

JUN 12 1975

APPROPRIATIONS CALENDAR *Pass 6/12*
Sen. 4/3, Pass 6/3

HOUSE FILE 913

By COMMITTEE ON APPROPRIATIONS

Passed House, Date 6-12-75(2408) Passed Senate, Date 6-14-75(2129)

Vote: Ayes 76 Nays 14 Vote: Ayes 29 Nays 18

Approved 7-14-75

Repassed House on summary by Senate
6-17-75(2587)
76-19

A BILL FOR

1 An Act creating an employment opportunity board authorized
2 to grant funds for the creation of employment and making
3 an appropriation.

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

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1 Section 1. NEW SECTION. PURPOSE. The purpose of this
2 Act is to foster the creation of new employment opportuni-
3 ties for those citizens of the state who are unemployed.

4 Sec. 2. NEW SECTION. DEFINITIONS. As used in this Act:

5 1. "Board" means the employment opportunity board created
6 by section three (3) of this Act.

7 2. "Executive secretary" means the executive secretary
8 of the board, designated by section three (3) of this Act.

9 3. "Eligible grantees" means a state agency, county, city,
10 school district, nonprofit corporation, corporation for profit,
11 partnership or proprietorship.

12 Sec. 3. NEW SECTION. BOARD CREATED. There is created
13 an employment opportunity board consisting of the follow-
14 ing:

15 1. Three members of the general assembly, no more than
16 two of whom shall be members of the same political party,
17 appointed by the legislative council.

18 2. Three members representative of the public, no more
19 than two of whom shall be members of the same political party,
20 appointed by the governor.

21 3. The executive directors or their designees of the
22 department of transportation, department of environmental
23 quality, energy policy council, Iowa state conservation
24 commission, the office for planning and programming, and the
25 Iowa development commission, and the chairmen of the Iowa
26 state commerce commission and the Iowa employment security
27 commission. The commissioner of the department of social
28 services shall serve as the executive secretary of the board.

29 Sec. 4. NEW SECTION. BOARD FUNCTIONS. The board may:

30 1. Accept funds or grants from any source, and all such
31 receipts of the board are hereby appropriated for carrying
32 out the purposes of this Act. The expenditure of any funds
33 available to the board shall be by warrant to the treasurer
34 of state drawn by the state comptroller upon vouchers autho-
35 rized by the executive secretary.

1 2. Make grants to eligible grantees upon application for
2 projects satisfying the requirements of section six (6) of
3 this Act. In determining whether to award a grant, the board
4 shall consider:

5 a. The effect on the unemployment rate in the geographic
6 area of the project.

7 b. The effect upon the preservation, improvement or rec-
8 lamation of the physical environment, the conservation of
9 various energy sources, or the protection of public health.

10 c. The effect on the general economy in the geographic
11 area of the project.

12 d. The effect on the general economy of the state.

13 Sec. 5. NEW SECTION. EXECUTIVE SECRETARY'S DUTIES. The
14 executive secretary shall:

15 1. Develop procedure and forms for applications for grants.

16 2. Disburse the funds for grants approved by the board.

17 3. Monitor grant projects for compliance with the
18 application.

19 4. Evaluate the effectiveness of the grant projects.

20 5. Schedule meetings of the board.

21 6. Publicize the availability of funds under this Act.

22 7. Provide from the resources of the department of social
23 services the necessary staff support to carry out the
24 provisions of this Act.

25 Sec. 6. NEW SECTION. REQUIREMENTS OF APPLICATIONS. To
26 be considered by the board an application for a grant must
27 satisfy the following requirements:

28 1. The project to be funded by the grant must create new
29 employment opportunities and not fund existing employment
30 of the prospective grantee or resume funding of projects for
31 which the grantee has, without fault, terminated employees
32 within the previous six months and has not recalled those
33 employees. All of the funds provided by the grant must be
34 used for the compensation of those persons hired by the grantee
35 pursuant to the project funded by the grant. Applications

1 by prospective grantees other than a state agency or political
2 subdivision of the state must demonstrate the prospective
3 grantee's inability to undertake the proposed project and
4 thereby provide the additional employment without the
5 assistance of the grant.

6 2. The benefits of the project result must inure primarily
7 to the community or public at large, not primarily to the
8 grantee, if the grantee is other than a public body.

9 3. The following conditions of employment must be
10 satisfied:

11 a. The grantee must be the employer of those hired under
12 the project.

13 b. The employees under the project must be paid at the
14 same rate as other employees doing similar work for the
15 grantee.

16 c. The employees must be considered regular employees
17 of the grantee and must be entitled to participate in benefit
18 programs of the grantee on the same basis as other employees
19 holding similar positions with the grantee.

