## Senate Study Bill 1273

## Bill Text

PAG LIN
MAGISTRATES.
1. The salary rates specified in subsection 2 are for the
fiscal year beginning July 1, 2001, effective for the pay
period beginning June 22, 2001, and for subsequent fiscal
years until otherwise provided by the general assembly. The
salaries provided for in this section shall be paid from funds
appropriated to the judicial branch from the salary adjustment
fund pursuant to section 8 of this Act or if the appropriation
is not sufficient, from the funds appropriated to the judicial
branch pursuant to any Act of the general assembly.
2. The following annual salary rates shall be paid to the
persons holding the judicial positions indicated during the
fiscal year beginning July 1, 2001, effective with the pay
period beginning June 22,2001 , and for subsequent pay
periods.
a. Chief justice of the supreme court:
....................................................... \$ 120,920
b. Each justice of the supreme court:
. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . \$ $\$$ 116,600
c. Chief judge of the court of appeals:
. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . \$
d. Each associate judge of the court of appeals:
. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . \$ $\$ 112,170$
e. Each chief judge of a judicial district:
f. Each district judge except the chief judge of a
judicial district:
. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . \$ 106 10,610
g. Each district associate judge:
. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . \$ $\$$ 92,910
h. Each associate juvenile judge:
. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . \$ $\$$ 92,910
i. Each associate probate judge:
. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . \$ 92,910
j. Each judicial magistrate:
k. Each senior judge:
\$
27,700
Sec. 2. SALARY RATE LIMITS. Persons receiving the salary
rates established under section 1 of this Act shall not
receive any additional salary adjustments provided by this
Act.
Sec. 3. APPOINTED STATE OFFICERS. The governor shall
establish a salary for appointed nonelected persons in the
executive branch of state government holding a position
enumerated in section 4 of this Act within the range provided,
by considering, among other items, the experience of the
individual in the position, changes in the duties of the
position, the incumbent's performance of assigned duties, and
subordinates' salaries. However, the attorney general shall
establish the salary for the consumer advocate, the chief
justice of the supreme court shall establish the salary for
the state court administrator, the ethics and campaign
20 disclosure board shall establish the salary of the executive
director, and the state fair board shall establish the salary
of the secretary of the state fair board, each within the salary range provided in section 4 of this Act.

The governor, in establishing salaries as provided in section 4 of this Act, shall take into consideration other employee benefits which may be provided for an individual including, but not limited to, housing.

A person whose salary is established pursuant to section 4 of this Act and who is a full-time, year-round employee of the state shall not receive any other remuneration from the state or from any other source for the performance of that person's duties unless the additional remuneration is first approved by the governor or authorized by law. However, this provision does not exclude the reimbursement for necessary travel and expenses incurred in the performance of duties or fringe benefits normally provided to employees of the state.

Sec. 4. STATE OFFICERS SALARY RATES AND RANGES. The following annual salary ranges are effective for the positions specified in this section for the fiscal year beginning July 1, 2001, and for subsequent fiscal years until otherwise provided by the general assembly. The governor or other person designated in section 3 of this Act shall determine the salary to be paid to the person indicated, at a rate within the salary ranges indicated, from funds appropriated by the general assembly for that purpose.

