

Appropriation 12/28
S. Res per 3204 3/12 (p. 746)
FILED FEB 28 1979

Reprinted 3/79

SENATE JOINT RESOLUTION 9
By COMMITTEE ON COUNTY GOVERNMENT
approved 2/26

Passed Senate, Date 3-16-79 (A 833) Passed House, Date _____
Vote: Ayes 43 Nays 0 Vote: Ayes _____ Nays _____
Approved _____

SENATE JOINT RESOLUTION

1 A Joint Resolution to create a special study committee on
2 county statutes and to make an appropriation.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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SENATE JOINT RESOLUTION 9

S-3132

1 Amend Senate Joint Resolution 9, page 3, line
2 4, by striking the word "Burlington".

S-3132 FILED *Ruled out of order 3/16 (832)* BY CHARLES P. MILLER
MARCH 1, 1979

SENATE JOINT RESOLUTION 9

S-3167

1 Amend Senate Joint Resolution 9, page 3, line 4,
2 by striking the words "Burlington Hawk Eye" and
3 inserting in lieu thereof the words "Hawk Eye".

S-3167 FILED *Out of order 3/16 (832)* BY CHARLES P. MILLER
MARCH 8, 1979

SENATE JOINT RESOLUTION 9

S-3204

1 Amend Senate Joint Resolution 9 by striking
2 on page 3, lines 2 through 6.

S-3204 FILED *Adopted* BY COMMITTEE ON APPROPRIATIONS
MARCH 12, 1979 *3/16 (p. 832)* JOHN MURRAY, CHAIRPERSON

1 Section 1. A twelve-member study committee is created
2 to make a comprehensive study of the statutes relating to
3 county corporate government. The committee shall consist
4 of three members of the county government committee of the
5 senate appointed by the president of the senate, three members
6 of the county government committee of the house of
7 representatives appointed by the speaker of the house, one
8 member of the legislative council appointed by the legislative
9 council, four county officials, at least one of whom shall
10 be a county attorney, appointed by the governor and one citizen
11 appointed by the governor. The governor shall appoint the
12 county officials and the citizen member on a bipartisan basis.
13 The legislative members shall be chosen in each house on a
14 bipartisan basis. The county official members shall be chosen
15 as follows: two from counties under twenty-seven thousand
16 four hundred population and two from counties over twenty-
17 seven thousand four hundred population. If a vacancy occurs
18 on the committee, the person or authority originally appointing
19 the member whose position is vacant shall appoint a successor.

20 Sec. 2. The committee shall organize by choosing officers
21 and adopting rules for conduct of its meetings. With the
22 approval of the legislative council, the committee may employ
23 a secretary and other employees as necessary to conduct its
24 business and may fix their compensation. The committee shall
25 have access to all official records, not otherwise confidential
26 by law, and may hold public hearings, subpoena witnesses and
27 compel the production of books, papers, or other documents
28 pertaining to its investigation and study. Persons appearing
29 before the committee may be paid statutory witness fees or
30 travel expense, as approved by the committee. The committee
31 may appoint subcommittees of its members to hold hearings
32 and conduct investigations in any part of the state. Any
33 member may administer oaths.

34 Sec. 3. The committee shall review state statutes as they
35 apply to county government and shall recommend appropriate

1 revisions which will implement home rule and facilitate the
2 solution of local problems by local initiative.

3 Sec. 4. The committee shall make periodic progress reports
4 of the study to the legislative council as required by the
5 legislative council. The legislative council may assign
6 staff, including the staff of the legislative service bureau
7 to the committee. The committee may make comprehensive
8 recommendations to the general assembly by way of code revision
9 bills and other reports.

10 Sec. 5. The committee may use any existing facility of
11 state government and shall seek cooperation of county
12 officials.

13 Sec. 6. Legislative members and the citizen member of
14 the committee shall receive per diem and expenses at the same
15 rate as provided for members of the general assembly pursuant
16 to subsection six (6) of section two point ten (2.10) of the
17 Code. The four county officials of the committee may receive
18 the same reimbursement for travel and other necessary expenses
19 incurred in the discharge of their duties as is paid
20 legislative members for those expenses.

21 Sec. 7. The final report of the committee shall be
22 submitted to the governor and to the general assembly no later
23 than thirty days after the convening of the general assembly
24 in 1980, unless it is impossible to complete the project by
25 that date, but no later than thirty days after the convening
26 of the general assembly in 1981. Upon submitting its final
27 report, the committee is discharged.

