

Reprinted 2/27

FEB 11 1980

HOUSE FILE 2463

Place On Calendar

By COMMITTEE ON AGRICULTURE

(Formerly Study Bill 550)

Passed House, Date 2-25-80 (p 637) Passed Senate, Date _____

Vote: Ayes 89 Nays 1 Vote: Ayes _____ Nays _____

Approved May 19, 1980

A BILL FOR

1 An Act relating to the residence qualification for election to
 2 the office of drainage district trustee, and to the compensa-
 3 tion of drainage district trustees and county drainage
 4 administrators.

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

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2463

1 Section 1. Section four hundred sixty-two point seven
2 (462.7), Code 1979, is amended to read as follows:

3 462.7 ELIGIBILITY OF TRUSTEES. Each trustee shall be
4 a citizen of the United States not less than eighteen years
5 of age, ~~a resident of the county, and~~ the bona fide owner
6 of agricultural land in the election district for which he
7 or she is elected, and a resident of the county in which that
8 district is located or of a county which is contiguous to
9 or corners on that county.

10 Sec. 2. Section four hundred sixty-two point thirty-five
11 (462.35), Code 1979, is amended to read as follows:

12 462.35 COMPENSATION--STATEMENTS REQUIRED. The compensation
13 of the trustees and the clerk of the board is hereby fixed
14 at ~~seventeen-dollars-and-fifty-cents~~ forty dollars per day
15 each and necessary expenses, to be paid out of the funds of
16 the drainage or levee district for each day necessarily
17 expended in the transaction of the business of the district,
18 but no one shall draw compensation for services as trustee
19 and as clerk at the same time. They shall file with the
20 auditor or auditors, if more than one county, itemized,
21 verified statements of their time devoted to the business
22 of the district and of the expenses incurred.

23 Sec. 3. Section four hundred fifty-five point two hun-
24 dred twenty-one (455.221), Code 1979, is amended to read as
25 follows:

26 455.221 COMPENSATION. The members of the board of county
27 drainage administrators shall each receive ~~seventeen-dollars~~
28 ~~and-fifty-cents-per-day-for-each-day~~ compensation at an hourly
29 rate established by the county board of supervisors for time
30 actually devoted to the duties of their office, ten-cents
31 ~~for-every-mile-traveled-in-going~~ and reimbursement at the
32 rate established by section seventy-nine point nine (79.9)
33 of the Code for travel to and from meetings of, or other
34 places of performing the duties of, said the board, and other
35 actual and necessary expenses incurred in the performance

1 of their duties.

2 Sec. 4. This Act takes effect January first following
3 its enactment.

4 EXPLANATION

5 Section 1 of this bill is intended to resolve a difficulty
6 which presently affects at least one levee district in the
7 state. The individual who holds title to the majority of
8 the land in that district is a resident of Iowa, but not of
9 the county in which the district is located. Section 1 makes
10 some landowners in that situation eligible to be elected to
11 boards of trustees of drainage or levee districts which are
12 governed by their own boards, under chapter 462, rather than
13 by the county board of supervisors.

14 Section 2 of the bill increases the prescribed rate of
15 pay for elected drainage district trustees, and their district
16 clerks, from \$17.50 to \$40 per day. The majority of drainage
17 districts in Iowa, however, are governed by county boards
18 of supervisors rather than separate boards of trustees.
19 Section 2 does not affect the pay of county supervisors.

20 Section 3 gives county boards of supervisors the same
21 authority to set the pay of county drainage administrators
22 that the supervisors were given with respect to township
23 trustees by the 1979 Session of the Sixty-eighth General
24 Assembly. Some years ago, each county board of supervisors
25 which administers one or more drainage districts was authorized
26 to establish a board of county drainage administrators and
27 transfer to that board the supervisors' responsibilities with
28 respect to drainage districts. It is believed that this
29 authority has not yet been used by any county board of
30 supervisors.

31 This bill will take effect January first after its passage.

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LSB 3513H 68

pb/jw/5

HOUSE FILE 2463

H-5229

1 Amend House File 2463 as follows:

2 1. Page 1, by striking lines 14 and 15 and
3 inserting in lieu thereof the following: "at seventeen
4 ~~dollars-and-fifty-cents-per-day~~ the hourly rate
5 established for pay grade eighteen, step one, of the
6 state merit system pay plan for not more than eight
7 hours per day, travel expense at the rate established
8 by section seventy-nine point nine (79.9) of the Code
9 and other necessary expenses, to be paid out of the
10 funds of".

