

Reprinted 2/11

JAN 25 1980

Place On Calendar

HOUSE FILE 2245

By COMMITTEE ON HUMAN RESOURCES

Passed House, Date 2-7-80 (p. 410) Passed Senate, Date _____

Vote: Ayes 94 Nays 3 Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to household and domestic facilities, goods
2 and services for wardens and deputy wardens for the
3 penitentiary and men's reformatory.

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

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2245

HOUSE FILE 2245

H-5088

1 Amend House File 2245 as follows:
2 1. Page 1, line 3, by inserting after the word
3 "may" the words "with the approval of the
4 commissioner of social services,".

BY SPEAR of Lee
CLARK of Cerro Gordo
DAGGETT of Taylor
MULLINS of Kossuth
MAULSBY of Calhoun

H-5088 FILED *Adopted 2/7 (p. 409)*
JANUARY 30, 1980

1 Section 1. Section two hundred forty-six point seven
2 (246.7), Code 1979, is amended to read as follows:

3 246.7 DWELLINGS. Each deputy warden ~~shall~~ may be furnished
4 with a dwelling house ~~by-the-state-director,~~ or house-rent,
5 and with appropriate quarters or may be compensated in lieu
6 of being furnished a house or quarters. If a deputy warden
7 is furnished with a dwelling house or quarters, either of
8 which is owned by the state, the deputy warden may also be
9 furnished with water, heat, ~~ice,~~ and ~~lights,~~ and domestic
10 service-in-his-family-by-not-more-than-one-prisoner-at-one
11 time electricity.

12 Sec. 2. Section two hundred forty-six point six (246.6),
13 Code 1979, is repealed.

14 EXPLANATION

15 Section 1 of the bill strikes that portion of section 246.7
16 of the Code which entitled each deputy warden of the
17 penitentiary and men's reformatory to domestic service by
18 prisoners. New language in the section provides that other
19 quarters may be provided in lieu of a dwelling house or
20 compensation may be given in lieu of the dwelling house or
21 quarters. Section 2 of the bill repeals section 246.6 of
22 the Code which entitled the wardens of the penitentiary and
23 the men's reformatory to labor of prisoners for household
24 and domestic service.

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*Sen. Human Resources
Amend per 52524
to Pass 3/4 (p. 670)*

HOUSE FILE 2245

By COMMITTEE ON HUMAN RESOURCES

(As Amended and Passed by the House)

Passed House, Date 4/8/80 (p. 1420) Passed Senate, Date 3/27/80 (p. 1119)

Vote: Ayes 79 Nays 0 Vote: Ayes 42 Nays 0

Approved April 21, 1980

A BILL FOR

1 An Act relating to household and domestic facilities, goods
2 and services for wardens and deputy wardens for the
3 penitentiary and men's reformatory.

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

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House Amendments _____

1 Section 1. Section two hundred forty-six point seven
2 (246.7), Code 1979, is amended to read as follows:
3 246.7 DWELLINGS. Each deputy warden ~~shall~~ may, with the
4 approval of the commissioner of social services, be furnished
5 with a dwelling house by-the-state-director, or house-rent,
6 and with appropriate quarters or may be compensated in lieu
7 of being furnished a house or quarters. If a deputy warden
8 is furnished with a dwelling house or quarters, either of
9 which is owned by the state, the deputy warden may also be
10 furnished with water, heat, ~~ice,~~ and lights, ~~and domestic~~
11 ~~service-in-his-family-by-not-more-than-one-prisoner-at-one~~
12 ~~time~~ electricity.

