



September 4, 2009

**TO: Co-Chairpersons Appel and Mascher and Members of the State
Government Reorganization Commission**

FROM: John Pollak, Committee Services Administrator

**RE: Compensation and Expenses for Members of Executive Branch State
Boards, Commissions, Councils, and Other Bodies**

Overview. You have inquired about the compensation and expenses paid under law to the voting members of various executive branch boards, commissions, councils, and other bodies who are not state officers or employees.

Primary Statute. The primary provision in Iowa law is Code Section 7E.6, which generally limits per diem, when authorized, to \$50 per day, subject to the availability of appropriations. For a low-income person with an income of 150 percent or less of the federal poverty level (in 2009, for a family of three, \$27,477), when Code provisions limit compensation to actual expenses only, the person can apply for a per diem of \$50 per day in addition to actual expenses.

7E.6 Compensation of members of boards, committees, commissions, and councils.

1. a. Any position of membership on any board, committee, commission, or council in the executive branch of state government which is compensated by the payment of a per diem to the holder of that position under statutory law shall be compensated at the rate of fifty dollars per diem, notwithstanding any other law to the contrary.
- b. Reimbursement of expenses to the holder of any position governed by this subsection shall be as provided in the applicable law.
- c. In regard to any board, committee, commission, or council which has its name or organizational location altered after January 1, 1986, the statutory provision on the subject of per diem compensation which was applicable to it on January 1, 1986, shall continue to govern such agency and its successor agency, notwithstanding the change in name or organizational location.
2. Any position of membership on any board, committee, commission, or council in the state government which has a compensation level limited to expenses only is eligible to receive, in addition to such actual expense reimbursement, an additional expense allowance of fifty dollars per day if the holder of any such position applies for such additional expense allowance and the holder of the position has an income level of one hundred fifty percent or less of the United States poverty level as defined by the most recently revised poverty income guidelines published by the United States department of health and human services.
3. Any position of membership on the board of the Iowa lottery authority shall receive compensation of fifty dollars per day and expenses.
4. Any position of membership on the transportation commission shall be compensated at an annual rate of ten thousand dollars.
5. Any position of membership on the board of parole, the public employment relations board, the utilities board, the employment appeal board, and the property assessment appeal board shall be compensated as otherwise provided in law.

6. All of the compensation provisions of this section are subject to the proper appropriations being made in the state budget legislation.

7. It is the intent of the general assembly that this section shall be the governing provision on the subject of the compensation of any position of membership on any board, committee, commission, or council in the state government and that the provisions of this section shall govern over any conflicting provision of law except provisions enacted subsequent to July 1, 1986, notwithstanding the provisions of section 4.7.

Contents of Table Listings. Code Section 7E.6 provides that compensation of a voting member of a state board, commission, council, or other body is limited to reimbursement of expenses only, unless the law provides otherwise. The table contained in this memorandum lists in Code order the related statutes that specify or permit payment of per diem or other form of compensation, in addition to expenses, for some or all of the members of these bodies.

The information is current through the 2009 Code and does not incorporate all 2009 enactments. The table does not incorporate Code Section 2.32A, which provides for payment of per diem and expenses, unless otherwise provided by law, for legislators serving on a statutory board or commission. The table also does not incorporate judicial branch bodies.

Executive Branch State Boards, Commissions, Councils and Other Bodies – Per Diem or Other Compensation Specified or Permitted

