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Place On Calendar

HOUSE FILE 636
BY COMMITTEE ON ADMINISTRATION
AND RULES

(SUCCESSOR TO HSB 240)

Passed House, Date Passed 4/7/03 Passed Senate, Date Passed 3/24/03 Passed 3/3/03
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved 4/14/03

A BILL FOR

1 An Act relating to legislative branch consolidation of functions
2 by combining the legislative service bureau, legislative
3 fiscal bureau, and legislative computer support bureau into a
4 single central legislative staff agency, providing for
5 legislative publications procedures, modifying the sales tax
6 exemption for items sold or services provided by the new
7 agency, including related matters, and providing an effective
8 date.

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

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HF 636

1 Section 1. NEW SECTION. 2E.1 LEGISLATIVE SERVICES AGENCY
2 CREATED -- SERVICES -- LEGISLATIVE PRIVILEGES --
3 NONPARTISANSHIP AND NONADVOCACY.

4 1. A legislative services agency is created as a
5 nonpartisan, central legislative staff agency under the
6 direction and control of the legislative council. The agency
7 shall cooperate with and serve all members of the general
8 assembly, the legislative council, and committees of the
9 general assembly.

10 2. The legislative services agency shall provide the
11 following services:

12 a. Legal and fiscal analysis, including legal drafting
13 services, fiscal analysis of legislation, and state
14 expenditure, revenue, and budget review.

15 b. State government oversight and performance evaluation.

16 c. Staffing of standing committees, revenue and budget
17 committees, statutory committees, and interim study
18 committees, and any subcommittees of such committees,
19 including the provision of legal and fiscal analysis to
20 committees and subcommittees.

21 d. Publication of the official legal publications of the
22 state, including but not limited to the Iowa Code, Iowa Code
23 Supplement, Iowa Acts, Iowa court rules, Iowa administrative
24 bulletin, and Iowa administrative code as provided in chapter
25 2B.

26 e. Operation and maintenance of the legislative computer
27 systems used by the senate, house of representatives, and the
28 central legislative staff agencies.

29 f. Provision of legislative information to the public,
30 provision of library information, management of legislative
31 visitor protocol services, and provision of capitol tour guide
32 services.

33 g. Other functions as assigned to the legislative services
34 agency by the legislative council or the general assembly.

35 3. The legislative services agency shall provide services

1 to the general assembly in such a manner as to preserve the
2 authority of the senate and the house of representatives to
3 determine their own rules of proceedings and to exercise all
4 other powers necessary for a separate branch of the general
5 assembly of a free and independent state, and to protect the
6 legislative privileges of the members and employees of the
7 general assembly. In providing services to the general
8 assembly, the legislative services agency shall adhere to all
9 applicable policies of the general assembly and its
10 constituent bodies relating to public access to legislative
11 information and related confidentiality restrictions.

12 4. The director and all other employees of the legislative
13 services agency shall not participate in partisan political
14 activities and shall not be identified as advocates or
15 opponents of issues subject to legislative debate except as
16 otherwise provided by law or by the legislative council.

17 Sec. 2. NEW SECTION. 2E.2 DIRECTOR -- DUTIES.

18 1. The administrative head of the legislative services
19 agency shall be the director appointed by the legislative
20 council as provided in section 2.42. The salary of the
21 director shall be set by the legislative council.

22 2. The director shall do all of the following:

23 a. Employ persons with expertise to perform the legal,
24 fiscal, technical, and other functions which are required to
25 be performed by the legislative services agency by this
26 chapter or are assigned to the legislative services agency by
27 the legislative council or the general assembly.

28 b. Supervise all employees of the legislative services
29 agency, including the legal counsel designated to provide
30 legal assistance to the administrative rules review committee,
31 and supervise any outside service providers retained by the
32 legislative services agency.

33 c. Supervise all expenditures of the agency.

34 d. Supervise the legal and fiscal analysis and legal
35 publication functions of the agency.

1 e. Supervise the government oversight and program
2 evaluation functions of the agency.

3 f. Supervise the committee staffing functions of the
4 agency.

5 g. Supervise the computer systems services functions of
6 the agency.

7 h. Supervise the legislative and library information,
8 legislative visitor protocol, and capitol tour guide functions
9 of the agency.

10 i. Perform other functions as assigned to the director by
11 the legislative council or the general assembly.

12 Sec. 3. NEW SECTION. 2E.3 INFORMATION ACCESS --
13 CONFIDENTIALITY -- SUBPOENAS.

14 1. a. The director and agents and employees of the
15 legislative services agency, with respect to the agency's
16 provision of services relating to fiscal analysis of
17 legislation, state expenditure, revenue, and budget review,
18 state government oversight and performance evaluation, and
19 staffing of revenue and budget committees, shall at all times
20 have access to all agencies, offices, boards, and commissions
21 of the state and its political subdivisions and private
22 organizations providing services to individuals under
23 contracts with state agencies, offices, boards, or commissions
24 and to the information, records, instrumentalities, and
25 properties used in the performance of such entities' statutory
26 duties or contractual arrangements. All such entities and the
27 described private organizations shall cooperate with the
28 director, and shall make available to the director such
29 information, records, instrumentalities, and properties upon
30 request.

31 b. If the information sought by the legislative services
32 agency, with respect to the agency's provision of services
33 described in paragraph "a", is required by law to be kept
34 confidential, the agency shall have access to the information,
35 but shall maintain the confidentiality of the information and

1 is subject to the same penalties as the lawful custodian of
2 the information for dissemination of the information.
3 However, the legislative services agency shall not have access
4 to tax return information except for individual income tax
5 sample data as provided in section 422.72, subsection 1.

6 c. The director may issue subpoenas for production of any
7 information, records, instrumentalities, or properties to
8 which the director is authorized to have access under
9 paragraph "a". If any person subpoenaed refuses to produce
10 the information, records, instrumentalities, or properties,
11 the director may apply to the district court having
12 jurisdiction over that person for the enforcement of the
13 subpoena.

14 2. The director and agents and employees of the
15 legislative services agency, with respect to the agency's
16 provision of services relating to legal analysis, drafting,
17 and publications, staffing of subject matter standing and
18 statutory committees, and provision of legislative information
19 to the public, may call upon any agency, office, board, or
20 commission of the state or any of its political subdivisions
21 or private organizations providing services to individuals
22 under contracts with a state agency, office, board, or
23 commission for such information and assistance as may be
24 needed in the provision of services described in this
25 subsection. Such information and assistance shall be
26 furnished within the resources and authority of such agency,
27 office, board, or commission. This requirement of furnishing
28 such information and assistance shall not be construed to
29 require the production or opening of any public records which
30 are required by law to be kept private or confidential.

31 3. The director, an agent or former agent, and an employee
32 or former employee of the legislative services agency shall
33 not be compelled to give testimony or to appear and produce
34 documentary evidence in a judicial or quasi-judicial
35 proceeding if the testimony or documentary evidence sought

1 relates to a legislative duty or act concerning the
2 consideration or passage or rejection of proposed legislation
3 performed by the director, agent, or employee. An order or
4 subpoena purporting to compel testimony or the production of
5 documentary evidence protected under this subsection is
6 unenforceable.

7 Sec. 4. NEW SECTION. 2E.4 SPECIFIC SERVICES -- PUBLIC
8 POLICY RECOMMENDATIONS RESTRICTED.

9 The legislative services agency shall provide the following
10 specific services:

11 1. Preparation of legal and legislative analysis of any
12 governmental matter upon the proper request of members and
13 committees of the general assembly. Such analysis shall not
14 contain any public policy recommendations. Such legal
15 analysis shall be provided through the exercise of an
16 attorney-employee's independent, professional judgment.

17 2. Drafting and preparation of legislation, including
18 bills, resolutions, and amendments, for committees and
19 individual members of the general assembly; proposed bills and
20 joint resolutions for state agencies and the governor in
21 accordance with section 2.16; and bills embodying a plan of
22 legislative and congressional redistricting prepared in
23 accordance with chapter 42.

24 3. Fiscal analysis of legislation, and state expenditure,
25 revenue, and budget review. The director of the agency or the
26 director's designee may make recommendations to the general
27 assembly concerning the state's expenditures and revenues.

28 4. Attendance at the budget hearings required by section
29 8.26. The director of the agency may offer explanations or
30 suggestions and make inquiries with respect to such budget
31 hearings.

32 5. Assistance to standing committees and members of the
33 general assembly in attaching fiscal notes to bills and
34 resolutions as provided by the rules of the general assembly.

35 6. Performance of the duties pertaining to the preparation

1 of correctional impact statements as provided in section 2.56.

2 7. Furnishing information, acting in an advisory capacity,
3 providing staffing services, and reporting to standing,
4 statutory, and interim committees of the general assembly.

5 8. Provision of staffing services including but not
6 limited to preparation of legal and legislative analysis for
7 the administrative rules review committee.

8 9. Preparation of legal and legislative analysis for the
9 legislative council with respect to rules and forms submitted
10 by the supreme court to the legislative council pursuant to
11 section 602.4202.

12 10. Review and oversight of state program operations and
13 program evaluation of state agencies, including compliance,
14 efficiency, and effectiveness determinations, as required by
15 section 2E.7.

16 11. Provision of legislative computer systems services to
17 the senate, house of representatives, and central legislative
18 staff agencies, and provision of advice regarding legislative
19 computer systems services, needs, capabilities, and uses to
20 the legislative council and the general assembly.

21 Sec. 5. NEW SECTION. 2E.5 OFFICIAL LEGAL AND OTHER
22 PUBLICATIONS -- PROCUREMENTS.

23 1. The legislative services agency shall publish the
24 official legal publications of the state as provided in
25 chapter 2B. The legislative services agency shall have legal
26 custody of the publications and shall provide for the
27 warehousing, sale, and distribution of the publications. The
28 legislative services agency shall retain or cause to be
29 retained a number of old editions of the publications but may
30 otherwise distribute or cause to be distributed old editions
31 of the publications to any person upon payment by the person
32 of any distribution costs.

33 2. The printed versions of the publications listed in this
34 subsection shall be sold at a price to be established by the
35 legislative services agency. In determining the prices, the

1 legislative services agency shall consider the costs of
2 printing, binding, distribution, and paper stock, compilation
3 and editing labor costs, and any other associated costs. The
4 legislative services agency shall also consider the number of
5 volumes or units to be printed, sold, and distributed in the
6 determination of the prices.

- 7 a. The Iowa Code.
- 8 b. The Iowa Code Supplement.
- 9 c. The Iowa Acts.
- 10 d. The Iowa court rules.
- 11 e. The Iowa administrative code.
- 12 f. The Iowa administrative bulletin.

13 3. The legislative services agency may establish policies
14 for the production, editing, distribution, and pricing of
15 electronic publications containing information stored by the
16 legislative branch in an electronic format, including
17 information contained in the printed publications listed in
18 this section. Such electronic publications may include
19 programming not originally part of the stored information,
20 including but not limited to search and retrieval functions.
21 The policies shall provide for the widest possible
22 distribution of these value-added electronic publications at
23 the lowest price practicable, which shall not be more than the
24 costs attributable to producing, editing, and distributing the
25 electronic publications.

26 4. Subject to section 2.42, the legislative services
27 agency shall determine its procurement procedures, which may
28 include procurement determinations based on service provider
29 competence, meeting of service or product specifications, and
30 reasonableness of price; the posting of security to accompany
31 a service provider proposal; the preference of Iowa-based
32 businesses if comparable in price; the disclosure of service
33 provider assignments; the inclusion of renewal options; the
34 imposition of liquidated damages and other penalties for
35 breach of any service provider requirement; and the rejection

1 of all service provider proposals and institution of a new
2 procurement process.

3 Sec. 6. NEW SECTION. 2E.6 SPECIAL DISTRIBUTION OF LEGAL
4 PUBLICATIONS -- RESTRICTIONS ON FREE DISTRIBUTIONS.

5 1. The legislative services agency shall make free
6 distribution of the printed versions of the official legal
7 publications listed in section 2E.5, subsection 2, subject to
8 payment of any routine distribution costs such as but not
9 limited to mailing and handling costs, to the three branches
10 of state government, to elected county officers, to county and
11 city assessors, to Iowa's congressional delegation, to federal
12 courts in Iowa and federal judges and magistrates for Iowa,
13 and to state and university depository libraries, the library
14 of congress, and the library of the United States supreme
15 court. Only such officers, offices, and agencies entitled to
16 or receiving free copies during the fiscal year beginning July
17 1, 2002, and ending June 30, 2003, shall be entitled to
18 continue to receive free copies in subsequent years, except
19 that successor and new officers, offices, and agencies shall
20 receive a reasonable number of free copies as determined by
21 the legislative services agency. Such officers, offices, and
22 agencies shall annually review the number of copies received
23 in the prior year to determine if the number of copies
24 received can be reduced and shall submit the information in a
25 report to the legislative services agency. The number of
26 copies received, once reduced, shall not be increased to the
27 previous level without the express consent of the legislative
28 services agency.

29 2. Each officer, office, or agency receiving one or more
30 free copies of a publication under this section shall only
31 receive up to the number of copies indicated free at the time
32 of initial distribution. If an officer, office, or agency
33 receiving one or more free copies of a publication under this
34 section desires additional copies beyond the number initially
35 received, the officer, office, or agency must request the

1 additional copies and pay the normal charge for such
2 publication.

3 3. If a version of a publication provided under this
4 section is available in an electronic format, the legislative
5 services agency may establish policies providing for the
6 substitution of an electronic version for the printed version
7 of the publication, and for the amount of payment, if any,
8 required for the electronic publication. The payment amount
9 shall not be more than established pursuant to section 2E.5
10 for the same publication. For the Iowa administrative code
11 and its supplements, the legislative services agency may
12 provide that the distribution requirement of this section is
13 met by distributing relevant portions of the Iowa
14 administrative code or its supplements in either a printed or
15 electronic format.

16 4. Notwithstanding any provision of this section to the
17 contrary, the legislative services agency may review the
18 publication costs and offsetting sales revenues relating to
19 legal publications in printed formats, and may establish
20 policies requiring payment from persons otherwise entitled to
21 receive them at no cost or at a price covering distribution
22 costs pursuant to subsection 1. The payment amount shall not
23 be more than established pursuant to section 2E.5 for the same
24 publication.

25 Sec. 7. NEW SECTION. 2E.7 STATE GOVERNMENT OVERSIGHT AND
26 PROGRAM EVALUATION.

27 1. The general assembly shall independently and
28 intensively review and oversee the performance of state
29 agencies in the operation of state programs to evaluate the
30 efficiency and effectiveness of the state programs and to
31 consider alternatives which may improve the benefits of such
32 programs or may reduce their costs to the citizens of the
33 state. The legislative services agency shall provide
34 technical and professional support for the general assembly's
35 oversight responsibility.

1 2. The general assembly by concurrent resolution or the
2 legislative council may direct the legislative services agency
3 to conduct a program evaluation of any state agency. Upon the
4 passage of the concurrent resolution or receiving the
5 direction of the legislative council, the director of the
6 legislative services agency shall inform the chairpersons of
7 the committees responsible for appropriations of the
8 anticipated cost of the program evaluation and the number and
9 nature of any additional personnel needed to conduct the
10 program evaluation and shall notify the official responsible
11 for the program to be evaluated. The director, after
12 consulting with the responsible official and the entity
13 requesting the program evaluation, shall determine the goals
14 and objectives of the state agency or state program for the
15 purpose of the program evaluation.

16 3. In conducting the program evaluation, the legislative
17 services agency may make certain determinations including but
18 not limited to the following:

19 a. The organizational framework of the state agency, its
20 adequacy and relationship to the overall structure of state
21 government, and whether the program under the agency's
22 jurisdiction could be more effective if consolidated with
23 another program, transferred to another program, or modified,
24 or whether the program should be abolished.

25 b. Whether the state agency is conducting programs and
26 activities and expending funds appropriated to the state
27 agency in compliance with state and federal law and any
28 executive order of the governor, and whether statutory or
29 administrative rule changes are advisable.

30 c. Whether the state agency is conducting authorized
31 activities and programs pursuant to goals and objectives
32 established by statute or rule, specific legislative intent,
33 the budget, the governor, or a strategic or other long-range
34 plan, and whether alternatives which might produce the desired
35 results at a lower cost have been considered.

1 d. Whether the state agency is conducting programs and
2 activities and expending funds appropriated to the state
3 agency in an efficient and effective manner, has complied with
4 all applicable laws, and, if not, determine the causes for
5 such inefficiency, ineffectiveness, or noncompliance.

6 e. Relationships within and among other governmental
7 agencies and programs including financial exchanges,
8 coordination, inconsistent programs, and areas of duplication
9 or overlapping programs.

10 f. The productivity of the state agency's operations
11 measured in terms of cost-benefit relationships or other
12 accepted measures of effectiveness.

13 g. Other criteria determined by the director.

14 4. Upon the completion of the program evaluation and
15 preparation of a report on the evaluation, the legislative
16 services agency shall provide a copy of the report to the
17 governing official or board of the state agency and afford the
18 state agency a reasonable opportunity to respond to the
19 findings and recommendations of the report. The response
20 shall be included in the final version of the report released
21 to the general assembly or the legislative council. Until its
22 release the report shall be regarded as confidential by all
23 persons properly having custody of the report.

24 Sec. 8. NEW SECTION. 2E.8 SALES -- TAX EXEMPTION.

25 1. The legislative services agency and its legislative
26 information office may sell mementos and other items relating
27 to Iowa history and historic sites, the general assembly, and
28 the state capitol, on the premises of property under the
29 control of the legislative council, at the state capitol, and
30 on other state property.

31 2. The legislative services agency is not a retailer under
32 chapter 422 and the sale of items or provision of services by
33 the legislative services agency is not a retail sale under
34 chapter 422, division IV, and is exempt from the sales tax.

35 Sec. 9. Section 2.9, Code 2003, is amended to read as

1 follows:

2 2.9 JOURNALS -- BILLS AND AMENDMENTS.

3 1. a. The senate and house of representatives shall each
4 publish a daily journal of the transactions of their
5 respective bodies. The secretary of the senate and the chief
6 clerk of the house shall each determine the format and manner
7 of the journal's publication, the procurement procedures for
8 the journal's publication, and the journal's distribution for
9 their respective bodies.

10 b. The secretary of the senate and the clerk of the house
11 of representatives shall each preserve copies of the printed
12 daily journals of their respective bodies, as corrected,
13 certify to their correctness, and file them with the secretary
14 of state at the adjournment of each session of the general
15 assembly. The secretary of state shall ~~cause-the-journals-to~~
16 ~~be-bound-and-preserved-as~~ preserve the original journals of
17 the senate and the house in the manner specified by the
18 majority leader of the senate and speaker of the house.

19 2. a. The senate and house of representatives shall each
20 publish bills and amendments of their respective bodies. The
21 secretary of the senate and the chief clerk of the house shall
22 each determine the procurement procedures for the publication
23 of the bills and amendments and the distribution of the bills
24 and amendments for their respective bodies.

25 b. A bill that seeks to legalize the acts of any official
26 or board or other official body, in regard to any matter of
27 public nature or for any person or persons, company, or
28 corporation, shall not be considered by the senate or house of
29 representatives until the bill is published and distributed to
30 members of the general assembly, and the publication shall be
31 without expense to the state. The senate and house shall not
32 order any such bill published until the secretary of the
33 senate or chief clerk of the house has received a deposit to
34 cover the cost of the publication. The newspaper publication
35 of such bill shall be without expense to the state, and the

1 bill shall not be published in a newspaper until the costs of
2 the newspaper publication has been paid to the secretary of
3 state.

4 Sec. 10. Section 2.42, subsections 1, 2, 11, 12, 13, 14,
5 15, 16, 18, and 19, Code 2003, are amended to read as follows:

6 1. To establish policies for the operation of the
7 legislative ~~service-bureau, including the priority to be given~~
8 ~~to research requests and the distribution of research reports~~
9 services agency.

10 2. To appoint the director of the legislative ~~service~~
11 bureau services agency for such term of office as may be set
12 by the council.

13 11. To approve the appointment of the Iowa Code editor and
14 the administrative code editor ~~and establish the salaries of~~
15 ~~the persons employed in that office.~~

16 12. To establish policies for the distribution of
17 information which is stored by the general assembly in an
18 electronic format, including the contents of statutes or
19 rules, other than value-added electronic publications as
20 provided in section ~~7A-22~~ 2E.5. The legislative council shall
21 establish payment rates that encourage the distribution of
22 such information to the public, including private vendors
23 reselling that information. The legislative council shall not
24 establish a price that attempts to recover more than is
25 attributable to costs related to reproducing and delivering
26 the information.

27 13. To establish policies with regard to the publishing of
28 printed and electronic versions of the Iowa administrative
29 code, the Iowa administrative bulletin, the Iowa Code, the
30 Iowa Code Supplement, and the ~~session laws~~ Iowa Acts, or any
31 part of those publications. The publishing policies may
32 include, but are not limited to: the style and format to be
33 used; the frequency of publication; the contents of the
34 publications; the numbering system to be used in the Iowa
35 Code, the Iowa Code Supplement, and the ~~session laws~~ Iowa

1 Acts; the preparation of editorial comments or notations; the
2 correction of errors; the type of print or electronic media
3 and data processing software to be used; the number of printed
4 volumes to be published; recommended revisions of the Iowa
5 Code, the Iowa Code Supplement, and the ~~session-laws~~ Iowa
6 Acts; the letting of contracts for the publication of the Iowa
7 administrative code, the Iowa administrative bulletin, the
8 Iowa court rules, the Iowa Code, the Iowa Code Supplement, and
9 ~~session-laws~~ the Iowa Acts; the pricing of the publications to
10 which section 22.3 does not apply; access to, and the use,
11 reproduction, legal protection, sale or distribution, and
12 pricing of related data processing software consistent with
13 chapter 22; and any other matters deemed necessary to the
14 publication of uniform and understandable publications.