1. The following are salary ranges 1 through 5 for the fiscal year beginning July 1, 2001, effective with the pay period beginning June 22, 2001:
SALARY RANGES Minimum Maximum
a. Range 1 ............................... $\$ 8,800$ \$29,000
b. Range 2 ................................ $\$ 32,200$ \$58,500
c. Range 3 .............................. $\$ 44,100$ \$68,200
d. Range 4 ................................ $\$ 53,100$ \$78,000
e. Range 5 ............................... $\$ 62,400$ \$87,800
2. The following are range 1 positions: There are no range 1 positions for the fiscal year beginning July 1, 2001.
3. The following are range 2 positions: administrator of the arts division of the department of cultural affairs, administrators of the division of persons with disabilities, the division on the status of women, the division on the status of African-Americans, the division of deaf services, and the division of Latino affairs of the department of human rights, and administrator of the division of professional licensing and regulation of the department of commerce.
4. The following are range 3 positions: administrator of the division of emergency management of the department of public defense, administrator of the division of criminal and juvenile justice planning of the department of human rights, administrator of the division of community action agencies of the department of human rights, executive director of the commission of veterans affairs, and chairperson and members of the employment appeal board of the department of inspections and appeals.
5. The following are range 4 positions: superintendent of banking, superintendent of credit unions, administrator of the alcoholic beverages division of the department of commerce, state public defender, and chairperson, vice chairperson, and members of the board of parole.
6. The following are range 5 positions: consumer advocate, drug policy coordinator, labor commissioner, workers' compensation commissioner, administrator of the historical division of the department of cultural affairs, administrator of the public broadcasting division of the department of education, and commandant of the veterans home.
7. The following are salary ranges 6 through 9 for the fiscal year beginning July 1, 2001, effective with the pay period beginning June 22, 2001:
SALARY RANGES
Minimum Maximum
```
    a. Range 6 ....................... $48,200 $ 78,000
    b. Range 7 ......................... $66,000 $ 88,500
    c. Range 8 ......................... $70,800 $102,700
    d. Range 9 ......................... $79,000 $122,500
    8. The following are range 6 positions: director of the
```

department of human rights, director of the Iowa state civil
rights commission, executive director of the college student
aid commission, director of the department for the blind, and
executive director of the ethics and campaign disclosure
board.
9. The following are range 7 positions: director of the
department of cultural affairs, director of the department of
elder affairs, and director of the law enforcement academy.
10. The following are range 8 positions: the
administrator of the state racing and gaming commission of the
department of inspections and appeals, director of the
department of inspections and appeals, director of the
department of general services, director of the information
technology department, director of the department of
personnel, commissioner of public safety, commissioner of
insurance, executive director of the Iowa finance authority,
director of revenue and finance, director of the department of
natural resources, director of the department of corrections,
and chairperson of the utilities board. The other members of
the utilities board shall receive an annual salary within a
range of not less than 90 percent but not more than 95 percent
of the annual salary of the chairperson of the utilities
board.
11. The following are range 9 positions: director of the
department of education, director of human services, director
of the department of economic development, executive director
of the Iowa communications and technology commission,
executive director of the state board of regents, director of
the state department of transportation, director of the
department of workforce development, lottery commissioner,
director of public health, the state court administrator,
secretary of the state fair board, and the director of the
department of management.
Sec. 5. COLLECTIVE BARGAINING AGREEMENTS FUNDED GENERAL
FUND. There is appropriated from the general fund of the
state to the salary adjustment fund for distribution by the
department of management to the various state departments,
boards, commissions, councils, and agencies, including the
state board of regents but excluding the judicial branch of
state government, for the fiscal year beginning July 1, 2001,
and ending June 30,2002 , the amount of $\$ 46,770,200$, or so
much thereof as may be necessary, to fully fund the following
annual pay adjustments, expense reimbursements, and related
benefits:
1. The collective bargaining agreement negotiated pursuant
to chapter 20 for employees in the blue collar bargaining
unit.
2. The collective bargaining agreement negotiated pursuant
to chapter 20 for employees in the public safety bargaining
unit.
3. The collective bargaining agreement negotiated pursuant
to chapter 20 for employees in the security bargaining unit.
4. The collective bargaining agreement negotiated pursuant
to chapter 20 for employees in the technical bargaining unit.
5. The collective bargaining agreement negotiated pursuant
to chapter 20 for employees in the professional fiscal and
staff bargaining unit.
6. The collective bargaining agreement negotiated pursuant
to chapter 20 for employees in the university of northern Iowa
faculty bargaining unit.
7. The collective bargaining agreement negotiated pursuant
to chapter 20 for employees in the clerical bargaining unit.
to chapter 20 for employees in the professional social services bargaining unit.
9. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the community-based corrections bargaining unit.
10. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the patient care bargaining unit.
11. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the science bargaining unit.
12. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the state university of Iowa graduate student bargaining unit.
13. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the state university of Iowa hospital and clinics tertiary health care bargaining unit.
14. The annual pay adjustments, related benefits, and expense reimbursements referred to in sections 6 and 7 of this Act for employees not covered by a collective bargaining agreement.

