## Senate Study Bill 1307

## SENATE/HOUSE FILE

BY (PROPOSED GOVERNOR'S BUDGET BILL)

1 An Act relating to the compensation and benefits for public
2 officials and employees and members of the general assembly,
3 providing for related matters, making appropriations, and
4 including an effective date provision.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
6 TLSB 1106XG 81
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1 Section 1. STATE COURTS == JUSTICES, JUDGES, AND
MAGISTRATES.
    1. The salary rates specified in subsection 2 are for the
fiscal year beginning July 1, 2005, effective for the pay
period beginning July 1, 2005, and for subsequent fiscal years
until otherwise provided by the general assembly. The
salaries provided for in this section shall be paid from funds
appropriated to the judicial branch from the salary adjustment
fund or if the appropriation is not sufficient, from funds
appropriated to the judicial branch pursuant to any Act of the
general assembly.
    2. The following annual salary rates shall be paid to the
persons holding the judicial positions indicated during the
fiscal year beginning July 1, 2005, effective with the pay
period beginning July 1, 2005, and for subsequent pay periods.
    a. Chief justice of the supreme court:
    b. Each justice of the supreme court:
    c. Chief judge of the court of appeals:
    d." Each associate judge of the court of appeals:
    e.. Each chief judge of a judicial district:
    f.'Each district judge except the chief judge of a
judicial district:
    ................................................ $ $ 117,040
    g. Each district associate judge:
    h. Each associate juvenile judge:
    i." Each associate probate judge:
    j." Each' judicial magistrate':
    k." Each senior judge':
    3." Persons receiving the salary rates established under
this section shall not receive any additional salary
adjustments provided by this Act.
    Sec. 2. ELECTIVE EXECUTIVE OFFICIALS.
    1. The annual salary rates specified in this section are
        effective for the fiscal year beginning July 1, 2005, with the
        pay period beginning July 1, 2005, and for subsequent fiscal
    years until otherwise provided by the general assembly. The
    salaries provided for in this section shall be paid from funds
    appropriated to the department or agency specified in this
    section from the salary adjustment fund or if the
    appropriation is not sufficient, from funds appropriated to
        the department or agency pursuant to any Act of the general
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28 of human rights, and administrator of the division of 29 professional licensing and regulation of the department of commerce.
4. The following are range 3 positions: administrator of the division of homeland security and emergency management of the department of public defense, administrator of the division of criminal and juvenile justice planning of the department of human rights, administrator of the division of community action agencies of the department of human rights, executive director of the commission of veterans affairs, and chairperson and members of the employment appeal board of the department of inspections and appeals.
5. The following are range 4 positions: superintendent of banking, superintendent of credit unions, director of the department of human rights, director of the Iowa state civil rights commission, executive director of the college student aid commission, director of the department for the blind, executive director of the ethics and campaign disclosure board, members of the public employment relations board, and chairperson, vice chairperson, and members of the board of parole.
6. The following are range 5 positions: state public defender, drug policy coordinator, labor commissioner, workers' compensation commissioner, director of the department of cultural affairs, director of the department of elder affairs, director of the law enforcement academy, and administrator of the historical division of the department of cultural affairs.
7. The following are range 6 positions: administrator of the alcoholic beverages division of the department of commerce, administrator of the state racing and gaming commission of the department of inspections and appeals, director of the department of inspections and appeals, commandant of the veterans home, administrator of the public broadcasting division of the department of education, commissioner of public safety, commissioner of insurance, executive director of the Iowa finance authority, director of the department of natural resources, director of the department of corrections, consumer advocate, and chairperson of the utilities board. The other members of the utilities board shall receive an annual salary within a range of not less than 90 percent but not more than 95 percent of the annual salary of the chairperson of the utilities board.
8. The following are range 7 positions: director of the department of education, director of human services, director of the department of economic development, executive director of the Iowa telecommunications and technology commission, executive director of the state board of regents, director of the state department of transportation, director of the department of workforce development, director of revenue, director of public health, state court administrator,
secretary of the state fair board, director of the department of management, and director of the department of administrative services.