15 ~~14.--To-establish-policies-for-the-operation-of-the~~
16 ~~legislative-fiscal-bureau-~~

17 ~~15.--To-appoint-the-director-of-the-legislative-fiscal~~
18 ~~bureau-for-such-term-of-office-as-may-be-set-by-the-council-~~

19 16. To hear and act upon appeals of aggrieved employees of
20 the legislative ~~service-bureau~~, ~~legislative-fiscal-bureau~~,
21 ~~computer-support-bureau~~, services agency and the office of the
22 citizens' aide pursuant to rules of procedure established by
23 the council.

24 ~~18.--To-establish-policies-for-the-operation-of-the~~
25 ~~computer-support-bureau-~~

26 ~~19.--To-appoint-the-director-of-the-computer-support-bureau~~
27 ~~for-a-term-of-office-set-by-the-council-~~

28 Sec. 11. Section 2.45, subsection 2, Code 2003, is amended
29 to read as follows:

30 2. The legislative fiscal committee, composed of the
31 chairpersons or their designated committee member and the
32 ranking minority party members or their designated committee
33 member of the committees of the house and senate responsible
34 for developing a state budget and appropriating funds, the
35 chairpersons or their designated committee member and the

1 ranking minority party members or their designated committee
2 member of the committees on ways and means, and two members,
3 one appointed from the majority party of the senate by the
4 majority leader of the senate and one appointed from the
5 majority party of the house by the speaker of the house of
6 representatives. In each house, unless one of the members who
7 represent the committee on ways and means is also a member of
8 the legislative council, the person appointed from the
9 membership of the majority party in that house shall also be
10 appointed from the membership of the legislative council. The
11 ~~legislative-fiscal-committee-shall-determine-policies-for-the~~
12 ~~legislative-fiscal-bureau-and-shall-direct-the-administration~~
13 ~~of-performance-audits-and-visitations, subject-to-the-approval~~
14 ~~of-the-legislative-council.~~

15 Sec. 12. Section 2.56, Code 2003, is amended to read as
16 follows:

17 2.56 CORRECTIONAL IMPACT STATEMENTS.

18 1. Prior to debate on the floor of a chamber of the
19 general assembly, a correctional impact statement shall be
20 attached to any bill, joint resolution, or amendment which
21 proposes a change in the law which creates a public offense,
22 significantly changes an existing public offense or the
23 penalty for an existing offense, or changes existing
24 sentencing, parole, or probation procedures. The statement
25 shall include information concerning the estimated number of
26 criminal cases per year that the legislation will impact, the
27 fiscal impact of confining persons pursuant to the
28 legislation, the impact of the legislation upon existing
29 correctional institutions, community-based correctional
30 facilities and services, and jails, the likelihood that the
31 legislation may create a need for additional prison capacity,
32 and other relevant matters. The statement shall be factual
33 and shall, if possible, provide a reasonable estimate of both
34 the immediate effect and the long-range impact upon prison
35 capacity.

1 ~~2. a. The preliminary determination of whether a bill,~~
2 ~~joint resolution, or amendment appears to require a~~
3 ~~correctional impact statement shall be made by the legislative~~
4 ~~service bureau, which shall send a copy of the bill, joint~~
5 ~~resolution, or amendment, upon completion of the draft, to the~~
6 ~~legislative fiscal director for review, unless the requestor~~
7 ~~specifies the request is to be confidential.~~

8 b. 2. a. When a committee of the general assembly reports
9 a bill, joint resolution, or amendment to the floor, the
10 committee shall state in the report whether a correctional
11 impact statement is or is not required.

12 c. b. The legislative fiscal director services agency
13 shall review all bills and joint resolutions placed on the
14 calendar of either chamber of the general assembly, as well as
15 amendments filed to bills or joint resolutions on the
16 calendar, to determine whether a correctional impact statement
17 is required.

18 d. c. A member of the general assembly may request the
19 preparation of a correctional impact statement by submitting a
20 request to the legislative fiscal bureau services agency.

21 3. The legislative fiscal director services agency shall
22 cause to be prepared ~~and shall approve~~ a correctional impact
23 statement within a reasonable time after receiving a request
24 or determining that a proposal is subject to this section.
25 All correctional impact statements approved by the legislative
26 fiscal director services agency shall be transmitted
27 immediately to either the chief clerk of the house or the
28 secretary of the senate, after notifying the sponsor of the
29 legislation that the statement has been prepared, for
30 publication ~~in the daily clip sheet~~. The chief clerk of the
31 house or the secretary of the senate shall attach the
32 statement to the bill, joint resolution, or amendment affected
33 as soon as it is available.

34 4. The legislative fiscal director services agency may
35 request the cooperation of any state department or agency or

1 political subdivision in preparing a correctional impact
2 statement.

3 5. A revised correctional impact statement shall be
4 prepared if the correctional impact has been changed by the
5 adoption of an amendment, and may be requested by a member of
6 the general assembly or be prepared upon a determination made
7 by the legislative ~~fiscal-director~~ services agency. However,
8 a request for a revised correctional impact statement shall
9 not delay action on the bill, joint resolution, or amendment
10 unless so ordered by the presiding officer of the chamber.

11 Sec. 13. Section 2B.1, Code 2003, is amended to read as
12 follows:

13 2B.1 IOWA CODE AND ADMINISTRATIVE CODE DIVISIONS---
14 EDITORS.

15 ~~1.---The-Iowa-Code-and-administrative-code-divisions-are~~
16 ~~established-within-the-legislative-service-bureau.~~

17 ~~2. 1.~~ The director of the legislative ~~service-bureau~~
18 services agency shall appoint the Iowa Code editor and the
19 administrative code editor, subject to the approval of the
20 legislative council, as provided in section 2.42. The Iowa
21 Code editor and the administrative code editor shall serve ~~as~~
22 ~~the-heads-of-their-respective-divisions,~~ at the pleasure of
23 the director of the legislative ~~service-bureau,~~ ~~and-subject-to~~
24 ~~the-approval-of-the-legislative-council~~ services agency.

25 ~~3. 2.~~ The Iowa Code and administrative code ~~divisions~~
26 editors are responsible for the editing, compiling, and
27 proofreading of the publications they prepare, as provided in
28 this chapter. The Iowa Code ~~division editor~~ is entitled to
29 the temporary possession of the original enrolled Acts and
30 resolutions as necessary to prepare them for publication.

31 Sec. 14. Section 2B.5, Code 2003, is amended to read as
32 follows:

33 2B.5 DUTIES OF ADMINISTRATIVE CODE DIVISION EDITOR.

34 The administrative code ~~division editor~~ shall:

35 1. Cause the Iowa administrative bulletin and the Iowa

1 administrative code to be published as provided in chapter
2 17A.

3 2. Cause the Iowa court rules to be published and
4 distributed, as directed by the supreme court after
5 consultation with the legislative council. The Iowa court
6 rules shall consist of all rules prescribed by the supreme
7 court. ~~The court rules shall be published in loose leaf form~~
8 ~~and supplements shall be prepared and distributed as directed~~
9 ~~by the supreme court.~~ The Iowa court rules and supplements to
10 the court rules shall be priced as provided in section 7A-22
11 2E.5.

12 3. Cause to be published annually ~~in pamphlet form~~ a
13 correct list of state officers and deputies, members of boards
14 and commissions, judges justices of the supreme court,
15 appellate judges of the court of appeals, and judges of the
16 district courts including district associate judges and
17 judicial magistrates, and members of the general assembly.
18 The offices of the governor and secretary of state shall
19 cooperate in the preparation of the list. ~~This pamphlet shall~~
20 ~~be published as soon after July 1 as it becomes apparent that~~
21 ~~it will be reasonably current.~~

22 4. Notify the administrative rules coordinator if a rule
23 is not in proper style or form.

24 5. Perform other duties as directed by the director of the
25 legislative ~~service bureau~~ services agency, the legislative
26 council, or the administrative rules review committee and as
27 provided by law.

28 Sec. 15. Section 2B.6, Code 2003, is amended to read as
29 follows:

30 2B.6 DUTIES OF IOWA CODE DIVISION EDITOR.

31 The Iowa Code division editor shall:

32 1. Submit recommendations as the Iowa Code editor deems
33 proper to each general assembly for the purpose of amending,
34 revising, codifying, and repealing portions of the statutes
35 which are inaccurate, inconsistent, outdated, conflicting,

1 redundant, or ambiguous, and present the recommendations in
2 bill form to the appropriate committees of the general
3 assembly.

4 2. Cause the annual ~~session-laws~~ Iowa Acts to be
5 published, as provided in section 2B.10, including copies of
6 all Acts and joint resolutions passed at each session of the
7 general assembly.

8 3. Cause the Iowa Code and Iowa Code Supplement to be
9 published as provided in section 2B.12.

10 4. Perform other duties as directed by the director of the
11 legislative ~~service-bureau~~ services agency or the legislative
12 council and as provided by law.

13 Sec. 16. Section 2B.10, subsection 5, Code 2003, is
14 amended to read as follows:

15 5. The enrolling clerks of the house and senate shall
16 arrange for the Iowa Code ~~division~~ editor to receive suitable
17 copies of all Acts and resolutions as soon as they are
18 enrolled.

19 Sec. 17. Section 2B.12, subsection 6, paragraph f, Code
20 2003, is amended to read as follows:

21 f. The Constitution of the State of Iowa, original and
22 codified versions.

23 Sec. 18. Section 2B.13, Code 2003, is amended to read as
24 follows:

25 2B.13 EDITORIAL POWERS AND DUTIES.

26 1. The Iowa Code editor in preparing the copy for an
27 edition of the Iowa Code or a Iowa Code Supplement,~~-and-the~~
28 ~~administrative-code-editor-in-preparing-the-copy-for-an~~
29 ~~edition-of-the-Iowa-administrative-code-or-bulletin~~ shall not
30 alter the sense, meaning, or effect of any Act of the general
31 assembly, but may:

32 a. Correct manifestly misspelled words and grammatical and
33 clerical errors, including punctuation ~~but-without-changing~~
34 ~~the-meaning,~~ and change capitalization, spelling, and
35 punctuation for purposes of uniformity and consistency in Code

1 language.

2 b. Correct internal references to sections which are cited
3 erroneously or have been repealed, and amended, or renumbered.

4 c. Substitute the proper chapter, section, subsection, or
5 other statutory reference for the term "this Act" or
6 references to another Act of the general assembly when there
7 appears to be no doubt as to the proper method of making the
8 substitution.

9 d. Substitute the proper date for references to the
10 effective or applicability dates of an Act when there appears
11 to be no doubt as to the proper method of making the
12 substitution.

13 e. Correct names of agencies, officers, or other entities
14 which-have-been-changed, when there appears to be no doubt as
15 to the proper methods method of making the corrections
16 correction. The-Code-editor-shall-maintain-a-record-of-the
17 corrections-made-under-this-paragraph.--The-record-shall-be
18 available-to-the-public.

19 e- f. Transfer, divide, or combine sections or parts of
20 sections and add or amend headnotes to sections and
21 subsections. Pursuant to section 3.3, the headnotes are not
22 part of the law.

23 g. Change words that designate one gender to reflect both
24 genders when the provisions apply to both genders.

25 h. If any Code section or part of a Code section, or any
26 Act of the general assembly which is intended to be codified,
27 is amended by more than one Act or more than one provision in
28 an Act of the general assembly, and the amendments do not
29 expressly refer to or amend one of the other Acts or Act
30 provisions in question, harmonize the amendments, if possible,
31 so that effect may be given to each and incorporate the
32 amendments as harmonized in the Code section. If amendments
33 made by several Acts are irreconcilable, unless one of the
34 amendments repeals or strikes the language in question, the
35 Iowa Code editor shall codify the amendment that is latest in

1 date of enactment by the general assembly. If amendments made
2 by provisions within an Act are irreconcilable, unless one of
3 the amendments repeals or strikes the language in question,
4 the Iowa Code editor shall codify the provision listed last in
5 the Act. If one of the amendments repeals or strikes the
6 language in question, the Iowa Code editor shall codify the
7 amendment that repeals or strikes the language.

8 ~~2.---The-Iowa-Code-editor-may-prepare-and-publish-comments~~
9 ~~deemed-necessary-for-a-proper-explanation-of-the-manner-of~~
10 ~~printing-a-section-or-chapter-of-the-Iowa-Code.~~

11 ~~3.---The-Iowa-Code-editor, in-preparing-the-copy-for-an~~
12 ~~edition-of-the-Iowa-Code-or-a-Code-Supplement, and-the~~
13 ~~administrative-code-editor-in-preparing-the-copy-for-an~~
14 ~~edition-of-the-Iowa-administrative-code, shall-edit-the-copy~~
15 ~~in-order-that-words-which-designate-one-gender-are-changed-to~~
16 ~~reflect-both-genders-when-the-provisions-of-law-apply-to~~
17 ~~persons-of-both-genders.~~

18 2. The administrative code editor in preparing the copy
19 for an edition of the Iowa administrative code or bulletin
20 shall not alter the sense, meaning, or effect of any rule, but
21 may:

22 a. Correct misspelled words and grammatical and clerical
23 errors, including punctuation, and change capitalization,
24 spelling, and punctuation for purposes of uniformity and
25 consistency.

26 b. Correct references to rules or sections which are cited
27 erroneously or have been repealed, amended, or renumbered.

28 c. Correct names of agencies, officers, or other entities
29 when there appears to be no doubt as to the proper method of
30 making the correction.

31 d. Transfer, divide, or combine rules or parts of rules
32 and add or amend catchwords to rules and subrules.

33 e. Change words that designate one gender to reflect both
34 genders when the provisions apply to both genders.

35 f. Perform any other editorial tasks required or

1 authorized by section 17A.6.

2 3. The Iowa Code editor may, in preparing the copy for an
3 edition of the Iowa Code or Iowa Code Supplement, establish
4 standards for and change capitalization, spelling, and
5 punctuation in any Code provision for purposes of uniformity
6 and consistency in Code language. The administrative code
7 editor may establish standards for capitalization, spelling,
8 and punctuation for purposes of uniformity and consistency in
9 the administrative code.

10 4. The Iowa Code editor shall seek direction from the
11 senate committee on judiciary and the house committee on
12 judiciary when making Iowa Code or Iowa Code Supplement
13 changes, and the administrative code editor shall seek
14 direction from the administrative rules review committee and
15 the administrative rules coordinator when making Iowa
16 administrative code changes, which appear to require
17 substantial editing and which might otherwise be interpreted
18 to exceed the scope of the authority granted in this section.

19 5. The Iowa Code editor may prepare and publish comments
20 deemed necessary for a proper explanation of the manner of
21 printing a section or chapter of the Iowa Code. The Iowa Code
22 editor shall maintain a record of all of the corrections made
23 under subsection 1. The Iowa Code editor ~~and the~~
24 ~~administrative-code-editor~~ shall also maintain a separate
25 record of the changes made under ~~this-section~~ subsection 1,
26 paragraphs "b" through "h". The ~~record~~ records shall be
27 available to the public.

28 6. The Iowa Code editor and the administrative code editor
29 shall not make editorial changes which go beyond the authority
30 granted in this section or other law.

31 7. The effective date of all editorial changes in an
32 edition of the Iowa Code or a Iowa Code Supplement is the
33 effective date of the selling-price Iowa Code editor's
34 approval of the final press proofs for the statutory text
35 contained within that publication ~~as-established-by-the~~

1 ~~legislative-council-or-the-legislative-council's-designee.~~

2 The effective date of all editorial changes for the Iowa
3 administrative code is the date those changes are published in
4 the Iowa administrative code.

5 Sec. 19. Section 2B.17, subsections 3 and 5, Code 2003,
6 are amended to read as follows:

7 3. The official printed versions of the Iowa Code, Code
8 Supplement, and ~~session-laws~~ Iowa Acts published under
9 authority of the state are the only authoritative publications
10 of the statutes of this state. ~~No-ether~~ Other publications of
11 the statutes of the state shall not be cited in the courts or
12 in the reports or rules of the courts. The Iowa Code editor
13 is the custodian of the official printed versions of the Iowa
14 Code, Iowa Code Supplement, and Iowa Acts and may attest to
15 and authenticate any portion of those official printed
16 versions for purposes of admitting a portion of the official
17 printed version in any court or office of any state,
18 territory, or possession of the United States or in a foreign
19 jurisdiction.

20 5. The printed version of the Iowa administrative code is
21 the permanent publication of administrative rules in this
22 state and the Iowa administrative bulletin and the Iowa
23 administrative code published pursuant to chapter 17A are the
24 official publications of the administrative rules of this
25 state, and are the only authoritative publications of the
26 administrative rules of this state. Other publications of the
27 administrative rules of this state shall not be cited in the
28 courts or in the reports or rules of the courts. The Iowa
29 administrative code editor is the custodian of the official
30 printed versions of the Iowa administrative code and the Iowa
31 administrative bulletin and may attest to and authenticate any
32 portion of those official printed versions for purposes of
33 admitting a portion of the official printed version in any
34 court or office of any state, territory, or possession of the
35 United States or in a foreign jurisdiction.

1 Sec. 20. Section 2B.21, Code 2003, is amended to read as
2 follows:

3 2B.21 AVAILABILITY OF PARTS OF THE IOWA CODE AND
4 ADMINISTRATIVE CODE.

5 The Iowa Code division editor and the administrative code
6 division editor, in accordance with policies established by
7 the legislative council, may cause parts of the Iowa Code or
8 administrative code to be made available for the use of public
9 officers and other persons. This authority shall be exercised
10 in a manner planned to avoid delay in the other publications
11 of the divisions editors.

12 Sec. 21. Section 7E.6, subsection 7, Code 2003, is amended
13 by striking the subsection.

14 Sec. 22. Section 8.22A, subsection 1, Code 2003, is
15 amended to read as follows:

16 1. The state revenue estimating conference is created
17 consisting of the governor or the governor's designee, the
18 director of the legislative ~~fiscal-bureau~~ services agency or
19 the director's designee, and a third member agreed to by the
20 other two.

21 Sec. 23. Section 15A.9, subsection 11, Code 2003, is
22 amended by striking the subsection.

23 Sec. 24. Section 17A.4, Code 2003, is amended by adding
24 the following new subsection:

25 NEW SUBSECTION. 2A. Any notice of intended action or rule
26 filed without notice pursuant to subsection 2, which
27 necessitates additional annual expenditures of at least one
28 hundred thousand dollars or combined expenditures of at least
29 five hundred thousand dollars within five years by all
30 affected persons, including the agency itself, shall be
31 accompanied by a fiscal impact statement outlining the
32 expenditures. The agency shall promptly deliver a copy of the
33 statement to the legislative services agency. To the extent
34 feasible, the legislative services agency shall analyze the
35 statement and provide a summary of that analysis to the

1 administrative rules review committee. If the agency has made
2 a good faith effort to comply with the requirements of this
3 subsection, the rule shall not be invalidated on the ground
4 that the contents of the statement are insufficient or
5 inaccurate.

6 Sec. 25. Section 17A.6, subsection 1, unnumbered paragraph
7 1, Code 2003, is amended to read as follows:

8 The administrative code editor shall cause the Iowa
9 administrative bulletin to be published in ~~a printed form~~
10 accordance with section 2.42 at least every other week, unless
11 the administrative code editor and the administrative rules
12 review committee determine that an alternative publication
13 schedule is preferable. ~~An electronic version of the Iowa~~
14 ~~administrative bulletin may also be published as provided in~~
15 ~~section 2.42.~~ The Iowa administrative bulletin shall contain
16 all of the following:

17 Sec. 26. Section 17A.6, subsections 2, 3, and 5, Code
18 2003, are amended to read as follows:

19 2. Subject to the direction of the administrative rules
20 coordinator, the administrative code editor shall cause the
21 Iowa administrative code to be compiled, indexed, and
22 published in accordance with section 2.42 in a ~~printed loose-~~
23 ~~leaf~~ form containing all rules adopted and filed by each
24 agency. The administrative code editor further shall cause
25 ~~loose-leaf~~ supplements to the Iowa administrative code to be
26 published as determined by the administrative rules
27 coordinator and the administrative rules review committee,
28 containing all rules filed for publication in the prior time
29 period. The supplements shall be in such form that they may
30 be inserted in the appropriate places in the permanent
31 compilation. The administrative rules coordinator shall
32 devise a uniform numbering system for rules and may renumber
33 rules before publication to conform with the system. ~~An~~
34 ~~electronic version of the Iowa administrative code may also be~~
35 ~~published as provided in section 2.42.~~

1 3. The administrative code editor may omit or cause to be
2 omitted from the Iowa administrative code or bulletin any rule
3 the publication of which would be unduly cumbersome, expensive
4 or otherwise inexpedient, if the rule in ~~printed-or~~ processed
5 form is made available on application to the adopting agency
6 at no more than its cost of reproduction, and if the Iowa
7 administrative code or bulletin contains a notice stating the
8 specific subject matter of the omitted rule and stating how a
9 copy of the omitted rule may be obtained.

10 The administrative code editor shall omit or cause to be
11 omitted from the Iowa administrative code any rule or portion
12 of a rule nullified by the general assembly pursuant to
13 Article III, section 40, of the Constitution of the State of
14 Iowa.

15 5. The Iowa administrative code, its supplements, and the
16 Iowa administrative bulletin shall be made available upon
17 request to all persons who subscribe to any of them ~~through~~
18 ~~the-state-printing-division. Copies-of-this-code-so-made~~
19 ~~available-shall-be-kept-current-by-the-division.~~

20 Sec. 27. Section 17A.8, subsection 10, Code 2003, is
21 amended by striking the subsection.

22 Sec. 28. Section 18.3, subsection 3, Code 2003, is amended
23 to read as follows:

24 3. Administering the provisions of sections 18.26 to
25 ~~18.103~~ 18.100.

26 Sec. 29. Section 18.28, Code 2003, is amended to read as
27 follows:

28 18.28 "PRINTING" DEFINED.