Sec. 6. NONCONTRACT STATE EMPLOYEES GENERAL.

1. a. For the fiscal year beginning July 1, 2001, the maximum salary levels of all pay plans provided for in section 19A.9, subsection 2, as they exist for the fiscal year ending June 30, 2001, shall be increased by 3 percent for the pay period beginning June 22, 2001, and any additional changes in the pay plans shall be approved by the governor.
b. For the fiscal year beginning July 1, 2001, employees may receive a step increase or the equivalent of a step increase.
2. The pay plans for state employees who are exempt from chapter 19A and who are included in the department of revenue and finance's centralized payroll system shall be increased in the same manner as provided in subsection 1, and any additional changes in any executive branch pay plans shall be approved by the governor.
3. This section does not apply to members of the general assembly, board members, commission members, salaries of persons set by the general assembly pursuant to this Act or set by the governor, other persons designated in section 3 of this Act, employees designated under section 19A.3, subsection 5, and employees covered by 581 IAC $4.6(3)$.
4. The pay plans for the bargaining eligible employees of the state shall be increased in the same manner as provided in subsection 1, and any additional changes in such executive branch pay plans shall be approved by the governor. As used in this section, "bargaining eligible employee" means an employee who is eligible to organize under chapter 20 , but has not done so.
5. The policies for implementation of this section shall be approved by the governor.

Sec. 7. STATE EMPLOYEES STATE BOARD OF REGENTS. Funds from the appropriation in section 5 of this Act shall be allocated to the state board of regents for the purposes of providing increases for state board of regents employees covered by section 5 of this Act and for employees not covered by a collective bargaining agreement as follows:

1. For regents merit system employees and merit supervisory employees to fund for the fiscal year, increases comparable to those provided for similar contract-covered employees in this Act.
2. For faculty members and professional and scientific employees to fund for the fiscal year, percentage increases

$$
8
$$

section 5, subsection 6, of this Act.
Sec. 8. COLLECTIVE BARGAINING AGREEMENTS AND NONCONTRACT SALARIES FUNDED GENERAL FUND JUDICIAL BRANCH. There is appropriated from the general fund of the state to the salary adjustment fund for distribution to the judicial branch of state government for the fiscal year beginning July 1, 2001, and ending June 30,2002 , the amount of $\$ 6,500,000$, or so much thereof as may be necessary, to fully fund the following annual pay adjustments, expense reimbursements, and related benefits:

1. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the judicial branch of government bargaining unit.
2. The annual pay adjustments, related benefits, and expense reimbursements for judicial branch employees not covered by a collective bargaining agreement.

Sec. 9. APPROPRIATIONS FROM ROAD FUNDS.

1. There is appropriated from the road use tax fund to the salary adjustment fund for the fiscal year beginning July 1, 2001, and ending June 30, 2002, the following amount, or so much thereof as may be necessary, to be used for the purpose designated:

To supplement other funds appropriated by the general assembly:
. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $\$$ 3,122,527
2. There is appropriated from the primary road fund to the salary adjustment fund, for the fiscal year beginning July 1, 2001, and ending June 30, 2002, the following amount, or so much thereof as may be necessary, to be used for the purpose designated:

To supplement other funds appropriated by the general assembly:
. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $\$ 10,305,191$
3. Except as otherwise provided in this Act, the amounts appropriated in subsections 1 and 2 shall be used to fund the annual pay adjustments, expense reimbursements, and related benefits for public employees as provided in this Act.

