 of this Act.

17 Sec. 6. NEW SECTION. COMPENSATION SCHEDULE. The county
18 compensation board annually shall review the compensation
19 paid for comparable offices in other counties of this state,
20 other states, private enterprise, and the federal government.
21 The board shall prepare a compensation schedule for the
22 elective county officers. Following completion of the
23 compensation schedule, the board shall publish the compensation
24 schedule in a newspaper having general circulation throughout
25 the county. If a county officer compensation study has been
26 received from the general assembly within the preceding five
27 years, a comparison of the compensation recommendations of
28 such study and the compensation schedule prepared by the board
29 shall be included in the publication. The publication shall
30 also include a public notice of the date and location of a
31 hearing to be held by the board not less than one week nor
32 more than three weeks of the date of notice. Upon completion
33 of the public hearing, the county compensation board shall
34 prepare a final compensation schedule.

35 During the month of December, 1975 and each year thereafter,

1 the county compensation board shall transmit its compensation
2 schedule to the board of supervisors. A copy of the
3 compensation schedule shall be filed with the county budget
4 at the office of state comptroller. The compensation schedule
5 shall become effective on the first day of July next following
6 its presentation to the board of supervisors.

7 Sec. 7. NEW SECTION. EXPENSE OF BOARD. The expenses
8 of the county compensation board members, the salaries and
9 expenses of any technical and clerical assistance, and the
10 cost of providing any facilities shall be paid from the general
11 fund of the county.

12 Sec. 8. Section three hundred thirty-one point twenty-
13 two (331.22), Code 1975, is amended by striking the section
14 and inserting in lieu thereof the following:

15 331.22 COMPENSATION OF SUPERVISORS. The board of
16 supervisors shall receive an annual salary or per diem
17 compensation determined by the county compensation board as
18 provided in section six (6) of this Act. The annual salary
19 or per diem shall be in full payment for all services rendered
20 to the county except that each member of the board is entitled
21 to reimbursement for mileage expense incurred while engaged
22 in the performance of official duties at the same rate as
23 provided by law for state employees. The total mileage expense
24 for a member of the board of supervisors shall not exceed
25 one thousand five hundred dollars per year.

26 Sec. 9. Section three hundred forty point one (340.1),
27 Code 1975, is amended by striking the section and inserting
28 in lieu thereof the following:

29 340.1 COMPENSATION OF AUDITOR, TREASURER, RECORDER, AND
30 CLERK. The annual salary of the county auditor, county
31 treasurer, county recorder, and clerk of the district court
32 shall be determined by the county compensation board as
33 provided in section six (6) of this Act.

34 Sec. 10. Section three hundred forty point seven (340.7),
35 Code 1975, is amended by striking the section and inserting

1 in lieu thereof the following:

2 340.7 COMPENSATION OF SHERIFF. The annual salary of the
3 sheriff shall be determined by the county compensation board
4 as provided in section six (6) of this Act.

5 Sec. 11. Section three hundred forty point nine (340.9),
6 Code 1975, is amended by striking the section and inserting
7 in lieu thereof the following:

8 340.9 COMPENSATION OF COUNTY ATTORNEY. The annual salary
9 of the county attorney shall be determined by the county
10 compensation board as provided in section six (6) of this
11 Act. The annual salary shall be full compensation for the
12 duties performed in the office of county attorney and all
13 fees and commissions which are taxed in favor of the county
14 attorney shall be collected and credited to the court expense
15 fund.

16 The board of supervisors may accept private grants, state
17 or federal funds which may be used to pay the salary of the
18 county attorney and the salaries of the assistant county
19 attorneys.

20 The county attorney shall also be entitled to receive any
21 actual and necessary expenses incurred in the performance
22 of official duties of the office of county attorney.

23 Sec. 12. Effective July 1, 1975, the annual salary or
24 per diem compensation of the members of the board of
25 supervisors, county treasurer, county auditor, county recorder,
26 county attorney, sheriff, and clerk of the district court
27 as such salary or per diem exists June 30, 1975 shall be
28 increased according to the following schedule which shall
29 remain effective until modified by the county compensation
30 board as provided in this Act. The scheduled increase shall
31 be:

32 1. For each member of the board of supervisors receiving
33 an annual salary, the sum of one thousand dollars.

34 2. For each member of the board of supervisors receiving
35 per diem compensation the per diem shall be forty-four dollars,

1 but the total sum shall not exceed six thousand five hundred
2 dollars for each member per year.

3 3. For the county auditor, county treasurer, county
4 recorder, clerk of the district court, sheriff and county
5 attorney, the sum of one thousand five hundred dollars.

6 Sec. 13. Section three hundred forty point three (340.3),
7 Code 1975, is repealed.

8 EXPLANATION

9 This bill creates a five-member county compensation board
10 consisting of one mayor selected by a convention of the mayors
11 of all incorporated cities in the county, one member of the
12 board of directors of a school district selected by a
13 convention of the members of the boards of directors of the
14 school districts in the county, a member of the board of
15 supervisors selected by the board of supervisors and two
16 public members selected by the first three appointees to the
17 board.

18 It is the responsibility of the county compensation board
19 to review the compensation of the elective county officers
20 annually and establish a compensation schedule for such
21 officers for the succeeding fiscal year. The board must
22 publish the compensation schedule along with a comparison
23 with any compensation study submitted by the legislative
24 council in a newspaper having general circulation in the
25 county and hold a public hearing before a final compensation
26 schedule is submitted to the board of supervisors.

27 A cost-of-living increase is provided to be effective July
28 1, 1975.

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FISCAL NOTE
HOUSE FILE 802

Date Prepared March 19, 1975

Requested by Committee on County Government

Prepared in regard to H.F. 802, An Act to create a county compensation board, to provide for its powers and responsibilities and to provide for a cost of living adjustment for county officers. Following is the fiscal effect in dollars of the legislative proposal as required by Joint Rule 16:

This estimate is based on the assumption that the salary increases provided for in this proposed bill will be granted by all county Board of Supervisors as of July 1, 1975.