28 Sec. 8. There is appropriated from the general fund of
29 the state to the legislative council the sum of twenty-five
30 thousand (25,000) dollars or so much thereof as necessary
31 to carry out the provisions of this Act.

32 Compensation and expenses of employees of the committee
33 shall be paid in the manner determined by the committee.

34 Per diem and expenses of legislative members of the committee
35 shall be paid in the same manner as are per diem and expenses

1 of the members of the legislative council.

2 Sec. 9. This Act, being deemed of immediate importance,

3 shall take effect from and after its publication in The

3107 3152-4 Burlington Hawk Eye, a newspaper published in Burlington,

5204 5 Iowa, and in the Adams County Free-Press, a newspaper published
6 in Corning, Iowa.

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EXPLANATION

8 This joint resolution creates a special interim commit-
9 tee to study home rule in response to recent passage of the
10 county home rule amendment to the Constitution of Iowa.

11 The committee is patterned after the municipal home rule
12 study committee which proposed the city home rule legislation
13 passed in 1972. Its membership includes seven legislators,
14 four county officials and one citizen.

15 The committee is authorized to conduct investigations,
16 hold hearings, employ staff with approval of the legislative
17 council and seek cooperation of local officials.

18 An appropriation is provided.

19 The committee's final report is required not later than
20 February, 1981.

21 The resolution will become effective upon publication.

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SENATE JOINT RESOLUTION 9
By COMMITTEE ON COUNTY GOVERNMENT

(AS AMENDED AND PASSED BY THE SENATE MARCH 16, 1979)

Passed Senate, Date 3-16-79 (p 833) Passed House, Date 3-26-79 (p 1138)
Vote: Ayes 43 Nays 0 Vote: Ayes 93 Nays 2
Approved April 5, 1979

SENATE JOINT RESOLUTION

1 A Joint Resolution to create a special study committee on
2 county statutes and to make an appropriation.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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* = Language Stricken
by the Senate

1 Section 1. A twelve-member study committee is created
2 to make a comprehensive study of the statutes relating to
3 county corporate government. The committee shall consist
4 of three members of the county government committee of the
5 senate appointed by the president of the senate, three members
6 of the county government committee of the house of
7 representatives appointed by the speaker of the house, one
8 member of the legislative council appointed by the legislative
9 council, four county officials, at least one of whom shall
10 be a county attorney, appointed by the governor and one citizen
11 appointed by the governor. The governor shall appoint the
12 county officials and the citizen member on a bipartisan basis.
13 The legislative members shall be chosen in each house on a
14 bipartisan basis. The county official members shall be chosen
15 as follows: two from counties under twenty-seven thousand
16 four hundred population and two from counties over twenty-
17 seven thousand four hundred population. If a vacancy occurs
18 on the committee, the person or authority originally appointing
19 the member whose position is vacant shall appoint a successor.

20 Sec. 2. The committee shall organize by choosing officers
21 and adopting rules for conduct of its meetings. With the
22 approval of the legislative council, the committee may employ
23 a secretary and other employees as necessary to conduct its
24 business and may fix their compensation. The committee shall
25 have access to all official records, not otherwise confidential
26 by law, and may hold public hearings, subpoena witnesses and
27 compel the production of books, papers, or other documents
28 pertaining to its investigation and study. Persons appearing
29 before the committee may be paid statutory witness fees or
30 travel expense, as approved by the committee. The committee
31 may appoint subcommittees of its members to hold hearings
32 and conduct investigations in any part of the state. Any
33 member may administer oaths.

34 Sec. 3. The committee shall review state statutes as they
35 apply to county government and shall recommend appropriate

1 revisions which will implement some rule and facilitate the
2 solution of local problems by local initiative.

3 Sec. 4. The committee shall make periodic progress reports
4 of the study to the legislative council as required by the
5 legislative council. The legislative council may assign
6 staff, including the staff of the legislative service bureau
7 to the committee. The committee may make comprehensive
8 recommendations to the general assembly by way of code revision
9 bills and other reports.

10 Sec. 5. The committee may use any existing facility of
11 state government and shall seek cooperation of county
12 officials.

