

Alon s, Chair  
Brauns  
Whitead

HSB 659

LOCAL GOVERNMENT

SF/HF 2376

HOUSE FILE \_\_\_\_\_

BY (PROPOSED COMMITTEE ON  
LOCAL GOVERNMENT BILL  
BY CHAIRPERSON HOUSER)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to veterans preference in public employment.

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

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~~Section 1~~

1 Section 1. Section 35C.3, Code Supplement 1999, is amended  
2 to read as follows:

3 35C.3 DUTY TO INVESTIGATE AND APPOINT.

4 When any preferred person applies for appointment or  
5 employment under this chapter, the officer, board, or person  
6 whose duty it is or may be to appoint or employ a person to  
7 fill the position or place shall, before appointing or  
8 employing a person to fill the position or place, make an  
9 investigation as to the qualifications of the applicant for  
10 the place or position, and if the applicant is of good moral  
11 character and can perform the duties of the position applied  
12 for, the officer, board, or person shall appoint the applicant  
13 to the position, place, or employment. The appointing  
14 officer, board, or person shall set forth in writing and file  
15 for public inspection the specific grounds upon which it  
16 appointed or refused to appoint the person. ~~Within-ten-days~~  
17 ~~after-an-appointment-is-refused, the appointing officer,~~  
18 ~~board, or person shall notify the unsuccessful applicant in~~  
19 ~~writing of the specific grounds for refusal.~~

20 EXPLANATION

21 This bill strikes a requirement that a public employer who  
22 refuses an appointment to a veteran applicant shall notify the  
23 unsuccessful applicant in writing within 10 days of the  
24 specific grounds for the refusal. The public employer would  
25 still be required to file for public inspection the specific  
26 grounds for appointing or refusing to appoint a veteran  
27 applicant.

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S-3/15/00  
S-3/16/00 Do Pass  
S. 3/23/00 Unjustified Business Calendar

FEB 22 2000

Place On Calendar

HOUSE FILE

2376

BY COMMITTEE ON LOCAL GOVERNMENT

(SUCCESSOR TO HSB 659)

(P. 745)  
Passed House, Date 3-14-00

(P. 885)  
Passed Senate, Date 3/28/00

Vote: Ayes 52 Nays 45

Vote: Ayes 49 Nays 0

Approved April 17, 2000  
Re Passed 3-30-00  
Vote 97-0

A BILL FOR

1 An Act relating to veterans preference in public employment.

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

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S-5175

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1 Amend House File 2376 as follows:

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2 1. Page 1, by striking lines 16 through 20 and

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3 inserting the following: "appointed or refused to

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4 appoint the person. Within ten days after an

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5 ~~appointment is refused, the appointing officer, board,~~

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6 ~~or person shall notify the unsuccessful applicant in~~

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7 ~~writing of the~~ At the time of application or at an

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8 interview for the position, an applicant may request

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9 notification of refusal only or notification of

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10 refusal and the".

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11 2. Page 1, line 21, by inserting after the word

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12 "refusal." the following: "The notification shall be

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13 sent within ten days after the successful applicant is

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14 selected."

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Adopted 3/28/00

By JOHN P. KIBBIE  
RICHARD F. DRAKE

S-5175 FILED MARCH 20, 2000

HF 2376

1 Section 1. Section 35C.3, Code Supplement 1999, is amended  
2 to read as follows:

3 35C.3 DUTY TO INVESTIGATE AND APPOINT.

4 When any preferred person applies for appointment or  
5 employment under this chapter, the officer, board, or person  
6 whose duty it is or may be to appoint or employ a person to  
7 fill the position or place shall, before appointing or  
8 employing a person to fill the position or place, make an  
9 investigation as to the qualifications of the applicant for  
10 the place or position, and if the applicant is of good moral  
11 character and can perform the duties of the position applied  
12 for, the officer, board, or person shall appoint the applicant  
13 to the position, place, or employment. The appointing  
14 officer, board, or person shall set forth in writing and file  
15 for public inspection the specific grounds upon which it  
16 appointed or refused to appoint the person. Within If, within  
17 ten days after an appointment is refused, the unsuccessful  
18 applicant requests the specific grounds for refusal in  
19 writing, the appointing officer, board, or person shall notify  
20 send the unsuccessful applicant in-writing a copy of the  
21 specific grounds for refusal.

22 EXPLANATION

23 This bill provides that a public employer who refuses an  
24 appointment to a veteran applicant shall send, upon request of  
25 the unsuccessful applicant within ten days after the refusal,  
26 a copy of the specific grounds for the refusal. Under current  
27 law, the public employer is required to notify an unsuccessful  
28 veteran applicant of the grounds for refusal within ten days  
29 after the appointment is refused.

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SENATE AMENDMENT TO HOUSE FILE 2376

H-8610

1 Amend House File 2376 as follows:

- 2 1. Page 1, by striking lines 16 through 20 and  
3 inserting the following: "appointed or refused to  
4 appoint the person. ~~Within-ten-days-after-an~~  
5 ~~appointment-is-refused, the appointing officer, board,~~  
6 ~~or person shall notify the unsuccessful applicant in~~  
7 ~~writing of the~~ At the time of application or at an  
8 interview for the position, an applicant may request  
9 notification of refusal only or notification of  
10 refusal and the".  
11 2. Page 1, line 21, by inserting after the word  
12 "refusal." the following: "The notification shall be  
13 sent within ten days after the successful applicant is  
14 selected."

RECEIVED FROM THE SENATE

H-8610 FILED MARCH 28, 2000

*House Concurred*

*3/30/00*

*(P. 1139)*

grounds for refusal. The notification shall be sent within ten days after the successful applicant is selected.

HOUSE FILE 2376

AN ACT  
RELATING TO VETERANS PREFERENCE IN PUBLIC EMPLOYMENT.

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

Section 1. Section 35C.3, Code Supplement 1999, is amended to read as follows:

35C.3 DUTY TO INVESTIGATE AND APPOINT.

When any preferred person applies for appointment or employment under this chapter, the officer, board, or person whose duty it is or may be to appoint or employ a person to fill the position or place shall, before appointing or employing a person to fill the position or place, make an investigation as to the qualifications of the applicant for the place or position, and if the applicant is of good moral character and can perform the duties of the position applied for, the officer, board, or person shall appoint the applicant to the position, place, or employment. The appointing officer, board, or person shall set forth in writing and file for public inspection the specific grounds upon which it appointed or refused to appoint the person. ~~Within-ten-days after-an-appointment-is-refused,-the-appointing-officer,-board,-or-person-shall-notify-the-unsuccessful-applicant-in-writing-of-the~~ At the time of application or at an interview for the position, an applicant may request notification of refusal only or notification of refusal and the specific

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BRENT SIEGRIST  
Speaker of the House

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MARY E. KRAMER  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2376, Seventy-eighth General Assembly.

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ELIZABETH ISAACSON  
Chief Clerk of the House

Approved April 17, 2000

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THOMAS J. VILSACK  
Governor