

Substituted for HF 2311  
3-26-96  
(P. 938)

FILED FEB 27 1996

SENATE FILE **2336**  
BY COMMITTEE ON AGRICULTURE

(SUCCESSOR TO SSB 2214)  
(COMPANION TO HF 2311)

Passed Senate, Date <sup>(P. 657)</sup> 3/6/96 Passed House, Date <sup>(P. 939)</sup> 3-25/96  
Vote: Ayes 49 Nays 1 Vote: Ayes 66 Nays 32  
Approved April 1, 1996

A BILL FOR

1 An Act providing for the selection and tenure of the executive  
2 director of the agricultural development authority.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. 2336

1 Section 1. Section 175.3, subsection 7, Code 1995, is  
2 amended to read as follows:

3 7. The appointed members shall elect a chairperson and  
4 vice chairperson annually, and other officers as they  
5 determine, but the executive director shall serve as secretary  
6 to the authority. The chairperson and vice chairperson shall  
7 serve on the selection and tenure committee as provided in  
8 section 175.7.

9 Sec. 2. Section 175.7, subsection 1, Code 1995, is amended  
10 to read as follows:

11 1. The ~~secretary of agriculture shall appoint an~~ executive  
12 director of the authority, ~~who~~ shall be appointed by a  
13 selection and tenure committee which shall consist of the  
14 secretary of agriculture, and the chairperson and vice  
15 chairperson of the board established pursuant to section  
16 175.3, or their designees. The executive director shall serve  
17 at the pleasure of the secretary committee. The votes of  
18 three members of the committee are necessary for any  
19 substantive action taken by the committee, except that two  
20 members may take a substantive action, if the secretary has a  
21 conflict of interest. If a member other than the secretary  
22 has a conflict of interest, the board shall appoint a  
23 substitute member of the committee from the appointed members  
24 of the board for the duration of the conflict of interest.  
25 The executive director shall be selected primarily for  
26 administrative ability and knowledge in the field, without  
27 regard to political affiliation.

28 1A. The executive director shall not, directly or  
29 indirectly, exert influence to induce any other officers or  
30 employees of the state to adopt a political view, or to favor  
31 a political candidate for office.

32 EXPLANATION

33 Section 175.7, provides that the executive director of  
34 agricultural development authority is appointed by the  
35 secretary of agriculture and serves at the pleasure of the

1 secretary. This bill provides that the executive director  
2 shall be appointed by a selection and tenure committee which  
3 consists of the secretary of agriculture, and the chairperson  
4 and vice chairperson of the board established to administer  
5 the authority, or their designees. The bill provides that the  
6 executive director serves at the pleasure of the committee.  
7 The bill requires that a vote of all three members is  
8 necessary for a substantive action to be taken by the  
9 committee. The bill provides for committee action if a  
10 committee member has a conflict of interest.

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Black  
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SSB-2214

Succeeded By  
Agriculture  
SF/HF 2336

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
AGRICULTURE BILL BY  
CHAIRPERSON PRIEBE)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

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24 of the board for the duration of the conflict of interest.  
25 The executive director shall be selected primarily for  
26 administrative ability and knowledge in the field, without  
27 regard to political affiliation.

28 1A. The executive director shall not, directly or  
29 indirectly, exert influence to induce any other officers or  
30 employees of the state to adopt a political view, or to favor  
31 a political candidate for office.

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33 Section 175.7, provides that the executive director of  
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6 executive director serves at the pleasure of the committee.  
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SENATE FILE 2336

AN ACT

PROVIDING FOR THE SELECTION AND TENURE OF THE EXECUTIVE  
DIRECTOR OF THE AGRICULTURAL DEVELOPMENT AUTHORITY.

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

Section 1. Section 175.3, subsection 7, Code 1995, is amended to read as follows:

7. The appointed members shall elect a chairperson and vice chairperson annually, and other officers as they determine, but the executive director shall serve as secretary to the authority. The chairperson and vice chairperson shall serve on the selection and tenure committee as provided in section 175.7.

Sec. 2. Section 175.7, subsection 1, Code 1995, is amended to read as follows:

1. ~~The secretary of agriculture shall appoint an~~ executive director of the authority, who shall be appointed by a selection and tenure committee which shall consist of the secretary of agriculture, and the chairperson and vice chairperson of the board established pursuant to section 175.3, or their designees. The executive director shall serve at the pleasure of the secretary committee. The votes of three members of the committee are necessary for any substantive action taken by the committee, except that two members may take a substantive action, if the secretary has a conflict of interest. If a member other than the secretary has a conflict of interest, the board shall appoint a substitute member of the committee from the appointed members of the board for the duration of the conflict of interest. The executive director shall be selected primarily for administrative ability and knowledge in the field, without regard to political affiliation.

1A. The executive director shall not, directly or indirectly, exert influence to induce any other officers or employees of the state to adopt a political view, or to favor a political candidate for office.

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LEONARD L. BOSWELL  
President of the Senate

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RON J. CORBETT  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2336, Seventy-sixth General Assembly.

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JOHN F. DWYER  
Secretary of the Senate

Approved *April 1*, 1996

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TERRY E. BRANSTAD  
Governor