Sec. 5. COLLECTIVE BARGAINING AGREEMENTS FUNDED == GENERAL FUND. There is appropriated from the general fund of the state to the salary adjustment fund for distribution by the department of management to the various state departments, boards, commissions, councils, and agencies, including the state board of regents, for the fiscal year beginning July 1, 2005, and ending June 30, 2006, the amount of $\$ 72,900,000$, or so much thereof as may be necessary, to fully fund annual pay adjustments, expense reimbursements, and related benefits implemented pursuant to the following:

1. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the blue collar bargaining unit.
2. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the public safety bargaining unit.
3. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the security bargaining unit. 4. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the technical bargaining unit. 5. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the professional fiscal and staff bargaining unit.
4. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the clerical bargaining unit. 7. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the professional social
services bargaining unit.
8. The collective bargaining agreement negotiated pursuant
to chapter 20 for employees in the community=based corrections
bargaining unit.
9. The collective bargaining agreements negotiated
pursuant to chapter 20 for employees in the judicial branch of
government bargaining units.
10. The collective bargaining agreement negotiated
pursuant to chapter 20 for employees in the patient care
bargaining unit.
11. The collective bargaining agreement negotiated
pursuant to chapter 20 for employees in the science bargaining
unit.
12. The collective bargaining agreement negotiated
pursuant to chapter 20 for employees in the university of
northern Iowa faculty bargaining unit.
13. The collective bargaining agreement negotiated
pursuant to chapter 20 for employees in the state university
of Iowa graduate student bargaining unit.
14. The collective bargaining agreement negotiated
pursuant to chapter 20 for employees in the state university
of Iowa hospital and clinics tertiary health care bargaining
unit.
15. The annual pay adjustments, related benefits, and
expense reimbursements referred to in sections 6 and 7 of this
Act for employees not covered by a collective bargaining
agreement.
Sec. 6. NONCONTRACT STATE EMPLOYEES == GENERAL.

5. a. For the fiscal year beginning July 1, 2005, the
maximum salary levels of all pay plans provided for in section
8A.413, subsection 2, as they exist for the fiscal year ending
June 30, 2005, shall be increased by 2.5 percent for the pay
period beginning March 24, 2006, and any additional changes in
the pay plans shall be approved by the governor.
b. For the fiscal year beginning July 1, 2005, employees
may receive a step increase or the equivalent of a step
increase.
6. The pay plans for state employees who are exempt from
chapter 8A, subchapter IV, and who are included in the
department of administrative service's centralized payroll
system shall be increased in the same manner as provided in
subsection 1, and any additional changes in any executive
branch pay plans shall be approved by the governor.
7. This section does not apply to members of the general
assembly, board members, commission members, salaries of
persons set by the general assembly pursuant to this Act or
set by the governor, other persons designated in section 3 of
this Act, employees designated under section 8A.412,
subsection 5, and employees covered by 11 IAC 53.6(3).
8. The pay plans for the bargaining eligible employees of
the state shall be increased in the same manner as provided in
subsection 1, and any additional changes in such executive
branch pay plans shall be approved by the governor. As used
in this section, "bargaining eligible employee" means an
employee who is eligible to organize under chapter 20, but has
not done so.
5. The policies for implementation of this section shall
be approved by the governor.
Sec. 7. STATE EMPLOYEES == STATE BOARD OF REGENTS. Funds
from the appropriation in section 5 of this Act shall be
allocated to the state board of regents for the purposes of
providing increases for state board of regents employees
covered by section 5 of this Act and for state board of
regents employees not covered by a collective bargaining
agreement as follows:
9. For regents merit system employees and merit
supervisory employees to fund for the fiscal year, increases
comparable to those provided for similar contract=covered
employees in this Act.
10. For faculty members and professional and scientific
employees to fund for the fiscal year, percentage increases
comparable to those provided for cont'ract=covered employees in
section 5, subsection 12, of this Act.
Sec. 8. APPROPRIATIONS FROM ROAD FUNDS.
11. There is appropriated from the road use tax fund to the
salary adjustment fund for the fiscal year beginning July 1,
2005, and ending June 30, 2006, the following amount, or so
much' thereof as may be necessary, to be used for the purpose
designated:
To supplement other funds appropriated by the general
assembly:

