

House File 314 - Reprinted

HOUSE FILE 314
BY COMMITTEE ON LOCAL
GOVERNMENT

(SUCCESSOR TO HF 75)

(As Amended and Passed by the House February 22, 2023)

A BILL FOR

1 An Act relating to methods of determining compensation for
2 elected county officers.

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

1 Section 1. Section 331.212, subsection 2, Code 2023, is
2 amended by adding the following new paragraphs:

3 NEW PARAGRAPH. i. Setting the compensation schedule of
4 elected county officers, if the board has not established or
5 has dissolved a county compensation board pursuant to section
6 331.905.

7 NEW PARAGRAPH. j. Dissolving a county compensation board.
8 Sec. 2. Section 331.321, subsection 1, paragraph 1, Code
9 2023, is amended to read as follows:

10 1. Two members of the county compensation board in
11 accordance with section 331.905, if the board of supervisors
12 has established a county compensation board.

13 Sec. 3. Section 331.322, subsections 6 and 7, Code 2023, are
14 amended to read as follows:

15 6. Review Annually prepare and review the compensation
16 schedule, or review the final compensation schedule of the
17 county compensation board if the board of supervisors has
18 established a county compensation board, and determine the
19 final compensation schedule in accordance with section 331.907.

20 7. Provide necessary office facilities and the technical
21 and clerical assistance requested by the county compensation
22 board to accomplish the purposes of sections 331.905 and
23 331.907, if the board of supervisors has established a county
24 compensation board.

25 Sec. 4. Section 331.905, subsection 1, unnumbered paragraph
26 1, Code 2023, is amended to read as follows:

27 ~~There is created in each county~~ A board of supervisors may
28 vote to establish a county compensation board which subject to
29 the provisions of this section. The county compensation board
30 shall be composed of seven members who are residents of the
31 county. The members of the county compensation board shall be
32 selected as follows:

33 Sec. 5. Section 331.905, Code 2023, is amended by adding the
34 following new subsection:

35 NEW SUBSECTION. 7. A board of supervisors may dissolve a

1 county compensation board upon a majority vote of the members
2 of the board of supervisors. If the board of supervisors
3 has not established or has dissolved the county compensation
4 board, the board of supervisors shall carry out the duties
5 as the county compensation board, including as provided in
6 section 331.907. Pursuant to section 331.907, in setting
7 the salary of the county sheriff; the board of supervisors
8 shall set the sheriff's salary so that it is comparable to
9 salaries paid to professional law enforcement administrators
10 and command officers of the state patrol, the division of
11 criminal investigation of the department of public safety, and
12 city police chiefs employed by cities of similar population to
13 the population of the county.

14 Sec. 6. Section 331.907, subsections 1, 2, and 3, Code 2023,
15 are amended to read as follows:

16 1. The annual compensation of the auditor, treasurer,
17 recorder, sheriff, county attorney, and supervisors shall
18 be determined as provided in [this section](#). The county
19 compensation board annually shall review the compensation
20 paid to comparable officers in other counties of this state,
21 other states, private enterprise, and the federal government.
22 In setting the salary of the county sheriff, the county
23 compensation board shall set the sheriff's salary so that it
24 is comparable to salaries paid to professional law enforcement
25 administrators and command officers of the state patrol,
26 the division of criminal investigation of the department of
27 public safety, and city police chiefs employed by cities of
28 similar population to the population of the county. The county
29 compensation board shall prepare a compensation schedule for
30 the ~~elective~~ elected county officers for the succeeding fiscal
31 year. The county compensation board shall provide documentation
32 to the board of supervisors that demonstrates how the county
33 compensation board determined the recommended compensation
34 schedule, including by providing the applicable compensation
35 information for comparable officers in other counties of this

1 state, other states, private enterprise, and the federal
2 government. A recommended compensation schedule requires a
3 majority vote of the membership of the county compensation
4 board.

5 2. At the public hearing held on the county budget as
6 provided in [section 331.434](#), the county compensation board
7 shall submit its recommended compensation schedule for the
8 next fiscal year to the board of supervisors for inclusion
9 in the county budget. The board of supervisors shall review
10 the recommended compensation schedule for the elected county
11 officers and determine the final compensation schedule which
12 ~~shall not exceed the compensation schedule recommended by~~
13 ~~the county compensation board. In determining the final~~
14 ~~compensation schedule if the board of supervisors wishes to~~
15 ~~reduce the amount of the recommended compensation schedule,~~
16 ~~the amount of salary increase proposed for each elected county~~
17 ~~officer, except as provided in [subsection 3](#), shall be reduced~~
18 ~~an equal percentage. In determining the final compensation~~
19 schedule for the elected county officers, the board of
20 supervisors may set compensation at less than the compensation
21 provided in the current compensation schedule if the position
22 is reduced to part-time under the recommended compensation
23 schedule. A copy of the final compensation schedule shall be
24 filed with the county budget at the office of the director of
25 the department of management. The final compensation schedule
26 takes effect on July 1 following its adoption by the board
27 of supervisors. For purposes of this subsection, "current
28 compensation schedule" means the compensation schedule in
29 effect when the board of supervisors considers the recommended
30 compensation schedule.

31 ~~3. The board of supervisors may adopt a decrease in~~
32 ~~compensation paid to supervisors irrespective of the county~~
33 ~~compensation board's recommended compensation schedule or other~~
34 ~~approved changes in compensation paid to other elected county~~
35 ~~officers. A decrease in compensation paid to supervisors shall~~

~~1 be adopted by the board of supervisors no less than thirty days~~
~~2 before the county budget is certified under [section 24.17](#).~~