29 As used in chapter 7A and sections 18.26 to ~~18.103~~ 18.100,
30 "printing" means the reproduction of an image from a printing
31 surface made generally by a contact impression that causes a
32 transfer of ink, the reproduction of an impression by a
33 photographic process, or the reproduction of an image by
34 electronic means and shall include binding and may include
35 material, processes, or operations necessary to produce a

1 finished printed product, but shall not include binding,
2 rebinding or repairs of books, journals, pamphlets, magazines
3 and literary articles by any library of the state or any of
4 its offices, departments, boards and commissions held as a
5 part of their library collection.

6 Sec. 30. NEW SECTION. 18.28A LEGISLATIVE BRANCH
7 EXCLUDED.

8 This chapter does not apply to the printing contracts or
9 procedures of the legislative branch.

10 Sec. 31. Section 18.30, Code 2003, is amended to read as
11 follows:

12 18.30 CONTRACTS WITH STATE INSTITUTIONS.

13 The director may, without advertising for bids, enter into
14 contracts or make provision for doing any of the work coming
15 under the provisions of chapter 7A and sections 18.26 to
16 ~~18.103~~ 18.100 at any school or institution under the ownership
17 or control of the state. The work shall be done under
18 conditions substantially the same as those provided for in the
19 case of contracts with individuals and the same standard of
20 quality or product shall be required.

21 Sec. 32. Section 18.50, Code 2003, is amended to read as
22 follows:

23 18.50 EMERGENCY CONTRACTS.

24 The director may at any time award a separate printing
25 contract or may authorize an assistant to award a separate
26 printing contract for any work and materials or printing
27 supplies within the provisions of chapter 7A and sections
28 18.26 to ~~18.103~~ 18.100 which are not included in current
29 printing contracts or which cannot properly be made the
30 subject of a general contract. A separate printing contract
31 must have been duly solicited by the director from vendors
32 engaged in the kind of work under consideration who have
33 indicated a desire to bid on the class of work to be
34 performed.

35 Sec. 33. Section 18.59, subsection 5, Code 2003, is

1 amended to read as follows:

2 5. To avoid duplication, overlapping, and redundancy of
3 pamphlets and publications, other than legislative branch
4 publications and official documents and books and publications
5 authorized by ~~chapters-2B-and~~ chapter 7A, to examine the
6 contents of proposed pamphlets or publications and to approve
7 or disapprove such pamphlets or publications only for such
8 reason; and to effectuate this power, the director shall adopt
9 rules for its administration.

10 Sec. 34. Section 18.75, subsections 6 and 8, Code 2003,
11 are amended to read as follows:

12 ~~6.--Have-legal-custody-of-all-Codes,-session-laws,-books-of~~
13 ~~annotations,-tables-of-corresponding-sections,-publications,-~~
14 ~~except-premium-lists-published-by-the-Iowa-state-fair-board,~~
15 ~~containing-reprints-of-statutes-or-administrative-rules,-or~~
16 ~~both,-reports-of-state-departments,-and-reports-of-the-supreme~~
17 ~~court,-and-sell,-account-for,-and-distribute-the-same-as~~
18 ~~provided-by-law.--However,-the-legislative-service-bureau~~
19 ~~shall-solicit-and-process-orders-for-the-distribution-of-all~~
20 ~~printed-Codes,-session-laws,-administrative-codes-and~~
21 ~~bulletins,-court-rules,-and-the-state-roster-~~

22 8. By November 1 of each year supply a report which
23 contains the name, gender, county, or city of residence when
24 possible, official title, salary received during the previous
25 fiscal year, base salary as computed on July 1 of the current
26 fiscal year, and traveling and subsistence expense of the
27 personnel of each of the departments, boards, and commissions
28 of the state government except personnel who receive an annual
29 salary of less than one thousand dollars. The number of the
30 personnel and the total amount received by them shall be shown
31 for each department in the report. All employees who have
32 drawn salaries, fees, or expense allowances from more than one
33 department or subdivision shall be listed separately under the
34 proper departmental heading. On the request of the
35 administrator, the head of each department, board, or

1 commission shall furnish the data covering that agency. The
2 report shall be distributed upon request ~~without-charge~~
3 electronically to each caucus of the general assembly, the
4 legislative ~~service-bureau, the legislative-fiscal-bureau~~
5 services agency, the chief clerk of the house of
6 representatives, and the secretary of the senate. Copies of
7 the report shall be made available to other persons in both
8 ~~print-or~~ electronic medium, upon payment of a fee if
9 appropriate, which shall not exceed the cost of providing the
10 copy of the report. Sections 22.2 through 22.6 apply to the
11 report. All funds from the sale of the report shall be
12 deposited in the general fund. Requests for publications
13 shall be handled only upon receipt of postage by the
14 administrator.

15 Sec. 35. Section 22.3A, subsection 2, paragraph a, Code
16 2003, is amended to read as follows:

17 a. The amount charged for access to a public record shall
18 be not more than that required to recover direct publication
19 costs, including but not limited to editing, compilation, and
20 media production costs, incurred by the government body in
21 developing the data processing software, and preparing the
22 data processing software for transfer to the person. The
23 amount shall be in addition to any other fee required to be
24 paid under this chapter for the examination and copying of a
25 public record. If a person accesses a public record stored in
26 an electronic format that does not require formatting,
27 editing, or compiling to access the public record, the charge
28 for providing the accessed public record shall not exceed the
29 reasonable cost of accessing that public record. The
30 government body shall, if requested, provide documentation
31 which explains and justifies the amount charged. This
32 paragraph shall not apply to any publication for which a price
33 has been established pursuant to another section, including
34 section ~~7A-22~~ 2E.5.

35 Sec. 36. Section 25B.5, Code 2003, is amended to read as

1 follows:

2 25B.5 COST ESTIMATES -- NOTATION IN ACTS.

3 1. When a bill or joint resolution is requested, the
4 legislative ~~service-bureau~~ services agency shall make an
5 initial determination of whether the bill or joint resolution
6 may impose a state mandate. If a state mandate may be
7 included, that fact shall be included in the explanation of
8 the bill or joint resolution.

9 2. If a bill or joint resolution may include a state
10 mandate, ~~a copy of the prepared draft shall be sent to~~ the
11 legislative ~~fiscal-bureau~~ services agency shall
12 determine if the bill or joint resolution contains a state
13 mandate. If the bill or joint resolution contains a state
14 mandate and is still eligible for consideration during the
15 legislative session for which the bill or joint resolution was
16 drafted, the legislative ~~fiscal-bureau~~ services agency shall
17 prepare an estimate of the amount of costs imposed.

18 3. If a bill or joint resolution containing a state
19 mandate is enacted, unless the estimate already on file with
20 the house of origin is sufficient, the legislative ~~fiscal~~
21 bureau services agency shall prepare a final estimate of
22 additional local revenue expenditures required by the state
23 mandate and file the estimate with the secretary of state for
24 inclusion with the official copy of the bill or resolution to
25 which it applies. A notation of the filing of the estimate
26 shall be made in the Iowa Acts of the general assembly
27 published pursuant to chapter 2B.

28 Sec. 37. Section 97D.4, subsection 4, unnumbered paragraph
29 2, Code 2003, is amended to read as follows:

30 Administrative assistance shall be provided by the
31 legislative ~~service-bureau and the legislative fiscal-bureau~~
32 services agency.

33 Sec. 38. Section 256.53, Code 2003, is amended to read as
34 follows:

35 256.53 STATE PUBLICATIONS.

1 Upon issuance of a state publication in any format, a state
2 agency shall deposit with the division at no cost to the
3 division, seventy-five copies of the publication or a lesser
4 number if specified by the division, except as provided in
5 section 2E.6.

6 Sec. 39. Section 331.502, subsection 3, Code 2003, is
7 amended by striking the subsection.

8 Sec. 40. Section 602.1204, subsection 3, Code 2003, is
9 amended to read as follows:

10 3. The supreme court shall compile and publish all
11 procedures and directives relating to the supervision and
12 administration of the internal affairs of the judicial branch,
13 and shall distribute a copy of the compilation and all
14 amendments to each operating component of the judicial branch.
15 ~~Copies also shall be distributed to agencies referred to in~~
16 ~~section 18.97 upon request.~~

17 Sec. 41. Sections 2.14, 2.16, 2.35, 2.45, 2.61, 2D.3, 3.2,
18 7A.11, 15E.111, 23A.2A, 28B.1, 28B.4, 42.2, 42.3, 42.6, 49.7,
19 275.23A, 331.209, and 602.4202, Code 2003, are amended by
20 striking from the sections the words "legislative service
21 bureau" and "bureau" when referring to the legislative service
22 bureau and inserting in lieu thereof the words "legislative
23 services agency".

24 Sec. 42. Sections 2.46, 2.51, 2B.10, 7E.5A, 8.23, 8.35A,
25 8.44, 8.46, 8.55, 8.61, 8.62, 8E.209, 8E.301, 12E.13, 14B.103,
26 14B.105, 14B.206, 15.113, 15.343, 18.16A, 18.16B, 80E.1,
27 97B.17, 135.11, 161D.8, 161D.13, 217.12, 237.18, 255.24A,
28 260C.66, 261.22, 261.25, 262.64A, 262A.13, 263A.11, 263A.13,
29 266.39D, 266.39F, 292.2, 294A.19, 307.20, 307.40, 307.46,
30 307.47, 327J.3, 384.3, 403.23, 404A.5, 421.17, 422.72,
31 455B.183A, 455G.4, 505.7, 524.207, 533.67, 602.1301, 602.1302,
32 602.8108, 904.116, 904.706, 905.6, 905.8, and 906.5, Code
33 2003, are amended by striking from the sections the words
34 "legislative fiscal bureau" and inserting in lieu thereof the
35 words "legislative services agency".

1 LEGISLATIVE SERVICE BUREAU FUNCTIONS. The bill transfers
2 the legislative service bureau's legal analysis, legal
3 drafting, congressional and legislative redistricting, legal
4 publications, standing, statutory, and interim committee
5 staffing, legislative information, legislative visitor
6 protocol, and capitol tour guide responsibilities to the new
7 agency. With respect to legal and legislative analysis, the
8 bill preserves the current statutory requirement that such
9 analysis not contain public policy recommendations. Legal
10 analysis is required to be provided through the exercise of
11 attorney-employees' independent, professional judgment.

12 LEGISLATIVE FISCAL BUREAU FUNCTIONS. The bill transfers
13 the legislative fiscal bureau's state expenditure, revenue,
14 and budget review and analysis, fiscal note preparation,
15 revenue and budget, statutory, standing committee and
16 subcommittee, and interim committee staffing, and program
17 evaluation responsibilities to the new agency. With respect
18 to the budget and revenue committees, the bill preserves the
19 current statutory authority of the legislative fiscal bureau
20 to advise the committees when requested, and to make inquiries
21 and suggestions with respect to state agency budget hearings.
22 The bill strikes the requirement of the legislative fiscal
23 bureau to conduct every five years an economic cost-benefit
24 analysis of each quality jobs enterprise zone.

25 COMPUTER SUPPORT BUREAU FUNCTIONS. The bill transfers the
26 computer support bureau's legislative computer systems
27 responsibilities to the new agency.

28 ADMINISTRATIVE RULES REVIEW COMMITTEE LEGAL AND FISCAL
29 ASSISTANCE. The bill transfers to the new agency the
30 responsibility of providing legal assistance to the
31 administrative rules review committee. The bill requires
32 state agencies to include in their administrative rules
33 filings fiscal impact statements for significant state
34 expenditures necessitated by the proposed or adopted
35 administrative rules. The legislative services agency is

1 required to provide the administrative rules review committee
2 with a summary analysis of the fiscal impact statements.

3 OFFICIAL LEGAL PUBLICATIONS AND PROCUREMENT. The bill
4 authorizes the legislative services agency to set prices for
5 publication of the official versions of the Iowa Code, Iowa
6 Code Supplement, Iowa Acts, Iowa court rules, Iowa
7 administrative bulletin, and Iowa administrative code. The
8 bill updates the editorial powers and duties of the Iowa Code
9 and administrative code editors in Code chapters 2B and 7E.
10 The effective date for editorial changes to the Iowa Code is
11 set on the date of approval by the Iowa Code editor of the
12 final press proofs for the statutory text of the Iowa Code.
13 The statutory provisions governing the distribution of these
14 official printed legal publications at no cost or at a price
15 covering distribution costs to state and local public
16 officials and offices are amended to continue providing the
17 distribution of these publications while attempting to
18 substitute more electronic publications for the printed
19 publications. The authorization to require some payment for
20 otherwise no-cost or distribution-cost copies is retained for
21 the legislative services agency. Procurement authority is
22 provided for the legislative services agency. The current
23 sales tax exemption for certain items sold by the legislative
24 service bureau is applied to items sold or services provided
25 by the legislative services agency.

26 SENATE AND HOUSE PUBLICATIONS. The bill provides that the
27 senate and house of representatives shall each publish and
28 determine procurement procedures for the publication of their
29 journals, bills, and amendments, and determine their
30 distribution. The bill repeals provisions in Code chapters 7A
31 and 18 relating to the state printing administrator's
32 responsibility for printing journals and bills and relating to
33 specific distribution requirements for the journals, official
34 registers, and bills with respect to members of the general
35 assembly, libraries, newspapers, county auditors, and the

1 public.

2 NONPARTISANSHIP AND LEGISLATIVE PRIVILEGES. Employees of
3 the new agency are prohibited from participating in partisan
4 political activities and shall not be identified as advocates
5 or opponents of issues subject to legislative debate except as
6 otherwise provided by law or by the legislative council.

7 Services provided by the new agency are required to be
8 provided in a manner so as to preserve the independence of the
9 general assembly as a constitutional body and to protect the
10 legislative privileges of the members and employees.

11 DIRECTOR OF CONSOLIDATED AGENCY. The director of the
12 agency is to be appointed by the legislative council. The
13 director supervises all functions and employees and outside
14 service providers of the new agency.

15 The director of the new agency or the director's designee
16 is named a member of the state revenue estimating conference
17 in Code chapter 8 and of the petroleum underground storage
18 tank fund board as is currently the case with the director of
19 the legislative fiscal bureau.

20 CODE REFERENCES AMENDED. Additional references in the Code
21 to the three separate legislative agencies are changed by an
22 alternative drafting style that references all Code sections
23 in which the current agency names are to be changed to the new
24 agency's name.

25 References to the legislative service bureau relate to the
26 following subject matters in the following Code sections:
27 performance of legislative functions, including legislative
28 standing committee staffing, drafting of state agency and
29 governor bills, preparation of legal and legislative research,
30 communications review committee staffing, employment of a
31 legislative branch protocol officer, bill drafting protocols,
32 filing of documents with the general assembly, private
33 industry competition notations in bills, interstate
34 cooperation commission staffing and expenses, congressional
35 and legislative redistricting, county, city, and school

1 district redistricting assistance, and supreme court rule
2 drafting protocols (Code sections 2.14, 2.16, 2.35, 2.61,
3 2D.3, 3.2, 7A.11, 23A.2A, 28B.1, 28B.4, 42.2, 42.3, 42.6,
4 49.7, 275.23A, 331.209, and 602.4202); and receipt of
5 information or reports (Code section 15E.111).

6 References to the legislative fiscal bureau relate to the
7 following subject matters in the following Code sections:
8 performance of legislative functions, including state mandate
9 notation, legislative visitation committee staffing, lease-
10 purchase notifications, confidential receipt of IPERS
11 information, access to tax information, petroleum underground
12 storage tank fund board membership (Code sections 2.51, 2B.10,
13 8.22A, 8.23, 8.35A, 8.46, 97B.17, 422.72, and 455G.4); and
14 receipt of notification of executive and judicial branch
15 actions; receipt of information, reports, or formal
16 submissions; and required consultation or coordination (Code
17 sections 2.46, 7E.5A, 8.23, 8.35A, 8.44, 8.46, 8.55, 8.61,
18 8.62, 8E.209, 8E.301, 12E.13, 14B.103, 14B.105, 14B.206,
19 15.113, 15.343, 18.16A, 18.16B, 80E.1, 135.11, 161D.8,
20 161D.13, 217.12, 237.18, 255.24A, 260C.66, 261.22, 261.25,
21 262.64A, 262A.13, 263A.11, 263A.13, 266.39D, 266.39F, 292.2,
22 294A.19, 307.20, 307.40, 307.46, 307.47, 327J.3, 384.3,
23 403.23, 404A.5, 421.17, 455B.183A, 505.7, 524.207, 533.67,
24 602.1301, 602.1302, 602.8108, 904.116, 904.706, 905.6, 905.8,
25 and 906.5).

26 REPEALS. The bill repeals numerous sections in Code
27 chapter 2 relating to the general assembly, the contents of
28 which are transferred, for the most part, to new Code chapter
29 2E. The bill also repeals several sections in Code chapters
30 7A and 18 relating to official publications, the contents of
31 which are transferred, in part, to new Code chapter 2E.

32 EFFECTIVE DATE. The bill takes effect upon enactment.

33

34

35

HOUSE FILE 636

S-3105

1 Amend House File 636 as follows:

2 1. Page 7, by inserting after line 12 the
3 following:

4 "2A. The legislative services agency shall compile
5 for publication and distribute in odd-numbered years
6 the Iowa official register. The register shall
7 contain historical, political, and other information
8 and statistics of general value but shall not contain
9 information or statistics of a partisan character.
10 The print and electronic versions of the register need
11 not contain the same information and statistics but
12 shall be published to provide the greatest access to
13 such information and statistics at the most reasonable
14 cost as determined by the legislative services agency.
15 The different versions of the register may be
16 distributed free of charge, may be distributed free of
17 charge except for postage and handling charges, or may
18 be sold at a price to be established by the
19 legislative services agency."

20 2. Page 24, by inserting after line 11 the
21 following:

22 "Sec. _____. Section 7D.6, Code 2003, is amended to
23 read as follows:

24 7D.6 REPORT FOR -- OFFICIAL REGISTER.

25 The secretary shall, as soon as practicable after
26 January 1 of each odd-numbered year, prepare a report
27 of the proceedings of the executive council for the
28 two preceding calendar years. ~~Said~~ The report shall
29 include a statement of:

30 1. The official canvass of the votes cast at the
31 last general election.

32 2. Other acts of ~~said~~ the council that are of
33 general interest.

34 ~~Said~~ The report ~~shall~~ may be published in the Iowa
35 official register as provided in section 2E.5."

36 3. Page 24, by inserting after line 20 the
37 following:

38 "Sec. _____. Section 9F.4, Code 2003, is amended to
39 read as follows:

40 9F.4 PUBLICATION IN -- OFFICIAL REGISTER.

41 ~~The state printing administrator shall~~ legislative
42 services agency may publish ~~said~~ the federal census
43 report and certificate aforesaid in full in each copy
44 of the Iowa official register as provided in section
45 2E.5.

46 Sec. _____. Section 9F.5, Code 2003, is amended to
47 read as follows:

48 9F.5 EVIDENCE.

49 ~~Said~~ The certified census records in the office of
50 the secretary of state, ~~and said authorized~~

S-3105

S-3105

Page 2

1 ~~publications, including the certificates attached~~
2 ~~thereto,~~ shall be competent evidence of all matters
3 therein contained."

4 4. Page 32, line 10, by inserting after the
5 figure "7A.19," the following: "7A.20,".

6 5. Page 32, line 11, by inserting after the
7 figure "7A.26," the following: "9.6,".

8 6. Page 32, by inserting after line 13 the
9 following:

10 "Sec. ____ . PREVAILING PROVISIONS. The provisions
11 of this Act regarding the publication and distribution
12 of the Iowa official register shall prevail over any
13 conflicting provisions of any other Act enacted by the
14 Eightieth General Assembly, 2003 Regular Session."

15 7. By renumbering as necessary.

By NANCY BOETTGER

S-3105 FILED MARCH 31, 2003

ADOPTED 3/31/03

SENATE AMENDMENT TO
HOUSE FILE 636 *

H-1213

1 Amend House File 636 as follows:

2 1. Page 7, by inserting after line 12 the
3 following:

4 "2A. The legislative services agency shall compile
5 for publication and distribute in odd-numbered years
6 the Iowa official register. The register shall
7 contain historical, political, and other information
8 and statistics of general value but shall not contain
9 information or statistics of a partisan character.
10 The print and electronic versions of the register need
11 not contain the same information and statistics but
12 shall be published to provide the greatest access to
13 such information and statistics at the most reasonable
14 cost as determined by the legislative services agency.
15 The different versions of the register may be
16 distributed free of charge, may be distributed free of
17 charge except for postage and handling charges, or may
18 be sold at a price to be established by the
19 legislative services agency."

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24 7D.6 REPORT FOR -- OFFICIAL REGISTER.

25 The secretary shall, as soon as practicable after
26 January 1 of each odd-numbered year, prepare a report
27 of the proceedings of the executive council for the
28 two preceding calendar years. ~~Said~~ The report sha
29 include a statement of:

30 1. The official canvass of the votes cast at the
31 last general election.

32 2. Other acts of ~~said~~ the council that are of
33 general interest.

34 ~~Said~~ The report ~~shall~~ may b
35 official register as provided in section 2E.5."

36 3. Page 24, by inserting after line 20 the
37 following:

38 "Sec. _____. Section 9F.4, Code 2003, is amended to
39 read as follows:

40 9F.4 PUBLICATION IN -- OFFICIAL REGISTER.

41 ~~The state printing administrator shall~~ legislative
42 services agency may publish ~~said the fed~~
43 report and certificate aforesaid in full in each copy
44 of the Iowa official register as provided in section
45 2E.5.

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47 read as follows:

48 9F.5 EVIDENCE.

49 ~~Said~~ The certified census records in the office
50 the secretary of state, ~~and said~~ authorized

H-1213

H-1213

Page 2

1 ~~publications, including the certificates attached~~
2 ~~thereto~~, shall be competent evidence of all matters
3 therein contained."

4 4. Page 32, line 10, by inserting after the
5 figure "7A.19," the following: "7A.20,".

6 5. Page 32, line 11, by inserting after the
7 figure "7A.26," the following: "9.6,".