H-5229 FILED *Adopted on* By SPEAR of Lee
FEBRUARY 14, 1980 *amended 2/15*
(p. 637)

HOUSE FILE 2463

H-5284

1 Amend House File 2463 as follows:

2 1. Page 1, line 19, by inserting after the word
3 "time." the words "The board of trustees of a district
4 may by resolution establish for themselves and for the
5 clerk of the district a lower rate of pay than is fixed
6 by this section.

H-5284 FILED *Adopted 2/15* BY SPEAR of Lee
FEBRUARY 21, 1980 *(p. 637)*

HOUSE FILE 2463

H-5289

1 Amend the Spear amendment H-5229 to House File
2 2463 as follows:

3 1. Page 1, line 2, by striking the word and figure
4 "and 15" and inserting in lieu thereof the figures
5 and word ", 15 and 16".

6 2. Page 1, by striking line 10 and inserting in
7 lieu thereof the words "funds of the drainage or levee
8 district for each-day time necessarily".

H-5289 FILED
FEBRUARY 25, 1980
ADOPTED *(p. 634)*

BY SPEAR of Lee

See Legislature 2/28
Dr. Bass 3/26 (p. 1102)
par 5534

HOUSE FILE 2463

By COMMITTEE ON AGRICULTURE

(As Amended and Passed by the House)

Re Passed House, Date 4/16/80 (p. 1641) Passed Senate, Date 4/5/80 (p. 1303)

Vote: Ayes 96 Nays 0 Vote: Ayes 42 Nays 4

Approved May 19, 1980

A BILL FOR

1 An Act relating to the residence qualification for election to
2 the office of drainage district trustee, and to the compensa-
3 tion of drainage district trustees and county drainage
4 administrators.

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

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House Amendments _____

1 Section 1. Section four hundred sixty-two point seven
2 (462.7), Code 1979, is amended to read as follows:

3 462.7 ELIGIBILITY OF TRUSTEES. Each trustee shall be
4 a citizen of the United States not less than eighteen years
5 of age, ~~a resident of the county,~~ and the bona fide owner
6 of agricultural land in the election district for which he
7 or she is elected, and a resident of the county in which that
8 district is located or of a county which is contiguous to
9 or corners on that county.

10 Sec. 2. Section four hundred sixty-two point thirty-five
11 (462.35), Code 1979, is amended to read as follows:

12 462.35 COMPENSATION--STATEMENTS REQUIRED. The compensation
13 of the trustees and the clerk of the board is hereby fixed
14 at seventeen-dollars-and-fifty-cents-per-day the hourly rate
15 established for pay grade eighteen, step one, of the state
16 merit system pay plan for not more than eight hours per day,
17 travel expense at the rate established by section seventy-
18 nine point nine (79.9) of the Code and other necessary
19 expenses, to be paid out of the funds of the drainage or levee
20 district for each-day time necessarily expended in the
21 transaction of the business of the district, but no one shall
22 draw compensation for services as trustee and as clerk at
23 the same time. The board of trustees of a district may by
24 resolution establish for themselves and for the clerk of the
25 district a lower rate of pay than is fixed by this section.
26 They shall file with the auditor or auditors, if more than
27 one county, itemized, verified statements of their time devoted
28 to the business of the district and of the expenses incurred.

29 Sec. 3. Section four hundred fifty-five point two hun-
30 dred twenty-one (455.221), Code 1979, is amended to read as
31 follows:

32 455.221 COMPENSATION. The members of the board of county
33 drainage administrators shall each receive ~~seventeen-dollars~~
34 ~~and-fifty-cents-per-day-for-each-day~~ compensation at an hourly
35 rate established by the county board of supervisors for time

1 actually devoted to the duties of their office, ~~ten-cents~~
2 ~~for-every-mile-traveled-in-going~~ and reimbursement at the
3 rate established by section seventy-nine point nine (79.9)
4 of the Code for travel to and from meetings of, or other
5 places of performing the duties of, ~~said~~ the board, and other
6 actual and necessary expenses incurred in the performance
7 of their duties.