13 Sec. 2. Section two hundred forty-six point six (246.6),
14 Code 1979, is repealed.

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1 Amend House File 2245 as amended, passed and
2 reprinted by the House as follows:

3 1. Page 1, by striking lines 1 through 14, and
4 inserting in lieu thereof the following:

5 "Section 1. Section two hundred eighteen point
6 fourteen (218.14), Code 1979, is amended to read as
7 follows:

8 218.14 DWELLING HOUSE AND-PROVISIONS. The division
9 director having control over any state institution
10 shall may, with consent of the commissioner of social
11 services, furnish the executive head of each of said
12 the institutions, in addition to salary, with a
13 dwelling house or with appropriate quarters in lieu
14 thereof, and, ~~from supplies purchased for the~~
15 institution, ~~the necessary household provisions for~~
16 the executive head, ~~spouse and minor children~~ or the
17 particular division director may compensate the
18 executive head of each of said the institutions in
19 lieu of furnishing ~~all of the above items~~ a house
20 or quarters. If an executive head of the institution
21 is furnished with a dwelling house or quarters, either
22 of which is owned by the state, the executive head
23 may also be furnished with water, heat and electricity.

24 The division director having control over any state
25 institution may furnish assistant executive heads
26 or other employees, or both, with dwelling houses
27 or with appropriate quarters, owned by the state.
28 The assistant executive head or employee, who is so
29 furnished shall pay rent for the dwelling house or
30 quarters in an amount to be determined by the executive
31 head of the institution, which shall be the fair
32 market rental value of the house or quarters. If
33 an assistant executive head or employee is furnished
34 with a dwelling house or quarters either of which
35 is owned by the state, the assistant executive head
36 or employee may also be furnished with water, heat
37 and electricity. However, the furnishing of these
38 utilities shall be considered in determining the fair
39 market rental value of the house or quarters.

40 Sec. 2. Section two hundred nineteen point nine
41 (219.9), Code 1979, is amended to read as follows:

42 219.9 SALARY. The commandant shall receive such
43 annual salary as the director may determine. In
44 addition to said salary, the director shall may furnish
45 said the commandant with a dwelling house or with
46 appropriate quarters in lieu thereof and such
47 additional allowances, as are provided in section
48 218.14 for executive heads of state institutions.

49 Sec. 3. Sections two hundred forty-six point six
50 (246.6) and two hundred forty-six point seven (246.7),

Page 2

1 Code 1979, are repealed."

2 2. Title page, by striking lines 1 through 3 and
3 inserting in lieu thereof the following: "An Act
4 relating to the supplying of dwelling houses, quarters,
5 utilities, provisions and other goods and services
6 for executive heads, assistant executive heads and
7 employees of institutions under the department of
8 social services."

SENATE AMENDMENT TO
HOUSE FILE 2245

H-80

1 Amend House File 2245 as amended, passed and
2 reprinted by the House as follows:

3 1. Page 1, by striking lines 1 through 14, and
4 inserting in lieu thereof the following:

5 "Section 1. Section two hundred eighteen point
6 fourteen (218.14), Code 1979, is amended to read as
7 follows:

8 218.14 DWELLING HOUSE AND PROVISIONS. The division
9 director having control over any state institution
10 shall may, with consent of the commissioner of social
11 services, furnish the executive head of each of said
12 the institutions, in addition to salary, with a
13 dwelling house or with appropriate quarters in lieu
14 thereof, and, ~~from supplies purchased for the~~
15 ~~institution, the necessary household provisions for~~
16 ~~the executive head, spouse and minor children~~ or the
17 particular division director may compensate the
18 executive head of each of said the institutions in
19 lieu of furnishing all of the above items a house
20 or quarters. If an executive head of the institution
21 is furnished with a dwelling house or quarters, either
22 of which is owned by the state, the executive head
23 may also be furnished with water, heat and electricity.

24 The division director having control over any state
25 institution may furnish assistant executive heads
26 or other employees, or both, with dwelling houses
27 or with appropriate quarters, owned by the state.
28 The assistant executive head or employee, who is so
29 furnished shall pay rent for the dwelling house or
30 quarters in an amount to be determined by the executive
31 head of the institution, which shall be the fair
32 market rental value of the house or quarters. If
33 an assistant executive head or employee is furnished
34 with a dwelling house or quarters either of which
35 is owned by the state, the assistant executive head
36 or employee may also be furnished with water, heat
37 and electricity. However, the furnishing of these
38 utilities shall be considered in determining the fair
39 market rental value of the house or quarters.