8 6. Page 32, by inserting after line 13 the
9 following:

10 "Sec. ____ . PREVAILING PROVISIONS. The provisions
11 of this Act regarding the publication and distribution
12 of the Iowa official register shall prevail over any
13 conflicting provisions of any other Act enacted by the
14 Eightieth General Assembly, 2003 Regular Session."

15 7. By renumbering as necessary.

RECEIVED FROM THE SENATE

H-1213 FILED APRIL 7, 2003

House concurred 4/7/03

Roberts
Jacobs
Bukta
Zurk

Boel, Ch

Succeeded By:
SF **0 636** HSB 240

ADMINISTRATION & RULES

HOUSE FILE _____

BY (PROPOSED COMMITTEE ON
ADMINISTRATION AND RULES
BILL BY CHAIRPERSON ROBERTS)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to legislative branch consolidation of functions
2 by combining the legislative service bureau, legislative
3 fiscal bureau, and legislative computer support bureau into a
4 single central legislative staff agency, providing for
5 legislative publications procedures, modifying the sales tax
6 exemption for items sold or services provided by the new
7 agency, including related matters, and providing an effective
8 date.

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

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1 Section 1. NEW SECTION. 2E.1 LEGISLATIVE SERVICES AGENCY
2 CREATED -- SERVICES -- LEGISLATIVE PRIVILEGES --
3 NONPARTISANSHIP AND NONADVOCACY.

4 1. A legislative services agency is created as a
5 nonpartisan, central legislative staff agency under the
6 direction and control of the legislative council. The agency
7 shall cooperate with and serve all members of the general
8 assembly, the legislative council, and committees of the
9 general assembly.

10 2. The legislative services agency shall provide the
11 following services:

12 a. Legal and fiscal analysis, including legal drafting
13 services, fiscal analysis of legislation, and state
14 expenditure, revenue, and budget review.

15 b. State government oversight and performance evaluation.

16 c. Staffing of standing committees, revenue and budget
17 committees, statutory committees, and interim study
18 committees, and any subcommittees of such committees,
19 including the provision of legal and fiscal analysis to
20 committees and subcommittees.

21 d. Publication of the official legal publications of the
22 state, including but not limited to the Iowa Code, Iowa Code
23 Supplement, Iowa Acts, Iowa court rules, Iowa administrative
24 bulletin, and Iowa administrative code as provided in chapter
25 2B.

26 e. Operation and maintenance of the legislative computer
27 systems used by the senate, house of representatives, and the
28 central legislative staff agencies.

29 f. Provision of legislative information to the public,
30 provision of library information, management of legislative
31 visitor protocol services, and provision of capitol tour guide
32 services.

33 g. Other functions as assigned to the legislative services
34 agency by the legislative council or the general assembly.

35 3. The legislative services agency shall provide services

1 to the general assembly in such a manner as to preserve the
2 authority of the senate and the house of representatives to
3 determine their own rules of proceedings and to exercise all
4 other powers necessary for a separate branch of the general
5 assembly of a free and independent state, and to protect the
6 legislative privileges of the members and employees of the
7 general assembly. In providing services to the general
8 assembly, the legislative services agency shall adhere to all
9 applicable policies of the general assembly and its
10 constituent bodies relating to public access to legislative
11 information and related confidentiality restrictions.

12 4. The director and all other employees of the legislative
13 services agency shall not participate in partisan political
14 activities and shall not be identified as advocates or
15 opponents of issues subject to legislative debate except as
16 otherwise provided by law or by the legislative council.

17 Sec. 2. NEW SECTION. 2E.2 DIRECTOR -- DUTIES.

18 1. The administrative head of the legislative services
19 agency shall be the director appointed by the legislative
20 council as provided in section 2.42. The salary of the
21 director shall be set by the legislative council.

22 2. The director shall do all of the following:

23 a. Employ persons with expertise to perform the legal,
24 fiscal, technical, and other functions which are required to
25 be performed by the legislative services agency by this
26 chapter or are assigned to the legislative services agency by
27 the legislative council or the general assembly.

28 b. Supervise all employees of the legislative services
29 agency, including the legal counsel designated to provide
30 legal assistance to the administrative rules review committee,
31 and supervise any outside service providers retained by the
32 legislative services agency.

33 c. Supervise all expenditures of the agency.

34 d. Supervise the legal and fiscal analysis and legal
35 publication functions of the agency.

1 e. Supervise the government oversight and program
2 evaluation functions of the agency.

3 f. Supervise the committee staffing functions of the
4 agency.

5 g. Supervise the computer systems services functions of
6 the agency.

7 h. Supervise the legislative and library information,
8 legislative visitor protocol, and capitol tour guide functions
9 of the agency.

10 i. Perform other functions as assigned to the director by
11 the legislative council or the general assembly.

12 Sec. 3. NEW SECTION. 2E.3 INFORMATION ACCESS --
13 CONFIDENTIALITY -- SUBPOENAS.

14 1. a. The director and agents and employees of the
15 legislative services agency, with respect to the agency's
16 provision of services relating to fiscal analysis of
17 legislation, state expenditure, revenue, and budget review,
18 state government oversight and performance evaluation, and
19 staffing of revenue and budget committees, shall at all times
20 have access to all agencies, offices, boards, and commissions
21 of the state and its political subdivisions and private
22 organizations providing services to individuals under
23 contracts with state agencies, offices, boards, or commissions
24 and to the information, records, instrumentalities, and
25 properties used in the performance of such entities' statutory
26 duties or contractual arrangements. All such entities and the
27 described private organizations shall cooperate with the
28 director, and shall make available to the director such
29 information, records, instrumentalities, and properties upon
30 request.

31 b. If the information sought by the legislative services
32 agency, with respect to the agency's provision of services
33 described in paragraph "a", is required by law to be kept
34 confidential, the agency shall have access to the information,
35 but shall maintain the confidentiality of the information and

1 is subject to the same penalties as the lawful custodian of
2 the information for dissemination of the information.
3 However, the legislative services agency shall not have access
4 to tax return information except for individual income tax
5 sample data as provided in section 422.72, subsection 1.

6 c. The director may issue subpoenas for production of any
7 information, records, instrumentalities, or properties to
8 which the director is authorized to have access under
9 paragraph "a". If any person subpoenaed refuses to produce
10 the information, records, instrumentalities, or properties,
11 the director may apply to the district court having
12 jurisdiction over that person for the enforcement of the
13 subpoena.

14 2. The director and agents and employees of the
15 legislative services agency, with respect to the agency's
16 provision of services relating to legal analysis, drafting,
17 and publications, staffing of subject matter standing and
18 statutory committees, and provision of legislative information
19 to the public, may call upon any agency, office, board, or
20 commission of the state or any of its political subdivisions
21 or private organizations providing services to individuals
22 under contracts with a state agency, office, board, or
23 commission for such information and assistance as may be
24 needed in the provision of services described in this
25 subsection. Such information and assistance shall be
26 furnished within the resources and authority of such agency,
27 office, board, or commission. This requirement of furnishing
28 such information and assistance shall not be construed to
29 require the production or opening of any public records which
30 are required by law to be kept private or confidential.

31 3. The director, an agent or former agent, and an employee
32 or former employee of the legislative services agency shall
33 not be compelled to give testimony or to appear and produce
34 documentary evidence in a judicial or quasi-judicial
35 proceeding if the testimony or documentary evidence sought

1 relates to a legislative duty or act performed by the
2 director, agent, or employee. An order or subpoena purporting
3 to compel testimony or the production of documentary evidence
4 protected under this subsection is unenforceable.

5 Sec. 4. NEW SECTION. 2E.4 SPECIFIC SERVICES -- PUBLIC
6 POLICY RECOMMENDATIONS RESTRICTED.

7 The legislative services agency shall provide the following
8 specific services:

9 1. Preparation of legal and legislative analysis of any
10 governmental matter upon the proper request of members and
11 committees of the general assembly. Such analysis shall not
12 contain any public policy recommendations. Such legal
13 analysis shall be provided through the exercise of an
14 attorney-employee's independent, professional judgment.

15 2. Drafting and preparation of legislation, including
16 bills, resolutions, and amendments, for committees and
17 individual members of the general assembly; proposed bills and
18 joint resolutions for state agencies and the governor in
19 accordance with section 2.16; and bills embodying a plan of
20 legislative and congressional redistricting prepared in
21 accordance with chapter 42.

22 3. Fiscal analysis of legislation, and state expenditure,
23 revenue, and budget review. The director of the agency or the
24 director's designee may make recommendations to the general
25 assembly concerning the state's expenditures and revenues.

26 4. Attendance at the budget hearings required by section
27 8.26. The director of the agency may offer explanations or
28 suggestions and make inquiries with respect to such budget
29 hearings.

30 5. Assistance to standing committees and members of the
31 general assembly in attaching fiscal notes to bills and
32 resolutions as provided by the rules of the general assembly.

33 6. Performance of the duties pertaining to the preparation
34 of correctional impact statements as provided in section 2.56.

35 7. Furnishing information, acting in an advisory capacity,

1 providing staffing services, and reporting to standing,
2 statutory, and interim committees of the general assembly.

3 8. Provision of staffing services including but not
4 limited to preparation of legal and legislative analysis for
5 the administrative rules review committee.

6 9. Preparation of legal and legislative analysis for the
7 legislative council with respect to rules and forms submitted
8 by the supreme court to the legislative council pursuant to
9 section 602.4202.

10 10. Review and oversight of state program operations and
11 program evaluation of state agencies, including compliance,
12 efficiency, and effectiveness determinations, as required by
13 section 2E.7.

14 11. Provision of legislative computer systems services to
15 the senate, house of representatives, and central legislative
16 staff agencies, and provision of advice regarding legislative
17 computer systems services, needs, capabilities, and uses to
18 the legislative council and the general assembly.

19 Sec. 5. NEW SECTION. 2E.5 OFFICIAL LEGAL AND OTHER
20 PUBLICATIONS -- PROCUREMENTS.

21 1. The legislative services agency shall publish the
22 official legal publications of the state as provided in
23 chapter 2B. The legislative services agency shall have legal
24 custody of the publications and shall provide for the
25 warehousing, sale, and distribution of the publications. The
26 legislative services agency shall retain or cause to be
27 retained a number of old editions of the publications but may
28 otherwise distribute or cause to be distributed old editions
29 of the publications to any person upon payment by the person
30 of any distribution costs.

31 2. The printed versions of the publications listed in this
32 subsection shall be sold at a price to be established by the
33 legislative services agency. In determining the prices, the
34 legislative services agency shall consider the costs of
35 printing, binding, distribution, and paper stock, compilation

1 and editing labor costs, and any other associated costs. The
2 legislative services agency shall also consider the number of
3 volumes or units to be printed, sold, and distributed in the
4 determination of the prices.

- 5 a. The Iowa Code.
- 6 b. The Iowa Code Supplement.
- 7 c. The Iowa Acts.
- 8 d. The Iowa court rules.
- 9 e. The Iowa administrative code.
- 10 f. The Iowa administrative bulletin.

11 3. The legislative services agency may establish policies
12 for the production, editing, distribution, and pricing of
13 electronic publications containing information stored by the
14 legislative branch in an electronic format, including
15 information contained in the printed publications listed in
16 this section. Such electronic publications may include
17 programming not originally part of the stored information,
18 including but not limited to search and retrieval functions.
19 The policies shall provide for the widest possible
20 distribution of these value-added electronic publications at
21 the lowest price practicable, which shall not be more than the
22 costs attributable to producing, editing, and distributing the
23 electronic publications.

24 4. Subject to section 2.42, the legislative services
25 agency shall determine its procurement procedures, which may
26 include procurement determinations based on service provider
27 competence, meeting of service or product specifications, and
28 reasonableness of price; the posting of security to accompany
29 a service provider proposal; the preference of Iowa-based
30 businesses if comparable in price; the disclosure of service
31 provider assignments; the inclusion of renewal options; the
32 imposition of liquidated damages and other penalties for
33 breach of any service provider requirement; and the rejection
34 of all service provider proposals and institution of a new
35 procurement process.

1 Sec. 6. NEW SECTION. 2E.6 SPECIAL DISTRIBUTION OF LEGAL
2 PUBLICATIONS -- RESTRICTIONS ON FREE DISTRIBUTIONS.

3 1. The legislative services agency shall make free
4 distribution of the printed versions of the official legal
5 publications listed in section 2E.5, subsection 2, subject to
6 payment of any routine distribution costs such as but not
7 limited to mailing and handling costs, to the three branches
8 of state government, to elected county officers, to county and
9 city assessors, to Iowa's congressional delegation, to federal
10 courts in Iowa and federal judges and magistrates for Iowa,
11 and to state and university depository libraries, the library
12 of congress, and the library of the United States supreme
13 court. Only such officers, offices, and agencies entitled to
14 or receiving free copies during the fiscal year beginning July
15 1, 2002, and ending June 30, 2003, shall be entitled to
16 continue to receive free copies in subsequent years, except
17 that successor and new officers, offices, and agencies shall
18 receive a reasonable number of free copies as determined by
19 the legislative services agency. Such officers, offices, and
20 agencies shall annually review the number of copies received
21 in the prior year to determine if the number of copies
22 received can be reduced and shall submit the information in a
23 report to the legislative services agency. The number of
24 copies received, once reduced, shall not be increased to the
25 previous level without the express consent of the legislative
26 services agency.

27 2. Each officer, office, or agency receiving one or more
28 free copies of a publication under this section shall only
29 receive up to the number of copies indicated free at the time
30 of initial distribution. If an officer, office, or agency
31 receiving one or more free copies of a publication under this
32 section desires additional copies beyond the number initially
33 received, the officer, office, or agency must request the
34 additional copies and pay the normal charge for such
35 publication.

1 3. If a version of a publication provided under this
2 section is available in an electronic format, the legislative
3 services agency may establish policies providing for the
4 substitution of an electronic version for the printed version
5 of the publication, and for the amount of payment, if any,
6 required for the electronic publication. The payment amount
7 shall not be more than established pursuant to section 2E.5
8 for the same publication. For the Iowa administrative code
9 and its supplements, the legislative services agency may
10 provide that the distribution requirement of this section is
11 met by distributing relevant portions of the Iowa
12 administrative code or its supplements in either a printed or
13 electronic format.

14 4. Notwithstanding any provision of this section to the
15 contrary, the legislative services agency may review the
16 publication costs and offsetting sales revenues relating to
17 legal publications in printed formats, and may establish
18 policies requiring payment from persons otherwise entitled to
19 receive them at no cost or at a price covering distribution
20 costs pursuant to subsection 1. The payment amount shall not
21 be more than established pursuant to section 2E.5 for the same
22 publication.

23 Sec. 7. NEW SECTION. 2E.7 STATE GOVERNMENT OVERSIGHT AND
24 PROGRAM EVALUATION.

25 1. The general assembly shall independently and
26 intensively review and oversee the performance of state
27 agencies in the operation of state programs to evaluate the
28 efficiency and effectiveness of the state programs and to
29 consider alternatives which may improve the benefits of such
30 programs or may reduce their costs to the citizens of the
31 state. The legislative services agency shall provide the
32 technical and professional support for the general assembly's
33 oversight responsibility.

34 2. The general assembly by concurrent resolution or the
35 legislative council may direct the legislative services agency

1 to conduct a program evaluation of any state agency. Upon the
2 passage of the concurrent resolution or receiving the
3 direction of the legislative council, the director of the
4 legislative services agency shall inform the chairpersons of
5 the committees responsible for appropriations of the
6 anticipated cost of the program evaluation and the number and
7 nature of any additional personnel needed to conduct the
8 program evaluation and shall notify the official responsible
9 for the program to be evaluated. The director, after
10 consulting with the responsible official and the entity
11 requesting the program evaluation, shall determine the goals
12 and objectives of the state agency or state program for the
13 purpose of the program evaluation.

14 3. In conducting the program evaluation, the legislative
15 services agency may make certain determinations including but
16 not limited to the following:

17 a. The organizational framework of the state agency, its
18 adequacy and relationship to the overall structure of state
19 government, and whether the program under the agency's
20 jurisdiction could be more effective if consolidated with
21 another program, transferred to another program, or modified,
22 or whether the program should be abolished.

23 b. Whether the state agency is conducting programs and
24 activities and expending funds appropriated to the state
25 agency in compliance with state and federal law and any
26 executive order of the governor, and whether statutory or
27 administrative rule changes are advisable.

28 c. Whether the state agency is conducting authorized
29 activities and programs pursuant to goals and objectives
30 established by statute or rule, specific legislative intent,
31 the budget, the governor, or a strategic or other long-range
32 plan, and whether alternatives which might produce the desired
33 results at a lower cost have been considered.

34 d. Whether the state agency is conducting programs and
35 activities and expending funds appropriated to the state

1 agency in an efficient and effective manner, has complied with
2 all applicable laws, and, if not, determine the causes for
3 such inefficiency, ineffectiveness, or noncompliance.

4 e. Relationships within and among other governmental
5 agencies and programs including financial exchanges,
6 coordination, inconsistent programs, and areas of duplication
7 or overlapping programs.

8 f. The productivity of the state agency's operations
9 measured in terms of cost-benefit relationships or other
10 accepted measures of effectiveness.

11 g. Other criteria determined by the director.

12 4. Upon the completion of the program evaluation and
13 preparation of a report on the evaluation, the legislative
14 services agency shall provide a copy of the report to the
15 governing official or board of the state agency and afford the
16 state agency a reasonable opportunity to respond to the
17 findings and recommendations of the report. The response
18 shall be included in the final version of the report released
19 to the general assembly or the legislative council. Until its
20 release the report shall be regarded as confidential by all
21 persons properly having custody of the report.

22 Sec. 8. NEW SECTION. 2E.8 SALES -- TAX EXEMPTION.

23 1. The legislative services agency and its legislative
24 information office may sell mementos and other items relating
25 to Iowa history and historic sites, the general assembly, and
26 the state capitol, on the premises of property under the
27 control of the legislative council, at the state capitol, and
28 on other state property.

29 2. The legislative services agency is not a retailer under
30 chapter 422 and the sale of items or provision of services by
31 the legislative services agency is not a retail sale under
32 chapter 422, division IV, and is exempt from the sales tax.

33 Sec. 9. Section 2.9, Code 2003, is amended to read as
34 follows:

35 2.9 JOURNALS -- BILLS AND AMENDMENTS.

1 1. a. The senate and house of representatives shall each
2 publish a daily journal of the transactions of their
3 respective bodies. The secretary of the senate and the chief
4 clerk of the house shall each determine the format and manner
5 of the journal's publication, the procurement procedures for
6 the journal's publication, and the journal's distribution for
7 their respective bodies.

8 b. The secretary of the senate and the clerk of the house
9 of representatives shall each preserve copies of the printed
10 daily journals of their respective bodies, as corrected,
11 certify to their correctness, and file them with the secretary
12 of state at the adjournment of each session of the general
13 assembly. The secretary of state shall ~~cause the journals to~~
14 ~~be bound and preserved as~~ preserve the original journals of
15 the senate and the house in the manner specified by the
16 majority leader of the senate and speaker of the house.

17 2. a. The senate and house of representatives shall each
18 publish bills and amendments of their respective bodies. The
19 secretary of the senate and the chief clerk of the house shall
20 each determine the procurement procedures for the publication
21 of the bills and amendments and the distribution of the bills
22 and amendments for their respective bodies.

23 b. A bill that seeks to legalize the acts of any official
24 or board or other official body, in regard to any matter of
25 public nature or for any person or persons, company, or
26 corporation, shall not be considered by the senate or house of
27 representatives until the bill is published and distributed to
28 members of the general assembly, and the publication shall be
29 without expense to the state. The senate and house shall not
30 order any such bill published until the secretary of the
31 senate or chief clerk of the house has received a deposit to
32 cover the cost of the publication. The newspaper publication
33 of such bill shall be without expense to the state, and the
34 bill shall not be published in a newspaper until the costs of
35 the newspaper publication has been paid to the secretary of

1 state.

2 Sec. 10. Section 2.42, subsections 1, 2, 11, 12, 13, 14,
3 15, 16, 18, and 19, Code 2003, are amended to read as follows:

4 1. To establish policies for the operation of the
5 legislative ~~service-bureau, including the priority to be given~~
6 ~~to research requests and the distribution of research reports~~
7 services agency.

8 2. To appoint the director of the legislative ~~service~~
9 bureau services agency for such term of office as may be set
10 by the council.

11 11. To approve the appointment of the Iowa Code editor and
12 the administrative code editor ~~and establish the salaries of~~
13 ~~the persons employed in that office.~~

14 12. To establish policies for the distribution of
15 information which is stored by the general assembly in an
16 electronic format, including the contents of statutes or
17 rules, other than value-added electronic publications as
18 provided in section ~~7A-22~~ 2E.5. The legislative council shall
19 establish payment rates that encourage the distribution of
20 such information to the public, including private vendors
21 reselling that information. The legislative council shall not
22 establish a price that attempts to recover more than is
23 attributable to costs related to reproducing and delivering
24 the information.

25 13. To establish policies with regard to the publishing of
26 printed and electronic versions of the Iowa administrative
27 code, the Iowa administrative bulletin, the Iowa Code, the
28 Iowa Code Supplement, and the ~~session-laws~~ Iowa Acts, or any
29 part of those publications. The publishing policies may
30 include, but are not limited to: the style and format to be
31 used; the frequency of publication; the contents of the
32 publications; the numbering system to be used in the Iowa
33 Code, the Iowa Code Supplement, and the ~~session-laws~~ Iowa
34 Acts; the preparation of editorial comments or notations; the
35 correction of errors; the type of print or electronic media

1 and data processing software to be used; the number of printed
 2 volumes to be published; recommended revisions of the Iowa
 3 Code, the Iowa Code Supplement, and the ~~session-laws~~ Iowa
 4 Acts; the letting of contracts for the publication of the Iowa
 5 administrative code, the Iowa administrative bulletin, the
 6 Iowa court rules, the Iowa Code, the Iowa Code Supplement, and
 7 ~~session-laws~~ the Iowa Acts; the pricing of the publications to
 8 which section 22.3 does not apply; access to, and the use,
 9 reproduction, legal protection, sale or distribution, and
 10 pricing of related data processing software consistent with
 11 chapter 22; and any other matters deemed necessary to the
 12 publication of uniform and understandable publications.

