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FILED FEB 17 1982

SENATE FILE 2172
BY COMMITTEE ON JUDICIARY
(formerly SSB 2165)
Approved (p. 532)

Passed Senate, Date 2/24/82 (p. 553) Passed House, Date 3/20/82 (p. 1209)
Vote: Ayes 42 Nays 4 Vote: Ayes 96 Nays 0
Approved April 12, 1982 (p. 1480)

A BILL FOR

1 An Act relating to an appeal regarding the purchase of Iowa state
2 industry products.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 2172

1 Section 1. Section 246.808, subsection 1, paragraph b,
2 Code 1987, is amended to read as follows:

3 b. When the state director releases, in writing, the
4 obligation of the department or agency to purchase the product
5 from Iowa state industries, after determining that Iowa state
6 industries is unable to meet the performance characteristics
7 of the purchase request for the product, and a copy of the
8 release is attached to the request to the director of revenue
9 and finance for payment for a similar product, or when Iowa
10 state industries is unable to furnish needed products,
11 comparable in both quality and price to those available from
12 alternative sources, within a reasonable length of time. Any
13 disputes arising between a purchasing department or agency and
14 Iowa state industries regarding similarity of products, or
15 comparability of quality or price, or the availability of the
16 product shall be referred to the director of the department of
17 general services, whose decision shall be subject to appeal as
18 provided in section 18.7. However, if the purchasing
19 department is the department of general services, any matter
20 which would be referred to the director under this paragraph
21 shall be referred to the executive council in the same manner
22 as if the matter were to be heard by the director of the
23 department of general services. The decision of the executive
24 council is final.

25 EXPLANATION

26 This bill provides that when a matter which may be subject
27 to appeal arises between the department of general services
28 and Iowa state industries regarding the department's purchase
29 of a product from Iowa state industries, that matter shall be
30 referred to the executive council instead of the director of
31 general services as currently provided. The decision of the
32 executive council is final.

33 SUCCESSOR TO SSB 2155 (SSB 8223SC)

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SENATE FILE 2173

S-5127

1 Amend Senate File 2173 as follows:

2 1. Page 1, by striking line 1 and inserting the
3 following:

4 "Section 1. Section 10A.601, subsections 1 and 2,
5 Code 1987, are".

6 2. Page 1, by inserting after line 6 the fol-
7 lowing:

8 "2. The employment appeal board is composed of
9 three members appointed by the governor, subject to
10 confirmation by the senate, to six-year staggered
11 terms beginning and ending as provided in section
12 69.19. One member shall be qualified by experience
13 and affiliation to represent employers, one member
14 shall be qualified by experience and affiliation to
15 represent employees, and one member shall represent
16 the general public. No more than two members shall be
17 members of the same political party. Two members of
18 the appeal board constitute a quorum for the
19 transaction of any business. A vacancy in membership
20 shall be filled in the same manner as the original
21 appointment. A member of the appeal board may be
22 removed by the governor for inefficiency, neglect of
23 duty, or malfeasance in office. The members of the
24 employment appeal board shall receive an annual salary
25 as set by the governor."

S-5127

Filed February 23, 1988

BY TOM MANN, Jr.

~~Subject to (p. 997)~~
6/10

SSB 2165
Judiciary

SSB 2165

JUDICIARY: Fraise, Chair; Doyle and Fuhrman

SENATE FILE ^{now} 2172
BY (PROPOSED COMMITTEE ON
JUDICIARY BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

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9 and finance for payment for a similar product, or when Iowa
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15 comparability of quality or price, or the availability of the
16 product shall be referred to the director of the department of
17 general services, whose decision shall be subject to appeal as
18 provided in section 18.7. However, if the purchasing
19 department is the department of general services, any matter
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SENATE FILE 2172

AN ACT

RELATING TO AN APPEAL REGARDING THE PURCHASE OF IOWA STATE INDUSTRY PRODUCTS.

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

Section 1. Section 246.808, subsection 1, paragraph b, Code 1987, is amended to read as follows:

b. When the state director releases, in writing, the obligation of the department or agency to purchase the product from Iowa state industries, after determining that Iowa state industries is unable to meet the performance characteristics of the purchase request for the product, and a copy of the release is attached to the request to the director of revenue and finance for payment for a similar product, or when Iowa state industries is unable to furnish needed products, comparable in both quality and price to those available from alternative sources, within a reasonable length of time. Any disputes arising between a purchasing department or agency and Iowa state industries regarding similarity of products, or comparability of quality or price, or the availability of the product shall be referred to the director of the department of general services, whose decision shall be subject to appeal as provided in section 18.7. However, if the purchasing department is the department of general services, any matter which would be referred to the director under this paragraph shall be referred to the executive council in the same manner as if the matter were to be heard by the director of the

JO ANN ZIMMERMAN
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2172, Seventy-second General Assembly.

JOHN F. DWYER
Secretary of the Senate

Approved April 12, 1988

TERRY E. BRANSTAD
Governor

SF 2172