13 Sec. 6. Legislative members and the citizen member of
14 the committee shall receive per diem and expenses at the same
15 rate as provided for members of the general assembly pursuant
16 to subsection six (6) of section two point ten (2.10) of the
17 Code. The four county officials of the committee may receive
18 the same reimbursement for travel and other necessary expenses
19 incurred in the discharge of their duties as is paid
20 legislative members for those expenses.

21 Sec. 7. The final report of the committee shall be
22 submitted to the governor and to the general assembly no later
23 than thirty days after the convening of the general assembly
24 in 1980, unless it is impossible to complete the project by
25 that date, but no later than thirty days after the convening
26 of the general assembly in 1981. Upon submitting its final
27 report, the committee is discharged.

28 Sec. 8. There is appropriated from the general fund of
29 the state to the legislative council the sum of twenty-five
30 thousand (25,000) dollars or so much thereof as necessary
31 to carry out the provisions of this Act.

32 Compensation and expenses of employees of the committee
33 shall be paid in the manner determined by the committee.
34 Per diem and expenses of legislative members of the committee
35 shall be paid in the same manner as are per diem and expenses

1 of the members of the legislative council.

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SJR 9
tj/slc/26c

SENATE JOINT RESOLUTION 9

A JOINT RESOLUTION

TO CREATE A SPECIAL STUDY COMMITTEE ON COUNTY STATUTES AND
TO MAKE AN APPROPRIATION.

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

Section 1. A twelve-member study committee is created to make a comprehensive study of the statutes relating to county corporate government. The committee shall consist of three members of the county government committee of the senate appointed by the president of the senate, three members of the county government committee of the house of representatives appointed by the speaker of the house, one member of the legislative council appointed by the legislative council, four county officials, at least one of whom shall be a county attorney, appointed by the governor and one citizen appointed by the governor. The governor shall appoint the county officials and the citizen member on a bipartisan basis. The legislative members shall be chosen in each house on a bipartisan basis. The county official members shall be chosen as follows: two from counties under twenty-seven thousand four hundred population and two from counties over twenty-seven thousand four hundred population. If a vacancy occurs on the committee, the person or authority originally appointing the member whose position is vacant shall appoint a successor.

Sec. 2. The committee shall organize by choosing officers and adopting rules for conduct of its meetings. With the approval of the legislative council, the committee may employ a secretary and other employees as necessary to conduct its business and may fix their compensation. The committee shall have access to all official records, not otherwise confidential by law, and may hold public hearings, subpoena witnesses and compel the production of books, papers, or other documents pertaining to its investigation and study. Persons appearing before the committee may be paid statutory witness fees or

travel expense, as approved by the committee. The committee may appoint subcommittees of its members to hold hearings and conduct investigations in any part of the state. Any member may administer oaths.

Sec. 3. The committee shall review state statutes as they apply to county government and shall recommend appropriate revisions which will implement here rule and facilitate the solution of local problems by local initiative.

Sec. 4. The committee shall make periodic progress reports of the study to the legislative council as required by the legislative council. The legislative council may assign staff including the staff of the legislative service bureau to the committee. The committee may make comprehensive recommendations to the general assembly by way of code revision bills and other reports.

Sec. 5. The committee may use any existing facility of state government and shall seek cooperation of county officials.

Sec. 6. Legislative members and the citizen member of the committee shall receive per diem and expenses at the same rate as provided for members of the general assembly pursuant to subsection six (6) of section two point ten (2.10) of the Code. The four county officials of the committee may receive the same reimbursement for travel and other necessary expenses incurred in the discharge of their duties as is paid legislative members for these expenses.

Sec. 7. The final report of the committee shall be submitted to the governor and to the general assembly no later than thirty days after the convening of the general assembly in 1989, unless it is impossible to complete the project by that date, but no later than thirty days after the convening of the general assembly in 1991. Upon submitting its final report, the committee is discharged.

Sec. 8. There is appropriated from the general fund of the state to the legislative council the sum of twenty-five thousand (25,000) dollars or so much thereof as necessary to carry out the provisions of this Act.

Senate Joint Resolution 9, P. 3

Compensation and expenses of employees of the committee shall be paid in the manner determined by the committee. Per diem and expenses of legislative members of the committee shall be paid in the same manner as are per diem and expenses of the members of the legislative council.

TERRY E. BRANSTAD
President of the Senate

FLOYD H. MILLEN
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate Joint Resolution 9, Sixty-eighth General Assembly.

FRANK J. STORK
Secretary of the Senate

Approved April 5, 1979

ROBERT D. RAY
Governor