

House File 2014 - Introduced

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BY MURPHY

A BILL FOR

1 An Act relating to meetings of advisory boards, advisory
2 councils, advisory commissions, and task forces under Iowa's
3 open meetings and public records laws.

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

1 Section 1. Section 21.2, subsection 1, Code 2014, is amended
2 to read as follows:

3 1. "Governmental body" means:

4 a. A board, council, commission, or other governing body
5 expressly created by the statutes of this state or by executive
6 order.

7 b. A board, council, commission, or other governing body
8 of a political subdivision or tax-supported district in this
9 state.

10 c. A multimembered body formally and directly created by
11 one or more boards, councils, commissions, or other governing
12 bodies subject to ~~paragraphs~~ paragraph "a" and or "b" of this
13 subsection.

14 d. Those multimembered bodies to which the state board
15 of regents or a president of a university has delegated
16 the responsibility for the management and control of the
17 intercollegiate athletic programs at the state universities.

18 ~~e. An advisory board, advisory commission, or task force
19 created by the governor or the general assembly to develop and
20 make recommendations on public policy issues.~~

21 ~~f.~~ e. A nonprofit corporation other than a fair conducting
22 a fair event as provided in chapter 174, whose facilities or
23 indebtedness are supported in whole or in part with property
24 tax revenue and which is licensed to conduct pari-mutuel
25 wagering pursuant to chapter 99D or a nonprofit corporation
26 which is a successor to the nonprofit corporation which built
27 the facility.

28 ~~g.~~ f. A nonprofit corporation licensed to conduct gambling
29 games pursuant to chapter 99F.

30 ~~h. An advisory board, advisory commission, advisory
31 committee, task force, or other body created by statute or
32 executive order of this state or created by an executive order
33 of a political subdivision of this state to develop and make
34 recommendations on public policy issues.~~

35 ~~i.~~ g. The governing body of a drainage or levee district

1 as provided in chapter 468, including a board as defined in
2 section 468.3, regardless of how the district is organized.

3 ~~*j. h.* An advisory board, advisory commission, advisory
4 committee, task force, or other body created by an An entity
5 or a joint board established or organized pursuant to an
6 agreement under chapter 28E, or by the administrator or joint
7 board specified in a chapter 28E agreement, to develop and make
8 recommendations on public policy issues unless the agreement
9 includes public agencies from more than one state.~~

10 *i.* An advisory board, advisory commission, advisory
11 committee, task force, or other body created by any of the
12 following to develop and make recommendations on public policy
13 issues:

14 (1) The governor or the general assembly.

15 (2) A statute or executive order of this state.

16 (3) An executive order or motion, resolution, or ordinance
17 of a political subdivision of this state.

18 (4) A governmental body as defined in paragraphs "a" through
19 "h".

20 Sec. 2. Section 21.11, Code 2014, is amended to read as
21 follows:

22 **21.11 Applicability to nonprofit corporations.**

23 This chapter applies to nonprofit corporations which
24 are defined as governmental bodies subject to section 21.2,
25 subsection 1, paragraph "f" "e", only when the meetings
26 conducted by the nonprofit corporations relate to the conduct
27 of pari-mutuel racing and wagering pursuant to chapter 99D.

28 Sec. 3. Section 22.1, subsection 1, Code 2014, is amended
29 to read as follows:

30 1. The term "government body" means this state, or
31 any county, city, township, school corporation, political
32 subdivision, tax-supported district, nonprofit corporation
33 other than a fair conducting a fair event as provided in
34 chapter 174, whose facilities or indebtedness are supported
35 in whole or in part with property tax revenue and which is

1 licensed to conduct pari-mutuel wagering pursuant to chapter
2 99D; the governing body of a drainage or levee district as
3 provided in chapter 468, including a board as defined in
4 section 468.3, regardless of how the district is organized;
5 or other entity of this state; or any branch, department,
6 board, bureau, commission, council, or committee including
7 any advisory board, advisory commission, advisory committee,
8 or task force, official, or officer of any of the foregoing
9 entities enumerated in this subsection or any employee
10 delegated the responsibility for implementing the requirements
11 of this chapter.

12 EXPLANATION

13 The inclusion of this explanation does not constitute agreement with
14 the explanation's substance by the members of the general assembly.

15 This bill relates to meetings of advisory boards, advisory
16 committees, advisory commissions, and task forces under Iowa's
17 open meetings and public records laws.

18 The bill amends the definition of governmental body for
19 purposes of the open meetings law (Code chapter 21) to provide
20 that all advisory bodies created by the governor, general
21 assembly, statute or executive order of this state, executive
22 order or motion, resolution, or ordinance of a political
23 subdivision of this state, or a governmental body defined
24 in Code section 21.2, subsection 1, to develop and make
25 recommendations on public policy issues, are subject to the
26 requirements of the open meetings law.

27 The bill amends the definition of government body for
28 purposes of the public records law to provide that any advisory
29 board, advisory council, advisory commission, or task force of
30 a government body defined in Code section 22.1, subsection 1,
31 is subject to the requirements of the public records law.