40 Sec. 2. Section two hundred nineteen point nine
41 (219.9), Code 1979, is amended to read as follows:

42 219.9 SALARY. The commandant shall receive such
43 annual salary as the director may determine. In
44 addition to said salary, the director shall may furnish
45 said the commandant with a dwelling house or with
46 appropriate quarters in lieu thereof and such
47 additional allowances, as are provided in section
48 218.14 for executive heads of state institutions.

49 Sec. 3. Sections two hundred forty-six point six
50 (246.6) and two hundred forty-six point seven (246.7),

APRIL 1, 1980
PAGE TEN

H-5780
Page Two

1 Code 1979, are repealed."
2 2. Title page, by striking lines 1 through 3 and
3 inserting in lieu thereof the following: "An Act
4 relating to the supplying of dwelling houses, quarters,
5 utilities, provisions and other goods and services
6 for executive heads, assistant executive heads and
7 employees of institutions under the department of
8 social services."

H-5780 FILED
MARCH 31, 1980

RECEIVED FROM THE SENATE

From memo dated 4/5 (7/14/80)

HOUSE FILE 2245

AN ACT

RELATING TO THE SUPPLYING OF DWELLING HOUSES, QUARTERS,
UTILITIES, PROVISIONS AND OTHER GOODS AND SERVICES FOR
EXECUTIVE HEADS, ASSISTANT EXECUTIVE HEADS AND EMPLOYEES
OF INSTITUTIONS UNDER THE DEPARTMENT OF SOCIAL SERVICES.

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

Section 1. Section two hundred eighteen point fourteen
(218.14), Code 1979, is amended to read as follows:

218.14 DWELLING HOUSE AND PROVISIONS. The division
director having control over any state institution ~~shall~~ may,
with consent of the commissioner of social services, furnish
the executive head of each of ~~said~~ the institutions, in
addition to salary, with a dwelling house or with appropriate
quarters in lieu thereof, ~~and, from supplies purchased for~~
~~the institution, the necessary household provisions for the~~
~~executive head, spouse and minor children~~ or the particular
division director may compensate the executive head of each
of ~~said~~ the institutions in lieu of furnishing ~~all of the~~
~~above items~~ a house or quarters. If an executive head of
the institution is furnished with a dwelling house or quarters,
either of which is owned by the state, the executive head
may also be furnished with water, heat and electricity.

The division director having control over any state
institution may furnish assistant executive heads or other
employees, or both, with dwelling houses or with appropriate
quarters, owned by the state. The assistant executive head
or employee, who is so furnished shall pay rent for the
dwelling house or quarters in an amount to be determined by
the executive head of the institution, which shall be the
fair market rental value of the house or quarters. If an
assistant executive head or employee is furnished with a
dwelling house or quarters either of which is owned by the
state, the assistant executive head or employee may also be
furnished with water, heat and electricity. However, the

furnishing of these utilities shall be considered in
determining the fair market rental value of the house or
quarters.

Sec. 2. Section two hundred nineteen point nine (219.9),
Code 1979, is amended to read as follows:

219.9 SALARY. The commandant shall receive such annual
salary as the director may determine. In addition to ~~said~~
salary, the director ~~shall~~ may furnish ~~said~~ the commandant
with a dwelling house or with appropriate quarters in lieu
thereof and such additional allowances, as ~~are~~ provided in
section 218.14 for executive heads of state institutions.

Sec. 3. Sections two hundred forty-six point six (246.6)
and two hundred forty-six point seven (246.7), Code 1979,
are repealed.

WILLIAM H. HARBOR
Speaker of the House

TERRY E. BRANSTAD
President of the Senate

I hereby certify that this bill originated in the House and
is known as House File 2245, Sixty-eighth General Assembly.

BRUCE GRAHAM
Assistant Chief Clerk of the House

Approved April 20, 1980

ROBERT D. RAY
Governor