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| 9 | 16 | There is appropriated from the primary road fund to the |
| 9 | 17 | salary adjustment fund, for the fiscal year beginning July |
| 9 | 18 | 2005, and ending June 30, 2006, the following amount, or so |
| 9 | 19 | much thereof as may be necessary, to be used for the purpose |
| 9 | 20 | designa |
| 9 | 21 | To supplement other funds appropriated by the general |
| 9 | 22 | em |
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| 9 | 24 | 3. Except as otherwise provided in this Act, the amounts |
| 9 | 25 | appropriated in subsections 1 and 2 shall be used to fund the |
| 9 | 26 | annual pay adjustments, expense reimbursements, and related |
| 9 | 27 | benefits for public employees as |
| 9 | 28 | Sec. 9. SPECIAL FUNDS == AUTHORIZATION. To departmental |
| 9 | 29 | revolving, trust, or special funds, except for the |
| 9 | 30 | road fund or the road use tax fund, for which the ge |
| $9$ | 31 | assembly has established an operating budget, a supplemental |
| $9$ | 32 | expenditure authorization is provided, unless otherwise |
| 9 | 33 | provided, in an amount necessary to fund salary adjustments as |
| 9 | 34 | otherwise provided in this Ac |
| 9 | 35 | Sec. 10. GENERAL FUND SALARY MONEYS. Funds |
| 10 | 1 | for distribution from the salary adjustment fund in section |
| 10 | 2 | of this Act relate only to salaries supported from gener |
| 10 | 3 | fund appropriations of the state except for employees of the |
| 10 | 4 | state board of regents. The funds allocated in this Act for |
| 10 | 5 | employees of the state board of regents shall exclude general |
| 10 | 6 | university indirect costs and general university |
| 10 |  | funds |
| 10 | 8 | Sec. 11. FEDERAL FUNDS APPROPRIATED. All federal grants |
| 10 | 9 | to and the federal receipts of the agencies affected by this |
| 10 | 0 | Act which are received and may be expended for purposes |
| 0 | 11 | this Act are appropriated for those purposes and as set |
| 10 | 12 | in the federal grants or receipts |
| 10 | 13 | Sec. 12. STATE TROOPER MEAL ALLOWANCE. The sworn |
| 10 | 14 | officers in the department of public safety who are not |
| 10 | 15 | covered by a collective bargaining agreement negotiated |
| 10 | 16 | pursuant to chapter 20 shall receive the same per diem meal |
| 10 | 17 | allowance as the sworn peace officers in the department of |
| 10 | 18 | public safety who are covered by a collective bargaining |
| 10 | 19 | agreement negotiated pursuant to chapter 20 |
| 10 | 20 | Sec. 13. SICK LEAVE CONVERSION. Effective with the |
| 10 | 21 | year beginning July 1, 2006, the sick leave conversion program |
| 10 | 22 | under the collective bargaining agreement that covers the |
| 10 | 23 | greatest number of state employees and that affects sick leave |
| 10 | 24 | accrual and allows sick leave conversion and use upon |
| 10 | 25 | retirement for payment of certain health insurance premi |
| 10 | 26 | shall be extended to employees in the executive br |
| 10 | 27 | excluding state board of regents employees, not covered by |
| 10 | 28 | collective bargaining agreement. By December 1, 2005, the |
| 10 | 29 | department of administrative services shall submit to the |
| 10 | 30 | general assembly proposed changes to the Code of Iowa and |
| 10 | 31 | administrative rules needed to implement this program. |
| 10 | 32 | Sec. 14. Section 2.10, subsections 1, 2, 5, and 6, Code |
| 10 | 33 | 2005, are amended to read as follows: |
| 10 | 34 | 1. Every member of the general assembly excep |
| 10 | 35 | presiding officer of the senate, the speaker of the house, the |
| 11 |  | majority and minority floor leader of each house, and the |
| 11 |  | president pro tempore of the senate and speaker pro tempore of |
| 11 |  | the house; shall receive an annual salary of twenty twenty= |
| 11 | 4 | five thousand one hundred twenty dollars for the year 1997 |
| 11 |  | 2007 and subsequent years while serving as a member of the |
| 11 | 6 | general assembly. In addition, each such member shall receive |
| 11 |  | the sum of eighty=six dollars per day a per diem, as defined |
| 11 | 8 | in subsection 5, for expenses of office, except travel, for |
| 11 |  | each day the general assembly is in session commencing with |
| 11 | 10 | the first day of a legislative session and ending with the day |
| 11 | 11 | of final adjournment of each legislative session as indicated |
| 11 | 12 | by the journals of the house and senate, except that if the |
| 11 | 13 | length of the first regular session of the general assembly |
| 11 | 14 | exceeds one hundred ten calendar days and the second regular |
| 11 | 15 | session exceeds one hundred calendar days, the payments shall |
| 11 | 16 | be made only for one hundred ten calendar days for the first |
| 11 | 17 | session and one hundred calendar days for the second session. |
| 11 | 18 | Members from Polk county shall receive sixty=five dollars per |
|  |  | day an amount per day equal to three=fourths of the per diem |
| 11 | 20 | of the non=Polk county members. Each member shall receive a |
| 11 | 21 | three hundred dollar per month allowance for legislative |
| 11 | 22 | district constituency postage, travel, telephone costs, and |
| 11 | 23 | other expenses. Travel expenses shall be paid at the rate |
| 11 | 24 | established by section 8A. 363 for actual travel in going to |
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raveled route for not more than one time per week during legislative session unless the general assembly otherwise provides.
2. The speaker of the house, presiding officer of the senate, and the majority and minority floor leader of each house shall each receive an annual salary of thirty=one
thirty=seven thousand thirty five hundred dollars for the year 19072007 and subsequent years while serving in that capacity. The president pro tempore of the senate and the speaker pro
tempore of the house shall receive an annual salary of
twenty=one twenty=seven thousand hundred nimety dollars
for the year 19972007 and subsequent years while serving in that capacity. Expense and travel allowances shall be the same for the speaker of the house and the presiding officer of the senate, the president pro tempore of the senate and the speaker pro tempore of the house, and the majority and minority leader of each house as provided for other members of the general assembly.
5. In addition to the salaries and expenses authorized by this section, a member of the general assembly shall be paid eighty=six dollars per day a per diem, and necessary travel and actual expenses incurred in attending meetings for which per diem or expenses are authorized by law for members of the general assembly who serve on statutory boards, commissions, or councils, and for standing or interim committee or subcommittee meetings subject to the provisions of section 2.14, or when on authorized legislative business when the general assembly is not in session. However, if a member of the general assembly is engaged in authorized legislative business at a location other than at the seat of government during the time the general assembly is in session, payment may be made for the actual transportation and lodging costs incurred because of the business. Such per diem or expenses shall be paid promptly from funds appropriated pursuant to section 2.12 .