13 ~~14.--To-establish-policies-for-the-operation-of-the~~
 14 ~~legislative-fiscal-bureau.~~

15 ~~15.--To-appoint-the-director-of-the-legislative-fiscal~~
 16 ~~bureau-for-such-term-of-office-as-may-be-set-by-the-council.~~

17 16. To hear and act upon appeals of aggrieved employees of
 18 the legislative ~~service-bureau, legislative-fiscal-bureau,~~
 19 ~~computer-support-bureau,~~ services agency and the office of the
 20 citizens' aide pursuant to rules of procedure established by
 21 the council.

22 ~~18.--To-establish-policies-for-the-operation-of-the~~
 23 ~~computer-support-bureau.~~

24 ~~19.--To-appoint-the-director-of-the-computer-support-bureau~~
 25 ~~for-a-term-of-office-set-by-the-council.~~

26 Sec. 11. Section 2.45, subsection 2, Code 2003, is amended
 27 to read as follows:

28 2. The legislative fiscal committee, composed of the
 29 chairpersons or their designated committee member and the
 30 ranking minority party members or their designated committee
 31 member of the committees of the house and senate responsible
 32 for developing a state budget and appropriating funds, the
 33 chairpersons or their designated committee member and the
 34 ranking minority party members or their designated committee
 35 member of the committees on ways and means, and two members,

1 one appointed from the majority party of the senate by the
2 majority leader of the senate and one appointed from the
3 majority party of the house by the speaker of the house of
4 representatives. In each house, unless one of the members who
5 represent the committee on ways and means is also a member of
6 the legislative council, the person appointed from the
7 membership of the majority party in that house shall also be
8 appointed from the membership of the legislative council. The
9 ~~legislative-fiscal-committee-shall-determine-policies-for-the~~
10 ~~legislative-fiscal-bureau-and-shall-direct-the-administration~~
11 ~~of-performance-audits-and-visitations, subject-to-the-approval~~
12 ~~of-the-legislative-council.~~

13 Sec. 12. Section 2.56, Code 2003, is amended to read as
14 follows:

15 2.56 CORRECTIONAL IMPACT STATEMENTS.

16 1. Prior to debate on the floor of a chamber of the
17 general assembly, a correctional impact statement shall be
18 attached to any bill, joint resolution, or amendment which
19 proposes a change in the law which creates a public offense,
20 significantly changes an existing public offense or the
21 penalty for an existing offense, or changes existing
22 sentencing, parole, or probation procedures. The statement
23 shall include information concerning the estimated number of
24 criminal cases per year that the legislation will impact, the
25 fiscal impact of confining persons pursuant to the
26 legislation, the impact of the legislation upon existing
27 correctional institutions, community-based correctional
28 facilities and services, and jails, the likelihood that the
29 legislation may create a need for additional prison capacity,
30 and other relevant matters. The statement shall be factual
31 and shall, if possible, provide a reasonable estimate of both
32 the immediate effect and the long-range impact upon prison
33 capacity.

34 ~~2.--a.--The-preliminary-determination-of-whether-a-bill,~~
35 ~~joint-resolution, or-amendment-appears-to-require-a~~

~~1 correctional-impact-statement-shall-be-made-by-the-legislative
2 service-bureau, which shall send a copy of the bill, joint
3 resolution, or amendment, upon completion of the draft, to the
4 legislative-fiscal-director-for-review, unless the requestor
5 specifies the request is to be confidential.~~

6 b- 2. a. When a committee of the general assembly reports
7 a bill, joint resolution, or amendment to the floor, the
8 committee shall state in the report whether a correctional
9 impact statement is or is not required.

10 c- b. The legislative ~~fiscal-director~~ services agency
11 shall review all bills and joint resolutions placed on the
12 calendar of either chamber of the general assembly, as well as
13 amendments filed to bills or joint resolutions on the
14 calendar, to determine whether a correctional impact statement
15 is required.

16 d- c. A member of the general assembly may request the
17 preparation of a correctional impact statement by submitting a
18 request to the legislative ~~fiscal-bureau~~ services agency.

19 3. The legislative ~~fiscal-director~~ services agency shall
20 cause to be prepared ~~and shall approve~~ a correctional impact
21 statement within a reasonable time after receiving a request
22 or determining that a proposal is subject to this section.
23 All correctional impact statements approved by the legislative
24 ~~fiscal-director~~ services agency shall be transmitted
25 immediately to either the chief clerk of the house or the
26 secretary of the senate, after notifying the sponsor of the
27 legislation that the statement has been prepared, for
28 publication ~~in the daily clip-sheet~~. The chief clerk of the
29 house or the secretary of the senate shall attach the
30 statement to the bill, joint resolution, or amendment affected
31 as soon as it is available.

32 4. The legislative ~~fiscal-director~~ services agency may
33 request the cooperation of any state department or agency or
34 political subdivision in preparing a correctional impact
35 statement.

1 5. A revised correctional impact statement shall be
2 prepared if the correctional impact has been changed by the
3 adoption of an amendment, and may be requested by a member of
4 the general assembly or be prepared upon a determination made
5 by the legislative ~~fiscal-director~~ services agency. However,
6 a request for a revised correctional impact statement shall
7 not delay action on the bill, joint resolution, or amendment
8 unless so ordered by the presiding officer of the chamber.

9 Sec. 13. Section 2B.1, Code 2003, is amended to read as
10 follows:

11 2B.1 IOWA CODE AND ADMINISTRATIVE CODE DIVISIONS---
12 EDITORS.

13 ~~1---The-Iowa-Code-and-administrative-code-divisions-are~~
14 ~~established-within-the-legislative-service-bureau.~~

15 2- 1. The director of the legislative ~~service-bureau~~
16 services agency shall appoint the Iowa Code editor and the
17 administrative code editor, subject to the approval of the
18 legislative council, as provided in section 2.42. The Iowa
19 Code editor and the administrative code editor shall serve as
20 ~~the-heads-of-their-respective-divisions,~~ at the pleasure of
21 the director of the legislative ~~service-bureau,~~ ~~and-subject-to~~
22 ~~the-approval-of-the-legislative-council~~ services agency.

23 3- 2. The Iowa Code and administrative code ~~divisions~~
24 editors are responsible for the editing, compiling, and
25 proofreading of the publications they prepare, as provided in
26 this chapter. The Iowa Code ~~division~~ editor is entitled to
27 the temporary possession of the original enrolled Acts and
28 resolutions as necessary to prepare them for publication.

29 Sec. 14. Section 2B.5, Code 2003, is amended to read as
30 follows:

31 2B.5 DUTIES OF ADMINISTRATIVE CODE ~~DIVISION~~ EDITOR.

32 The administrative code ~~division~~ editor shall:

33 1. Cause the Iowa administrative bulletin and the Iowa
34 administrative code to be published as provided in chapter
35 17A.

1 2. Cause the Iowa court rules to be published and
2 distributed, as directed by the supreme court after
3 consultation with the legislative council. The Iowa court
4 rules shall consist of all rules prescribed by the supreme
5 court. ~~The court rules shall be published in loose leaf form~~
6 ~~and supplements shall be prepared and distributed as directed~~
7 ~~by the supreme court.~~ The Iowa court rules and supplements to
8 the court rules shall be priced as provided in section 7A-22
9 2E.5.

10 3. Cause to be published annually ~~in pamphlet form~~ a
11 correct list of state officers and deputies, members of boards
12 and commissions, judges justices of the supreme court,
13 appellate judges of the court of appeals, and judges of the
14 district courts including district associate judges and
15 judicial magistrates, and members of the general assembly.
16 The offices of the governor and secretary of state shall
17 cooperate in the preparation of the list. ~~This pamphlet shall~~
18 ~~be published as soon after July 1 as it becomes apparent that~~
19 ~~it will be reasonably current.~~

20 4. Notify the administrative rules coordinator if a rule
21 is not in proper style or form.

22 5. Perform other duties as directed by the director of the
23 legislative service bureau services agency, the legislative
24 council, or the administrative rules review committee and as
25 provided by law.

26 Sec. 15. Section 2B.6, Code 2003, is amended to read as
27 follows:

28 2B.6 DUTIES OF IOWA CODE ~~DIVISION~~ EDITOR.

29 The Iowa Code ~~division~~ editor shall:

30 1. Submit recommendations as the Iowa Code editor deems
31 proper to each general assembly for the purpose of amending,
32 revising, codifying, and repealing portions of the statutes
33 which are inaccurate, inconsistent, outdated, conflicting,
34 redundant, or ambiguous, and present the recommendations in
35 bill form to the appropriate committees of the general

1 assembly.

2 2. Cause the annual ~~session-laws~~ Iowa Acts to be
3 published, as provided in section 2B.10, including copies of
4 all Acts and joint resolutions passed at each session of the
5 general assembly.

6 3. Cause the Iowa Code and Iowa Code Supplement to be
7 published as provided in section 2B.12.

8 4. Perform other duties as directed by the director of the
9 legislative ~~service-bureau~~ services agency or the legislative
10 council and as provided by law.

11 Sec. 16. Section 2B.10, subsection 5, Code 2003, is
12 amended to read as follows:

13 5. The enrolling clerks of the house and senate shall
14 arrange for the Iowa Code ~~division~~ editor to receive suitable
15 copies of all Acts and resolutions as soon as they are
16 enrolled.

17 Sec. 17. Section 2B.12, subsection 6, paragraph f, Code
18 2003, is amended to read as follows:

19 f. The Constitution of the State of Iowa, original and
20 codified versions.

21 Sec. 18. Section 2B.13, Code 2003, is amended to read as
22 follows:

23 2B.13 EDITORIAL POWERS AND DUTIES.

24 1. The Iowa Code editor in preparing the copy for an
25 edition of the Iowa Code or a Iowa Code Supplement,~~and the~~
26 ~~administrative-code-editor-in-preparing-the-copy-for-an~~
27 ~~edition-of-the-Iowa-administrative-code-or-bulletin~~ shall not
28 alter the sense, meaning, or effect of any Act of the general
29 assembly, but may:

30 a. Correct manifestly misspelled words and grammatical and
31 clerical errors, including punctuation but without changing
32 the meaning, and change capitalization, spelling, and
33 punctuation for purposes of uniformity and consistency in Code
34 language.

35 b. Correct internal references to sections which are cited

1 erroneously or have been repealed, and amended, or renumbered.

2 c. Substitute the proper chapter, section, subsection, or
3 other statutory reference for the term "this Act" or
4 references to another Act of the general assembly when there
5 appears to be no doubt as to the proper method of making the
6 substitution.

7 d. Substitute the proper date for references to the
8 effective or applicability dates of an Act when there appears
9 to be no doubt as to the proper method of making the
10 substitution.

11 e. Correct names of agencies, officers, or other entities
12 which-have-been-changed, when there appears to be no doubt as
13 to the proper methods method of making the corrections
14 correction. ~~The Code editor shall maintain a record of the~~
15 ~~corrections made under this paragraph. The record shall be~~
16 ~~available to the public.~~

17 ~~e. f.~~ f. Transfer, divide, or combine sections or parts of
18 sections and add or amend headnotes to sections and
19 subsections. Pursuant to section 3.3, the headnotes are not
20 part of the law.

21 g. Change words that designate one gender to reflect both
22 genders when the provisions apply to both genders.

23 h. If any Code section or part of a Code section, or any
24 Act of the general assembly which is intended to be codified,
25 is amended by more than one Act or more than one provision in
26 an Act of the general assembly, and the amendments do not
27 expressly refer to or amend one of the other Acts or Act
28 provisions in question, harmonize the amendments, if possible,
29 so that effect may be given to each and incorporate the
30 amendments as harmonized in the Code section. If amendments
31 made by several Acts are irreconcilable, unless one of the
32 amendments repeals or strikes the language in question, the
33 Iowa Code editor shall codify the amendment that is latest in
34 date of enactment by the general assembly. If amendments made
35 by provisions within an Act are irreconcilable, unless one of

1 the amendments repeals or strikes the language in question,
2 the Iowa Code editor shall codify the provision listed last in
3 the Act. If one of the amendments repeals or strikes the
4 language in question, the Iowa Code editor shall codify the
5 amendment that repeals or strikes the language.

6 ~~2.--The-Iowa-Code-editor-may-prepare-and-publish-comments~~
7 ~~deemed-necessary-for-a-proper-explanation-of-the-manner-of~~
8 ~~printing-a-section-or-chapter-of-the-Iowa-Code.~~

9 ~~3.--The-Iowa-Code-editor,--in-preparing-the-copy-for-an~~
10 ~~edition-of-the-Iowa-Code-or-a-Code-Supplement,--and-the~~
11 ~~administrative-code-editor-in-preparing-the-copy-for-an~~
12 ~~edition-of-the-Iowa-administrative-code,--shall-edit-the-copy~~
13 ~~in-order-that-words-which-designate-one-gender-are-changed-to~~
14 ~~reflect-both-genders-when-the-provisions-of-law-apply-to~~
15 ~~persons-of-both-genders.~~

16 2. The administrative code editor in preparing the copy
17 for an edition of the Iowa administrative code or bulletin
18 shall not alter the sense, meaning, or effect of any rule, but
19 may:

20 a. Correct misspelled words and grammatical and clerical
21 errors, including punctuation, and change capitalization,
22 spelling, and punctuation for purposes of uniformity and
23 consistency.

24 b. Correct references to rules or sections which are cited
25 erroneously or have been repealed, amended, or renumbered.

26 c. Correct names of agencies, officers, or other entities
27 when there appears to be no doubt as to the proper method of
28 making the correction.

29 d. Transfer, divide, or combine rules or parts of rules
30 and add or amend catchwords to rules and subrules.

31 e. Change words that designate one gender to reflect both
32 genders when the provisions apply to both genders.

33 f. Perform any other editorial tasks required or
34 authorized by section 17A.6.

35 3. The Iowa Code editor may, in preparing the copy for an

1 edition of the Iowa Code or Iowa Code Supplement, establish
2 standards for and change capitalization, spelling, and
3 punctuation in any Code provision for purposes of uniformity
4 and consistency in Code language. The administrative code
5 editor may establish standards for capitalization, spelling,
6 and punctuation for purposes of uniformity and consistency in
7 the administrative code.

8 4. The Iowa Code editor shall seek direction from the
9 senate committee on judiciary and the house committee on
10 judiciary when making Iowa Code or Iowa Code Supplement
11 changes, and the administrative code editor shall seek
12 direction from the administrative rules review committee and
13 the administrative rules coordinator when making Iowa
14 administrative code changes, which appear to require
15 substantial editing and which might otherwise be interpreted
16 to exceed the scope of the authority granted in this section.

17 5. The Iowa Code editor may prepare and publish comments
18 deemed necessary for a proper explanation of the manner of
19 printing a section or chapter of the Iowa Code. The Iowa Code
20 editor shall maintain a record of all of the corrections made
21 under subsection 1. The Iowa Code editor ~~and the~~
22 ~~administrative-code-editor~~ shall also maintain a separate
23 record of the changes made under ~~this-section~~ subsection 1,
24 paragraphs "b" through "h". The ~~record~~ records shall be
25 available to the public.

26 6. The Iowa Code editor and the administrative code editor
27 shall not make editorial changes which go beyond the authority
28 granted in this section or other law.

29 7. The effective date of all editorial changes in an
30 edition of the Iowa Code or a Iowa Code Supplement is the
31 effective date of the ~~selling-price~~ Iowa Code editor's
32 approval of the final press proofs for the statutory text
33 contained within that publication ~~as-established-by-the~~
34 ~~legislative-council-or-the-legislative-council's-designee.~~
35 The effective date of all editorial changes for the Iowa

1 administrative code is the date those changes are published in
2 the Iowa administrative code.

3 Sec. 19. Section 2B.17, subsections 3 and 5, Code 2003,
4 are amended to read as follows:

5 3. The official printed versions of the Iowa Code, Code
6 Supplement, and ~~session-laws~~ Iowa Acts published under
7 authority of the state are the only authoritative publications
8 of the statutes of this state. ~~No-other~~ Other publications of
9 the statutes of the state shall not be cited in the courts or
10 in the reports or rules of the courts. The Iowa Code editor
11 is the custodian of the official printed versions of the Iowa
12 Code, Iowa Code Supplement, and Iowa Acts and may attest to
13 and authenticate any portion of those official printed
14 versions for purposes of admitting a portion of the official
15 printed version in any court or office of any state,
16 territory, or possession of the United States or in a foreign
17 jurisdiction.

18 5. The printed version of the Iowa administrative code is
19 the permanent publication of administrative rules in this
20 state and the Iowa administrative bulletin and the Iowa
21 administrative code published pursuant to chapter 17A are the
22 official publications of the administrative rules of this
23 state, and are the only authoritative publications of the
24 administrative rules of this state. Other publications of the
25 administrative rules of this state shall not be cited in the
26 courts or in the reports or rules of the courts. The Iowa
27 administrative code editor is the custodian of the official
28 printed versions of the Iowa administrative code and the Iowa
29 administrative bulletin and may attest to and authenticate any
30 portion of those official printed versions for purposes of
31 admitting a portion of the official printed version in any
32 court or office of any state, territory, or possession of the
33 United States or in a foreign jurisdiction.

34 Sec. 20. Section 2B.21, Code 2003, is amended to read as
35 follows:

1 2B.21 AVAILABILITY OF PARTS OF THE IOWA CODE AND
2 ADMINISTRATIVE CODE.

3 The Iowa Code ~~division~~ editor and the administrative code
4 division editor, in accordance with policies established by
5 the legislative council, may cause parts of the Iowa Code or
6 administrative code to be made available for the use of public
7 officers and other persons. This authority shall be exercised
8 in a manner planned to avoid delay in the other publications
9 of the ~~divisions~~ editors.

10 Sec. 21. Section 7E.6, subsection 7, Code 2003, is amended
11 by striking the subsection.

12 Sec. 22. Section 8.22A, subsection 1, Code 2003, is
13 amended to read as follows:

14 1. The state revenue estimating conference is created
15 consisting of the governor or the governor's designee, the
16 director of the legislative ~~fiscal-bureau~~ services agency or
17 the director's designee, and a third member agreed to by the
18 other two.

19 Sec. 23. Section 15A.9, subsection 11, Code 2003, is
20 amended by striking the subsection.

21 Sec. 24. Section 17A.6, subsection 1, unnumbered paragraph
22 1, Code 2003, is amended to read as follows:

23 The administrative code editor shall cause the Iowa
24 administrative bulletin to be published in ~~a-printed-form~~
25 accordance with section 2.42 at least every other week, unless
26 the administrative code editor and the administrative rules
27 review committee determine that an alternative publication
28 schedule is preferable. ~~An-electronic-version-of-the-Iowa~~
29 ~~administrative-bulletin-may-also-be-published-as-provided-in~~
30 ~~section-2-42~~. The Iowa administrative bulletin shall contain
31 all of the following:

32 Sec. 25. Section 17A.6, subsections 2, 3, and 5, Code
33 2003, are amended to read as follows:

34 2. Subject to the direction of the administrative rules
35 coordinator, the administrative code editor shall cause the

1 Iowa administrative code to be compiled, indexed, and
2 published in accordance with section 2.42 in a printed-~~loose-~~
3 ~~leaf~~ form containing all rules adopted and filed by each
4 agency. The administrative code editor further shall cause
5 ~~loose-leaf~~ supplements to the Iowa administrative code to be
6 published as determined by the administrative rules
7 coordinator and the administrative rules review committee,
8 containing all rules filed for publication in the prior time
9 period. The supplements shall be in such form that they may
10 be inserted in the appropriate places in the permanent
11 compilation. The administrative rules coordinator shall
12 devise a uniform numbering system for rules and may renumber
13 rules before publication to conform with the system. An
14 ~~electronic-version-of-the-Iowa-administrative-code-may-also-be~~
15 ~~published-as-provided-in-section-2.42-~~

16 3. The administrative code editor may omit or cause to be
17 omitted from the Iowa administrative code or bulletin any rule
18 the publication of which would be unduly cumbersome, expensive
19 or otherwise inexpedient, if the rule in ~~printed-or~~ processed
20 form is made available on application to the adopting agency
21 at no more than its cost of reproduction, and if the Iowa
22 administrative code or bulletin contains a notice stating the
23 specific subject matter of the omitted rule and stating how a
24 copy of the omitted rule may be obtained.

25 The administrative code editor shall omit or cause to be
26 omitted from the Iowa administrative code any rule or portion
27 of a rule nullified by the general assembly pursuant to
28 Article III, section 40, of the Constitution of the State of
29 Iowa.

30 5. The Iowa administrative code, its supplements, and the
31 Iowa administrative bulletin shall be made available upon
32 request to all persons who subscribe to any of them through
33 ~~the-state-printing-division. Copies-of-this-code-so-made~~
34 ~~available-shall-be-kept-current-by-the-division-~~

35 Sec. 26. Section 17A.8, subsection 10, Code 2003, is

1 amended by striking the subsection.

2 Sec. 27. Section 18.3, subsection 3, Code 2003, is amended
3 to read as follows:

4 3. Administering the provisions of sections 18.26 to
5 ~~18.103~~ 18.100.

6 Sec. 28. Section 18.28, Code 2003, is amended to read as
7 follows:

8 18.28 "PRINTING" DEFINED.

9 As used in chapter 7A and sections 18.26 to ~~18.103~~ 18.100,
10 "printing" means the reproduction of an image from a printing
11 surface made generally by a contact impression that causes a
12 transfer of ink, the reproduction of an impression by a
13 photographic process, or the reproduction of an image by
14 electronic means and shall include binding and may include
15 material, processes, or operations necessary to produce a
16 finished printed product, but shall not include binding,
17 rebinding or repairs of books, journals, pamphlets, magazines
18 and literary articles by any library of the state or any of
19 its offices, departments, boards and commissions held as a
20 part of their library collection.