Sec. 10. SPECIAL FUNDS AUTHORIZATION. To departmental revolving, trust, or special funds, except for the primary road fund or the road use tax fund, for which the general assembly has established an operating budget, a supplemental expenditure authorization is provided, unless otherwise provided, in an amount necessary to fund salary adjustments as otherwise provided in this Act.

Sec. 11. GENERAL FUND SALARY MONEYS. Funds appropriated from the general fund of the state in this Act relate only to salaries supported from general fund appropriations of the state.

Sec. 12. FEDERAL FUNDS APPROPRIATED. All federal grants to and the federal receipts of the agencies affected by this Act which are received and may be expended for purposes of this Act are appropriated for those purposes and as set forth in the federal grants or receipts.

Sec. 13. STATE TROOPER MEAL ALLOWANCE. The sworn peace officers in the department of public safety who are not covered by a collective bargaining agreement negotiated pursuant to chapter 20 shall receive the same per diem meal allowance as the sworn peace officers in the department of public safety who are covered by a collective bargaining agreement negotiated pursuant to chapter 20.

Sec. 14. SALARY MODEL COORDINATOR. Of the funds appropriated by section 5 of this Act, $\$ 133,800$ for the fiscal year beginning July 1, 2001, is allocated to the department of management for salary and support of the salary model
coordinator who shall work in conjunction with the legislative fiscal bureau to maintain the state's salary model used for analyzing, comparing, and projecting state employee salary and
employees of the state board of regents. The department of
revenue and finance, the department of personnel, the five
institutions under the jurisdiction of the state board of
regents, the eight judicial district departments of
correctional services, and the state department of
transportation shall provide salary data to the department of
management and the legislative fiscal bureau to operate the
state's salary model. The format and frequency of provision
of the salary data shall be determined by the department of
management and the legislative fiscal bureau. The information
shall be used in collective bargaining processes under chapter
20 and in calculating the funding needs contained within the
annual salary adjustment legislation. A state employee
organization as defined in section 20.3 , subsection 4 , may
request information produced by the model, but the information
provided shall not contain information attributable to
individual employees.
Sec. 15. PATIENT CARE BARGAINING UNIT OVERTIME.
1. Of the funds appropriated in section 5 of this Act, the
following amount, or so much thereof as is necessary, shall be
allocated to the department of revenue and finance for the
fiscal year beginning July 1, 2001, and ending June 30, 2002,
to be used for the purpose designated:
To reimburse state agencies for expenditures related to the
payment of overtime to state employees covered under the
patient care bargaining unit:

