

HOUSE FILE 2189 ^{1/21}
State Government ^{Dr Pass 3/13}
Dieleman, Chair ^(p. 806)
Gettings
Soorbholtz

HOUSE FILE 2189

BY COMMITTEE ON STATE GOVERNMENT

JAN 31 1984
Place On Calendar

(Formerly Study Bill 542)

Passed House, Date 2-13-84 (p. 366) Passed Senate, Date 3-30-84 (p. 1179)

Vote: Ayes 88 Nays 8 Vote: Ayes 40 Nays 5

Approved April 16, 1984 (p. 2046)

Motion to reconsider (p. 380) w/d 2/16 (p. 436)
Proposed House 4-4-84 (p. 1637)

A BILL FOR

- 1 An Act creating a commission on children, youth, and
- 2 families and providing its purpose and duties.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

HOUSE FILE 2189

S-5678

- 1 Amend House File 2189 as passed by the House
- 2 as follows:
- 3 1. Page 4, line 6, by striking the word "governor"
- 4 and inserting in lieu thereof the word "governor."
- 5 2. Page 4, by striking line 7.

S-5678 FILED
MARCH 29, 1984

BY JOHN W. JENSEN

Adopted 3/30 (p. 1179)

SENATE AMENDMENT TO HOUSE FILE 2189

H-6033

- 1 Amend House File 2189 as passed by the House
- 2 as follows:
- 3 1. Page 4, line 6, by striking the word "governor"
- 4 and inserting in lieu thereof the word "governor."
- 5 2. Page 4, by striking line 7.

H-6033 FILED APRIL 2, 1984

RECEIVED FROM THE SENATE
House received 4/4 (p. 1637)

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1 Section 1. NEW SECTION. 2379.1 POLICY FOR CHILDREN,
2 YOUTH, AND FAMILIES. It is the policy of this state that
3 the commission on children, youth, and families work with
4 state agencies in an advisory capacity to help plan needed
5 services for children, youth, and families, improve and
6 coordinate planning efforts with federal, state and local
7 service providers, provide the governor and the legislature
8 with recommendations and information to upgrade and improve
9 services for children, youth, and families, provide local
10 communities with technical assistance, identify state and
11 federal resources that can be used in local areas, and provide
12 needed programs and services to parents to assist and support
13 them in their parenting role.

14 Sec. 2. NEW SECTION. 237B.2 COMMISSION ON CHILDREN,
15 YOUTH, AND FAMILIES.

16 1. The commission on children, youth, and families is
17 established.

18 2. The following persons or a designee are members of
19 the commission:

- 20 a. The commissioner of the department of human services.
- 21 b. The director of the department of substance abuse.
- 22 c. The superintendent of public instruction.
- 23 d. The director of the department of corrections.
- 24 e. The commissioner of public health.

25 3. The following members of the commission shall be ap-
26 pointed by the governor:

- 27 a. A member of a county board of supervisors.
- 28 b. A mayor or member of a city council.
- 29 c. A member of the board of directors of a school corpora-
30 tion.
- 31 d. Eight citizens, one of whom shall be a professional
32 family counselor.

33 e. A person sixteen through eighteen years of age at the
34 time of appointment.

35 4. The following shall be nonvoting members of the

1 commission:

2 a. Two members of the senate, not more than one from any
3 political party, appointed by the president of the senate.

4 b. Two members of the house of representatives, not more
5 than one from any political party, appointed by the speaker
6 of the house.

7 c. A district court judge appointed by the governor.

8 5. The members of the commission appointed by the governor
9 shall be appointed to terms of four years beginning July 1.
10 Legislative members shall be appointed to terms of two years
11 beginning January 1 of odd-numbered years. However, members
12 appointed under subsections 3 and 4 shall cease to be members
13 if they no longer hold the office from which they were
14 appointed. Not more than seven of the members appointed under
15 subsection 3 shall belong to the same political party at the
16 time of appointment. A person designated under subsection
17 2 is appointed for a term of four years beginning July 1 and
18 must be an assistant director, or head of a division, section,
19 or bureau of that agency whose function relates to children,
20 youth, or families while serving on the commission. Vacancies
21 shall be filled in the same manner as the original appointment.
22 Not more than nine of the voting members of the commission
23 shall be of the same gender.

24 Sec. 3. NEW SECTION. 237B.3 MEETINGS AND OFFICERS.

25 The governor shall appoint from the commission's voting
26 membership a chairperson and the members shall elect other
27 officers as the commission deems necessary, who shall serve
28 for a period of two years. The commission shall meet at
29 regular intervals at least six times each year and may hold
30 special meetings at the call of the chairperson or at the
31 request of a majority of the voting members.

