

*Reprinted 3/18*

FILED MAR 4 1980

SENATE FILE 2285

By COMMITTEE ON STATE GOVERNMENT  
(Formerly Senate Study Bill 2221)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

### A BILL FOR

1 An Act to repeal the state residency requirement for employees  
2 of the department of social services.

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

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SENATE FILE 2285

S-5399

1 Amend Senate File 2285 as follows:  
2 1. Page 1, by striking lines 20 and 21 and in-  
3 sserting in lieu thereof the following:  
4 "Sec. 2. This Act, being deemed of immediate  
5 importance, takes effect from and after its publication  
6 in the Dallas County News, a newspaper published in  
7 Adel, Iowa, and in the Evening Democrat, a newspaper  
8 published in Fort Madison, Iowa."

S-5399 FILED & ADOPTED BY NORMAN G. RODGERS  
MARCH 17, 1980 LOWELL L. JUNKINS

1 Section 1. Section two hundred eighteen point ten (218.10),  
2 Code 1979, is amended to read as follows:

3 218.10 SUBORDINATE OFFICERS AND EMPLOYEES. The division  
4 director in charge of a particular institution, with the  
5 consent and approval of the commissioner of the department  
6 of social services, shall determine the number and compensation  
7 of subordinate officers and employees for each institution.  
8 Subject to the provisions of this chapter, such officers and  
9 employees shall be appointed and discharged by the chief  
10 executive officer or business manager. Such officer shall  
11 keep, in the record of each subordinate officer and employee,  
12 the date of employment, the compensation, and the date of  
13 each discharge, and the reasons therefor. ~~All of these~~  
14 ~~employees, except physicians and surgeons, shall be bona fide~~  
15 ~~residents and citizens of the state of Iowa at the time of~~  
16 ~~employment. An exception to this provision of residence may~~  
17 ~~be granted by such division director for the sole purpose~~  
18 ~~of securing professional and/or scientific services which~~  
19 ~~are unavailable from among the citizens of the state of Iowa.~~  
20 Sec. 2. This Act is effective January first following  
21 its enactment.

22 EXPLANATION

23 Present law requires that employees of the department of  
24 social services be residents of Iowa at the time of hire,  
25 with an exception for physicians and surgeons and for others  
26 if the sole purpose of hire is to secure professional or  
27 scientific services unavailable from Iowa residents. This  
28 bill repeals those employment residency requirements and thus  
29 broadens the labor pool of potential department of social  
30 services employees to nonresidents of Iowa bringing the Code  
31 into compliance with current departmental practice. The  
32 change in the law does not conflict with merit eligibility  
33 requirements.

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(AS AMENDED AND PASSED BY THE SENATE MARCH 17, 1980)

*Substituted for 2498*

Passed Senate, Date 3/17/80 (p. 955) Passed House, Date 4/8/80 (p. 1410)

Vote: Ayes 45 Nays 0 Vote: Ayes 38 Nays 0

Approved April 21, 1980

### A BILL FOR

1 An Act to repeal the state residency requirement for employees  
2 of the department of social services.

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

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————— = New Language  
by the Senate

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4 director in charge of a particular institution, with the  
5 consent and approval of the commissioner of the department  
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11 keep, in the record of each subordinate officer and employee,  
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15 ~~residents and citizens of the state of Iowa at the time of~~  
16 ~~employment. An exception to this provision of residence may~~  
17 ~~be granted by such division director for the sole purpose~~  
18 ~~of securing professional and/or scientific services which~~  
19 ~~are unavailable from among the citizens of the state of Iowa.~~

20 Sec. 2. This Act, being deemed of immediate importance,  
21 takes effect from and after its publication in the Dallas  
22 County News, a newspaper published in Adel, Iowa, and in the  
23 Evening Democrat, a newspaper published in Fort Madison, Iowa.

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County News, a newspaper published in Adel, Iowa, and in the Evening Democrat, a newspaper published in Fort Madison, Iowa.

SENATE FILE 2285

AN ACT

TO REPEAL THE STATE RESIDENCY REQUIREMENT FOR EMPLOYEES OF THE DEPARTMENT OF SOCIAL SERVICES.

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

Section 1. Section two hundred eighteen point ten (218.10), Code 1979, is amended to read as follows:

218.10 SUBORDINATE OFFICERS AND EMPLOYEES. The division director in charge of a particular institution, with the consent and approval of the commissioner of the department of social services, shall determine the number and compensation of subordinate officers and employees for each institution. Subject to the provisions of this chapter, such officers and employees shall be appointed and discharged by the chief executive officer or business manager. Such officer shall keep, in the record of each subordinate officer and employee, the date of employment, the compensation, and the date of each discharge, and the reasons therefor. ~~All of these employees, except physicians and surgeons, shall be bona-fide residents and citizens of the state of Iowa at the time of employment. An exception to this provision of residence may be granted by such division director for the sole purpose of securing professional and/or scientific services which are unavailable from among the citizens of the state of Iowa.~~

Sec. 2. This Act, being deemed of immediate importance, takes effect from and after its publication in the Dallas

\_\_\_\_\_  
TERRY E. BRANSTAD  
President of the Senate

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WILLIAM H. HARBOR  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2285, Sixty-eighth General Assembly.

\_\_\_\_\_  
FRANK J. STORK  
Secretary of the Senate

Approved 4/21, 1980

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ROBERT D. RAY  
Governor