

**Senate File 461 - Introduced**

SENATE FILE 461  
BY COMMITTEE ON RULES AND  
ADMINISTRATION

(SUCCESSOR TO LSB 2721XC)

**A BILL FOR**

1 An Act relating to certain boards and commissions with  
2 legislative appointments.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 28B.1, subsection 1, unnumbered  
2 paragraph 1, Code 2011, is amended to read as follows:

3 ~~The~~ In accordance with a resolution adopted for this purpose  
4 by the legislative council, an Iowa commission on interstate  
5 cooperation is hereby established shall be appointed to address  
6 the charge and other responsibilities for the commission  
7 outlined in the resolution. ~~It~~ The commission shall consist of  
8 thirteen members to be appointed as follows:

9 Sec. 2. Section 28B.4, Code 2011, is amended to read as  
10 follows:

11 **28B.4 Report.**

12 1. The commission shall report to the governor and ~~to~~  
13 ~~the legislature within fifteen days after the convening of~~  
14 ~~each general assembly~~ general assembly in accordance with the  
15 commission's charge, and at may report at other times as it  
16 ~~deems~~ deemed appropriate by the commission.

17 2. ~~Its~~ The commission's members and the members of all  
18 committees which it establishes shall be reimbursed for their  
19 travel and other necessary expenses in carrying out their  
20 obligations under this chapter and legislative members shall  
21 be paid a per diem ~~as specified in section 7E.6~~ for each day in  
22 which engaged in the performance of their duties, the per diem  
23 and legislators' expenses to be paid from funds appropriated by  
24 sections 2.10 and 2.12. Expenses of administrative officers,  
25 state officials, or state employees who are members of the Iowa  
26 commission on interstate cooperation or a committee appointed  
27 by the commission shall be paid from funds appropriated to  
28 the agencies or departments which persons represent except as  
29 may otherwise be provided by the general assembly. Expenses  
30 of citizen members who may be appointed to committees of  
31 the commission may be paid from funds as authorized by the  
32 general assembly. Expenses of the secretary or employees  
33 of the secretary and support services in connection with  
34 the administration of the commission shall be paid from  
35 funds appropriated to the legislative services agency

1 unless otherwise provided by the general assembly. Expenses  
2 of commission members shall be paid upon approval of the  
3 chairperson or the secretary of the commission.

4 Sec. 3. Section 216A.132, subsection 1, paragraph c, Code  
5 2011, is amended to read as follows:

6 c. (1) The chief justice of the supreme court shall  
7 designate one member who is a district judge and one member  
8 who is either a district associate judge or associate juvenile  
9 judge. ~~The chairperson and ranking member of the senate  
10 committee on judiciary shall be members. In alternating  
11 four-year intervals, the chairperson and ranking member of  
12 the house committee on judiciary or of the house committee  
13 on public safety shall be members, with the chairperson and  
14 ranking member of the house committee on public safety serving  
15 during the initial interval. Nonlegislative~~ The members  
16 appointed pursuant to this ~~paragraph~~ subparagraph shall serve  
17 as ex officio, nonvoting members for four-year terms beginning  
18 and ending as provided in section 69.19, unless the member  
19 ceases to serve as a ~~district court~~ judge.

20 (2) The chairperson and ranking member of the senate  
21 committee on judiciary shall be ex officio, nonvoting members.  
22 In alternating two-year terms, beginning and ending as provided  
23 in section 69.16B, the chairperson and ranking member of the  
24 house committee on judiciary or of the house committee on  
25 public safety shall be ex officio, nonvoting members, with the  
26 chairperson and ranking member of the house committee on public  
27 safety serving during the term beginning in January 2011.

28 Sec. 4. REPEAL. Section 249A.36, Code 2011, is repealed.

29 EXPLANATION

30 This bill relates to certain boards and commissions with  
31 legislative appointments.

32 Code chapter 28B, relating to the commission on interstate  
33 cooperation, is amended to provide for appointment of a  
34 commission in accordance with a resolution adopted for this  
35 purpose by the legislative council and to conform the per

1 diem payment provision with that applied to other legislative  
2 appointments. Current law provides for the commission to be  
3 appointed on an ongoing basis.

4 Code section 216A.132, relating to appointment of the  
5 criminal and juvenile justice planning advisory council in  
6 the department of human rights, is amended. The judicial  
7 and legislative branch appointments are specified to be ex  
8 officio and nonvoting positions. In addition, the terms of the  
9 legislative appointments from the house of representatives are  
10 conformed with other legislative appointments to begin and end  
11 with the term of the general assembly biennium.

12 Code section 249A.36, establishing the medical assistance  
13 quality improvement council, is repealed. The Code provision  
14 establishing the council, consisting of nonlegislator members,  
15 was enacted in 2008 but council members have never been  
16 appointed.