32 Sec. 4. NEW SECTION. 237B.4 PURPOSE. The purpose of
33 the commission is to promote coordination of state, local
34 and private programs, resources and services to meet the needs
35 of children, youth, and families. The commission shall work

1 to identify unmet needs and to develop a plan to meet those
2 needs and to improve coordination of efforts. It shall serve
3 as an advocate for Iowa's children, youth, and families to
4 decision-making bodies and to the public. The commission
5 shall make an annual report to the governor and general
6 assembly by December 1 of its activities and legislative
7 recommendations.

8 Sec. 5. NEW SECTION. 237B.5 DIRECTOR. The governor
9 shall appoint a director for the commission, subject to
10 confirmation by the senate, who shall serve as executive
11 officer of the commission and be exempt from chapter 19A.
12 The director shall be responsible to the commission and with
13 the approval of the commission shall employ and supervise
14 the commission's staff and be responsible for implementing
15 policy set by the commission.

16 Sec. 6. NEW SECTION. 237B.6 EXPENSES. Members of the
17 commission, while engaged in their official duties, shall
18 be reimbursed for their actual and necessary expenses.

19 Sec. 7. NEW SECTION. 237B.7 GRANTS AND GIFTS RECEIVED.
20 The commission may receive federal funds or any grants or
21 gifts on behalf of the state for the purposes within its
22 jurisdiction. All federal funds, grants, and gifts shall
23 be deposited with the state treasurer and used only for the
24 purposes agreed upon as conditions for receipt of the funds,
25 grants, or gifts.

26 Sec. 8. TRANSFER OF RESPONSIBILITIES. The
27 responsibilities, records, and staff of the Iowa council for
28 children and families and the Iowa youth council operating
29 in the office for planning and programming shall be transferred
30 to the commission on children, youth, and families. Upon
31 the transfer, the two councils shall be terminated.
32 Notwithstanding the provisions of chapter 19A, the staff of
33 the Iowa council for children and families and the Iowa youth
34 council, upon transfer to the commission, shall become covered
35 by and subject to the state merit system, assigned

1 members have terms of four years.

2 The bill takes effect July 1 following enactment.

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HOUSE FILE 2189
FISCAL NOTE

REQUESTED BY REPRESENTATIVE SWARTZ

In compliance with a written request received February 1, 1984, there is hereby submitted a Fiscal Note for House File 2189 pursuant to Joint Rule 17. Background information used in developing this Fiscal Note is available from the Legislative Fiscal Bureau, to members of the General Assembly upon request.

House File 2189 creates a commission on children, youth, and families consisting of five state agency representatives, three local government representatives, eight citizens, a youth, four legislators and a district court judge. The commission is to promote coordination of state, local, and private programs, resources and services to meet the needs of children, youth, and families.

The commission supplants the Iowa council for children and families and the Iowa youth council and inherits the records, responsibilities and staffs of those two councils. The staff is placed under the merit system and the office of planning and programming shall provide office facilities and administrative support services to the commission for a period of two years. The chairperson and director of the commission are appointed by the Governor. Several qualifications are established for the initial appointments and continuing appointments. Commission members will have terms of four years and shall be reimbursed for their actual and necessary expenses.

The estimate assumes the council will consist of 22 members who will meet 6 times per year. Calculations are based on current costs plus a 4% annual adjustment for inflation.

FISCAL IMPACT: Based on the above assumptions, the estimated fiscal effect of the proposed bill is:

	FY 1985		FY 1986		FY 1987*	
	Current Law	H.F. 2189	Current Law	H.F. 2189	Current Law	H.F. 2189
Salaries	\$ 52,347	52,347	54,439	54,439	56,615	87,204
(FTE)	(2.25)	(2.25)	(2.25)	(2.25)	(2.25)	(4.00)
Support	18,932	18,932	19,641	19,641	20,200	29,248
Total	\$ 71,279	71,279	74,080	74,080	76,815	116,452
FTE	(2.25)	(2.25)	(2.25)	(2.25)	(2.25)	(4.00)
Net Fiscal Effect		0		0	\$	39,637
						===== 1.75 (FTE)

HOUSE FILE 2189 FISCAL NOTE
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* House File 2189 would not have a fiscal impact until the new commission on children, youth, and families is transitioned to a separate agency. As a separate agency, certain staff support and technical assistance would no longer be available and staff would need to be added to fulfill those functions. Substantial supplies and equipment purchases would be necessary to outfit a separate office.
(3463H, 84-119A, HML)

Source: Office For Planning & Programming

FILED FEBRUARY 13, 1984

BY DENNIS PROUTY, FISCAL DIRECTOR

HOUSE FILE 2189

AN ACT

CREATING A COMMISSION ON CHILDREN, YOUTH, AND FAMILIES AND
PROVIDING ITS PURPOSE AND DUTIES.

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

Section 1. NEW SECTION. 237B.1 POLICY FOR CHILDREN, YOUTH, AND FAMILIES. It is the policy of this state that the commission on children, youth, and families work with state agencies in an advisory capacity to help plan needed services for children, youth, and families, improve and coordinate planning efforts with federal, state and local service providers, provide the governor and the legislature with recommendations and information to upgrade and improve services for children, youth, and families, provide local communities with technical assistance, identify state and federal resources that can be used in local areas, and provide needed programs and services to parents to assist and support them in their parenting role.