8 Sec. 4. This Act takes effect January first following
9 its enactment.

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HOUSE FILE 2463

S-5534

1 Amend House File 2463 as amended, passed and re-
2 printed by the House as follows:
3 1. Page 1, by striking lines 14 through 20 and
4 inserting in lieu thereof the following: "~~at-seventeen~~
5 ~~dollars-and-fifty-cents~~ forty dollars per day each
6 and necessary expenses, to be paid out of the funds
7 of the drainage or levee district for each day
8 necessarily expended in the".

S-5534 FILED
MARCH 26, 1980

Adopted 4/8 (p. 1305)

BY COMMITTEE ON AGRICULTURE
IRVIN L. BERGMAN, CHAIRPERSON

SENATE AMENDMENT TO
HOUSE FILE 2463

H-5966

1 Amend House File 2463 as amended, passed and re-
2 printed by the House as follows:
3 1. Page 1, by striking lines 14 through 20 and
4 inserting in lieu thereof the following: "at ~~seventeen~~
5 ~~dollars-and-fifty-cents~~ forty dollars per day each
6 and necessary expenses, to be paid out of the funds
7 of the drainage or levee district for each day
8 necessarily expended in the".

H-5966 FILED APRIL 10, 1980 RECEIVED FROM THE SENATE
House Amendment H/10 (p. 1341)

HOUSE FILE 2463

H-5982

1 Amend the Senate amendment H-5966 to House File
2 2463 as amended, passed and reprinted by the House as
3 follows:
4 1. Page 1, line 4, by striking the words "at
5 ~~seventeen~~" and inserting in lieu thereof the words
6 "at ~~seventeen~~".

H-5982 FILED
APRIL 10, 1980

w/r 4/10 (p. 1341)

BY PELLETT of Cass

HOUSE FILE 2463

AN ACT

RELATING TO THE RESIDENCE QUALIFICATION FOR ELECTION TO THE OFFICE OF DRAINAGE DISTRICT TRUSTEE, AND TO THE COMPENSATION OF DRAINAGE DISTRICT TRUSTEES AND COUNTY DRAINAGE ADMINISTRATORS.

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

Section 1. Section four hundred sixty-two point seven (462.7), Code 1979, is amended to read as follows:

462.7 ELIGIBILITY OF TRUSTEES. Each trustee shall be a citizen of the United States not less than eighteen years of age, ~~a resident of the county, and~~ the bona fide owner of agricultural land in the election district for which he or she is elected, and a resident of the county in which that district is located or of a county which is contiguous to or corners on that county.

Sec. 2. Section four hundred sixty-two point thirty-five (462.35), Code 1979, is amended to read as follows:

462.35 COMPENSATION--STATEMENTS REQUIRED. The compensation of the trustees and the clerk of the board is hereby fixed at ~~seventeen dollars and fifty cents~~ forty dollars per day each and necessary expenses, to be paid out of the funds of the drainage or levee district for each day necessarily expended in the transaction of the business of the district, but no one shall draw compensation for services as trustee and as clerk at the same time. The board of trustees of a district may by resolution establish for themselves and for the clerk of the district a lower rate of pay than is fixed by this section. They shall file with the auditor or auditors, if more than one county, itemized, verified statements of their time devoted to the business of the district and of the expenses incurred.

Sec. 3. Section four hundred fifty-five point two hundred twenty-one (455.221), Code 1979, is amended to read as follows:

455.221 COMPENSATION. The members of the board of county drainage administrators shall each receive ~~seventeen dollars and fifty cents per day for each day~~ compensation at an hourly rate established by the county board of supervisors for time actually devoted to the duties of their office, ten cents for every mile traveled in going and reimbursement at the rate established by section seventy-nine point nine (79.9) of the Code for travel to and from meetings of, or other places of performing the duties of, said the board, and other actual and necessary expenses incurred in the performance of their duties.

Sec. 4. This Act takes effect January first following its enactment.

.....
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 2463, Sixty-eighth General Assembly.

.....
BRUCE GRAHAM
Assistant Chief Clerk of the House

Approved May 19 1980

.....
ROBERT D. RAY
Governor

H.F. 2463