2. The department of revenue and finance shall provide
guidelines and forms for documentation that a state agency
shall submit for the overtime reimbursement provided for in
subsection 1 . The reimbursement shall be restricted to the
amount of moneys appropriated from the general fund of the
state that is used to pay overtime of state employees covered
under the patient care bargaining unit for the fiscal year
beginning July 1, 2001, and ending June 30, 2002.
Sec. 16. HEALTH INSURANCE INCENTIVE PROGRAMS. For the
fiscal year beginning July 1, 2001, and ending June 30, 2002,
the department of revenue and finance shall administer the
health insurance incentive programs as contained in the
collective bargaining agreements. The incentive payment shall
be distributed in the paycheck of an eligible state employee
if the employee is employed by a central state agency. Each
judicial district department of correctional services and the
state board of regents shall provide monthly to the department
of revenue and finance a list of their employee counts by
benefit plan that qualify for the incentive and the amount of
the incentive due. The judicial district department of
correctional services and the state board of regents shall
include the amount of the incentive payment to their eligible
employees' paychecks as soon as the payment is
administratively practical.
Sec. 17. STATE EMPLOYEE BENEFIT PROGRAMS ADMINISTRATIVE
COSTS. For the fiscal year beginning July 1, 2001, and ending
June 30, 2002, the department of personnel shall include a
monthly administration charge of $\$ 2.00$ per contract on all
health insurance plans administered by the department. A
health insurance administration fund is created in the state
treasury. The proceeds of the monthly administrative charge
shall be remitted to the health insurance administrative fund.
The total amount of administration charges remitted to the
health insurance administration fund shall not exceed $\$ 600,000$
per fiscal year. Any unencumbered or unobligated balance in
the health insurance administration fund at the end of the
fiscal year shall be transferred to the health insurance
surplus fund.
Sec. 18. NEW SECTION. 421.46 TERMINAL LIABILITY HEALTH
insurance fund shall be used by the department of personnel to
pay the state's share of the terminal liability of the
existing health insurance contract administered by the
department of personnel. The moneys appropriated to the
terminal liability health insurance fund plus any additional
funds appropriated pursuant to this Act or other Acts of the
general assembly shall constitute the total amount due to pay
the terminal liability specified in this section.
Notwithstanding section 8.33, any unencumbered or
unobligated balance remaining in the terminal liability health
insurance fund at the close of a fiscal year shall not revert.
However, upon total payment of the terminal liability of the
existing health insurance contract administered by the
department of personnel, any remaining balance in the terminal
liability health insurance fund shall revert to the credit of
the fund from which the appropriation was made as provided in
section 8.33.
Sec. 19. Section 455G.3, Code 2001, is amended by adding
the following new subsection:
NEW SUBSECTION. 6. There is appropriated from the
unassigned revenue fund administered by the Iowa comprehensive
underground storage tank fund board to the terminal liability
health insurance fund created pursuant to section 421.46 for
the fiscal year beginning July 1, 2001, and ending June 30,
2002, the amount of eighteen million dollars to be used by the
department of personnel to pay the state's share of the
terminal liability of the existing Wellmark health insurance
contract.
This subsection is repealed effective July 1, 2002.
EXPLANATION
This bill relates to and appropriates moneys for the fiscal
year beginning July 1, 2001, to fund salary adjustments for
state appointed nonelected officers, justices, judges,
magistrates, employees subject to collective bargaining
agreements, and certain noncontract employees.
The contract state employees under the American federation
of state, county and municipal employees receive a 3 percent
increase. The contract employees under the state police
officers council and Iowa united professionals receive a 3
percent increase.
The salaries of justices, judges, and judicial magistrates
are increased approximately 3 percent. Noncontract employee
pay plans are increased by 3 percent and any additional
changes in executive branch noncontract employee pay plans are
subject to approval of the governor. An eligible noncontract
employee may receive a step increase or its equivalent.
The state board of regents is allocated appropriations to
fund its collective bargaining agreements and provide merit
employees not covered under a collective bargaining agreement
with increases comparable to similar contract-covered
employees and faculty and the professional and scientific
employees not covered under a collective bargaining agreement
with a percentage increase similar to the university of
northern Iowa faculty bargaining unit.
The bill also provides supplemental authorization to fund
salaries from trust, revolving, and special funds for which
the general assembly has established an operating budget.
Funds appropriated from the general fund of the state
relate only to salaries supported from general fund
appropriations. The bill provides that federal grants and
receipts may be spent for the purposes authorized by the
federal grant or receipt.
A salary model coordinator is funded to maintain in

```
14 4 conjunction with the legislative fiscal bureau the state's
14 5 salary model.
14 6 The bill allocates funds to the department of revenue and
14 7 finance to reimburse state agencies for overtime paid to
14 8 employees of the patient care bargaining unit.
14 9
14 10 programs for contract and noncontract employees and provides
14 11 for an incentive payment to eligible employees.
14 12 The bill authorizes the department of personnel to collect
14 13 an administration charge of $2.00 per contract on all health
14 14 insurance plans to pay the administrative costs of state
14 15 benefit programs.
1 4 1 6 ~ T h e ~ b i l l ~ a p p r o p r i a t e s ~ m o n e y s ~ f r o m ~ t h e ~ u n a s s i g n e d ~ r e v e n u e
14 17 fund administered by the Iowa comprehensive underground
14 18 storage tank fund board to the department of personnel to pay
14 19 the state's share of the terminal liability of the existing
14 20 health insurance contract.
14 21 LSB 3675SC 79
14 22 tj/pj/5
```

