

Referred Budget 4/15 - Pass per 4234 5/17 (p. 2354)

HOUSE FILE 207 vs. 5/20/77

State Government
Rush, Chairperson
Slater
Kelly

Pass per 5402 4/28

Reprinted 4/78

3 15 1977

HOUSE FILE 207

House File 207 2/8

Judiciary and
Law Enforcement
Shimanek, chair
Higgins
Garrison

Law Enforcement
Do pass 4/14 (p. 1412)

By SMALL

Referred Budget 3/28

Passed House, Date 5-18-77 (p. 2385) Passed Senate, Date 5-8-78

Vote: Ayes 64 Nays 25 Vote: Ayes 40 Nays 1

Approved June 2, 1978

A BILL FOR

1 An Act creating a citizens privacy task force, prescribing
2 its powers and duties and making an appropriation.

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

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HOUSE FILE 207

H-4234

- 1 Amend House File 207 as follows:
- 2 1. Page 1, by striking line 35.
- 3 2. Page 2, by striking lines 1 and 2 and inserting
- 4 in lieu thereof the words "meetings. The commission
- 5 shall submit a preliminary report of its progress
- 6 and findings to the general assembly not later than
- 7 February 15, 1978 and shall submit a final report
- 8 of its findings, projections and recommendations
- 9 to the general assembly not later than June 30, 1978."
- 10 3. Page 2, line 6, by striking the words and
- 11 figure "forty-five thousand (45,000)" and inserting
- 12 in lieu thereof the words and figure "thirty thousand
- 13 (30,000)".
- 14 4. Page 2, by inserting after line 11 the following
- 15 section:
- 16 "Sec. ____ . This Act is repealed June 30, 1978."

H-4234 FILED *Adopted* BY COMMITTEE ON BUDGET
MAY 17, 1977 *5/18 (p. 2384)* CUSACK of Scott, Chair

207

1 Section 1. TASK FORCE CREATED. There is created a citizens
5402-2 privacy task force which shall be composed of five members.

3 Members shall be appointed by the governor and shall be chosen
5403-4 from the general public, however two members shall be
5 knowledgeable in the area of privacy and confidentiality.

6 Not more than three of the members shall be from the same
5404-7 political party. Members shall serve at the pleasure of the
8 governor. Vacancies shall be filled in the same manner as
9 the original appointment for the unexpired portion of the
10 term. Members shall be reimbursed for actual and necessary
11 expenses incurred in discharging their official duties.

12 Sec. 2. DUTIES. The task force shall:

13 1. Study state statutes, rules and proposed legislation
5405-14 relating to privacy and confidentiality.

15 2. Investigate actual state practice in administering
16 and enforcing state and federal privacy and confidentiality
17 statutes and rules.

18 3. Evaluate the need for more coordination between the
19 state and federal governments in implementing state and federal
20 privacy and confidentiality statutes and rules.

21 4. Project future needs for a state response to federal
22 privacy and confidentiality statutes and rules and for
23 coordination between state and federal statutes and rules.

24 Sec. 3. POWERS OF TASK FORCE. The task force may:

25 1. Hold hearings as necessary to discharge its
26 responsibilities.

27 2. Employ an executive director and a secretary who shall
28 be exempt from the provisions of chapter nineteen A (19A)
29 of the Code and who shall receive compensation as determined
30 by the task force.

31 3. Issue subpoenas enforceable in the district court to
32 compel the appearance of witnesses and records as necessary
33 to discharge its duties.

34 Sec. 4. MEETINGS--REPORT. The commission shall hold six
35 meetings. The commission shall submit a report of its

1 Section 1. TASK FORCE CREATED. There is created a citizens
2 privacy task force which shall be composed of five members.
3 Members shall be appointed by the governor and shall be chosen
4 from the general public, however two members shall be
5 knowledgeable in the area of privacy and confidentiality.
6 Not more than three of the members shall be from the same
7 political party. Members shall serve at the pleasure of the
8 governor. Vacancies shall be filled in the same manner as
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32 compel the appearance of witnesses and records as necessary
33 to discharge its duties.

34 Sec. 4. MEETINGS--REPORT. The commission shall hold six
35 meetings. The commission shall submit a preliminary report

1 of its progress and findings to the general assembly not later
2 than February 15, 1978 and shall submit a final report of
3 its findings, projections and recommendations to the general
4 assembly not later than June 30, 1978.