	<u>Increased Annual Cost</u>
Board of Supervisors	\$ 530,000
County Attorneys, Auditors, Treasurers, Sheriffs, Recorders, and Clerks of the Districts.	<u>1,200,000</u>
	\$ <u>1,730,000</u>

Also the bill provides for county compensation boards and cost of living adjustment. No cost estimate is possible on these provisions.

FILED
APRIL 30, 1975

GERRY D. RANKIN
Legislative Fiscal Director

1 Amend House File 802 as follows:

2 1. Page 1, by striking lines 16 through 19 and
A 3 inserting in lieu thereof the following:
4 "4. One member shall be a person representing
5 the general public selected by a convention of the
6 members of the boards of directors of all school
7 districts located within the county.

8 5. One member shall be a person representing the
9 general public selected by a convention of the mayors
10 of all incorporated cities located within the county."

11 2. Page 1, lines 21 and 22, by striking the words
12 "subsection four (4)" and inserting in lieu thereof
13 the words "subsections four (4) and five (5)".

14 3. Page 2, line 32, by striking the words "sub-
15 section four (4)" and inserting in lieu thereof the
16 words "subsections four (4) and five (5)".

17 4. Page 3, by striking lines 17 through 35 and
B18 inserting in lieu thereof the following:

19 "Sec. 6. NEW SECTION. COMPENSATION SCHEDULE--
20 COST OF LIVING ADJUSTMENT.

21 1. The county compensation board shall annually
22 review the compensation paid to elected county officers
23 and determine the percentage increase needed to
24 maintain the compensation of such officers comparable
25 to other similar positions in public and private
26 employment within the county. Based on such review,
27 the county compensation board shall prepare a
28 compensation schedule for elected county officers;
29 however, the percentage increase to the compensation
30 of elected county officers shall not exceed the
31 percentage of change in the consumer price index as
32 computed or estimated to the nearest whole percentage
33 point for the preceding twelve-month period by the
34 state comptroller, except as provided in subsection
35 two (2) of this section.

36 2. Commencing with the compensation schedule pre-
37 pared for the fiscal year beginning July 1, 1978 and
38 each two years thereafter, the county compensation
39 board may prepare a compensation schedule for elective
40 county officers establishing annual rates of compensa-
41 tion exceeding the percentages of change in the
42 consumer price index determined under subsection one
43 (1) of this section but not exceeding the maximum
44 annual compensation rate authorized in the compensation
45 schedules specified in sections eight (8), nine (9),
46 and ten (10) of this Act, as annually adjusted for
47 increases in the consumer price index.

48 3. The county compensation board shall recommend
49 annually a compensation schedule for appointed county
50 officers and employees to the board of supervisors.

1 4. Following completion of the compensation
2 schedule for elective county officers, the board shall
3 publish the compensation schedule in a newspaper
4 having general circulation throughout the county.
5 If a county officer compensation study has been
6 received from the general assembly within the preceding
7 five years, a comparison of the compensation
8 recommendations of such study and the compensation
9 schedule prepared by the board shall be included in
10 the publication.

11 5. The compensation schedule for elective county
12 officers shall be transmitted to the board of super-
13 visors not later than January first of each year and
14 it shall be effective on the first day of July next
15 following its presentation to the board of supervisors.

16 6. Not later than December 1, 1976 and each year
17 thereafter, the state comptroller shall compute the
18 percentage change in the consumer price index
19 and add any resulting percentage increase to
20 the salary schedules for the elective county officers
21 as provided in sections eight (8), nine (9), ten (10)
22 and eleven (11) of this Act. The adjusted salary
23 schedule shall be transmitted to the county
24 compensation boards."

25 5. Page 4, by striking lines 1 through 6.

26 6. Page 4, by striking lines 15 through 25 and
27 inserting in lieu thereof the following:

28 "331.22 COMPENSATION OF SUPERVISORS. The board
29 of supervisors shall receive an annual salary
30 determined by the county compensation board as provided
31 in section six (6) of this Act subject to the following
32 compensation schedule as adjusted annually in
33 accordance with changes in the consumer price index:

POPULATION OF COUNTY	Boards of three members		Boards of five members	
	SALARY RANGE		SALARY RANGE	
0 to 10,000..	\$ 7,160 to	\$ 7,660	\$ 6,940 to	\$ 7,440
10,001 to 15,000..	7,600 to	8,100	7,160 to	7,660
15,001 to 20,000..	8,150 to	8,650	7,600 to	8,100
20,001 to 40,000..	8,920 to	9,420	8,150 to	8,650
40,001 to 60,000..	9,800 to	10,300	8,920 to	9,420
60,001 to 100,000..	10,900 to	11,400	9,800 to	10,300
100,001 to 150,000..	12,000 to	12,500	10,900 to	11,400
150,001 to 200,000..	13,100 to	13,600	12,000 to	12,500
200,001 and over ..	14,750 to	15,250	14,750 to	15,250

48 The annual salary shall be in full payment for all
49 services rendered to the county except that each

1 member of the board is entitled to reimbursement for
2 mileage expense incurred while engaged in the
3 performance of official duties, however, the mileage
4 expense shall be limited to an aggregate of fifteen
5 hundred dollars per year for each supervisor."

6 7. Page 4, line 33, by inserting after the word
7 "Act" the words "subject to the following compensation
8 schedule as adjusted annually in accordance with
9 changes in the consumer price index:

Population of County	Compensation Range
0 to 30,000.....	\$10,500 - \$12,600
30,001 to 60,000.....	12,500 - 15,000
60,001 and over	14,000 - 19,000"

14 8. Page 5, line 4, by inserting after the word
15 "Act" the words "subject to the following compensation
16 schedule as adjusted annually in accordance with
17 changes in the consumer price index:

Population of County	Compensation Range
0 to 10,000.....	\$11,000 - \$11,500
10,001 to 20,000.....	11,500 - 12,000
20,001 to 30,000.....	12,000 - 12,500
30,001 to 40,000.....	12,750 - 13,250
40,001 to 50,000.....	13,250 - 13,750
50,001 to 60,000.....	13,250 - 13,750
60,001 to 75,000.....	14,500 - 15,000
75,001 to 100,000.....	15,000 - 15,500
100,001 to 150,000.....	15,500 - 16,000
150,001 to 200,000.....	17,500 - 18,000
200,001 to 300,000.....	18,500 - 19,000
300,001 and over	19,500 - 20,000

31 In any county where the sheriff is not furnished
32 a residence by the county, an additional sum of seven
33 hundred and fifty dollars per annum in addition to
34 annual salary shall be provided. The additional
35 housing allowance shall not be considered as salary
36 in computing the salary of deputy sheriffs as provided
37 in section three hundred forty point eight (340.8)
38 of the Code."