20 4. The following hiring preferences must be in effect
21 for those to be employed under the project:

22 a. First, those whose unemployment benefits have expired
23 or who are ineligible for unemployment benefits; and

24 b. Second, those unemployed persons who are heads of
25 households as defined by section two (2), paragraph b of the
26 Internal Revenue Code of 1954.

27 Sec. 7. There is appropriated from the general fund of
28 the state to the employment opportunity board for the fiscal
29 year beginning July 1, 1975, and ending June 30, 1976 the
30 sum of one million (1,000,000) dollars or so much thereof
31 as may be necessary to carry out this Act. However, if by
32 October 15, 1975 the sum of at least three million (3,000,000)
33 dollars has not been made available to the board by the federal
34 government, all unencumbered funds shall revert to the general
35 fund of the state.

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EXPLANATION

The bill establishes an employment opportunity board composed of six legislative and public members and the directors and chairmen of seven state agencies. The commissioner of the department of social services serves as the board's executive secretary. The board may upon application make grants to state and local governments and private businesses to create new employment opportunities. All persons hired for the grant project shall be employees of the grant recipient and shall be compensated on an equal basis with employees doing similar work. There is a requirement that hiring preference be given to those whose unemployment benefits have expired or who are ineligible for benefits, and unemployed heads of households. If federal matching funds, at a ratio of at least three to one, are not secured by October 15, 1975, the funds appropriated shall revert to the general fund of the state.

H-4229

1 Amend House File 913 as follows:

- 2 1. Page 1, by striking lines 15 through 28 and
3 inserting in lieu thereof the following:
4 "1. The members of the interagency liaison com-
5 mittee established by chapter twenty-eight C (28C)
6 of the Code.
7 2. The executive directors or their designees
8 of the department of transportation, department of
9 environmental quality, energy policy council, Iowa
10 state conservation commission, the office of planning
11 and programming, and the Iowa development commission
12 and the chairman of the Iowa state commerce commis-
13 sion.
14 Pursuant to chapter twenty-eight D (28D) of the
15 Code, the board shall designate an employee of one
16 of the represented agencies to serve as the executive
17 secretary who shall be paid from the board's
18 appropriation. The board may also use personnel from
19 the represented agencies who shall be paid by the
20 sending agency to assist the executive secretary."
21 2. Page 2, by striking lines 22 through 24.

H-4229 FILED, ADOPTED (2408)
JUNE 12, 1975

BY CUSACK of Scott
LIPSKY of Linn

H-4248

1 Amend House File 913 as follows:

- 2 Page 3, line 34, by striking the word
3 "unencumbered" and inserting in lieu thereof the
4 word "appropriated".

H-4248 FILED, ADOPTED
BY UNANIMOUS CONSENT (2408)
JUNE 12, 1975

BY CUSACK of Scott

1 Amend House File 913 as follows:

2 1. Page 1, by striking lines 4 through 35 and
3 inserting in lieu thereof the following:

4 "Sec. 2. NEW SECTION. As used in this Act, "board"
5 means the executive council as provided in chapter
6 nineteen (19) of the Code.

7 Sec. 3. NEW SECTION. There is appropriated from
8 the general fund of the state to the board, the sum
9 of eighteen million (18,000,000) dollars for the
10 purpose of establishing programs that will provide
11 employment in times of high unemployment. The board
12 shall disburse these funds for specific projects
13 authorized by this Act. The board may accept funds
14 or grants from any source, and all such receipts of
15 the board are hereby appropriated for carrying out
16 the purposes of this Act. The expenditure of any
17 funds available to the board shall be by warrant to
18 the treasurer of state drawn by the state comptroller
19 upon vouchers authorized by the secretary.

20 Sec. 4. NEW SECTION. Upon the effective date
21 of this Act, the board shall contact the energy policy
22 council, the state department of transportation, the
23 state conservation commission, and the department
24 of social services and request that each agency submit
25 proposals for public projects. The board shall review
26 each proposed project as soon as the proposal is
27 submitted.

28 A city, county or state agency other than those
29 agencies specified in this section may propose a
30 public employment project to the board.

31 Each proposal submitted to the board shall meet
32 the following requirements:

33 1. The proposal must be desirable and for a public
34 purpose.

35 2. Funds other than those appropriated by this
36 Act are not appropriated for the proposal.

37 3. The task to be performed will require a high
38 percentage of the total cost to be expended for labor.

39 4. The project can be terminated within one hundred
40 twenty days of its commencement.

41 5. Implementation of the project is possible
42 within fourteen days.

43 6. Any property to be improved must be publicly-
44 owned or leased.

45 If the board determines that a proposal does not
46 meet the above requirements, the board shall notify
47 the agency and indicate the deficiency. However,
48 the board is not required to notify a city, county,
49 or state agencies not specified in this Act of a
50 proposal's deficiency.