For purposes of this section, "per diem" means the maximum amount generally allowable to employees of the executive branch of the federal government for per diem while away from home at the seat of government.
6. If a special session of the general assembly is convened, members of the general assembly shall receive, in addition to their annual salaries, the sum of eighty=six dollars per day a per diem for each day the general assembly is actually in special session, and the same travel allowances and expenses as authorized by this section. A member of the general assembly shall receive the additional per diem, travel allowances and expenses only for the days of attendance during a special session.

Sec. 15. Section 99D.5, subsection 4, Code 2005, is amended to read as follows:
4. Commission members are each entitled to receive an annual salary of si* ten thousand dollars. Members shall also be reimbursed for actual expenses incurred in the performance of their duties to a maximum of thirty thousand dollars per year for the commission. Each member shall be covered by the blanket surety bond of the state purchased pursuant to section 8A.321, subsection 12.

Sec. 16. EFFECTIVE DATE. Section 14 of this Act takes effect upon the convening of the Eighty=second General Assembly in January 2007.

This bill relates to the funding for the fiscal year beginning July 1, 2005, of salary increases for state elected executive officers, state appointed nonelected officers, justices, judges, magistrates, employees subject to collective bargaining agreements, certain noncontract employees, and members of the general assembly.

The annual salaries of the state elected executive officers are increased by approximately 12.8 percent except for the governor's, which remains the same. The annual salaries of the justices, judges, and judicial magistrates are increased by approximately 5 percent.

The bill provides supplemental authorization to fund salaries from trust, revolving, and special funds for which the general assembly has established a budget.

The bill provides for a sick leave conversion program for executive branch employees not covered by a collective bargaining agreement, excluding board of regents employees.

The bill increases the pay of the members of the general assembly, except for the leadership, from $\$ 21,380.54$ to \$25,000. The leadership's increase in pay is from \$32,974.06

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[^0]:    142 to $\$ 37,500$, with the president pro tem's and speaker pro tem's
    3 annual salary increasing from $\$ 22,623.84$ to $\$ 27,000$. The bill
    4 also increases the per diem from $\$ 86$ to the maximum amount
    5 allowed by the executive branch of the federal government
    6 while away from home at the seat of government, with Polk
    7 county legislators receiving three=fourths of that amount
    8 while the general assembly is in session. The bill increases
    9 the monthly legislative district constituency allowance from
    10 \$200 to \$300.
    1411 The provisions relating to the compensation and benefits of
    14
    12
    1413 upon the convening of the Eighty=second General Assembly, 2007
    1414 Session.
    1415 The bill also provides that members of the racing and
    1416 gaming commission are to receive an annual salary of $\$ 10,000$.
    1417 LSB 1106XG 81
    $1418 \mathrm{mg}: \mathrm{rj} / \mathrm{sh} / 8.3$