39 9. Page 5, line 11, by inserting after the word
40 "Act" the following: "subject to the following minimum
41 compensation schedule as adjusted annually in
42 accordance with changes in the consumer price index:

Population of County	Minimum Salary
0 to 9,000.....	\$ 9,500
9,001 to 12,000.....	10,000
12,001 to 15,000.....	10,500
15,001 to 19,000.....	10,700
19,001 to 25,000.....	11,700
25,001 to 35,000.....	12,500
35,001 to 50,000.....	14,000

Page 3

1	50,001 to 80,000.....	15,000
2	80,001 to 100,000.....	16,500
3	100,001 and over	18,000"

4 10. Page 5, by striking lines 23 through 35 and
5 on page 6, by striking lines 1 through 5.

H-4037 FILED

H-4037A WITHDRAWN

H-4037C WITHDRAWN, H-4037B Lost (2/2001)

JUNE 3, 1975

BY STROMER of Hancock

MCELROY of Fremont

LINDEEN of Henry

BENNETT of Ida

HANSEN of O'Brien

House File 802

H-4038

- 1 Amend House File 802, page 5, after line 15,
- 2 by inserting the following new section:
- 3 "Section four hundred forty one point two
- 4 (441.2), Code 1975, is amended by striking the sec-
- 5 tion and inserting in lieu thereof the following:
- 6 441.2 COMPENSATION OF COUNTY AND CITY ASSES-
- 7 SORS. The annual salary of the county assessor
- 8 and city assessor shall be determined by the county
- 9 compensation board as provided in section six (6)
- 10 of this Act. The county compensation board as es-
- 11 tablished by this Act shall be the conference board
- 12 for the purpose of chapter four hundred forty one
- 13 (441) Code 1975 and shall administer the provision
- 14 of chapter four hundred forty one (441), Code 1975."

H-4038 FILED, RULED GERMANE, LOST BY WELDEN of Hardin
JUNE 3, 1975 (2101)

H-4039

- 1 Amend House File 802 by adding the following
- 2 new sentence, on page 1, after line 19:
- 3 "No more than three members of the county compen-
- 4 sation board shall be members of the same political party."

H-4039 FILED, LOST (2103) BY HINES of Story
JUNE 3, 1975

House File 802

H-4040

- 1 Amend amendment H-3718, to House File 802, as follows:
- 2 1. Page 1, line 18, by inserting after the word "thousand"
- 3 the words "five hundred".

H-4040 FILED, LOST (2103) BY HARPER of Davis
JUNE 3, 1975

House File 802

H-4041

- 1 Amend the Hutchins amendment H-3715, to House
- 2 File 802, as follows:
- 3 Line 6, by striking the figures "1973" and
- 4 inserting in lieu thereof the figures "1974".

H-4041 FILED, ADOPTED BY BY HUTCHINS of Guthrie
UNANIMOUS CONSENT (2103)
JUNE 3, 1975

H-3854

- 1 Amend House File 802 as follows:
- 2 Page 5, line 33, by inserting after the word
- 3 "thousand" the words "five hundred".

H-3854 FILED - Ruled out of order by
MAY 14, 1975 adoption of 3718 6/3 (2102) BY HARPER of Davis

H-4035

- 1 Amend the amendment, H-3772, to House File 802
 2 as follows:
 3 1. Page 1, by inserting after line 5 the following:
 4 "2. Page 1, by striking lines 16 through 19, and
 5 inserting in lieu thereof the following:
 6 4. One member shall be a person representing the
 7 general public selected by a convention of the members
 8 of the boards of directors of all school districts
 9 located within the county.
 10 5. One member shall be a person representing the
 11 general public selected by a convention of the mayors
 12 of all incorporated cities located within the county."
 13 2. Page 1, line 8, by striking the words "and
 14 four (4)" and inserting in lieu thereof the words
 15 ", four (4) and five (5)".
 16 3. Page 1, line 11, by striking the word "and"
 17 and inserting in lieu thereof the words ", four (4)
 18 and five (5)".
 19 4. By renumbering the sections of amendment H-
 20 3772 to conform to this amendment.

H-4035 FILED, ADOPTED (2/00)
 JUNE 3, 1975

BY SPEAR of Lee

House File 802

H-3718

- 1 Amend House File 802 as follows:
 2 1. By striking lines 23 through 35 on page 5, and
 3 lines 1 through 5 on page 6, and inserting in lieu
 4 thereof the following:
 5 Sec. 12. Effective July 1, 1975, the annual
 6 salary or per diem compensation of the members of
 7 the board of supervisors, county treasurer, county
 8 auditor, county recorder, county attorney, sheriff,
 9 and clerk of the district court as such salary or
 10 per diem exists June 30, 1975 may be increased by
 11 resolution of the Board of Supervisors, according to
 12 the following schedule which shall remain effective
 13 until modified by the county compensation board as
 14 provided in this act. The increase shall be con-
 15 sistent with the following schedule:
 16 1. For each member of the board of supervisors
 17 receiving an annual salary, a sum not to exceed one
 18 thousand dollars.
 19 2. For each member of the board of supervisors
 20 receiving per diem compensation the per diem may be
 21 forty-four dollars, but the total sum shall not
 22 exceed six thousand five hundred dollars for each
 23 member per year.
 24 3. For the county auditor, county treasurer,
 25 county recorder, clerk of district court, sheriff,
 26 and county attorney, a sum not to exceed one
 27 thousand five hundred dollars.