- 1 Sec. 5. NEW SECTION. Projects upon which proposals
2 may be submitted may include but are not limited to:
3 1. Construction of bridges or box culverts.
4 2. Repair and rebuilding of state and local park
5 facilities.
6 3. Development and improvement of recreation fa-
7 cilities for senior citizens.
8 4. Repairing, cleaning and beautification of
9 publicly-owned or leased property.
10 5. Removal of abandoned buildings.
11 6. Insulation of public buildings to conserve
12 energy.

13 A general description of the proposed project shall
14 include the number of employees to be employed in
15 the project, duties to be performed by the employees,
16 the salary to be paid to each employee not to exceed
17 that provided in section eight (8) of this Act, the
18 cost of the project which the board will be asked
19 to expend for the project, and the county or counties
20 in which the project will be performed.

21 Sec. 6. NEW SECTION. The employment security
22 commission shall notify the board of the unemployment
23 rate for the previous month as determined by the
24 preliminary unemployment report as soon as the report
25 is released. If the unemployment rate for the previous
26 month exceeds the percentages specified below, the
27 board within four calendar days may authorize the
28 expenditure of the amounts set opposite each percentage
29 figure for specific employment projects:

30 5.5%	\$1,000,000 per month
31 6.5%	\$2,000,000 per month
32 7.5%	\$3,000,000 per month

33 The board shall notify an agency or political
34 subdivision if a project proposed by the agency or
35 subdivision has been authorized as an employment
36 project. The agency shall implement the project
37 including the hiring of employees specified in the
38 proposal, within fourteen days.

39 Sec. 7. NEW SECTION. In determining the proposal
40 to be authorized, the board may consider areas which
41 have an unusually high unemployment rate or other
42 local considerations.

43 Sec. 8. NEW SECTION. The term of employment shall
44 be for the period of time specified in the general
45 description of the proposal submitted to the board.
46 However, if the project supervisor determines that
47 an employee is not satisfactorily performing his
48 duties, the employee shall be released and paid propor-
49 tionately for the time he was employed. An employee
50 shall not be paid more than two hundred dollars per

1 week of employment.

2 A person shall not be employed under this Act if
3 the person has not filed an employment application
4 with an employment office established by the employment
5 security commission.

6 Sec. 9. NEW SECTION. Supervision of the employment
7 project shall be provided by regular personnel of
8 the agency or political subdivision which proposed
9 the project. Expenses for the supervision shall be
10 paid from funds appropriated to the agency in its
11 regular appropriation or funds of the political
12 subdivision.

13 Sec. 10. NEW SECTION. The board shall report
14 annually to the general assembly the expenditures
15 made or obligated from the appropriations made under
16 this Act. The report shall include the number of
17 positions which were authorized by the projects
18 authorized by the executive council.

19 Sec. 11. Notwithstanding the provisions of section
20 eight point thirty-three (8.33) of the Code the
21 unobligated funds shall not revert to the general
22 fund but shall be retained by the board for continuing
23 employment projects if the unemployment rates reaches
24 or exceeds the percentages established in section
25 six (6) of this Act."

26 2. By striking all of pages 2 and 3.

H-4231 FILED, LOST (2407)
JUNE 12, 1975

BY EGENES of Story
VARLEY of Adair
DRAKE of Muscatine
TUAKE of Dubuque
STROMER Of Hancock
OAKLEY of Clinton
MILLER of Van Buren
HARVEY of Scott
BITTLE of Polk

Senate Amendment to House File 913

H-4313

1 Amend House File 913, as amended and passed by
2 the House as follows:

3 1. Page 1, line 8, by striking the words "by
4 section three (3) of this Act" and inserting in
5 lieu thereof "in accordance with chapter twenty-
6 eight D of the Code".

7 2. Page 1, by striking lines 13 through 14g
8 and inserting in lieu thereof the following:
9 "an employment opportunity board consisting of
10 those persons who are members of the employment
11 security commission created in section ninety-six
12 point ten (96.10) of the Code."

H-4313 FILED, RECEIVED FROM SENATE
JUNE 14, 1975

S-4237

1 Amend House File 913 as amended and passed by the
2 House, page 3, line 31, by striking the words "However,
3 if by" and by striking lines 32 through 35.

S-4237 FILED & LOST (2128) BY JAMES REDMOND
JUNE 14, 1975

S-4243

1 Amend House File 913, as amended and passed by the
2 House as follows:
3 1. Page 1, line 8, by striking the words
4 "by section three (3) of this Act" and inserting in lieu
5 thereof "in accordance with chapter twenty-eight D of the
6 Code".
7 2. Page 1, by striking lines 13 through 14q and
8 inserting in lieu thereof the following:
9 "an employment opportunity board consisting of those
10 persons who are members of the employment security
11 commission created in section ninety-six point ten
12 (96.10) of the Code."

S-4243 FILED & ADOPTED (2128) BY LUCAS DE KOSTER
JUNE 14, 1975