

House File 2388 - Introduced

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BY MOHR

A BILL FOR

- 1 An Act relating to public records, including employment
- 2 separation information for certain government employees,
- 3 contractors, or appointees.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 22.7, subsection 11, paragraph a, Code
2 2026, is amended by adding the following new subparagraphs:

3 NEW SUBPARAGRAPH. (6) The last date the individual, who
4 resigned from or was discharged by the government body, performed
5 work or actively carried out essential functions of the position,
6 regardless of whether the information is contained in a written
7 document, contract, agreement, or arrangement.

8 NEW SUBPARAGRAPH. (7) The reasons a government body
9 terminated a contract, at-will employment, or engagement with
10 the individual, including the specific details of any alleged
11 misconduct or breach of contract by the individual, regardless
12 of whether the information is contained in a written document,
13 contract, agreement, or arrangement.

14 NEW SUBPARAGRAPH. (8) The amount of moneys and public
15 benefits provided to the individual for any continuation of pay,
16 severance, or other compensation or benefits in excess of the
17 amounts owed for work performed by the individual prior to the
18 individual's last day as an employee, contractor, or appointee
19 for the government body, regardless of whether the information
20 is contained in a written document, contract, agreement, or
21 arrangement.

22 EXPLANATION

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

25 Under current law, a person has the right to examine and
26 copy a public record. Code section 22.7 provides a list of
27 public records that must be kept confidential unless otherwise
28 ordered by a court, by the lawful custodian of the records, or
29 by another person duly authorized to release such information,
30 including personal information in confidential personnel records
31 of government bodies. However, Code section 22.7(11) provides
32 that certain personal information in confidential personnel
33 records is considered a public record.

34 This bill further specifies that certain personal information
35 in confidential personnel records regarding the separation of

1 government employees, contractors, or appointees is a public
2 record, regardless of whether the information is set forth
3 in a written document, contract, agreement, or arrangement.
4 Such information includes the last date of work, the reasons
5 for separation including any alleged misconduct or breach of
6 contract, and any moneys or public benefits provided beyond
7 compensation for work performed prior to the individual's last
8 day as an employee, contractor, or appointee for the government
9 body.

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