H-3718 FILED. *Adopted 6/3 (2102)* BY KOOGLER of Mahaska
 APRIL 30, 1975 *Reconsidered, readopted 6/3 (2103)*

H-3772

1 Amend House File 802 as follows:

2 1. Page 1, lines 13 and 14, by striking the words
3 "a member of the board of supervisors of the county"
4 and inserting in lieu thereof the words "an elector
5 of the county representing the general public".

6 2. Page 1, lines 21 and 22, by striking the words
7 "subsection four (4)" and inserting in lieu thereof
8 the words "subsections three (3) and four (4)".

9 3. Page 2, line 32, by striking the word
10 "subsection" and inserting in lieu thereof the words
11 "subsections three (3) and".

12 4. Page 3, line 21, by inserting before the word
13 "compensation" the word "recommended".

14 5. Page 3, line 34, by inserting after the word
15 "schedule" the word "recommendation".

16 6. Page 4, by striking lines 1 through 6 and
17 inserting in lieu thereof the following:

18 "the county compensation board shall transmit its
19 recommended compensation schedule to the board of
20 supervisors. The board of supervisors shall review
21 the recommended compensation schedule and determine
22 the final compensation schedule of the elected county
23 officers which shall not exceed the recommended
24 compensation schedule. In determining the final
25 compensation schedule if the board of supervisors
26 wishes to reduce the amount of the recommended
27 compensation schedule, the annual salary or
28 compensation of each elected county officer shall
29 be reduced an equal percentage. A copy of the final
30 compensation schedule adopted by the board of
31 supervisors shall be filed with the county budget
32 at the office of state comptroller. The final
33 compensation schedule shall become effective on the
34 first day of July next following its adoption by the
35 board of supervisors."

36 7. Page 4, line 17, by striking the words
37 "determined by the county compensation board".

38 8. Page 4, line 32, by striking the words "by
39 the county compensation board".

40 9. Page 5, line 3, by striking the words "by the
41 county compensation board".

42 10. Page 5, lines 9 and 10, by striking the words
43 "by the county compensation board".

44 11. Page 5, lines 29 and 30, by striking the words
45 "by the county compensation board as provided in"
46 and inserting in lieu thereof the words "as provided
47 in section six (6) of".

H-3772 FILED - *Adopted as amended by*
MAY 6, 1975 *4035 6/3 (2100)*

BY BAKER of Buena Vista
JORDAN of Linn
KOOGLER of Mahaska
WYCKOFF of Benton
WELLS of Linn

- 1 Amend House File 802 as follows:
 2 1. Page 6, by inserting after line 7 the following:
 3 "Sec. _____. Notwithstanding the provisions of
 4 chapter five hundred eighty-five (585) of the Code,
 5 any proceeding taken by a board of supervisors between
 6 July 1, 1973 and June 30, 1975 under section three
 7 hundred thirty-one point twenty-two (331.22) of the
 8 Code authorizing the payment of a mileage warrant
 9 for a member of the board of supervisors which exceeded
 10 an aggregate mileage expense of one thousand dollars
 11 per year but not more than an aggregate mileage expense
 12 of one thousand five hundred dollars per year is
 13 declared to be valid.
 14 2. By numbering sections to conform to this
 15 amendment.

H-3715 FILED - *Adopted as amended by* BY HUTCHINS of Guthrie
 APRIL 30, 1975 *4041 6/3 (2103)*

H-3672

- 1 Amend the Jordan, et al amendment H-3671, to
 2 House File 802, as follows:
 3 Line 6, by inserting after the period the
 4 following: "The additional salary provided for the
 5 auditor serving in the capacity of commissioner of
 6 elections in this subsection shall not be used in
 7 computing the salaries of any deputy or other
 8 employees of the auditors department."

H-3672 FILED - *Out of order with* BY JORDAN of Linn
 APRIL 28, 1975 *withdrawal of 3671 6/3 (2102)*

House File 802

H-3671

- 1 Amend House File 802, page 6, by inserting
 2 after line 5 the following:
 3 "4. For the county auditor serving in the
 4 capacity of commissioner of elections of the
 5 county, the additional sum of one thousand five
 6 hundred dollars."

H-3671 FILED - *Withdrawn 6/3 (2102)*
 APRIL 28, 1975

BY JORDAN of Linn
 PELLETT of Cass
 MENKE of O'Brien
 WELLS of Linn
 BORTELL of Madison
 STEPHENS of Plymouth
 HUTCHINS of Guthrie
 WYCKOFF of Benton
 MILLER of Buchanan
 FULLERTON of Woodbury
 PAVICH of Pottawattamie
 HENNESSEY of Delaware
 DEN HERDER of Sioux
 HORN of Linn
 BAKER of Buena Vista
 LONERGAN of Boone
 WEST of Marshall
 SCHROEDER of Pottawattamie
 MILLEN of Van Buren

MIDDLETON of Black Hawk
 GILLOON of Dubuque
 HINKHOUSE of Cedar
 BYERLY of Polk
 NIELSEN of Polk
 DOYLE of Woodbury
 HULLINGER of Decatur
 CRAWFORD of Story
 PATCHETT of Johnson
 HARPER of Davis
 KRAUSE of Palo Alto
 EGENES of Story
 HOWELL of Floyd *6/5/15 (1771)*

- 1 Amend House File 802 as follows:
- 2 1. Page 1, line 3, by striking the word "five"
- 3 and inserting in lieu thereof the word "seven".
- 4 2. Page 1, line 13, by striking the words "One
- 5 member shall be a member" and inserting in lieu
- 6 thereof the words "Three members shall be members".
- 7 3. Page 1, by striking lines 16 through 19,
- 8 inclusive, and inserting in lieu thereof the follow-
- 9 ing:
- 10 "4. One member shall be a person representing
- 11 the general public selected by a convention of the
- 12 members of the boards of directors of all school
- 13 districts located within the county.
- 14 5. One member shall be a person representing
- 15 the general public selected by a convention of
- 16 the mayors of all incorporated cities located
- 17 within the county."
- 18 4. Page 1, lines 21 and 22, by striking the words
- 19 "subsection four (4)" and inserting in lieu thereof the
- 20 words "subsections four (4) and five (5)".
- 21 5. Page 2, line 32, by striking the words
- 22 "subsection four (4)" and inserting in lieu thereof
- 23 the words "subsections four (4) and five (5)".
- 24 6. Page 3, line 8, by inserting after the word
- 25 "membership" the words ", however, a member of the
- 26 board of supervisors shall not be eligible to serve
- 27 as chairman or vice chairman of the board".
- 28 7. Page 3, line 12, by inserting after the
- 29 word "duties" the words "except that the members
- 30 of the board of supervisors serving on the board
- 31 shall not vote on that part of a proposed or final
- 32 compensation schedule establishing the annual
- 33 compensation of the board of supervisors and, for
- 34 the purpose of establishing the compensation of the
- 35 board of supervisors, three of the remaining four
- 36 members of the board shall be considered a majority".