21 Sec. 29. NEW SECTION. 18.28A LEGISLATIVE BRANCH
22 EXCLUDED.

23 This chapter does not apply to the printing contracts or
24 procedures of the legislative branch.

25 Sec. 30. Section 18.30, Code 2003, is amended to read as
26 follows:

27 18.30 CONTRACTS WITH STATE INSTITUTIONS.

28 The director may, without advertising for bids, enter into
29 contracts or make provision for doing any of the work coming
30 under the provisions of chapter 7A and sections 18.26 to
31 ~~18.103~~ 18.100 at any school or institution under the ownership
32 or control of the state. The work shall be done under
33 conditions substantially the same as those provided for in the
34 case of contracts with individuals and the same standard of
35 quality or product shall be required.

1 Sec. 31. Section 18.50, Code 2003, is amended to read as
2 follows:

3 18.50 EMERGENCY CONTRACTS.

4 The director may at any time award a separate printing
5 contract or may authorize an assistant to award a separate
6 printing contract for any work and materials or printing
7 supplies within the provisions of chapter 7A and sections
8 18.26 to ~~18.103~~ 18.100 which are not included in current
9 printing contracts or which cannot properly be made the
10 subject of a general contract. A separate printing contract
11 must have been duly solicited by the director from vendors
12 engaged in the kind of work under consideration who have
13 indicated a desire to bid on the class of work to be
14 performed.

15 Sec. 32. Section 18.59, subsection 5, Code 2003, is
16 amended to read as follows:

17 5. To avoid duplication, overlapping, and redundancy of
18 pamphlets and publications, other than legislative branch
19 publications and official documents and books and publications
20 authorized by ~~chapters-2B-and~~ chapter 7A, to examine the
21 contents of proposed pamphlets or publications and to approve
22 or disapprove such pamphlets or publications only for such
23 reason; and to effectuate this power, the director shall adopt
24 rules for its administration.

25 Sec. 33. Section 18.75, subsections 6 and 8, Code 2003,
26 are amended to read as follows:

27 ~~6--Have-legal-custody-of-all-Codes,-session-laws,-books-of~~
28 ~~annotations,-tables-of-corresponding-sections,-publications,-~~
29 ~~except-premium-lists-published-by-the-Iowa-state-fair-board,-~~
30 ~~containing-reprints-of-statutes-or-administrative-rules,-or~~
31 ~~both,-reports-of-state-departments,-and-reports-of-the-supreme~~
32 ~~court,-and-sell,-account-for,-and-distribute-the-same-as~~
33 ~~provided-by-law.--However,-the-legislative-service-bureau~~
34 ~~shall-solicit-and-process-orders-for-the-distribution-of-all~~
35 ~~printed-Codes,-session-laws,-administrative-codes-and~~

1 ~~bulletins, court rules, and the state roster.~~

2 8. By November 1 of each year supply a report which
3 contains the name, gender, county, or city of residence when
4 possible, official title, salary received during the previous
5 fiscal year, base salary as computed on July 1 of the current
6 fiscal year, and traveling and subsistence expense of the
7 personnel of each of the departments, boards, and commissions
8 of the state government except personnel who receive an annual
9 salary of less than one thousand dollars. The number of the
10 personnel and the total amount received by them shall be shown
11 for each department in the report. All employees who have
12 drawn salaries, fees, or expense allowances from more than one
13 department or subdivision shall be listed separately under the
14 proper departmental heading. On the request of the
15 administrator, the head of each department, board, or
16 commission shall furnish the data covering that agency. The
17 report shall be distributed upon request ~~without charge~~
18 electronically to each caucus of the general assembly, the
19 legislative ~~service-bureau, the legislative fiscal-bureau~~
20 services agency, the chief clerk of the house of
21 representatives, and the secretary of the senate. Copies of
22 the report shall be made available to other persons in both
23 ~~print or~~ electronic medium, upon payment of a fee if
24 appropriate, which shall not exceed the cost of providing the
25 copy of the report. Sections 22.2 through 22.6 apply to the
26 report. All funds from the sale of the report shall be
27 deposited in the general fund. Requests for publications
28 shall be handled only upon receipt of postage by the
29 administrator.

30 Sec. 34. Section 22.3A, subsection 2, paragraph a, Code
31 2003, is amended to read as follows:

32 a. The amount charged for access to a public record shall
33 be not more than that required to recover direct publication
34 costs, including but not limited to editing, compilation, and
35 media production costs, incurred by the government body in

1 developing the data processing software, and preparing the
2 data processing software for transfer to the person. The
3 amount shall be in addition to any other fee required to be
4 paid under this chapter for the examination and copying of a
5 public record. If a person accesses a public record stored in
6 an electronic format that does not require formatting,
7 editing, or compiling to access the public record, the charge
8 for providing the accessed public record shall not exceed the
9 reasonable cost of accessing that public record. The
10 government body shall, if requested, provide documentation
11 which explains and justifies the amount charged. This
12 paragraph shall not apply to any publication for which a price
13 has been established pursuant to another section, including
14 section 7A-22 2E.5.

15 Sec. 35. Section 25B.5, Code 2003, is amended to read as
16 follows:

17 25B.5 COST ESTIMATES -- NOTATION IN ACTS.

18 1. When a bill or joint resolution is requested, the
19 legislative ~~service-bureau~~ services agency shall make an
20 initial determination of whether the bill or joint resolution
21 may impose a state mandate. If a state mandate may be
22 included, that fact shall be included in the explanation of
23 the bill or joint resolution.

24 2. If a bill or joint resolution may include a state
25 mandate, ~~a-copy-of-the-prepared-draft-shall-be-sent-to~~ the
26 legislative ~~fiscal-bureau-which~~ services agency shall
27 determine if the bill or joint resolution contains a state
28 mandate. If the bill or joint resolution contains a state
29 mandate and is still eligible for consideration during the
30 legislative session for which the bill or joint resolution was
31 drafted, the legislative ~~fiscal-bureau~~ services agency shall
32 prepare an estimate of the amount of costs imposed.

33 3. If a bill or joint resolution containing a state
34 mandate is enacted, unless the estimate already on file with
35 the house of origin is sufficient, the legislative ~~fiscal~~

1 bureau services agency shall prepare a final estimate of
2 additional local revenue expenditures required by the state
3 mandate and file the estimate with the secretary of state for
4 inclusion with the official copy of the bill or resolution to
5 which it applies. A notation of the filing of the estimate
6 shall be made in the Iowa Acts of-the-general-assembly
7 published pursuant to chapter 2B.

8 Sec. 36. Section 97D.4, subsection 4, unnumbered paragraph
9 2, Code 2003, is amended to read as follows:

10 Administrative assistance shall be provided by the
11 legislative ~~service-bureau-and-the-legislative-fiscal-bureau~~
12 services agency.

13 Sec. 37. Section 256.53, Code 2003, is amended to read as
14 follows:

15 256.53 STATE PUBLICATIONS.

16 Upon issuance of a state publication in any format, a state
17 agency shall deposit with the division at no cost to the
18 division, seventy-five copies of the publication or a lesser
19 number if specified by the division, except as provided in
20 section 2E.6.

21 Sec. 38. Section 331.502, subsection 3, Code 2003, is
22 amended by striking the subsection.

23 Sec. 39. Section 602.1204, subsection 3, Code 2003, is
24 amended to read as follows:

25 3. The supreme court shall compile and publish all
26 procedures and directives relating to the supervision and
27 administration of the internal affairs of the judicial branch,
28 and shall distribute a copy of the compilation and all
29 amendments to each operating component of the judicial branch.
30 ~~Copies-also-shall-be-distributed-to-agencies-referred-to-in~~
31 ~~section-18-97-upon-request-~~

32 Sec. 40. Sections 2.14, 2.16, 2.35, 2.45, 2.61, 2D.3, 3.2,
33 7A.11, 15E.111, 23A.2A, 28B.1, 28B.4, 42.2, 42.3, 42.6, 49.7,
34 275.23A, 331.209, and 602.4202, Code 2003, are amended by
35 striking from the sections the words "legislative service

1 bureau" and "bureau" when referring to the legislative service
2 bureau and inserting in lieu thereof the words "legislative
3 services agency".

4 Sec. 41. Sections 2.46, 2.51, 2B.10, 7E.5A, 8.23, 8.35A,
5 8.44, 8.46, 8.55, 8.61, 8.62, 8E.209, 8E.301, 12E.13, 14B.103,
6 14B.105, 14B.206, 15.113, 15.343, 18.16A, 18.16B, 80E.1,
7 97B.17, 135.11, 161D.8, 161D.13, 217.12, 237.18, 255.24A,
8 260C.66, 261.22, 261.25, 262.64A, 262A.13, 263A.11, 263A.13,
9 266.39D, 266.39F, 292.2, 294A.19, 307.20, 307.40, 307.46,
10 307.47, 327J.3, 384.3, 403.23, 404A.5, 421.17, 422.72,
11 455B.183A, 455G.4, 505.7, 524.207, 533.67, 602.1301, 602.1302,
12 602.8108, 904.116, 904.706, 905.6, 905.8, and 906.5, Code
13 2003, are amended by striking from the sections the words
14 "legislative fiscal bureau" and inserting in lieu thereof the
15 words "legislative services agency".

16 Sec. 42. CODE EDITOR'S DIRECTIVE. The Code editor shall
17 correct any references to the legislative services agency as
18 the successor to the legislative service bureau, legislative
19 fiscal bureau, and computer support bureau, including
20 grammatical constructions, anywhere else in the Iowa Code, in
21 any bills awaiting codification, and in any bills enacted by
22 the Eightieth General Assembly, 2003 Regular Session.

23 Sec. 43. Sections 2.48, 2.49, 2.50, 2.52, 2.55, 2.55A,
24 2.58, 2.59, 2.60, 2.64, 2.65, 2.66, 2.67, 2.100, 2.101, 2.102,
25 2.103, 2.104, 7A.15, 7A.16, 7A.17, 7A.18, 7A.19, 7A.21, 7A.22,
26 7A.25, 7A.26, 18.86, 18.87, 18.88, 18.89, 18.90, 18.95, 18.96,
27 18.97, 18.97A, 18.101, 18.102, and 18.103, Code 2003, are
28 repealed.

29 Sec. 44. EFFECTIVE DATE. This Act, being deemed of
30 immediate importance, takes effect upon enactment.

31 EXPLANATION

32 This bill relates to legislative branch consolidation of
33 certain of its functions.

34 CONSOLIDATED AGENCY. The bill creates a single,
35 nonpartisan legislative services agency by combining the

1 functions and duties of the legislative service bureau,
2 legislative fiscal bureau, and legislative computer support
3 bureau. The bill provides for continued oversight of the new
4 agency by the legislative council. State agencies are
5 required to provide information, including certain
6 confidential fiscal and oversight information, needed by the
7 agency to fulfill its responsibilities. The director retains
8 subpoena authority to enforce access to such fiscal and
9 oversight information. Employees of the legislative services
10 agency are protected from being compelled to give testimony or
11 to appear and produce documentary evidence in a judicial or
12 quasi-judicial proceeding if the testimony or documentary
13 evidence sought relates to a legislative duty or act performed
14 by the employee.

15 LEGISLATIVE SERVICE BUREAU FUNCTIONS. The bill transfers
16 the legislative service bureau's legal analysis, legal
17 drafting, congressional and legislative redistricting, legal
18 publications, standing, statutory, and interim committee
19 staffing, legislative information, legislative visitor
20 protocol, and capitol tour guide responsibilities to the new
21 agency. With respect to legal and legislative analysis, the
22 bill preserves the current statutory requirement that such
23 analysis not contain public policy recommendations. Legal
24 analysis is required to be provided through the exercise of
25 attorney-employees' independent, professional judgment.

26 LEGISLATIVE FISCAL BUREAU FUNCTIONS. The bill transfers
27 the legislative fiscal bureau's state expenditure, revenue,
28 and budget review and analysis, fiscal note preparation,
29 revenue and budget, statutory, standing committee and
30 subcommittee, and interim committee staffing, and program
31 evaluation responsibilities to the new agency. With respect
32 to the budget and revenue committees, the bill preserves the
33 current statutory authority of the legislative fiscal bureau
34 to advise the committees when requested, and to make inquiries
35 and suggestions with respect to state agency budget hearings.

1 The bill strikes the requirement of the legislative fiscal
2 bureau to conduct every five years an economic cost-benefit
3 analysis of each quality jobs enterprise zone.

4 COMPUTER SUPPORT BUREAU FUNCTIONS. The bill transfers the
5 computer support bureau's legislative computer systems
6 responsibilities to the new agency.

7 ADMINISTRATIVE RULES REVIEW COMMITTEE LEGAL ASSISTANCE.

8 The bill transfers to the new agency the responsibility of
9 providing legal assistance to the administrative rules review
10 committee.

11 OFFICIAL LEGAL PUBLICATIONS AND PROCUREMENT. The bill
12 authorizes the legislative services agency to set prices for
13 publication of the official versions of the Iowa Code, Iowa
14 Code Supplement, Iowa Acts, Iowa court rules, Iowa
15 administrative bulletin, and Iowa administrative code. The
16 bill updates the editorial powers and duties of the Iowa Code
17 and administrative code editors in Code chapters 2B and 7E.
18 The effective date for editorial changes to the Iowa Code is
19 set on the date of approval by the Iowa Code editor of the
20 final press proofs for the statutory text of the Iowa Code.
21 The statutory provisions governing the distribution of these
22 official printed legal publications at no cost or at a price
23 covering distribution costs to state and local public
24 officials and offices are amended to continue providing the
25 distribution of these publications while attempting to
26 substitute more electronic publications for the printed
27 publications. The authorization to require some payment for
28 otherwise no-cost or distribution-cost copies is retained for
29 the legislative services agency. Procurement authority is
30 provided for the legislative services agency. The current
31 sales tax exemption for certain items sold by the legislative
32 service bureau is applied to items sold or services provided
33 by the legislative services agency.

34 SENATE AND HOUSE PUBLICATIONS. The bill provides that the
35 senate and house of representatives shall each publish and

1 determine procurement procedures for the publication of their
2 journals, bills, and amendments, and determine their
3 distribution. The bill repeals provisions in Code chapters 7A
4 and 18 relating to the state printing administrator's
5 responsibility for printing journals and bills and relating to
6 specific distribution requirements for the journals, official
7 registers, and bills with respect to members of the general
8 assembly, libraries, newspapers, county auditors, and the
9 public.

10 **NONPARTISANSHIP AND LEGISLATIVE PRIVILEGES.** Employees of
11 the new agency are prohibited from participating in partisan
12 political activities and shall not be identified as advocates
13 or opponents of issues subject to legislative debate except as
14 otherwise provided by law or by the legislative council.
15 Services provided by the new agency are required to be
16 provided in a manner so as to preserve the independence of the
17 general assembly as a constitutional body and to protect the
18 legislative privileges of the members and employees.

19 **DIRECTOR OF CONSOLIDATED AGENCY.** The director of the
20 agency is to be appointed by the legislative council. The
21 director supervises all functions and employees and outside
22 service providers of the new agency.

23 The director of the new agency or the director's designee
24 is named a member of the state revenue estimating conference
25 in Code chapter 8 and of the petroleum underground storage
26 tank fund board as is currently the case with the director of
27 the legislative fiscal bureau.

28 **CODE REFERENCES AMENDED.** Additional references in the Code
29 to the three separate legislative agencies are changed by an
30 alternative drafting style that references all Code sections
31 in which the current agency names are to be changed to the new
32 agency's name.

33 References to the legislative service bureau relate to the
34 following subject matters in the following Code sections:
35 performance of legislative functions, including legislative

1 standing committee staffing, drafting of state agency and
2 governor bills, preparation of legal and legislative research,
3 communications review committee staffing, employment of a
4 legislative branch protocol officer, bill drafting protocols,
5 filing of documents with the general assembly, private
6 industry competition notations in bills, interstate
7 cooperation commission staffing and expenses, congressional
8 and legislative redistricting, county, city, and school
9 district redistricting assistance, and supreme court rule
10 drafting protocols (Code sections 2.14, 2.16, 2.35, 2.61,
11 2D.3, 3.2, 7A.11, 23A.2A, 28B.1, 28B.4, 42.2, 42.3, 42.6,
12 49.7, 275.23A, 331.209, and 602.4202); and receipt of
13 information or reports (Code section 15E.111).

14 References to the legislative fiscal bureau relate to the
15 following subject matters in the following Code sections:
16 performance of legislative functions, including state mandate
17 notation, legislative visitation committee staffing, lease-
18 purchase notifications, confidential receipt of IPERS
19 information, access to tax information, petroleum underground
20 storage tank fund board membership (Code sections 2.51, 2B.10,
21 8.22A, 8.23, 8.35A, 8.46, 97B.17, 422.72, and 455G.4); and
22 receipt of notification of executive and judicial branch
23 actions; receipt of information, reports, or formal
24 submissions; and required consultation or coordination (Code
25 sections 2.46, 7E.5A, 8.23, 8.35A, 8.44, 8.46, 8.55, 8.61,
26 8.62, 8E.209, 8E.301, 12E.13, 14B.103, 14B.105, 14B.206,
27 15.113, 15.343, 18.16A, 18.16B, 80E.1, 135.11, 161D.8,
28 161D.13, 217.12, 237.18, 255.24A, 260C.66, 261.22, 261.25,
29 262.64A, 262A.13, 263A.11, 263A.13, 266.39D, 266.39F, 292.2,
30 294A.19, 307.20, 307.40, 307.46, 307.47, 327J.3, 384.3,
31 403.23, 404A.5, 421.17, 455B.183A, 505.7, 524.207, 533.67,
32 602.1301, 602.1302, 602.8108, 904.116, 904.706, 905.6, 905.8,
33 and 906.5).

34 REPEALS. The bill repeals numerous sections in Code
35 chapter 2 relating to the general assembly, the contents of

1 which are transferred, for the most part, to new Code chapter
2 2E. The bill also repeals several sections in Code chapters
3 7A and 18 relating to official publications, the contents of
4 which are transferred, in part, to new Code chapter 2E.

5 EFFECTIVE DATE. The bill takes effect upon enactment.

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HOUSE FILE 636

AN ACT

RELATING TO LEGISLATIVE BRANCH CONSOLIDATION OF FUNCTIONS BY COMBINING THE LEGISLATIVE SERVICE BUREAU, LEGISLATIVE FISCAL BUREAU, AND LEGISLATIVE COMPUTER SUPPORT BUREAU INTO A SINGLE CENTRAL LEGISLATIVE STAFF AGENCY, PROVIDING FOR LEGISLATIVE PUBLICATIONS PROCEDURES, MODIFYING THE SALES TAX EXEMPTION FOR ITEMS SOLD OR SERVICES PROVIDED BY THE NEW AGENCY, INCLUDING RELATED MATTERS, AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. NEW SECTION. 2E.1 LEGISLATIVE SERVICES AGENCY CREATED -- SERVICES -- LEGISLATIVE PRIVILEGES -- NONPARTISANSHIP AND NONADVOCACY.

1. A legislative services agency is created as a nonpartisan, central legislative staff agency under the direction and control of the legislative council. The agency shall cooperate with and serve all members of the general assembly, the legislative council, and committees of the general assembly.

2. The legislative services agency shall provide the following services:

a. Legal and fiscal analysis, including legal drafting services, fiscal analysis of legislation, and state expenditure, revenue, and budget review.

b. State government oversight and performance evaluation.

c. Staffing of standing committees, revenue and budget committees, statutory committees, and interim study committees, and any subcommittees of such committees, including the provision of legal and fiscal analysis to committees and subcommittees.

d. Publication of the official legal publications of the state, including but not limited to the Iowa Code, Iowa Code Supplement, Iowa Acts, Iowa court rules, Iowa administrative bulletin, and Iowa administrative code as provided in chapter 2B.

e. Operation and maintenance of the legislative computer systems used by the senate, house of representatives, and the central legislative staff agencies.

f. Provision of legislative information to the public, provision of library information, management of legislative visitor protocol services, and provision of capitol tour guide services.

g. Other functions as assigned to the legislative services agency by the legislative council or the general assembly.

3. The legislative services agency shall provide services to the general assembly in such a manner as to preserve the authority of the senate and the house of representatives to determine their own rules of proceedings and to exercise all other powers necessary for a separate branch of the general assembly of a free and independent state, and to protect the legislative privileges of the members and employees of the general assembly. In providing services to the general assembly, the legislative services agency shall adhere to all applicable policies of the general assembly and its constituent bodies relating to public access to legislative information and related confidentiality restrictions.

4. The director and all other employees of the legislative services agency shall not participate in partisan political activities and shall not be identified as advocates or opponents of issues subject to legislative debate except as otherwise provided by law or by the legislative council.

Sec. 2. NEW SECTION. 2E.2 DIRECTOR -- DUTIES.

1. The administrative head of the legislative services agency shall be the director appointed by the legislative council as provided in section 2.42. The salary of the director shall be set by the legislative council.

2. The director shall do all of the following:

a. Employ persons with expertise to perform the legal, fiscal, technical, and other functions which are required to be performed by the legislative services agency by this chapter or are assigned to the legislative services agency by the legislative council or the general assembly.

b. Supervise all employees of the legislative services agency, including the legal counsel designated to provide legal assistance to the administrative rules review committee, and supervise any outside service providers retained by the legislative services agency.

c. Supervise all expenditures of the agency.

d. Supervise the legal and fiscal analysis and legal publication functions of the agency.

e. Supervise the government oversight and program evaluation functions of the agency.

f. Supervise the committee staffing functions of the agency.

g. Supervise the computer systems services functions of the agency.

h. Supervise the legislative and library information, legislative visitor protocol, and capitol tour guide functions of the agency.

i. Perform other functions as assigned to the director by the legislative council or the general assembly.

Sec. 3. NEW SECTION. 2E.3 INFORMATION ACCESS -- CONFIDENTIALITY -- SUBPOENAS.