5 Sec. 5. APPROPRIATION. There is appropriated from the
6 general fund of the state to the office of the governor for
7 the fiscal year commencing July 1, 1977 and ending June 30,
8 1978 the sum of thirty thousand (30,000) dollars, or so much
9 thereof as may be necessary, for the employment of personnel
10 pursuant to section three (3) of this Act and for other
11 expenses which may be incurred in carrying out the provisions
12 of this Act, including payment of actual and necessary expenses
13 to task force members.

14 Sec. 6. This Act is repealed June 30, 1978.

15 EXPLANATION

16 This bill creates a citizens privacy task force composed
17 of five public members appointed by the governor. The task
18 force is charged with studying state and federal privacy
19 statute and rules, the implementation and enforcement of such
20 statutes and rules and the extent of coordination between
21 the two levels of government in such implementation. The
22 sum of \$45,000 is appropriated for expenses of the task force.
23 The task force is required to report its findings to the
24 general assembly by February 15, 1978.

SENATE AMENDMENT TO
HOUSE FILE 207

H-6578

- 1 Amend House File 207, as amended and passed by
- 2 the House, as follows:
- 3 1. Page 2, line 2, by striking the figure "1978"
- 4 and inserting in lieu thereof the figure "1979".
- 5 2. Page 2, line 4, by striking the word and figures
- 6 "June 30, 1978" and inserting in lieu thereof the
- 7 the word and figures "January 1, 1980".
- 8 3. Page 2, line 6, by striking the word "for".
- 9 4. Page 2, by striking line 7 and inserting in
- 10 lieu thereof the words and figures "commencing July
- 11 1, 1978 and ending January 1,".
- 12 5. Page 2, line 8, by striking the figure "1978"
- 13 and inserting in lieu thereof the figure "1980".
- 14 6. Page 2, line 14, by striking the word and
- 15 figures "June 30, 1978" and inserting in lieu thereof
- 16 the word and figures "January 1, 1980".

H-6578 FILED
RECEIVED FROM SENATE
MAY 9, 1978

House concurred 5/10 (p. 2384)

HOUSE FILE 207

AN ACT

CREATING A CITIZENS PRIVACY TASK FORCE, PRESCRIBING ITS
POWERS AND DUTIES AND MAKING AN APPROPRIATION.

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

Section 1. TASK FORCE CREATED. There is created a citizens privacy task force which shall be composed of five members. Members shall be appointed by the governor and shall be chosen from the general public, however two members shall be knowledgeable in the area of privacy and confidentiality. Not more than three of the members shall be from the same political party. Members shall serve at the pleasure of the governor. Vacancies shall be filled in the same manner as the original appointment for the unexpired portion of the term. Members shall be reimbursed for actual and necessary expenses incurred in discharging their official duties.

Sec. 2. DUTIES. The task force shall:

1. Study state statutes, rules and proposed legislation relating to privacy and confidentiality.
2. Investigate actual state practice in administering and enforcing state and federal privacy and confidentiality statutes and rules.
3. Evaluate the need for more coordination between the state and federal governments in implementing state and federal privacy and confidentiality statutes and rules.

4. Project future needs for a state response to federal privacy and confidentiality statutes and rules and for coordination between state and federal statutes and rules.

Sec. 3. POWERS OF TASK FORCE. The task force may:

1. Hold hearings as necessary to discharge its responsibilities.
2. Employ an executive director and a secretary who shall

be exempt from the provisions of chapter nineteen A (19A) of the Code and who shall receive compensation as determined by the task force.

3. Issue subpoenas enforceable in the district court to compel the appearance of witnesses and records as necessary to discharge its duties.

Sec. 4. MEETINGS--REPORT. The commission shall hold six meetings. The commission shall submit a preliminary report of its progress and findings to the general assembly not later than February 15, 1979 and shall submit a final report of its findings, projections and recommendations to the general assembly not later than January 1, 1980.

Sec. 5. APPROPRIATION. There is appropriated from the general fund of the state to the office of the governor commencing July 1, 1978 and ending January 1, 1980 the sum of thirty thousand (30,000) dollars, or so much thereof as may be necessary, for the employment of personnel pursuant to section three (3) of this Act and for other expenses which may be incurred in carrying out the provisions of this Act, including payment of actual and necessary expenses to task force members.

Sec. 6. This Act is repealed January 1, 1980.

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 207, Sixty-seventh General Assembly.

Approved June 2, 1978

DAVID L. WRAY
Chief Clerk of the House

ROBERT D. RAY
Governor