By COMMITTEE ON COUNTY GOVERNMENT
(Committee on County Government)

(As Amended and Passed by the House)
Substituted for S.F. 481

Passed House, Date 6-12-75(1989) Passed Senate, Date 6-12-75(1989)
Vote: Ayes 42 Nays 4 Vote: Ayes 42 Nays 4
Approved 6-30

A BILL FOR

1 An Act to create a county compensation board, to provide for its
2 powers and responsibilities, and to provide for a cost of
3 living adjustment for county officers.

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

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House Amendments _____

1 Section 1. NEW SECTION. COUNTY COMPENSATION BOARD. There
2 is created in each county a county compensation board which
3 shall be composed of five members who are residents of the
4 county. The members of the county compensation board shall
5 be selected as follows:

6 1. One member shall be a mayor of an incorporated city
7 located within the county selected by a convention of the
8 mayors of all incorporated cities located within the county.

9 2. One member shall be a member of a board of directors
10 of a school district located within the county selected by
11 a convention of the members of the boards of directors of
12 all school districts located within the county.

13 3. One member shall be an elector of the county representing
14 the general public selected by the members of the board of
15 supervisors.

16 4. One member shall be a person representing the general
17 public selected by a convention of the members of the boards
18 of directors of all school districts located within the
19 county.

20 5. One member shall be a person representing the general
21 public selected by a convention of the mayors of all in-
22 corporated cities located within the county.

23 A member of the county compensation board selected to
24 represent the general public pursuant to subsections three (3),
25 four (4) and five (5)

26 of this section shall not be an employee or officer of
27 a state government, or a political subdivision of a state,
28 or related within the third degree of consanguinity to any
29 such governmental employee or officer.

30 Sec. 2. NEW SECTION. CONVENTIONS CALLED. The county
31 auditor shall convene the conventions of the mayors and the
32 boards of directors of the school districts during the month
33 of August, 1975, and each four years thereafter during the
34 month of June, by written notice stating the date, time and
35 location of each convention meeting to each person eligible

1 to attend the convention. When a vacancy exists which must
2 be filled by a convention, the county auditor shall convene
3 a special meeting of such convention within thirty days after
4 the county auditor becomes aware of the vacancy.

5 If the boundaries of a school district or a city extend
6 into more than one county, a member of the board of directors
7 of such school district or the mayor of such city shall be
8 a member of the convention of the boards of directors or the
9 mayors in the county of the director's or mayor's residence
10 only.

11 Sec. 3. NEW SECTION. CONVENTION ORGANIZED--EXPENSES.

12 Each convention of the boards of directors or mayors shall
13 organize by electing a chairman and such other officers as
14 deemed necessary from among its membership. Each member of
15 the county compensation board to be selected by the convention
16 shall be elected by a majority vote of the members of such
17 convention.

18 The members of the convention shall receive compensation
19 and reimbursement for expenses incurred in the performance
20 of their duties by the school district or the city which such
21 member represents if such compensation or reimbursement is
22 authorized by law.

23 Sec. 4. NEW SECTION. BOARD TENURE--VACANCY. The members
24 of the county compensation board shall be appointed to four-
25 year terms, except the terms of the members of the initial
26 board shall expire on June 30, 1979. Each term shall be
27 effective on the first of July of the year of appointment
28 and each vacancy shall be filled for the unexpired term in
29 the same manner as the original appointment.

30 In addition to any circumstance which constitutes a vacancy
31 under section sixty-nine point two (69.2) of the Code, a
32 vacancy shall exist on the county compensation board if any
33 member of such board who is also an elective public officer
34 ceases to hold the elective office under which such officer
35 originally qualified for membership or if any member of such

1 board who is selected under subsections three (3), four (4)
2 and five (5) of section
3 one (1) of this Act becomes an employee or officer of a state
4 government or a political subdivision of a state or is related
5 within the third degree of consanguinity to any such
6 governmental employee or officer.

7 The members of the county compensation board shall receive
8 no compensation, but they shall be reimbursed for their actual
9 and necessary expenses incurred in the performance of their
10 official duties.

11 Sec. 5. NEW SECTION. BOARD ORGANIZATION. The county
12 compensation board shall elect a chairman and vice chairman
13 annually from among its membership. The board shall meet
14 at the call of the chairman or upon written request of a
15 majority of its membership. The concurrence of a majority
16 of the members of the board shall determine any matter relating
17 to its duties.

18 The board of supervisors shall provide the necessary office
19 facilities and the technical and clerical assistance requested
20 by the county compensation board to accomplish the purposes
21 of this Act.

22 Sec. 6. NEW SECTION. COMPENSATION SCHEDULE. The county
23 compensation board annually shall review the compensation
24 paid for comparable offices in other counties of this state,
25 other states, private enterprise, and the federal government.
26 The board shall prepare a recommended compensation schedule for the
27 elective county officers. Following completion of the
28 compensation schedule, the board shall publish the compensation
29 schedule in a newspaper having general circulation throughout
30 the county. If a county officer compensation study has been
31 received from the general assembly within the preceding five
32 years, a comparison of the compensation recommendations of
33 such study and the compensation schedule prepared by the board
34 shall be included in the publication. The publication shall
35 also include a public notice of the date and location of a

1 hearing to be held by the board not less than one week nor
2 more than three weeks of the date of notice. Upon completion
3 of the public hearing, the county compensation board shall
4 prepare a final compensation schedule recommendation.