1. a. The director and agents and employees of the legislative services agency, with respect to the agency's provision of services relating to fiscal analysis of legislation, state expenditure, revenue, and budget review, state government oversight and performance evaluation, and staffing of revenue and budget committees, shall at all times have access to all agencies, offices, boards, and commissions of the state and its political subdivisions and private organizations providing services to individuals under contracts with state agencies, offices, boards, or commissions and to the information, records, instrumentalities, and

properties used in the performance of such entities' statutory duties or contractual arrangements. All such entities and the described private organizations shall cooperate with the director, and shall make available to the director such information, records, instrumentalities, and properties upon request.

b. If the information sought by the legislative services agency, with respect to the agency's provision of services described in paragraph "a", is required by law to be kept confidential, the agency shall have access to the information, but shall maintain the confidentiality of the information and is subject to the same penalties as the lawful custodian of the information for dissemination of the information. However, the legislative services agency shall not have access to tax return information except for individual income tax sample data as provided in section 422.72, subsection 1.

c. The director may issue subpoenas for production of any information, records, instrumentalities, or properties to which the director is authorized to have access under paragraph "a". If any person subpoenaed refuses to produce the information, records, instrumentalities, or properties, the director may apply to the district court having jurisdiction over that person for the enforcement of the subpoena.

2. The director and agents and employees of the legislative services agency, with respect to the agency's provision of services relating to legal analysis, drafting, and publications, staffing of subject matter standing and statutory committees, and provision of legislative information to the public, may call upon any agency, office, board, or commission of the state or any of its political subdivisions or private organizations providing services to individuals under contracts with a state agency, office, board, or commission for such information and assistance as may be needed in the provision of services described in this subsection. Such information and assistance shall be furnished within the resources and authority of such agency,

office, board, or commission. This requirement of furnishing such information and assistance shall not be construed to require the production or opening of any public records which are required by law to be kept private or confidential.

3. The director, an agent or former agent, and an employee or former employee of the legislative services agency shall not be compelled to give testimony or to appear and produce documentary evidence in a judicial or quasi-judicial proceeding if the testimony or documentary evidence sought relates to a legislative duty or act concerning the consideration or passage or rejection of proposed legislation performed by the director, agent, or employee. An order or subpoena purporting to compel testimony or the production of documentary evidence protected under this subsection is unenforceable.

Sec. 4. NEW SECTION. 2E.4 SPECIFIC SERVICES -- PUBLIC POLICY RECOMMENDATIONS RESTRICTED.

The legislative services agency shall provide the following specific services:

1. Preparation of legal and legislative analysis of any governmental matter upon the proper request of members and committees of the general assembly. Such analysis shall not contain any public policy recommendations. Such legal analysis shall be provided through the exercise of an attorney-employee's independent, professional judgment.

2. Drafting and preparation of legislation, including bills, resolutions, and amendments, for committees and individual members of the general assembly; proposed bills and joint resolutions for state agencies and the governor in accordance with section 2.16; and bills embodying a plan of legislative and congressional redistricting prepared in accordance with chapter 42.

3. Fiscal analysis of legislation, and state expenditure, revenue, and budget review. The director of the agency or the director's designee may make recommendations to the general assembly concerning the state's expenditures and revenues.

4. Attendance at the budget hearings required by section 8.26. The director of the agency may offer explanations or suggestions and make inquiries with respect to such budget hearings.

5. Assistance to standing committees and members of the general assembly in attaching fiscal notes to bills and resolutions as provided by the rules of the general assembly.

6. Performance of the duties pertaining to the preparation of correctional impact statements as provided in section 2.56.

7. Furnishing information, acting in an advisory capacity, providing staffing services, and reporting to standing, statutory, and interim committees of the general assembly.

8. Provision of staffing services including but not limited to preparation of legal and legislative analysis for the administrative rules review committee.

9. Preparation of legal and legislative analysis for the legislative council with respect to rules and forms submitted by the supreme court to the legislative council pursuant to section 602.4202.

10. Review and oversight of state program operations and program evaluation of state agencies, including compliance, efficiency, and effectiveness determinations, as required by section 2E.7.

11. Provision of legislative computer systems services to the senate, house of representatives, and central legislative staff agencies, and provision of advice regarding legislative computer systems services, needs, capabilities, and uses to the legislative council and the general assembly.

Sec. 5. NEW SECTION. 2E.5 OFFICIAL LEGAL AND OTHER PUBLICATIONS -- PROCUREMENTS.

1. The legislative services agency shall publish the official legal publications of the state as provided in chapter 2B. The legislative services agency shall have legal custody of the publications and shall provide for the warehousing, sale, and distribution of the publications. The legislative services agency shall retain or cause to be retained a number of old editions of the publications but may

otherwise distribute or cause to be distributed old editions of the publications to any person upon payment by the person of any distribution costs.

2. The printed versions of the publications listed in this subsection shall be sold at a price to be established by the legislative services agency. In determining the prices, the legislative services agency shall consider the costs of printing, binding, distribution, and paper stock, compilation and editing labor costs, and any other associated costs. The legislative services agency shall also consider the number of volumes or units to be printed, sold, and distributed in the determination of the prices.

- a. The Iowa Code.
- b. The Iowa Code Supplement.
- c. The Iowa Acts.
- d. The Iowa court rules.
- e. The Iowa administrative code.
- f. The Iowa administrative bulletin.

3. The legislative services agency shall compile for publication and distribute in odd-numbered years the Iowa official register. The register shall contain historical, political, and other information and statistics of general value but shall not contain information or statistics of a partisan character. The print and electronic versions of the register need not contain the same information and statistics but shall be published to provide the greatest access to such information and statistics at the most reasonable cost as determined by the legislative services agency. The different versions of the register may be distributed free of charge, may be distributed free of charge except for postage and handling charges, or may be sold at a price to be established by the legislative services agency.

4. The legislative services agency may establish policies for the production, editing, distribution, and pricing of electronic publications containing information stored by the legislative branch in an electronic format, including information contained in the printed publications listed in

this section. Such electronic publications may include programming not originally part of the stored information, including but not limited to search and retrieval functions. The policies shall provide for the widest possible distribution of these value-added electronic publications at the lowest price practicable, which shall not be more than the costs attributable to producing, editing, and distributing the electronic publications.

5. Subject to section 2.42, the legislative services agency shall determine its procurement procedures, which may include procurement determinations based on service provider competence, meeting of service or product specifications, and reasonableness of price; the posting of security to accompany a service provider proposal; the preference of Iowa-based businesses if comparable in price; the disclosure of service provider assignments; the inclusion of renewal options; the imposition of liquidated damages and other penalties for breach of any service provider requirement; and the rejection of all service provider proposals and institution of a new procurement process.

Sec. 6. NEW SECTION. 2E.6 SPECIAL DISTRIBUTION OF LEGAL PUBLICATIONS -- RESTRICTIONS ON FREE DISTRIBUTIONS.

1. The legislative services agency shall make free distribution of the printed versions of the official legal publications listed in section 2E.5, subsection 2, subject to payment of any routine distribution costs such as but not limited to mailing and handling costs, to the three branches of state government, to elected county officers, to county and city assessors, to Iowa's congressional delegation, to federal courts in Iowa and federal judges and magistrates for Iowa, and to state and university depository libraries, the library of congress, and the library of the United States supreme court. Only such officers, offices, and agencies entitled to or receiving free copies during the fiscal year beginning July 1, 2002, and ending June 30, 2003, shall be entitled to continue to receive free copies in subsequent years, except that successor and new officers, offices, and agencies shall

receive a reasonable number of free copies as determined by the legislative services agency. Such officers, offices, and agencies shall annually review the number of copies received in the prior year to determine if the number of copies received can be reduced and shall submit the information in a report to the legislative services agency. The number of copies received, once reduced, shall not be increased to the previous level without the express consent of the legislative services agency.

2. Each officer, office, or agency receiving one or more free copies of a publication under this section shall only receive up to the number of copies indicated free at the time of initial distribution. If an officer, office, or agency receiving one or more free copies of a publication under this section desires additional copies beyond the number initially received, the officer, office, or agency must request the additional copies and pay the normal charge for such publication.

3. If a version of a publication provided under this section is available in an electronic format, the legislative services agency may establish policies providing for the substitution of an electronic version for the printed version of the publication, and for the amount of payment, if any, required for the electronic publication. The payment amount shall not be more than established pursuant to section 2E.5 for the same publication. For the Iowa administrative code and its supplements, the legislative services agency may provide that the distribution requirement of this section is met by distributing relevant portions of the Iowa administrative code or its supplements in either a printed or electronic format.

4. Notwithstanding any provision of this section to the contrary, the legislative services agency may review the publication costs and offsetting sales revenues relating to legal publications in printed formats, and may establish policies requiring payment from persons otherwise entitled to receive them at no cost or at a price covering distribution

costs pursuant to subsection 1. The payment amount shall not be more than established pursuant to section 2E.5 for the same publication.

Sec. 7. NEW SECTION. 2E.7 STATE GOVERNMENT OVERSIGHT AND PROGRAM EVALUATION.

1. The general assembly shall independently and intensively review and oversee the performance of state agencies in the operation of state programs to evaluate the efficiency and effectiveness of the state programs and to consider alternatives which may improve the benefits of such programs or may reduce their costs to the citizens of the state. The legislative services agency shall provide technical and professional support for the general assembly's oversight responsibility.

2. The general assembly by concurrent resolution or the legislative council may direct the legislative services agency to conduct a program evaluation of any state agency. Upon the passage of the concurrent resolution or receiving the direction of the legislative council, the director of the legislative services agency shall inform the chairpersons of the committees responsible for appropriations of the anticipated cost of the program evaluation and the number and nature of any additional personnel needed to conduct the program evaluation and shall notify the official responsible for the program to be evaluated. The director, after consulting with the responsible official and the entity requesting the program evaluation, shall determine the goals and objectives of the state agency or state program for the purpose of the program evaluation.

3. In conducting the program evaluation, the legislative services agency may make certain determinations including but not limited to the following:

a. The organizational framework of the state agency, its adequacy and relationship to the overall structure of state government, and whether the program under the agency's jurisdiction could be more effective if consolidated with another program, transferred to another program, or modified, or whether the program should be abolished.

b. Whether the state agency is conducting programs and activities and expending funds appropriated to the state agency in compliance with state and federal law and any executive order of the governor, and whether statutory or administrative rule changes are advisable.

c. Whether the state agency is conducting authorized activities and programs pursuant to goals and objectives established by statute or rule, specific legislative intent, the budget, the governor, or a strategic or other long-range plan, and whether alternatives which might produce the desired results at a lower cost have been considered.

d. Whether the state agency is conducting programs and activities and expending funds appropriated to the state agency in an efficient and effective manner, has complied with all applicable laws, and, if not, determine the causes for such inefficiency, ineffectiveness, or noncompliance.

e. Relationships within and among other governmental agencies and programs including financial exchanges, coordination, inconsistent programs, and areas of duplication or overlapping programs.

f. The productivity of the state agency's operations measured in terms of cost-benefit relationships or other accepted measures of effectiveness.

g. Other criteria determined by the director.

4. Upon the completion of the program evaluation and preparation of a report on the evaluation, the legislative services agency shall provide a copy of the report to the governing official or board of the state agency and afford the state agency a reasonable opportunity to respond to the findings and recommendations of the report. The response shall be included in the final version of the report released to the general assembly or the legislative council. Until its release the report shall be regarded as confidential by all persons properly having custody of the report.

Sec. 8. NEW SECTION. 2E.8 SALES -- TAX EXEMPTION.

1. The legislative services agency and its legislative information office may sell mementos and other items relating

to Iowa history and historic sites, the general assembly, and the state capitol, on the premises of property under the control of the legislative council, at the state capitol, and on other state property.

2. The legislative services agency is not a retailer under chapter 422 and the sale of items or provision of services by the legislative services agency is not a retail sale under chapter 422, division IV, and is exempt from the sales tax.

Sec. 9. Section 2.9, Code 2003, is amended to read as follows:

2.9 JOURNALS -- BILLS AND AMENDMENTS.

1. a. The senate and house of representatives shall each publish a daily journal of the transactions of their respective bodies. The secretary of the senate and the chief clerk of the house shall each determine the format and manner of the journal's publication, the procurement procedures for the journal's publication, and the journal's distribution for their respective bodies.

b. The secretary of the senate and the clerk of the house of representatives shall each preserve copies of the printed daily journals of their respective bodies, as corrected, certify to their correctness, and file them with the secretary of state at the adjournment of each session of the general assembly. The secretary of state shall ~~cause the journals to be bound and preserved as~~ preserve the original journals of the senate and the house in the manner specified by the majority leader of the senate and speaker of the house.

2. a. The senate and house of representatives shall each publish bills and amendments of their respective bodies. The secretary of the senate and the chief clerk of the house shall each determine the procurement procedures for the publication of the bills and amendments and the distribution of the bills and amendments for their respective bodies.

b. A bill that seeks to legalize the acts of any official or board or other official body, in regard to any matter of public nature or for any person or persons, company, or corporation, shall not be considered by the senate or house of

representatives until the bill is published and distributed to members of the general assembly, and the publication shall be without expense to the state. The senate and house shall not order any such bill published until the secretary of the senate or chief clerk of the house has received a deposit to cover the cost of the publication. The newspaper publication of such bill shall be without expense to the state, and the bill shall not be published in a newspaper until the costs of the newspaper publication has been paid to the secretary of state.

Sec. 10. Section 2.42, subsections 1, 2, 11, 12, 13, 14, 15, 16, 18, and 19, Code 2003, are amended to read as follows:

1. To establish policies for the operation of the legislative ~~service-bureau,-including-the-priority-to-be-given-to-research-requests-and-the-distribution-of-research-reports~~ services agency.

2. To appoint the director of the legislative ~~service bureau~~ services agency for such term of office as may be set by the council.

11. To approve the appointment of the Iowa Code editor and the administrative code editor ~~and-establish-the-salaries-of-the-persons-employed-in-that-office.~~

12. To establish policies for the distribution of information which is stored by the general assembly in an electronic format, including the contents of statutes or rules, other than value-added electronic publications as provided in section 7A-22 2E.5. The legislative council shall establish payment rates that encourage the distribution of such information to the public, including private vendors reselling that information. The legislative council shall not establish a price that attempts to recover more than is attributable to costs related to reproducing and delivering the information.

13. To establish policies with regard to the publishing of printed and electronic versions of the Iowa administrative code, the Iowa administrative bulletin, the Iowa Code, the Iowa Code Supplement, and the ~~session-laws~~ Iowa Acts, or any

part of those publications. The publishing policies may include, but are not limited to: the style and format to be used; the frequency of publication; the contents of the publications; the numbering system to be used in the Iowa Code, the Iowa Code Supplement, and the ~~session-laws~~ Iowa Acts; the preparation of editorial comments or notations; the correction of errors; the type of print or electronic media and data processing software to be used; the number of printed volumes to be published; recommended revisions of the Iowa Code, the Iowa Code Supplement, and the ~~session-laws~~ Iowa Acts; the letting of contracts for the publication of the Iowa administrative code, the Iowa administrative bulletin, the Iowa court rules, the Iowa Code, the Iowa Code Supplement, and ~~session-laws~~ the Iowa Acts; the pricing of the publications to which section 22.3 does not apply; access to, and the use, reproduction, legal protection, sale or distribution, and pricing of related data processing software consistent with chapter 22; and any other matters deemed necessary to the publication of uniform and understandable publications.

~~14.--To-establish-policies-for-the-operation-of-the-legislative-fiscal-bureau-~~

~~15.--To-appoint-the-director-of-the-legislative-fiscal-bureau-for-such-term-of-office-as-may-be-set-by-the-council-~~

16. To hear and act upon appeals of aggrieved employees of the legislative ~~service-bureau,-legislative-fiscal-bureau,~~ computer-support-bureau, services agency and the office of the citizens' aide pursuant to rules of procedure established by the council.

~~18.--To-establish-policies-for-the-operation-of-the-computer-support-bureau-~~

~~19.--To-appoint-the-director-of-the-computer-support-bureau-for-a-term-of-office-set-by-the-council-~~

Sec. 11. Section 2.45, subsection 2, Code 2003, is amended to read as follows:

2. The legislative fiscal committee, composed of the chairpersons or their designated committee member and the ranking minority party members or their designated committee

member of the committees of the house and senate responsible for developing a state budget and appropriating funds, the chairpersons or their designated committee member and the ranking minority party members or their designated committee member of the committees on ways and means, and two members, one appointed from the majority party of the senate by the majority leader of the senate and one appointed from the majority party of the house by the speaker of the house of representatives. In each house, unless one of the members who represent the committee on ways and means is also a member of the legislative council, the person appointed from the membership of the majority party in that house shall also be appointed from the membership of the legislative council. ~~The legislative fiscal committee shall determine policies for the legislative fiscal bureau and shall direct the administration of performance audits and visitations, subject to the approval of the legislative council.~~

Sec. 12. Section 2.56, Code 2003, is amended to read as follows:

2.56 CORRECTIONAL IMPACT STATEMENTS.

1. Prior to debate on the floor of a chamber of the general assembly, a correctional impact statement shall be attached to any bill, joint resolution, or amendment which proposes a change in the law which creates a public offense, significantly changes an existing public offense or the penalty for an existing offense, or changes existing sentencing, parole, or probation procedures. The statement shall include information concerning the estimated number of criminal cases per year that the legislation will impact, the fiscal impact of confining persons pursuant to the legislation, the impact of the legislation upon existing correctional institutions, community-based correctional facilities and services, and jails, the likelihood that the legislation may create a need for additional prison capacity, and other relevant matters. The statement shall be factual and shall, if possible, provide a reasonable estimate of both the immediate effect and the long-range impact upon prison capacity.

~~2. a. The preliminary determination of whether a bill, joint resolution, or amendment appears to require a correctional impact statement shall be made by the legislative service bureau which shall send a copy of the bill, joint resolution, or amendment, upon completion of the draft, to the legislative fiscal director for review, unless the requestor specifies the request is to be confidential.~~

b. 2. a. When a committee of the general assembly reports a bill, joint resolution, or amendment to the floor, the committee shall state in the report whether a correctional impact statement is or is not required.

c. b. The legislative ~~fiscal director~~ services agency shall review all bills and joint resolutions placed on the calendar of either chamber of the general assembly, as well as amendments filed to bills or joint resolutions on the calendar, to determine whether a correctional impact statement is required.

d. c. A member of the general assembly may request the preparation of a correctional impact statement by submitting a request to the legislative ~~fiscal bureau~~ services agency.

3. The legislative ~~fiscal director~~ services agency shall cause to be prepared ~~and shall approve~~ a correctional impact statement within a reasonable time after receiving a request or determining that a proposal is subject to this section. All correctional impact statements approved by the legislative ~~fiscal director~~ services agency shall be transmitted immediately to either the chief clerk of the house or the secretary of the senate, after notifying the sponsor of the legislation that the statement has been prepared, for publication ~~in the daily clip sheet~~. The chief clerk of the house or the secretary of the senate shall attach the statement to the bill, joint resolution, or amendment affected as soon as it is available.

4. The legislative ~~fiscal director~~ services agency may request the cooperation of any state department or agency or political subdivision in preparing a correctional impact statement.

5. A revised correctional impact statement shall be prepared if the correctional impact has been changed by the adoption of an amendment, and may be requested by a member of the general assembly or be prepared upon a determination made by the legislative fiscal director services agency. However, a request for a revised correctional impact statement shall not delay action on the bill, joint resolution, or amendment unless so ordered by the presiding officer of the chamber.

Sec. 13. Section 2B.1, Code 2003, is amended to read as follows:

2B.1 IOWA CODE AND ADMINISTRATIVE CODE DIVISIONS---
EDITORS.

~~1. The Iowa Code and administrative code divisions are established within the legislative service bureau.~~

~~2. 1. The director of the legislative service bureau services agency shall appoint the Iowa Code editor and the administrative code editor, subject to the approval of the legislative council, as provided in section 2.42. The Iowa Code editor and the administrative code editor shall serve as the heads of their respective divisions, at the pleasure of the director of the legislative service bureau, and subject to the approval of the legislative council services agency.~~

~~3. 2. The Iowa Code and administrative code divisions editors are responsible for the editing, compiling, and proofreading of the publications they prepare, as provided in this chapter. The Iowa Code division editor is entitled to the temporary possession of the original enrolled Acts and resolutions as necessary to prepare them for publication.~~

Sec. 14. Section 2B.5, Code 2003, is amended to read as follows:

2B.5 DUTIES OF ADMINISTRATIVE CODE DIVISION EDITOR.

The administrative code division editor shall:

1. Cause the Iowa administrative bulletin and the Iowa administrative code to be published as provided in chapter 17A.

2. Cause the Iowa court rules to be published and distributed, as directed by the supreme court after

consultation with the legislative council. The Iowa court rules shall consist of all rules prescribed by the supreme court. ~~The court rules shall be published in loose leaf form and supplements shall be prepared and distributed as directed by the supreme court.~~ The Iowa court rules and supplements to the court rules shall be priced as provided in section ~~7A.22~~ 2E.5.

3. Cause to be published annually ~~in pamphlet form~~ a correct list of state officers and deputies, members of boards and commissions, judges justices of the supreme court, appellate judges of the court of appeals, and judges of the district courts including district associate judges and judicial magistrates, and members of the general assembly. The offices of the governor and secretary of state shall cooperate in the preparation of the list. ~~This pamphlet shall be published as soon after July 1 as it becomes apparent that it will be reasonably current.~~

4. Notify the administrative rules coordinator if a rule is not in proper style or form.

5. Perform other duties as directed by the director of the legislative service bureau services agency, the legislative council, or the administrative rules review committee and as provided by law.

Sec. 15. Section 2B.6, Code 2003, is amended to read as follows:

2B.6 DUTIES OF IOWA CODE DIVISION EDITOR.

