

Do Pass 1/27/81 (p. 236)

Judiciary
Doyle, Chairperson
Small
Taylor

FILED JAN 14 1981

SENATE FILE 80

By RUSH and MURRAY

Senate File 80

Judiciary and Law Enforcement: Pelton, Chair: Conlon and Doderer.

Passed Senate, Date 2-2-81 (p. 286) Passed House, Date 4-22-81 (p. 1468)

Vote: Ayes 46 Nays 0 Vote: Ayes 93 Nays 0

Approved May 8, 1981

A BILL FOR

1 An Act relating to the administration of judicial district
2 departments of correctional services.

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

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SENATE FILE 80

H-3669

1 Amend Senate File 80 as passed by the Senate, as
2 follows:

3 1. Page 1, by inserting after line 7 the following:
4 "Sec. ____ Section 905.3, subsection 1, paragraphs
5 b and c, Code 1981, are amended to read as follows:

6 b. One member shall be chosen from each of the
7 project advisory committees within the judicial
8 district, which person shall be designated annually,
9 no later than January 15 by and from the project
10 advisory committee. If a district does not have a
11 project advisory committee, the district board shall
12 appoint a maximum of three members to the district
13 board. Those members appointed by the district board
14 shall not hold public office or public employment
15 during membership on the board.

16 c. A number of members equal to the number of
17 authorized board members from project advisory
18 committees or appointed board members, shall be
19 appointed by the judges of the judicial district no
20 later than January 15 of each year."

21 2. By renumbering to conform with this amendment.

H-3669 FILED APRIL 15, 1981

BY POFFENBERGER of Dallas

4/20 4/28/81 (p. 1467)

1 Section 1. Section 905.1, subsection 1, Code 1981, is
2 amended to read as follows:

3 1. "Administrative agent" means the county selected by
4 the district board to perform accounting, budgeting, personnel,
5 facilities management, insurance, payroll and other supportive
6 services on the behalf of the district board, or the district
7 department itself, if so designated by the district board.

8 Sec. 2. Section 905.4, subsection 3, Code 1981, is amended
9 to read as follows:

10 3. Designate one of the counties in the judicial district
11 to serve as the district department's administrative agent
12 and to provide, in that capacity, all accounting, personnel,
13 facilities management and supportive services needed by the
14 district department, on such terms as may be mutually agreeable
15 in regard to advancement of funds to the county for the added
16 expense it incurs as a result of being so designated. However,
17 the district board may designate the district department
18 itself as the district department's administrative agent,
19 if the district board determines that it would be more
20 efficient and less costly than designating a county as the
21 administrative agent.

22 Sec. 3. Section 905.5, Code 1981, is amended to read as
23 follows:

24 905.5 FUNCTIONS OF COUNTY-DESIGNATED ADMINISTRATIVE
25 AGENTS.

26 1. The county designated under section 905.4, subsection
27 3 as administrative agent for each district department, or
28 the district department itself, if designated as administrative
29 agent by the district board, shall submit that district
30 department's budget and supporting information to the state
31 department of social services in accordance with the provisions
32 of chapter 8. The state department shall incorporate the
33 budgets of each of the district departments into its own
34 budget request, to be processed as prescribed by the uniform
35 budget, accounting and administrative procedures established

1 by the state comptroller. Funds appropriated pursuant to
 2 the budget requests of the respective district departments
 3 shall be allocated on a quarterly basis, and the state
 4 comptroller shall authorize advancement of the funds so
 5 allocated to each district department's administrative agent,
 6 or to the district department itself if the district department
 7 acts as administrative agent, at the beginning of each fiscal
 8 quarter.

9 2. For all administrative purposes, ~~other-than-negotiations~~
 10 ~~regarding-the-terms-and-conditions-of-employment,~~ all employees
 11 of each district department shall be considered employees
 12 of the ~~county-designated-by-the-district-board-as-the~~
 13 ~~administrative-agent-for-that~~ district department.

14 3. The A county designated as the administrative agent
 15 shall perform only those administrative functions assigned
 16 to it by the district board and shall not perform any activity
 17 unless ~~especially~~ directed to do so by the district board.

18 Sec. 4. Section 905.6, subsection 4, Code 1981, is amended
 19 to read as follows:

20 4. ~~Assist-the-county-serving-as-administrative-agent-for~~
 21 ~~the-district-department-to-prepare~~ Prepare all budgets and
 22 fiscal documents, and certify for payment all expenses and
 23 payrolls lawfully incurred by the district department.