Sec. 2. NEW SECTION. 237B.2 COMMISSION ON CHILDREN, YOUTH, AND FAMILIES.

1. The commission on children, youth, and families is established.
2. The following persons or a designee are members of the commission:
 - a. The commissioner of the department of human services.
 - b. The director of the department of substance abuse.
 - c. The superintendent of public instruction.
 - d. The director of the department of corrections.
 - e. The commissioner of public health.
3. The following members of the commission shall be appointed by the governor:
 - a. A member of a county board of supervisors.
 - b. A mayor or member of a city council.
 - c. A member of the board of directors of a school corporation.
 - d. Eight citizens, one of whom shall be a professional family counselor.
 - e. A person sixteen through eighteen years of age at the time of appointment.
4. The following shall be nonvoting members of the commission:
 - a. Two members of the senate, not more than one from any political party, appointed by the president of the senate.
 - b. Two members of the house of representatives, not more than one from any political party, appointed by the speaker of the house.
 - c. A district court judge appointed by the governor.
5. The members of the commission appointed by the governor shall be appointed to terms of four years beginning July 1. Legislative members shall be appointed to terms of two years beginning January 1 of odd-numbered years. However, members appointed under subsections 3 and 4 shall cease to be members if they no longer hold the office from which they were appointed. Not more than seven of the members appointed under subsection 3 shall belong to the same political party at the

time of appointment. A person designated under subsection 2 is appointed for a term of four years beginning July 1 and must be an assistant director, or head of a division, section, or bureau of that agency whose function relates to children, youth, or families while serving on the commission. Vacancies shall be filled in the same manner as the original appointment. Not more than nine of the voting members of the commission shall be of the same gender.

Sec. 3. NEW SECTION. 237B.3 MEETINGS AND OFFICERS. The governor shall appoint from the commission's voting membership a chairperson and the members shall elect other officers as the commission deems necessary, who shall serve for a period of two years. The commission shall meet at regular intervals at least six times each year and may hold special meetings at the call of the chairperson or at the request of a majority of the voting members.

Sec. 4. NEW SECTION. 237B.4 PURPOSE. The purpose of the commission is to promote coordination of state, local and private programs, resources and services to meet the needs of children, youth, and families. The commission shall work to identify unmet needs and to develop a plan to meet those needs and to improve coordination of efforts. It shall serve as an advocate for Iowa's children, youth, and families to decision-making bodies and to the public. The commission shall make an annual report to the governor and general assembly by December 1 of its activities and legislative recommendations.

Sec. 5. NEW SECTION. 237B.5 DIRECTOR. The governor shall appoint a director for the commission, subject to confirmation by the senate, who shall serve as executive officer of the commission and be exempt from chapter 19A. The director shall be responsible to the commission and with the approval of the commission shall employ and supervise the commission's staff and be responsible for implementing policy set by the commission.

Sec. 6. NEW SECTION. 237B.6 EXPENSES. Members of the commission, while engaged in their official duties, shall be reimbursed for their actual and necessary expenses.

Sec. 7. NEW SECTION. 237B.7 GRANTS AND GIFTS RECEIVED. The commission may receive federal funds or any grants or gifts on behalf of the state for the purposes within its jurisdiction. All federal funds, grants, and gifts shall be deposited with the state treasurer and used only for the purposes agreed upon as conditions for receipt of the funds, grants, or gifts.

Sec. 8. TRANSFER OF RESPONSIBILITIES. The responsibilities, records, and staff of the Iowa council for children and families and the Iowa youth council operating in the office for planning and programming shall be transferred to the commission on children, youth, and families. Upon the transfer, the two councils shall be terminated. Notwithstanding the provisions of chapter 19A, the staff of the Iowa council for children and families and the Iowa youth council, upon transfer to the commission, shall become covered by and subject to the state merit system, assigned classifications comparable to their previous exempt classifications, and credited for their previous exempt service for purposes of seniority, benefits and review dates. The office for planning and programming shall provide office facilities and administrative support services to the commission as agreed to by the commission and the governor.

Sec. 9. INITIAL TERMS AND APPOINTMENTS. The agency head shall designate a member of an agency listed in section 237B.2, subsection 2, to serve in lieu of the agency head for the first two years of the commission if that person is an assistant director or the head of a division, section or bureau of that agency the function of which relates to children, youth, or families and the person previously served on either the Iowa council for children and families or the Iowa youth council. At least two citizen members of each

of those councils shall be provided an opportunity to serve on the commission on children, youth, and families. Six of the members appointed under section 237B.2, subsection 3, shall be appointed to initial terms of two years.

DONALD D. AVENSON
Speaker of the House

ROBERT T. ANDERSON
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2189, Seventieth General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

Approved 4/16, 1984

TERRY E. BRANSTAD
Governor