The Iowa Code division editor shall:

1. Submit recommendations as the Iowa Code editor deems proper to each general assembly for the purpose of amending, revising, codifying, and repealing portions of the statutes which are inaccurate, inconsistent, outdated, conflicting, redundant, or ambiguous, and present the recommendations in bill form to the appropriate committees of the general assembly.

2. Cause the annual ~~session laws~~ Iowa Acts to be published, as provided in section 2B.10, including copies of all Acts and joint resolutions passed at each session of the general assembly.

3. Cause the Iowa Code and Iowa Code Supplement to be published as provided in section 2B.12.

4. Perform other duties as directed by the director of the legislative ~~service-bureau~~ services agency or the legislative council and as provided by law.

Sec. 16. Section 2B.10, subsection 5, Code 2003, is amended to read as follows:

5. The enrolling clerks of the house and senate shall arrange for the Iowa Code ~~division~~ editor to receive suitable copies of all Acts and resolutions as soon as they are enrolled.

Sec. 17. Section 2B.12, subsection 6, paragraph f, Code 2003, is amended to read as follows:

f. The Constitution of the State of Iowa, original and codified versions.

Sec. 18. Section 2B.13, Code 2003, is amended to read as follows:

2B.13 EDITORIAL POWERS AND DUTIES.

1. The Iowa Code editor in preparing the copy for an edition of the Iowa Code or a Iowa Code Supplement, ~~and the administrative-code-editor-in-preparing-the-copy-for-an edition-of-the-Iowa-administrative-code-or-bulletin~~ shall not alter the sense, meaning, or effect of any Act of the general assembly, but may:

a. Correct manifestly misspelled words and grammatical and clerical errors, including punctuation but without changing the meaning, and change capitalization, spelling, and punctuation for purposes of uniformity and consistency in Code language.

b. Correct internal references to sections which are cited erroneously or have been repealed, and amended, or renumbered.

c. Substitute the proper chapter, section, subsection, or other statutory reference for the term "this Act" or references to another Act of the general assembly when there appears to be no doubt as to the proper method of making the substitution.

d. Substitute the proper date for references to the effective or applicability dates of an Act when there appears to be no doubt as to the proper method of making the substitution.

e. Correct names of agencies, officers, or other entities which have been changed, when there appears to be no doubt as to the proper methods method of making the corrections correction. The Code editor shall maintain a record of the corrections made under this paragraph. The record shall be available to the public.

e- f. Transfer, divide, or combine sections or parts of sections and add or amend headnotes to sections and subsections. Pursuant to section 3.3, the headnotes are not part of the law.

g. Change words that designate one gender to reflect both genders when the provisions apply to both genders.

h. If any Code section or part of a Code section, or any Act of the general assembly which is intended to be codified, is amended by more than one Act or more than one provision in an Act of the general assembly, and the amendments do not expressly refer to or amend one of the other Acts or Act provisions in question, harmonize the amendments, if possible, so that effect may be given to each and incorporate the amendments as harmonized in the Code section. If amendments made by several Acts are irreconcilable, unless one of the amendments repeals or strikes the language in question, the Iowa Code editor shall codify the amendment that is latest in date of enactment by the general assembly. If amendments made by provisions within an Act are irreconcilable, unless one of the amendments repeals or strikes the language in question, the Iowa Code editor shall codify the provision listed last in the Act. If one of the amendments repeals or strikes the language in question, the Iowa Code editor shall codify the amendment that repeals or strikes the language.

2--The Iowa Code editor may prepare and publish comments deemed necessary for a proper explanation of the manner of printing a section or chapter of the Iowa Code.

~~3. The Iowa Code editor, in preparing the copy for an edition of the Iowa Code or a Code Supplement, and the administrative code editor in preparing the copy for an edition of the Iowa administrative code, shall edit the copy in order that words which designate one gender are changed to reflect both genders when the provisions of law apply to persons of both genders.~~

2. The administrative code editor in preparing the copy for an edition of the Iowa administrative code or bulletin shall not alter the sense, meaning, or effect of any rule, but may:

a. Correct misspelled words and grammatical and clerical errors, including punctuation, and change capitalization, spelling, and punctuation for purposes of uniformity and consistency.

b. Correct references to rules or sections which are cited erroneously or have been repealed, amended, or renumbered.

c. Correct names of agencies, officers, or other entities when there appears to be no doubt as to the proper method of making the correction.

d. Transfer, divide, or combine rules or parts of rules and add or amend catchwords to rules and subrules.

e. Change words that designate one gender to reflect both genders when the provisions apply to both genders.

f. Perform any other editorial tasks required or authorized by section 17A.6.

3. The Iowa Code editor may, in preparing the copy for an edition of the Iowa Code or Iowa Code Supplement, establish standards for and change capitalization, spelling, and punctuation in any Code provision for purposes of uniformity and consistency in Code language. The administrative code editor may establish standards for capitalization, spelling, and punctuation for purposes of uniformity and consistency in the administrative code.

4. The Iowa Code editor shall seek direction from the senate committee on judiciary and the house committee on judiciary when making Iowa Code or Iowa Code Supplement

changes, and the administrative code editor shall seek direction from the administrative rules review committee and the administrative rules coordinator when making Iowa administrative code changes, which appear to require substantial editing and which might otherwise be interpreted to exceed the scope of the authority granted in this section.

5. The Iowa Code editor may prepare and publish comments deemed necessary for a proper explanation of the manner of printing a section or chapter of the Iowa Code. The Iowa Code editor shall maintain a record of all of the corrections made under subsection 1. The Iowa Code editor and the administrative code editor shall also maintain a separate record of the changes made under this section subsection 1, paragraphs "b" through "h". The record records shall be available to the public.

6. The Iowa Code editor and the administrative code editor shall not make editorial changes which go beyond the authority granted in this section or other law.

7. The effective date of all editorial changes in an edition of the Iowa Code or a Iowa Code Supplement is the effective date of the setting-price Iowa Code editor's approval of the final press proofs for the statutory text contained within that publication as established by the legislative council or the legislative council's designee. The effective date of all editorial changes for the Iowa administrative code is the date those changes are published in the Iowa administrative code.

Sec. 19. Section 2B.17, subsections 3 and 5, Code 2003, are amended to read as follows:

3. The official printed versions of the Iowa Code, Code Supplement, and session laws Iowa Acts published under authority of the state are the only authoritative publications of the statutes of this state. No other Other publications of the statutes of the state shall not be cited in the courts or in the reports or rules of the courts. The Iowa Code editor is the custodian of the official printed versions of the Iowa Code, Iowa Code Supplement, and Iowa Acts and may attest to

and authenticate any portion of those official printed versions for purposes of admitting a portion of the official printed version in any court or office of any state, territory, or possession of the United States or in a foreign jurisdiction.

5. The printed version of the Iowa administrative code is the permanent publication of administrative rules in this state and the Iowa administrative bulletin and the Iowa administrative code published pursuant to chapter 17A are the official publications of the administrative rules of this state, and are the only authoritative publications of the administrative rules of this state. Other publications of the administrative rules of this state shall not be cited in the courts or in the reports or rules of the courts. The Iowa administrative code editor is the custodian of the official printed versions of the Iowa administrative code and the Iowa administrative bulletin and may attest to and authenticate any portion of those official printed versions for purposes of admitting a portion of the official printed version in any court or office of any state, territory, or possession of the United States or in a foreign jurisdiction.

Sec. 20. Section 2B.21, Code 2003, is amended to read as follows:

2B.21 AVAILABILITY OF PARTS OF THE IOWA CODE AND ADMINISTRATIVE CODE.

The Iowa Code division editor and the administrative code division editor, in accordance with policies established by the legislative council, may cause parts of the Iowa Code or administrative code to be made available for the use of public officers and other persons. This authority shall be exercised in a manner planned to avoid delay in the other publications of the divisions editors.

Sec. 21. Section 7D.6, Code 2003, is amended to read as follows:

7D.6 REPORT FOR -- OFFICIAL REGISTER.

The secretary shall, as soon as practicable after January 1 of each odd-numbered year, prepare a report of the proceedings

of the executive council for the two preceding calendar years. Said The report shall include a statement of:

1. The official canvass of the votes cast at the last general election.
2. Other acts of said the council that are of general interest.

Said The report ~~shall~~ may be published in the Iowa official register as provided in section 2E.5.

Sec. 22. Section 7E.6, subsection 7, Code 2003, is amended by striking the subsection.

Sec. 23. Section 8.22A, subsection 1, Code 2003, is amended to read as follows:

1. The state revenue estimating conference is created consisting of the governor or the governor's designee, the director of the legislative ~~fi~~ scat-bureau services agency or the director's designee, and a third member agreed to by the other two.

Sec. 24. Section 9F.4, Code 2003, is amended to read as follows:

9F.4 PUBLICATION IN -- OFFICIAL REGISTER.

The state-printing-administrator-shall legislative services agency may publish said the federal census report and ~~certificate-aforsaid-in-full~~ in each copy of the Iowa official register as provided in section 2E.5.

Sec. 25. Section 9F.5, Code 2003, is amended to read as follows:

9F.5 EVIDENCE.

Said The certified census records in the office of the secretary of state, ~~and-said-authorized-publications, including-the-certificates-attached-thereto,~~ shall be competent evidence of all matters therein contained.

Sec. 26. Section 15A.9, subsection 11, Code 2003, is amended by striking the subsection.

Sec. 27. Section 17A.4, Code 2003, is amended by adding the following new subsection:

NEW SUBSECTION. 2A. Any notice of intended action or rule filed without notice pursuant to subsection 2, which

necessitates additional annual expenditures of at least one hundred thousand dollars or combined expenditures of at least five hundred thousand dollars within five years by all affected persons, including the agency itself, shall be accompanied by a fiscal impact statement outlining the expenditures. The agency shall promptly deliver a copy of the statement to the legislative services agency. To the extent feasible, the legislative services agency shall analyze the statement and provide a summary of that analysis to the administrative rules review committee. If the agency has made a good faith effort to comply with the requirements of this subsection, the rule shall not be invalidated on the ground that the contents of the statement are insufficient or inaccurate.

Sec. 28. Section 17A.6, subsection 1, unnumbered paragraph 1, Code 2003, is amended to read as follows:

The administrative code editor shall cause the Iowa administrative bulletin to be published in ~~a printed form~~ accordance with section 2.42 at least every other week, unless the administrative code editor and the administrative rules review committee determine that an alternative publication schedule is preferable. ~~An electronic version of the Iowa administrative bulletin may also be published as provided in section 2.42.~~ The Iowa administrative bulletin shall contain all of the following:

Sec. 29. Section 17A.6, subsections 2, 3, and 5, Code 2003, are amended to read as follows:

2. Subject to the direction of the administrative rules coordinator, the administrative code editor shall cause the Iowa administrative code to be compiled, indexed, and published in accordance with section 2.42 in a ~~printed loose-leaf~~ form containing all rules adopted and filed by each agency. The administrative code editor further shall cause ~~loose-leaf~~ supplements to the Iowa administrative code to be published as determined by the administrative rules coordinator and the administrative rules review committee, containing all rules filed for publication in the prior time

period. The supplements shall be in such form that they may be inserted in the appropriate places in the permanent compilation. The administrative rules coordinator shall devise a uniform numbering system for rules and may renumber rules before publication to conform with the system. ~~An electronic version of the Iowa administrative code may also be published as provided in section 2.42.~~

3. The administrative code editor may omit or cause to be omitted from the Iowa administrative code or bulletin any rule the publication of which would be unduly cumbersome, expensive or otherwise inexpedient, if the rule in ~~printed or~~ processed form is made available on application to the adopting agency at no more than its cost of reproduction, and if the Iowa administrative code or bulletin contains a notice stating the specific subject matter of the omitted rule and stating how a copy of the omitted rule may be obtained.

The administrative code editor shall omit or cause to be omitted from the Iowa administrative code any rule or portion of a rule nullified by the general assembly pursuant to Article III, section 40, of the Constitution of the State of Iowa.

5. The Iowa administrative code, its supplements, and the Iowa administrative bulletin shall be made available upon request to all persons who subscribe to any of them through ~~the state printing division. Copies of this code so made available shall be kept current by the division.~~

Sec. 30. Section 17A.8, subsection 10, Code 2003, is amended by striking the subsection.

Sec. 31. Section 18.3, subsection 3, Code 2003, is amended to read as follows:

3. Administering the provisions of sections 18.26 to ~~18.103~~ 18.100.

Sec. 32. Section 18.28, Code 2003, is amended to read as follows:

18.28 "PRINTING" DEFINED.

As used in chapter 7A and sections 18.26 to ~~18.103~~ 18.100, "printing" means the reproduction of an image from a printing

surface made generally by a contact impression that causes a transfer of ink, the reproduction of an impression by a photographic process, or the reproduction of an image by electronic means and shall include binding and may include material, processes, or operations necessary to produce a finished printed product, but shall not include binding, rebinding or repairs of books, journals, pamphlets, magazines and literary articles by any library of the state or any of its offices, departments, boards and commissions held as a part of their library collection.

Sec. 33. NEW SECTION. 18.28A LEGISLATIVE BRANCH EXCLUDED.

This chapter does not apply to the printing contracts or procedures of the legislative branch.

Sec. 34. Section 18.30, Code 2003, is amended to read as follows:

18.30 CONTRACTS WITH STATE INSTITUTIONS.

The director may, without advertising for bids, enter into contracts or make provision for doing any of the work coming under the provisions of chapter 7A and sections 18.26 to ~~18.103~~ 18.100 at any school or institution under the ownership or control of the state. The work shall be done under conditions substantially the same as those provided for in the case of contracts with individuals and the same standard of quality or product shall be required.

Sec. 35. Section 18.50, Code 2003, is amended to read as follows:

18.50 EMERGENCY CONTRACTS.

The director may at any time award a separate printing contract or may authorize an assistant to award a separate printing contract for any work and materials or printing supplies within the provisions of chapter 7A and sections 18.26 to ~~18.103~~ 18.100 which are not included in current printing contracts or which cannot properly be made the subject of a general contract. A separate printing contract must have been duly solicited by the director from vendors engaged in the kind of work under consideration who have

indicated a desire to bid on the class of work to be performed.

Sec. 36. Section 18.59, subsection 5, Code 2003, is amended to read as follows:

5. To avoid duplication, overlapping, and redundancy of pamphlets and publications, other than legislative branch publications and official documents and books and publications authorized by ~~chapters 2B and~~ chapter 7A, to examine the contents of proposed pamphlets or publications and to approve or disapprove such pamphlets or publications only for such reason; and to effectuate this power, the director shall adopt rules for its administration.

Sec. 37. Section 18.75, subsections 6 and 8, Code 2003, are amended to read as follows:

~~6. Have legal custody of all Codes, session laws, books of annotations, tables of corresponding sections, publications, except premium lists published by the Iowa state fair board, containing reprints of statutes or administrative rules, or both, reports of state departments, and reports of the supreme court, and sell, account for, and distribute the same as provided by law. However, the legislative service bureau shall solicit and process orders for the distribution of all printed Codes, session laws, administrative codes and bulletins, court rules, and the state roster.~~

8. By November 1 of each year supply a report which contains the name, gender, county, or city of residence when possible, official title, salary received during the previous fiscal year, base salary as computed on July 1 of the current fiscal year, and traveling and subsistence expense of the personnel of each of the departments, boards, and commissions of the state government except personnel who receive an annual salary of less than one thousand dollars. The number of the personnel and the total amount received by them shall be shown for each department in the report. All employees who have drawn salaries, fees, or expense allowances from more than one department or subdivision shall be listed separately under the proper departmental heading. On the request of the

administrator, the head of each department, board, or commission shall furnish the data covering that agency. The report shall be distributed upon request ~~without charge~~ electronically to each caucus of the general assembly, the ~~legislative service-bureau-the-legislative-fiscal-bureau~~ services agency, the chief clerk of the house of representatives, and the secretary of the senate. Copies of the report shall be made available to other persons in both ~~print or~~ electronic medium, upon payment of a fee if appropriate, which shall not exceed the cost of providing the copy of the report. Sections 22.2 through 22.6 apply to the report. All funds from the sale of the report shall be deposited in the general fund. Requests for publications shall be handled only upon receipt of postage by the administrator.

Sec. 38. Section 22.3A, subsection 2, paragraph a, Code 2003, is amended to read as follows:

a. The amount charged for access to a public record shall be not more than that required to recover direct publication costs, including but not limited to editing, compilation, and media production costs, incurred by the government body in developing the data processing software, and preparing the data processing software for transfer to the person. The amount shall be in addition to any other fee required to be paid under this chapter for the examination and copying of a public record. If a person accesses a public record stored in an electronic format that does not require formatting, editing, or compiling to access the public record, the charge for providing the accessed public record shall not exceed the reasonable cost of accessing that public record. The government body shall, if requested, provide documentation which explains and justifies the amount charged. This paragraph shall not apply to any publication for which a price has been established pursuant to another section, including section ~~7A-22~~ 2E.5.

Sec. 39. Section 25B.5, Code 2003, is amended to read as follows:

25B.5 COST ESTIMATES -- NOTATION IN ACTS.

1. When a bill or joint resolution is requested, the legislative ~~service-bureau~~ services agency shall make an initial determination of whether the bill or joint resolution may impose a state mandate. If a state mandate may be included, that fact shall be included in the explanation of the bill or joint resolution.

2. If a bill or joint resolution may include a state mandate, ~~a copy of the prepared draft shall be sent to~~ the legislative ~~fiscal-bureau~~ services agency shall determine if the bill or joint resolution contains a state mandate. If the bill or joint resolution contains a state mandate and is still eligible for consideration during the legislative session for which the bill or joint resolution was drafted, the legislative ~~fiscal-bureau~~ services agency shall prepare an estimate of the amount of costs imposed.

3. If a bill or joint resolution containing a state mandate is enacted, unless the estimate already on file with the house of origin is sufficient, the legislative ~~fiscal bureau~~ services agency shall prepare a final estimate of additional local revenue expenditures required by the state mandate and file the estimate with the secretary of state for inclusion with the official copy of the bill or resolution to which it applies. A notation of the filing of the estimate shall be made in the ~~Iowa Acts of the general assembly~~ published pursuant to chapter 2B.

Sec. 40. Section 97D.4, subsection 4, unnumbered paragraph 2, Code 2003, is amended to read as follows:

Administrative assistance shall be provided by the legislative ~~service-bureau-and-the-legislative-fiscal-bureau~~ services agency.

Sec. 41. Section 256.53, Code 2003, is amended to read as follows:

256.53 STATE PUBLICATIONS.

Upon issuance of a state publication in any format, a state agency shall deposit with the division at no cost to the division, seventy-five copies of the publication or a lesser number if specified by the division, except as provided in section 2E.6.

Sec. 42. Section 331.502, subsection 3, Code 2003, is amended by striking the subsection.

Sec. 43. Section 602.1204, subsection 3, Code 2003, is amended to read as follows:

3. The supreme court shall compile and publish all procedures and directives relating to the supervision and administration of the internal affairs of the judicial branch, and shall distribute a copy of the compilation and all amendments to each operating component of the judicial branch. ~~Copies also shall be distributed to agencies referred to in section 18-97 upon request.~~

Sec. 44. Sections 2.14, 2.16, 2.35, 2.45, 2.61, 2D.3, 3.2, 7A.11, 15E.111, 23A.2A, 28B.1, 28B.4, 42.2, 42.3, 42.6, 49.7, 275.23A, 331.209, and 602.4202, Code 2003, are amended by striking from the sections the words "legislative service bureau" and "bureau" when referring to the legislative service bureau and inserting in lieu thereof the words "legislative services agency".

Sec. 45. Sections 2.46, 2.51, 2B.10, 7E.5A, 8.23, 8.35A, 8.44, 8.46, 8.55, 8.61, 8.62, 8E.209, 8E.301, 12E.13, 14B.103, 14B.105, 14B.206, 15.113, 15.343, 18.16A, 18.16B, 80E.1, 97B.17, 135.11, 161D.8, 161D.13, 217.12, 237.18, 255.24A, 260C.66, 261.22, 261.25, 262.64A, 262A.13, 263A.11, 263A.13, 266.39D, 266.39F, 292.2, 294A.19, 307.20, 307.40, 307.46, 307.47, 327J.3, 384.3, 403.23, 404A.5, 421.17, 422.72, 455B.183A, 455G.4, 505.7, 524.207, 533.67, 602.1301, 602.1302, 602.8108, 904.116, 904.706, 905.6, 905.8, and 906.5, Code 2003, are amended by striking from the sections the words "legislative fiscal bureau" and inserting in lieu thereof the words "legislative services agency".

Sec. 46. CODE EDITOR'S DIRECTIVE. The Code editor shall correct any references to the legislative services agency as the successor to the legislative service bureau, legislative fiscal bureau, and computer support bureau, including grammatical constructions, anywhere else in the Iowa Code, in any bills awaiting codification, and in any bills enacted by the Eightieth General Assembly, 2003 Regular Session.

Sec. 47. Sections 2.48, 2.49, 2.50, 2.52, 2.55, 2.55A, 2.58, 2.59, 2.60, 2.64, 2.65, 2.66, 2.67, 2.100, 2.101, 2.102, 2.103, 2.104, 7A.15, 7A.16, 7A.17, 7A.18, 7A.19, 7A.20, 7A.21, 7A.22, 7A.25, 7A.26, 9.6, 18.86, 18.87, 18.88, 18.89, 18.90, 18.95, 18.96, 18.97, 18.97A, 18.101, 18.102, and 18.103, Code 2003, are repealed.

Sec. 48. PREVAILING PROVISIONS. The provisions of this Act regarding the publication and distribution of the Iowa official register shall prevail over any conflicting provisions of any other Act enacted by the Eightieth General Assembly, 2003 Regular Session.

Sec. 49. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

CHRISTOPHER C. RANTS
Speaker of the House

MARY E. KRAMER
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 636, Eightieth General Assembly.

MARGARET THOMSON
Chief Clerk of the House

Approved _____, 2003

THOMAS J. VILSACK
Governor