5 During the month of December, 1975 and each year thereafter,
6 the county compensation board shall transmit its
7 recommended compensation schedule to the board of
8 supervisors. The board of supervisors shall review
9 the recommended compensation schedule and determine the
10 final compensation schedule of the elected county
11 officers which shall not exceed the recommended
12 compensation schedule. In determining the final com-
13 penensation schedule if the board of supervisors wishes to
14 reduce the amount of the recommended compensation
15 schedule, the annual salary or compensation of each
16 elected county officer shall be reduced an equal per-
17 centage. A copy of the final compensation schedule
18 adopted by the board of supervisors shall be filed with
19 the county budget at the office of state comptroller.
20 The final compensation schedule shall become effective
21 on the first day of July next following its adoption
22 by the board of supervisors.

23 Sec. 7. NEW SECTION. EXPENSE OF BOARD. The expenses
24 of the county compensation board members, the salaries and
25 expenses of any technical and clerical assistance, and the
26 cost of providing any facilities shall be paid from the general
27 fund of the county.

28 Sec. 8. Section three hundred thirty-one point twenty-
29 two (331.22), Code 1975, is amended by striking the section
30 and inserting in lieu thereof the following:

31 331.22 COMPENSATION OF SUPERVISORS. The board of
32 supervisors shall receive an annual salary or per diem
33 compensation as
34 provided in section six (6) of this Act. The annual salary
35 or per diem shall be in full payment for all services rendered

1 to the county except that each member of the board is entitled
2 to reimbursement for mileage expense incurred while engaged
3 in the performance of official duties at the same rate as
4 provided by law for state employees. The total mileage expense
5 for a member of the board of supervisors shall not exceed
6 one thousand five hundred dollars per year.

7 Sec. 9. Section three hundred forty point one (340.1),
8 Code 1975, is amended by striking the section and inserting
9 in lieu thereof the following:

10 340.1 COMPENSATION OF AUDITOR, TREASURER, RECORDER, AND
11 CLERK. The annual salary of the county auditor, county
12 treasurer, county recorder, and clerk of the district court
13 shall be determined by the county compensation board as
14 provided in section six (6) of this Act.

15 Sec. 10. Section three hundred forty point seven (340.7),
16 Code 1975, is amended by striking the section and inserting
17 in lieu thereof the following:

18 340.7 COMPENSATION OF SHERIFF. The annual salary of the
19 sheriff shall be determined
20 as provided in section six (6) of this Act.

21 Sec. 11. Section three hundred forty point nine (340.9),
22 Code 1975, is amended by striking the section and inserting
23 in lieu thereof the following:

24 340.9 COMPENSATION OF COUNTY ATTORNEY. The annual salary
25 of the county attorney shall be determined

26 as provided in section six (6) of this
27 Act. The annual salary shall be full compensation for the
28 duties performed in the office of county attorney and all
29 fees and commissions which are taxed in favor of the county
30 attorney shall be collected and credited to the court expense
31 fund.

32 The board of supervisors may accept private grants, state
33 or federal funds which may be used to pay the salary of the
34 county attorney and the salaries of the assistant county
35 attorneys.

1 The county attorney shall also be entitled to receive any
2 actual and necessary expenses incurred in the performance
3 of official duties of the office of county attorney.

4 Sec. 12. Effective July 1, 1975, the annual salary or
5 per diem compensation of the members of the board of
6 supervisors, county treasurer, county auditor, county
7 recorder, county attorney, sheriff, and clerk of the
8 district court as such salary or per diem exists June 30,
9 1975 may be increased by resolution of the board of
10 supervisors, according to the following schedule which
11 shall remain effective until modified by the county
12 compensation board as provided in this Act. The increase
13 shall be consistent with the following schedule:

14 1. For each member of the board of supervisors
15 receiving an annual salary, a sum not to exceed one thousand
16 dollars.

17 2. For each member of the board of supervisors receiving
18 per diem compensation the per diem may be forty-four dollars,
19 but the total sum shall not exceed six thousand five hundred
20 dollars for each member per year.

21 3. For the county auditor, county treasurer, county
22 recorder, clerk of district court, sheriff, and county
23 attorney, a sum not to exceed one thousand five hundred dollars.

24 Sec. 13. Section three hundred forty point three (340.3),
25 Code 1975, is repealed.

26 Sec. 14. Notwithstanding the provisions of chapter five
27 hundred eighty-five (585) of the Code, any proceeding taken
28 by a board of supervisors between July 1, 1974 and June 30,
29 1975 under section three hundred thirty-one point twenty-
30 two (331.22) of the Code authorizing the payment of a
31 mileage warrant for a member of the board of supervisors
32 which exceeded an aggregate mileage expense of one thousand
33 dollars per year but not more than an aggregate mileage
34 expense of one thousand five hundred dollars per year is
35 declared to be valid.

S-4177

1 Amend House File 802 as amended, passed and reprinted:

2 1. Page 1, by striking lines 1

3 through 29 and inserting in lieu thereof the following:

4 "be elected as provided in this section.

5 Five members of the county compensation board shall
6 be elected at each regular election at which the
7 governor is elected and shall serve for a term of four
8 years. The election shall be conducted by the county
9 auditor or county commissioner of election in accordance
10 with the provisions of the Code except for those matters
11 specifically provided for in this Act. The board members
12 shall be elected without reference to affiliation with
13 a political party. Only persons who are qualified electors
14 of the county shall be eligible to serve on the county
15 compensation board."

16 2. Page 1, by striking lines 30 through 35.

17 3. Page 2, by striking lines 1 through 10.

18 4. Page 2, by striking lines 23 through 35 and page 3
19 by striking lines 1 through 10 and inserting in lieu
20 thereof the following:

21 "Sec. ____ . NEW SECTION. INITIAL ELECTION AND VACANCIES.

