

102-500. 2. 300 2/26/87

Judge

Senate File 268

JUDICIARY: Doyle, Chair; Mann and Hoit

House Judiciary 3/16/87

Senate File 268

Judiciary and Law Enforcement: Clark, Chair; Sheehan

SENATE FILE 268
BY HUTCHINS and HULTMAN

Passed Senate, Date 2-2-87 (S.F. 500) Passed House, Date 4-16-87 (H. 1251)

Vote: Ayes 45 Nays 0 Vote: Ayes 94 Nays 0

Approved April 17, 1987 (S.F. 1405)

A BILL FOR

1 An Act relating to the affirmation and reenactment of certain
2 provisions of law concerning public employees, including
3 provisions relating to state employee discipline and
4 grievances, the public employment relations board, reprisals
5 against state employees, and the public employees' retirement
6 system, and providing an effective date.

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

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SF 268

1 Section 1. It is the finding of the general assembly that
2 certain recent court cases have raised questions in regard to
3 the proper enactment of certain provisions contained in Code
4 editor's bills. It is the intent of the general assembly to
5 resolve any doubt as to the validity of provisions enacted in
6 the Code editor's bills of prior years. It is the position of
7 the general assembly that all of the following provisions
8 contained in Code editor's bills and all other provisions of
9 the Code editor's bills were properly enacted in the Code
10 editor's bills. Passage of an Act by the general assembly
11 necessarily includes a finding by the general assembly, that
12 the Act embraced but one subject, and matters properly
13 connected therewith; and that the subject is properly
14 expressed in the title.

15 Sec. 2. Section 19A.14, Code 1987, is affirmed and
16 reenacted in accordance with the amendment to section 19A.14,
17 Code 1985, enacted by 1986 Iowa Acts, chapter 1238, section
18 38, and including any other 1986 amendments and editorial
19 changes.

20 Sec. 3. Section 20.1, Code 1987, is affirmed and reenacted
21 in accordance with the amendment to section 20.1, Code 1985,
22 enacted by 1986 Iowa Acts, chapter 1238, section 39, and
23 including any other 1986 amendments and editorial changes.

24 Sec. 4. Section 79.28, Code 1987, is affirmed and
25 reenacted in accordance with the enactment of section 79.28,
26 in 1984 Iowa Acts, chapter 1219, section 4, and including any
27 subsequent amendments and editorial changes.

28 Sec. 5. Section 97B.46, Code 1987, is affirmed and
29 reenacted in accordance with the amendment enacted by 1980
30 Iowa Acts, chapter 1012, section 76, amending 1979 Iowa Acts,
31 chapter 35, section 4, and including any subsequent amendments
32 and editorial changes.

33 Sec. 6. This Act, being deemed of immediate importance,
34 takes effect upon enactment.

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EXPLANATION

1 This bill affirms and reenacts certain prior actions of the
2 general assembly which may have been subject to question
3 concerning their proper enactment because of their inclusion
4 in a prior year's Code editor's bill. All of the reaffirmed
5 sections or actions related to public employees.

6 In section 1 the general assembly asserts its position that
7 prior enactments of the same legislation adhered to all
8 constitutional requirements.

9 Section 2 affirms and reenacts the section on employee
10 discipline and grievances under the state merit system.

11 Section 3 affirms and reenacts the section on the purposes,
12 powers, and duties of the public employment relations board.

13 Section 4 affirms and reenacts the section which prohibits
14 reprisals against state employees for certain disclosures of
15 information or for declining to participate in charitable
16 solicitation campaigns.

17 Section 5 affirms and reenacts the section of the public
18 employees retirement law which relates to service after age
19 65.

20 Section 6 provides that the bill is effective upon
21 enactment.

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SENATE FILE 268

AN ACT

RELATING TO THE AFFIRMATION AND REENACTMENT OF CERTAIN PROVISIONS OF LAW CONCERNING PUBLIC EMPLOYEES, INCLUDING PROVISIONS RELATING TO STATE EMPLOYEE DISCIPLINE AND GRIEVANCES, THE PUBLIC EMPLOYMENT RELATIONS BOARD, REPRISALS AGAINST STATE EMPLOYEES, AND THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM, AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. It is the finding of the general assembly that certain recent court cases have raised questions in regard to the proper enactment of certain provisions contained in Code editor's bills. It is the intent of the general assembly to resolve any doubt as to the validity of provisions enacted in the Code editor's bills of prior years. It is the position of the general assembly that all of the following provisions contained in Code editor's bills and all other provisions of the Code editor's bills were properly enacted in the Code editor's bills. Passage of an Act by the general assembly necessarily includes a finding by the general assembly, that the Act embraced but one subject, and matters properly connected therewith; and that the subject is properly expressed in the title.

Sec. 2. Section 19A.14, Code 1987, is affirmed and reenacted in accordance with the amendment to section 19A.14, Code 1985, enacted by 1986 Iowa Acts, chapter 1238, section 38, and including any other 1986 amendments and editorial changes.

Sec. 3. Section 20.1, Code 1987, is affirmed and reenacted in accordance with the amendment to section 20.1, Code 1985, enacted by 1986 Iowa Acts, chapter 1238, section 39, and including any other 1986 amendments and editorial changes.

Sec. 4. Section 79.28, Code 1987, is affirmed and reenacted in accordance with the enactment of section 79.28, in 1984 Iowa Acts, chapter 1219, section 4, and including any subsequent amendments and editorial changes.

Sec. 5. Section 97B.46, Code 1987, is affirmed and reenacted in accordance with the amendment enacted by 1980 Iowa Acts, chapter 1012, section 76, amending 1979 Iowa Acts, chapter 35, section 4, and including any subsequent amendments and editorial changes.

Sec. 6. This Act, being deemed of immediate importance, takes effect upon enactment.

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 268, Seventy-second General Assembly.

JOHN F. DWYER
Secretary of the Senate

Approved April 17, 1987

TERRY E. BRANSTAD
Governor