| Name of Body | Number Voting Members | Per Diem or Compensation Rate | Code Cite for Compensation |
|---|--|--|---|
| Iowa Lottery Authority Board | 5 | \$50 per diem | §7E.6 & §99G.8(10) |
| Transportation Commission | 7 | \$10,000 per year | §7E.6 & §307.6 |
| Local Government Innovation Commission | 15 | \$50 per diem permitted for public members | §8.65 (repealed eff. 7/1/10; 2009 Iowa Acts ch. 170, §46)(HF 414) |
| Technology Governance Board | 10 (2 public members) | \$50 per diem permitted for public members | §8A.204 |
| Iowa Access Advisory Council | 14 | \$50 per diem permitted | §8A.221 |
| Capitol Planning Commission | 7 | \$50 per diem permitted | §8A.375 |
| Iowa Telecommunications and Technology Commission | 5 | \$12,000 annual & \$17,000 annual for chair began in 2008, adjusted annually | §8D.3 |
| Employment Appeal Board | 3 | salary range \$55,380 - \$75,084 | §10A.601, salary range per 2008 Acts ch. 1191, §14(3) |
| Economic Development Board | 15 | \$50 per diem permitted | §15.103 |
| Vision Iowa Board | 13 (including 3 state officers) | \$50 per diem permitted | §15F.105 |
| Iowa Finance Authority | 9 | \$50 per diem | §16.2 |
| IFA Title Guaranty Board | 5 | \$50 per diem | §16.2A |
| Public Employment Relations Board | 3 | salary range \$63,690 - \$97,460 | §20.5 salary range per 2008 Iowa Acts ch. 1191 §14(4) |
| Iowa Empowerment Board | 22 (including 6 state agency staff) | \$50 per diem | §28.3 |
| Armory Board | at least 4 | \$50 per diem permitted | §29A.57 |
| Temporary Redistricting Advisory Commission | 5 | \$50 per diem (meets each decade to hold at least 3 public hearings) | §42.5 |
| Board of Examiners for Voting Systems | 3 | \$150 per examination – up to \$1,500/year from local government, generally paid by private entities | §52.6 |
| Commission to Examine Accounts (if appointed by a Governor) | 3 | \$50 per diem | §67.12 |
| Iowa Ethics and Campaign Disclosure Board | 6 | \$50 per diem | §68B.32 |
| Iowa Law Enforcement Academy Council | 7 | \$50 per diem | §80B.8 |
| Drug Policy Advisory Council | 15 (including 8 state officials) | \$50 per diem permitted | §80E.2(4) |
| Iowa Workforce Development Board | 9 | \$50 per diem permitted | §84A.1A(4) |
| IPERS Investment Board | 7 (includes State Treasurer and 2 active members of retirement system) | \$50 per diem (not exceeding 40 days per year) for particular members | §97B.8A |

| Name of Body | Number Voting Members | Per Diem or Compensation Rate | Code Cite for Compensation |
|--|---|--|---|
| IPERS Benefit Advisory Committee | 9 (includes at least 1 state official) | \$50 per diem for up to 40 days per year for members who are not active members of retirement system | §97B.8B |
| Racing and Gaming Commission | 5 | \$10,000 annual | §99D.5(4) |
| State Fire Service and Emergency Response Council | 11 | \$50 per diem | §100B.1 |
| Iowa Propane Education and Research Council | 10 (1 public member and 9 industry members) | public member receives \$50 per diem and expenses | §101C.3(4) |
| Electrical Examining Board | 11 (includes at least 1 state official) | \$50 per diem permitted | §103.3 |
| State Building Code Advisory Council | 7 | \$50 per diem for up to \$2,500 per year | §103A.14 |
| Plumbing and Mechanical Systems Examining Board | 11 (includes 2 state officials) | \$50 per diem permitted | §105.3(6) |
| Alcoholic Beverages Commission | 5 | \$50 per diem permitted | §123.6 |
| Controlled Substances Advisory Council | 8 | \$50 per diem | §124.555 (repealed eff. 6/30/11; 2009 Iowa Acts ch. 36, §3) |
| Department of Public Health Ad Hoc Advisory Committees | not limited | \$50 per diem permitted | §135.11(25) |
| Advisory Council on Brain Injuries | 9 | \$50 per diem permitted | §135.22A(5) |
| Health Facilities Council | 5 | \$50 per diem | §135.62 |
| Hospital Licensing Board | 6 | \$50 per diem permitted | §135B.11 |
| State Board of Health | 11 | \$50 per diem permitted | §136.9 |
| Commission on Tobacco Use Prevention and Control | 10 | \$50 per diem | §142A.3 |
| Board of Medicine | 10 | \$50 per diem (within funds available) | §147.24 |
| Board of Physician Assistants | 9 | \$50 per diem (within funds available) | §147.24 |
| Board of Psychology | 7 | \$50 per diem (within funds available) | §147.24 |
| Board of Podiatry | 7 | \$50 per diem (within funds available) | §147.24 |
| Board of Chiropractic | 7 | \$50 per diem (within funds available) | §147.24 |
| Board of Physical and Occupational Therapy | 7 | \$50 per diem (within funds available) | §147.24 |
| Board of Nursing | 7 | \$50 per diem (within funds available) | §147.24 |
| Dental Board | 9 | \$50 per diem (within funds available) | §147.24 |
| Board of Optometry | 7 | \$50 per diem (within funds available) | §147.24 |
| Board of Speech Pathology and Audiology | 7 | \$50 per diem (within funds available) | §147.24 |
| Board of Cosmetology Arts and Sciences | 7 | \$50 per diem (within funds available) | §147.24 |
| Board of Barbering | 5 | \$50 per diem (within funds available) | §147.24 |
| Board of Pharmacy | 7 | \$50 per diem (within funds available) | §147.24 |
| Board of Mortuary Science | 7 | \$50 per diem (within funds available) | §147.24 |
| Board of Social Work | 7 | \$50 per diem (within funds available) | §147.24 |
| Board of Behavioral Science | 9 | \$50 per diem (within funds available) | §147.24 |
| Board of Dietetics | 5 | \$50 per diem (within funds available) | §147.24 |
| Board of Respiratory Care | 5 | \$50 per diem (within funds available) | §147.24 |
| Board of Massage Therapy | 7 | \$50 per diem (within funds available) | §147.24 |