24 EXPLANATION

25 This bill provides that the judicial district department
 26 of correctional services may serve as its own administrative
 27 agent if the district board of directors so provides after
 28 determining it would be more efficient and less costly than
 29 designating a county of the district to serve as the
 30 administrative agent of the district.

31 Section 3 also provides that employees of the district
 32 department shall be considered employees of that department
 33 for all administrative purposes rather than employees of the
 34 county which may provide administrative services.

35 Section 4 makes it a duty of the director of the district

1 department to prepare budgets and fiscal documents for the
2 district department.

3 The bill takes effect July 1 following its enactment.

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6 SENATE FILE 80
7 FISCAL NOTE

8 REQUESTED BY SENATOR RUSH

9 In compliance with a written request there is hereby submitted a
10 Fiscal Note for Senate File 80 pursuant to Joint Rule 16.

11 S.F. 80, An Act relating to the administration of judicial district departments
12 of correctional services. The bill allows the judicial district department of
13 correctional services to serve as its own administrative agent if the district
14 board of directors chooses to do so after determining it would be more efficient
15 and less costly than designating a county of the district to serve as the ad-
ministrative agent.

16 Fiscal Impact:

17 Passage of S.F. 80 would result in an approximate cost savings of \$24,000 in the
18 first year after enactment and cost containment thereafter. Cost savings would
19 be realized in such areas as administrative fees paid to counties, interest
20 earned on quarterly draw downs, and early payment discounts on bill payment.

21 SOURCE: DEPT. OF SOCIAL SERVICES

22 RECEIVED BY THE SECRETARY OF THE SENATE, MARCH 16, 1981

23 FILED
24 MARCH 18, 1981

BY GERRY RANKIN, DIRECTOR
LEGISLATIVE FISCAL BUREAU

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efficient and less costly than designating a county as the administrative agent.

Sec. 3. Section 905.5, Code 1981, is amended to read as follows:

905.5 FUNCTIONS OF ~~COUNTIES~~ DESIGNATED ADMINISTRATIVE AGENTS.

1. The county designated under section 905.4, subsection 3 as administrative agent for each district department, or the district department itself, if designated as administrative agent by the district board, shall submit that district department's budget and supporting information to the state department of social services in accordance with the provisions of chapter 8. The state department shall incorporate the budgets of each of the district departments into its own budget request, to be processed as prescribed by the uniform budget, accounting and administrative procedures established by the state comptroller. Funds appropriated pursuant to the budget requests of the respective district departments shall be allocated on a quarterly basis, and the state comptroller shall authorize advancement of the funds so allocated to each district department's administrative agent, or to the district department itself if the district department acts as administrative agent, at the beginning of each fiscal quarter.

2. For all administrative purposes, ~~other-than-negotiations regarding-the-terms-and-conditions-of-employment,~~ all employees of each district department shall be considered employees of the ~~county-designated-by-the-district-board-as-the administrative-agent-for-that~~ district department.

3. The A county designated as the administrative agent shall perform only those administrative functions assigned to it by the district board and shall not perform any activity unless ~~especially~~ directed to do so by the district board.

Sec. 4. Section 905.6, subsection 4, Code 1981, is amended to read as follows:

SENATE FILE 80

AN ACT

RELATING TO THE ADMINISTRATION OF JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL SERVICES.

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

Section 1. Section 905.1, subsection 1, Code 1981, is amended to read as follows:

1. "Administrative agent" means the county selected by the district board to perform accounting, budgeting, personnel, facilities management, insurance, payroll and other supportive services on the behalf of the district board, or the district department itself, if so designated by the district board.

Sec. 2. Section 905.4, subsection 3, Code 1981, is amended to read as follows:

3. Designate one of the counties in the judicial district to serve as the district department's administrative agent and to provide, in that capacity, all accounting, personnel, facilities management and supportive services needed by the district department, on ~~such~~ terms ~~as may be~~ mutually agreeable in regard to advancement of funds to the county for the added expense it incurs as a result of being so designated. However, the district board may designate the district department itself as the district department's administrative agent, if the district board determines that it would be more

4. ~~Assist-the-county-serving-as-administrative-agent-for~~
~~the-district-department-to-prepare~~ Prepare all budgets and
fiscal documents, and certify for payment all expenses and
payrolls lawfully incurred by the district department.

TERRY E. BRANSTAD
President of the Senate

DELWYN STROMER
Speaker of the House

I hereby certify that this bill originated in the Senate and
is known as Senate File 80, Sixty-ninth General Assembly.

LINDA HOWARTH MACKAY
Secretary of the Senate

Approved _____, 1981

ROBERT D. RAY
Governor