22 / Within sixty days of the effective date of this Act,
23 the county board of supervisors shall call an election
24 in the county for the purpose of electing the initial
25 county compensation board. The election shall be set
26 within thirty days of the date the election is called.
27 The election shall be conducted in accordance with the
28 provisions of this Act and of the Code. Those persons
29 elected shall serve until the next regular election and to
30 when their successors qualify.

31 When a position on the county compensation board shall
32 become vacant because of the death or resignation of a
33 member or other reason, the county board of supervisors
34 shall call an election within sixty days to fill the
35 vacancy. The person elected shall serve until the next
36 regular election when the successor qualifies."

37 5. By changing the section numbers and correcting
38 internal references in accordance with this amendment.

S-4177 FILED - *Lost* 6/12 (1988)
JUNE 12, 1975

BY KARL NOLIN
CLIFTON LAMBORN
PHIL HILL
JAMES REDMOND

S-4178

1 Amend the Nolin et. al. amendment S-4177 to House
2 File 802 as amended and passed by the House, on line
3 2 by striking "lines 1" and inserting in lieu thereof
4 "lines 5".

S-4178 FILED - *Accepted* 6/12 (1988)
JUNE 12, 1975

BY JAMES REDMOND

S-4128

- 1 Amend House File 802 as amended, passed and reprinted
- 2 by the House, as follows:
- 3 1. Page 6, lines 5 and 6 by striking "the members of
- 4 the board of supervisors,".
- 5 2. Page 6, line 10, by striking ", according to the
- 6 following schedule" and inserting in lieu thereof the
- 7 words "by a sum not to exceed one thousand five hundred
- 8 dollars".
- 9 3. Page 6, line 12, by striking the words "The
- 10 increase" and by striking all of lines 13 through 23.

S-4128 FILED - *Lost 6/12 (1977)* BY JAMES W. GRIFFIN, SR.
JUNE 11, 1975

S-4171

- 1 Amend House File 802, as amended and passed and
- 2 reprinted by the House as follows:
- 3 1. Page 6, by striking lines 17 thru 20.

S-4171 FILED & WITHDRAWN (*1975*) BY JAMES V. GALLAGHER
JUNE 12, 1975

S-4172

- 1 Amend House File 802, page 6, line 15, by insert-
- 2 ing after the word "thousand" the words "five hundred".

S-4172 FILED & LOST (*1978*) BY RICHARD J. NORPEL, SR.
JUNE 12, 1975

S-4174

- 1 Amend House File 802 as amended, passed and reprinted
- 2 by the House, page 4, line 17, by inserting after the
- 3 period the following: "The compensation schedule as
- 4 decided by the board of supervisors shall become effective
- 5 only upon the affirmative public vote of a majority of
- 6 the board of supervisors."

S-4174 FILED & LOST (*1978*) BY ROGER J. SHAFF
JUNE 12, 1975 WILLIAM P. WINKELMAN

S-4176

- 1 Amend House File 802 as follows:
- 2 1. Page 3, line 34, by striking the first word "shall"
- 3 and inserting in lieu thereof the word "may".
- 4 2. Page 4, by inserting after line 22 the following
- 5 new paragraph:
- 6 "Neither the salary recommended by the county compensation
- 7 board nor that adopted by the board of supervisors shall
- 8 be below the salary paid to the elective county officers
- 9 on the date they were last elected. Such a salary decrease
- 10 may be effective after the next regular election for the
- 11 office effected."

LOST (1979)

Richard Ramsey

S-4176 FILED & LOST (*1978*) BY RICHARD P. RAMSEY

HOUSE FILE 802

AN ACT

TO CREATE A COUNTY COMPENSATION BOARD, TO PROVIDE FOR ITS POWERS AND RESPONSIBILITIES, AND TO PROVIDE FOR A COST OF LIVING ADJUSTMENT FOR COUNTY OFFICERS.

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

Section 1. NEW SECTION. COUNTY COMPENSATION BOARD. There is created in each county a county compensation board which shall be composed of five members who are residents of the county. The members of the county compensation board shall be selected as follows:

1. One member shall be a mayor of an incorporated city located within the county selected by a convention of the mayors of all incorporated cities located within the county.
2. One member shall be a member of a board of directors of a school district located within the county selected by a convention of the members of the boards of directors of all school districts located within the county.
3. One member shall be an elector of the county representing the general public selected by the members of the board of supervisors.
4. One member shall be a person representing the general public selected by a convention of the members of the boards of directors of all school districts located within the county.
5. One member shall be a person representing the general public selected by a convention of the mayors of all incorporated cities located within the county.

A member of the county compensation board selected to represent the general public pursuant to subsections three (3), four (4) and five (5) of this section shall not be an employee or officer of a state government, or a political subdivision of a state, or related within the third degree

of consanguinity to any such governmental employee or officer.

Sec. 2. NEW SECTION. CONVENTIONS CALLED. The county auditor shall convene the conventions of the mayors and the boards of directors of the school districts during the month of August, 1975, and each four years thereafter during the month of June, by written notice stating the date, time and location of each convention meeting to each person eligible to attend the convention. When a vacancy exists which must be filled by a convention, the county auditor shall convene a special meeting of such convention within thirty days after the county auditor becomes aware of the vacancy.

If the boundaries of a school district or a city extend into more than one county, a member of the board of directors of such school district or the mayor of such city shall be a member of the convention of the boards of directors or the mayors in the county of the director's or mayor's residence only.

Sec. 3. NEW SECTION. CONVENTION ORGANIZED--EXPENSES. Each convention of the boards of directors or mayors shall organize by electing a chairman and such other officers as deemed necessary from among its membership. Each member of the county compensation board to be selected by the convention shall be elected by a majority vote of the members of such convention.

The members of the convention shall receive compensation and reimbursement for expenses incurred in the performance of their duties by the school district or the city which such member represents if such compensation or reimbursement is authorized by law.

Sec. 4. NEW SECTION. BOARD TENURE--VACANCY. The members of the county compensation board shall be appointed to four-year terms, except the terms of the members of the initial board shall expire on June 30, 1979. Each term shall be effective on the first of July of the year of appointment and each vacancy shall be filled for the unexpired term in

the same manner as the original appointment.