| Name of Body | Number Voting Members | Per Diem or Compensation Rate | Code Cite for Compensation |
|--|--|---|--------------------------------------|
| Board of Athletic Training | 7 | \$50 per diem (within funds available) | §147.24 |
| Board of Sign Language Interpreters and Transliterators | 7 | \$50 per diem (within funds available) | §147.24 |
| Board of Hearing Aid Dispensers | 5 | \$50 per diem (within funds available) | §147.24 |
| Board of Nursing Home Administrators | 9 | \$50 per diem | §155.15 |
| Renewable Fuels and Coproducts Advisory Committee | 11 (includes 4 state officials) | \$50 per diem | §159A.4 |
| Agriculture Remediation Board | 7 (includes 2 state officials) | \$50 per diem | §161.3 |
| Soil Conservation Committee | 9 | \$50 per diem permitted | §161A.4 (3) |
| Board of Veterinary Medicine | 5 | not more than \$50 per diem | §169.5 |
| State Fair Board | 15 (includes 3 state officials) | \$50 per diem | §173.8 |
| State Fair Board Treasurer | 1 | up to \$500 per year plus \$50 per diem | §173.12 |
| Agricultural Development Authority | 10 | \$50 per diem | §175.3 |
| Iowa Dairy Industry Commission | 18 (includes 2 state officials) | \$50 per diem – up to \$600/yr | §179.2 |
| Iowa Pork Producers Council | 7 | \$50 per diem – up to \$600/yr | §183A.10 |
| Iowa Soybean Association | 20 | \$100 per diem | §185.14 |
| Iowa Corn Promotion Board | 17 | \$100 per diem | §185C.14 (per 2009 Iowa Acts ch. 95) |
| Organic Advisory Council | 11 | \$50 per diem | §190C.2 |
| Iowa Grain Indemnity Fund Board | 7 (includes 3 state officials) | \$50 per diem | §203D.4 |
| Civil Rights Commission | 7 | \$50 per diem | §216.4 |
| Commission of Latino Affairs | 9 | \$50 per diem permitted | §216A.12 |
| Commission on the Status of Women | 9 | \$50 per diem | §216A.54 |
| Commission of Persons With Disabilities | at least 24 | \$50 per diem permitted | §216A.76 |
| Commission on Community Action Agencies | 9 | \$50 per diem permitted | §216A.92A |
| Commission on the Deaf | 7 | \$50 per diem permitted | §216A.112 |
| Criminal and Juvenile Justice Planning Advisory Council | 23 (includes at least 3 state officials) | \$50 per diem permitted | §216A.132 |
| Commission on the Status of African-Americans | 9 | \$50 per diem permitted | §216A.143 |
| Council on Human Services | 7 | \$50 per diem | §217.4 |
| Mental Health, Mental Retardation, Developmental Disabilities, and Brain Injury Commission | 17 | \$50 per diem | §225C.5 |
| Commission on Aging | 7 | \$50 per diem | §231.13 |
| Child Abuse Prevention Program Advisory Council | 5 | \$50 per diem permitted | §235A.1 |

