

**Senate File 177 - Introduced**

SENATE FILE 177  
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SF 15)

**A BILL FOR**

1 An Act relating to the director of the Iowa law enforcement  
2 academy and the membership of the Iowa law enforcement  
3 academy council and including applicability provisions.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 80B.5, Code 2011, is amended to read as  
2 follows:

3 **80B.5 Administration.**

4 The administration of this chapter shall be vested in the  
5 office of the governor. A director of the academy ~~and such~~  
6 shall be appointed by the governor from a slate of nominees  
7 submitted to the governor by the Iowa law enforcement academy  
8 council. The council shall submit a slate of up to three  
9 nominees for the position to the governor for the governor's  
10 consideration. The nominees shall be chosen by the affirmative  
11 vote of a majority of council members upon the basis of their  
12 qualifications and without regard to political affiliation.  
13 The slate of nominees may include the current director. The  
14 governor may reject any slate of nominees submitted by the  
15 council. If the governor rejects a slate of nominees, the  
16 council shall submit another slate of nominees to the governor  
17 in the same manner as the original slate of nominees was  
18 submitted. The director shall serve for a four-year term  
19 beginning on January 1 of an even-numbered year in which a  
20 general election for the office of governor will not take  
21 place. A vacancy in this position shall be filled in the  
22 same manner as the original appointee. An appointee filling  
23 a vacancy shall serve for the remainder of the original term.  
24 Other staff as may be necessary for ~~it~~ the academy to function  
25 shall be employed pursuant to the Iowa merit system provisions  
26 of chapter 8A, subchapter IV.

27 Sec. 2. Section 80B.6, subsection 1, Code 2011, is amended  
28 to read as follows:

29 1. ~~There is created the~~ An Iowa law enforcement academy  
30 ~~which shall consist~~ is created consisting of the  
31 following ~~seven~~ twelve voting members appointed by the  
32 governor, subject to confirmation by the senate, to terms of  
33 four years commencing as provided in section 69.19:

34 a. Three residents of the state.

35 b. A sheriff of a county who is a member of the Iowa state

1 sheriffs and deputies association.

2 c. A deputy sheriff of a county who is a member of the Iowa  
3 state sheriffs and deputies association.

4 d. A member of the Iowa peace officers association.

5 e. A member of the Iowa state police association.

6 f. A member of the Iowa police chiefs association.

7 ~~e.~~ g. A police officer who is a member of a police  
8 department of a city with a population ~~larger than~~ of fifty  
9 thousand persons or more.

10 ~~d.~~ h. A police officer who is a member of a police  
11 department of a city with a population of less than fifty  
12 thousand persons.

13 ~~e.~~ i. A member of the department of public safety.

14 j. A member of the office of motor vehicle enforcement of  
15 the department of transportation.

16 Sec. 3. POSITION ABOLISHED. The position of the director  
17 of the Iowa law enforcement academy, subject to the merit  
18 system provisions of chapter 8A, subchapter IV, is abolished on  
19 December 31, 2011.

20 Sec. 4. APPLICABILITY. Section 1 of this Act applies to the  
21 appointment of the director of the Iowa law enforcement academy  
22 for terms beginning on or after January 1, 2012.

23 EXPLANATION

24 Current law provides that the position of director of the  
25 Iowa law enforcement academy is a state merit system position.  
26 This bill provides that the director is appointed by the  
27 governor from a slate of up to three nominees submitted by  
28 the Iowa law enforcement academy council. The bill provides  
29 that nominees be chosen by the affirmative vote of a majority  
30 of council members based on their qualifications and without  
31 regard to political affiliation. The bill provides that the  
32 council may include the current director in the slate of  
33 nominees. The bill provides that the governor may reject any  
34 slate of nominees submitted by the council, and the council  
35 must then submit another slate of nominees to the governor in

1 the same manner as the original slate. The bill provides that  
2 the director serves for a four-year term starting on January  
3 1 in each even-numbered year in which a general election for  
4 the office of governor will not take place. The bill provides  
5 that a vacancy in the position be filled in the same manner as  
6 the original appointee, with the new appointee serving for the  
7 remainder of the original term.

8 The bill abolishes the merit position of the director of the  
9 Iowa law enforcement academy on December 31, 2011.

10 The bill applies to the appointment of the director of the  
11 Iowa law enforcement academy for terms beginning on or after  
12 January 1, 2012.

13 The bill increases the number of voting members on the  
14 Iowa law enforcement academy council from seven to 12. The  
15 additional members include a deputy sheriff of a county who is  
16 a member of the Iowa state sheriffs and deputies association,  
17 a member of the Iowa peace officers association, a member of  
18 the Iowa state police association, a member of the Iowa police  
19 chiefs association, and a member of the office of motor vehicle  
20 enforcement of the department of transportation.