In addition to any circumstance which constitutes a vacancy under section sixty-nine point two (69.2) of the Code, a vacancy shall exist on the county compensation board if any member of such board who is also an elective public officer ceases to hold the elective office under which such officer originally qualified for membership or if any member of such board who is selected under subsections three (3), four (4) and five (5) of section one (1) of this Act becomes an employee or officer of a state government or a political subdivision of a state or is related within the third degree of consanguinity to any such governmental employee or officer.

The members of the county compensation board shall receive no compensation, but they shall be reimbursed for their actual and necessary expenses incurred in the performance of their official duties.

Sec. 5. NEW SECTION. BOARD ORGANIZATION. The county compensation board shall elect a chairman and vice chairman annually from among its membership. The board shall meet at the call of the chairman or upon written request of a majority of its membership. The concurrence of a majority of the members of the board shall determine any matter relating to its duties.

The board of supervisors shall provide the necessary office facilities and the technical and clerical assistance requested by the county compensation board to accomplish the purposes of this Act.

Sec. 6. NEW SECTION. COMPENSATION SCHEDULE. The county compensation board annually shall review the compensation paid for comparable offices in other counties of this state, other states, private enterprise, and the federal government. The board shall prepare a recommended compensation schedule for the elective county officers. Following completion of the compensation schedule, the board shall publish the compensation schedule in a newspaper having general circulation

throughout the county. If a county officer compensation study has been received from the general assembly within the preceding five years, a comparison of the compensation recommendations of such study and the compensation schedule prepared by the board shall be included in the publication. The publication shall also include a public notice of the date and location of a hearing to be held by the board not less than one week nor more than three weeks of the date of notice. Upon completion of the public hearing, the county compensation board shall prepare a final compensation schedule recommendation.

During the month of December, 1975 and each year thereafter, the county compensation board shall transmit its recommended compensation schedule to the board of supervisors. The board of supervisors shall review the recommended compensation schedule and determine the final compensation schedule of the elected county officers which shall not exceed the recommended compensation schedule. In determining the final compensation schedule if the board of supervisors wishes to reduce the amount of the recommended compensation schedule, the annual salary or compensation of each elected county officer shall be reduced an equal percentage. A copy of the final compensation schedule adopted by the board of supervisors shall be filed with the county budget at the office of state comptroller. The final compensation schedule shall become effective on the first day of July next following its adoption by the board of supervisors.

Sec. 7. NEW SECTION. EXPENSE OF BOARD. The expenses of the county compensation board members, the salaries and expenses of any technical and clerical assistance, and the cost of providing any facilities shall be paid from the general fund of the county.

Sec. 8. Section three hundred thirty-one point twenty-two (331.22), Code 1975, is amended by striking the section and inserting in lieu thereof the following:

331.22 COMPENSATION OF SUPERVISORS. The board of supervisors shall receive an annual salary or per diem compensation as provided in section six (6) of this Act. The annual salary or per diem shall be in full payment for all services rendered to the county except that each member of the board is entitled to reimbursement for mileage expense incurred while engaged in the performance of official duties at the same rate as provided by law for state employees. The total mileage expense for a member of the board of supervisors shall not exceed one thousand five hundred dollars per year.

Sec. 9. Section three hundred forty point one (340.1), Code 1975, is amended by striking the section and inserting in lieu thereof the following:

340.1 COMPENSATION OF AUDITOR, TREASURER, RECORDER, AND CLERK. The annual salary of the county auditor, county treasurer, county recorder, and clerk of the district court shall be determined as provided in section six (6) of this Act.

Sec. 10. Section three hundred forty point seven (340.7), Code 1975, is amended by striking the section and inserting in lieu thereof the following:

340.7 COMPENSATION OF SHERIFF. The annual salary of the sheriff shall be determined as provided in section six (6) of this Act.

Sec. 11. Section three hundred forty point nine (340.9), Code 1975, is amended by striking the section and inserting in lieu thereof the following:

340.9 COMPENSATION OF COUNTY ATTORNEY. The annual salary of the county attorney shall be determined as provided in section six (6) of this Act. The annual salary shall be full compensation for the duties performed in the office of county attorney and all fees and commissions which are taxed in favor of the county attorney shall be collected and credited to the court expense fund.

The board of supervisors may accept private grants, state or federal funds which may be used to pay the salary of the county attorney and the salaries of the assistant county attorneys.

The county attorney shall also be entitled to receive any actual and necessary expenses incurred in the performance of official duties of the office of county attorney.

Sec. 12. Effective July 1, 1975, the annual salary or per diem compensation of the members of the board of supervisors, county treasurer, county auditor, county recorder, county attorney, sheriff, and clerk of the district court as such salary or per diem exists June 30, 1975 may be increased by resolution of the board of supervisors, according to the following schedule which shall remain effective until modified by the county compensation board as provided in this Act. The increase shall be consistent with the following schedule:

1. For each member of the board of supervisors receiving an annual salary, a sum not to exceed one thousand dollars.
2. For each member of the board of supervisors receiving per diem compensation the per diem may be forty-four dollars, but the total sum shall not exceed six thousand five hundred dollars for each member per year.
3. For the county auditor, county treasurer, county recorder, clerk of district court, sheriff, and county attorney, a sum not to exceed one thousand five hundred dollars.

Sec. 13. Section three hundred forty point three (340.3), Code 1975, is repealed.

Sec. 14. Notwithstanding the provisions of chapter five hundred eighty-five (585) of the Code, any proceeding taken by a board of supervisors between July 1, 1974 and June 30, 1975 under section three hundred thirty-one point twenty-two (331.22) of the Code authorizing the payment of a mileage warrant for a member of the board of supervisors which exceeded

an aggregate mileage expense of one thousand dollars per year but not more than an aggregate mileage expense of one thousand five hundred dollars per year is declared to be valid.

DALE M. COCHRAN
Speaker of the House

ARTHUR A. NEU
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 802, Sixty-sixth General Assembly.

DAVID L. WRAY
Chief Clerk of the House

Approved 6/30, 1975

ROBERT D. RAY
Governor