

MAR 17 1999

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703

Place On Calendar

HOUSE FILE

BY COMMITTEE ON LOCAL GOVERNMENT

(SUCCESSOR TO HF 317)

Passed House, <sup>(P959)</sup> Date 3/31/99

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

Vote: Ayes 77 Nays 21

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

Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to membership of county compensation boards.

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

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HF 703

1 Section 1. Section 331.321, subsection 1, paragraph m,  
2 Code 1999, is amended to read as follows:

3 m. Two members of the county compensation board in  
4 accordance with section 331.905, subsection 1.

5 Sec. 2. Section 331.322, subsection 6, Code 1999, is  
6 amended to read as follows:

7 6. Review the final compensation schedule of the county  
8 compensation board, if applicable, and determine the final  
9 compensation schedule in accordance with section 331.907.

10 Sec. 3. Section 331.905, Code 1999, is amended by adding  
11 the following new subsection:

12 NEW SUBSECTION. 1A. a. Notwithstanding subsection 1, the  
13 board of supervisors may provide, by ordinance, for the county  
14 compensation board to be composed of the members of the board  
15 of supervisors. The terms of office of the current  
16 compensation board members shall expire upon publication of  
17 the ordinance.

18 b. The membership of the compensation board may also be  
19 changed, to be composed of the members of the board of  
20 supervisors, or to be appointed pursuant to subsection 1,  
21 whichever is applicable, if a petition meeting the  
22 requirements of section 331.306 is filed with the county  
23 auditor. Upon such filing, the board of supervisors shall  
24 direct the commissioner of elections to call an election for  
25 the purpose of voting on the proposal. If the majority of the  
26 votes cast is in favor of the proposal, the board of  
27 supervisors shall assume the duties of the compensation board  
28 and the current members' terms shall expire within thirty days  
29 from the date the proposal is approved, or the members of the  
30 compensation board shall be appointed within thirty days from  
31 the date the proposal is approved, whichever is applicable.

32 c. A proposal submitted to the electorate under this  
33 subsection may only be submitted at a general election. If  
34 the proposal is not received by the commissioner of elections  
35 on or before the seventieth day before the next general

1 election, the proposal shall be placed on the ballot of the  
2 next succeeding general election.

3 Sec. 4. Section 331.905, subsection 2, Code 1999, is  
4 amended to read as follows:

5 2. The Except as provided in subsection 1A, the members of  
6 the county compensation board shall be appointed to four-year,  
7 staggered terms of office. The members of the county  
8 compensation board shall not be officers or employees of the  
9 state or a political subdivision of the state. A term shall  
10 be effective on the first of July of the year of appointment  
11 and a vacancy shall be filled for the unexpired term in the  
12 same manner as the original appointment.

13 Sec. 5. Section 331.907, subsection 2, Code 1999, is  
14 amended to read as follows:

15 2. At the public hearing held on the county budget as  
16 provided in section 331.434, the county compensation board  
17 shall submit its recommended compensation schedule for the  
18 next fiscal year to the board of supervisors for inclusion in  
19 the county budget. The board of supervisors shall review the  
20 recommended compensation schedule for the elected county  
21 officers and determine the final compensation schedule which  
22 shall not exceed the compensation schedule recommended by the  
23 county compensation board. The board may return the entire  
24 recommended compensation schedule to the compensation board  
25 and direct the compensation board to reconsider its  
26 recommendations. Within ten days of receiving the direction  
27 to reconsider its recommendations, the compensation board  
28 shall reconsider its recommendations and again report a  
29 compensation schedule to the board of supervisors. In  
30 determining the final compensation schedule if the board of  
31 supervisors wishes to reduce the amount of the recommended  
32 compensation schedule, the amount of salary increase proposed  
33 for each elected county officer shall be reduced an equal  
34 percentage. If the compensation board is created pursuant to  
35 section 331.905, subsection 1A, the compensation schedule

1 prepared by the county compensation board is the final  
2 compensation schedule for the next fiscal year. A copy of the  
3 final compensation schedule shall be filed with the county  
4 budget at the office of the director of the department of  
5 management. The final compensation schedule takes effect on  
6 July 1 following its adoption by the board of supervisors.

7 EXPLANATION

8 This bill allows the membership of the county compensation  
9 board to be changed by county ordinance or upon petition and  
10 election. The membership of the county compensation board may  
11 be changed to be comprised of the board of supervisors, or, if  
12 the membership has been changed to be comprised of the board  
13 of supervisors, it may also be returned to the membership  
14 currently required in the Code, by ordinance or by petition  
15 and election. Presently, two members of the county  
16 compensation board are appointed by the board of supervisors  
17 and one member is appointed by each of the following: county  
18 auditor, attorney, recorder, treasurer, and sheriff.

19 The bill also provides that the board may return the  
20 recommended compensation schedule to the county compensation  
21 board for reconsideration. The county compensation board must  
22 reconsider and report back within 10 days of the schedule  
23 being returned.

24 Finally, the bill provides that if the membership of the  
25 county compensation board is comprised of the board of  
26 supervisors, the compensation schedule submitted at the county  
27 budget hearing shall be considered the final compensation  
28 schedule.

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HOUSE FILE 703

H-1276

1 Amend House File 703 as follows:  
2 1. Page 1, line 12, by striking the letter "a."  
3 2. By striking page 1, line 18, through page 2,  
4 line 2.  
5 3. Page 2, by striking lines 23 through 34 and  
6 inserting the following: "county compensation board.  
7 In determining the final compensation schedule if, the  
8 board of supervisors ~~wishes to~~ may accept or reduce  
9 the amount of the recommended compensation schedule,  
10 the amount of the salary increase proposed for each  
11 elected county officer shall be reduced an equal  
12 percentage. If the compensation board is created  
13 pursuant to".

By RICHARDSON of Warren  
EDDIE of Buena Vista

HOUSER of Pottawattamie  
HUSER of Polk

H-1276 FILED MARCH 29, 1999

*Adopted*  
*3/31/99*  
*(P. 958)*

HOUSE FILE 703

H-1298

1 Amend House File 703 as follows:  
2 1. Page 2, by striking lines 15 and 16 and  
3 inserting the following:  
4 "2. ~~At the public hearing held on the county~~  
5 ~~budget as provided in section 331-434~~ a meeting of the  
6 board of supervisors held before January 15 of each  
7 year,".

By KUHN of Floyd

H-1298 FILED MARCH 30, 1999

*Withdrawn*  
*3/31/99*  
*(P. 958)*

S. 117  
5. 4/1/99 Do Pass

703

HOUSE FILE  
BY COMMITTEE ON LOCAL GOVERNMENT

(SUCCESSOR TO HF 317)

(As Amended and Passed by the House, March 31, 1999)

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

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

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House Amendments \_\_\_\_\_

Deleted Language \*

HF 703

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1 officers and determine the final compensation schedule which  
2 shall not exceed the compensation schedule recommended by the  
3 county compensation board. In determining the final  
4 compensation schedule if, the board of supervisors wishes to  
5 may accept or reduce the amount of the recommended  
6 compensation schedule, the amount of the salary increase  
7 proposed for each elected county officer shall be reduced an  
8 equal percentage. If the compensation board is created  
9 pursuant to section 331.905, subsection 1A, the compensation  
10 schedule prepared by the county compensation board is the  
11 final compensation schedule for the next fiscal year. A copy  
12 of the final compensation schedule shall be filed with the  
13 county budget at the office of the director of the department  
14 of management. The final compensation schedule takes effect  
15 on July 1 following its adoption by the board of supervisors.

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