| Name of Body | Number Voting Members | Per Diem or Compensation Rate | Code Cite for Compensation |
|--|---|--|--|
| Child Advocacy Board | 9 (includes 1 state official) | \$50 per diem permitted | §237.16 |
| Child Support Advisory Committee | at least 10 (includes at least 5 state officials) | \$50 per diem permitted | §252B.18 |
| State Board of Education | 9 | \$50 per diem permitted | §256.5 |
| Nonpublic School Advisory Committee | 5 | \$50 per diem permitted | §256.15 |
| Iowa Autism Council | 13 | \$50 per diem permitted | §256.35A |
| Commission of Libraries | 8 (includes 3 state officials) | \$50 per diem permitted | §256.52 |
| Child Development Coordinating Council | 9 (includes 8 state officials) | \$50 per diem | §256A.2 |
| School Budget Review Committee | 5 (includes 2 state officials) | \$50 per diem | §257.30 |
| Iowa Advance Funding Authority Governing Board | 5 (includes 3 state officials) | \$50 per diem | §257C.5 |
| College Student Aid Commission | 10 (at least 1 is a state official) | \$50 per diem | §261.4 |
| Board of Regents | 9 | \$50 per diem permitted | §262.12 |
| Educational Examiners Board | 12 (at least 1 is a state official) | \$50 per diem permitted | §272.5 |
| Licensee review committees for professional licensing boards under the Department of Public Health and other agencies | not specified or limited | \$50 per diem | §272C.3 (2)(k) |
| Disciplinary hearing panels for professional licensing boards under the Department of Public Health and other agencies | not specified or limited | \$50 per diem | §272C.7 |
| Teacher performance regional review panels | up to 5 panels of 5 members each | \$50 per diem | §284.9 |
| Iowa Great Places Board | 12 | \$50 per diem permitted | §303.3C |
| Railway Finance Authority Governing Board | 5 | \$50 per diem | §3271.6 (repealed eff. 7/1/09; 2009 Iowa Acts ch. 97, §14)(SF 151) |
| County Finance Committee | 8 (at least 1 is a state official) | \$50 per diem for some members | §333A.3 |
| City Development Board | 5 | \$50 per diem permitted | §368.9 |
| City Finance Committee | 8 (at least 1 is a state official) | \$50 per diem (except for state official member) | §384.14 |
| Board of Trustees for the Statewide Fire and Police Retirement System | 9 | \$50 per diem | §411.36 |
| State Board of Tax Review | 3 | \$50 per diem permitted | §421.1 |
| Statewide Property Assessment Appeal Board | 3 | commensurate with the salary of a district judge currently \$137,700 | §421.1A (repealed eff. 12/31/13; 2008 Iowa Acts ch. 1191, §11(2)(f)) |
| Natural Resource Commission | 7 | \$50 per diem permitted | §455A.5(3) |
| Environmental Protection Commission | 9 | \$50 per diem permitted | §455A.6(3) |

| Name of Body | Number Voting Members | Per Diem or Compensation Rate | Code Cite for Compensation |
|--|---|--------------------------------------|--|
| Iowa Congress on Resources Enhancement and Protection (biennial meeting) | 85 (each of 17 areas has 5 delegates) | \$50 per diem | §455A.17 |
| Federal Clean Air Act Compliance Advisory Panel | 6 | \$50 per diem | §455B.150 |
| Iowa Comprehensive Petroleum Underground Storage Tank Fund Board | 7 (at least 3 are state officials) | \$50 per diem permitted | §455G.4(1)(c) |
| Missouri River Preservation and Land Use Authority | 18 | \$50 per diem | §463B.2 |
| State Advisory Board for Preserves | 7 (includes 1 state official) | \$50 per diem permitted | §465C.4 |
| Watershed Improvement Review Board | 11 | \$50 per diem | §466A.3 |
| Iowa Power Fund Board | 11 (includes 4 state officials) | \$50 per diem | §469.6 |
| Due Diligence Committee for Iowa Power Fund Board | 7 | \$50 per diem | §469.7 |
| Utilities Board | 3 | salary range: \$84,240 – \$128,890 | §474.1 salary range per 2008 Iowa Acts ch. 1191, §14(6) |
| Dual Power Relay Council | 11 (includes 3 state officials) | \$50 per diem | §477C.5 |
| hawk-i Board | 7 (includes 3 state officials) | \$50 per diem permitted | §514I.5 |
| State Banking Council | 6 | \$50 per diem permitted | §524.205 |
| Credit Union Review Board | 7 | \$50 per diem permitted | §533.107 |
| Iowa Accountancy Examining Board | 8 | \$50 per diem | §542.4 |
| Engineering and Land Surveying Examining Board | 7 | \$50 per diem | §542B.30 |
| Real Estate Commission | 7 | \$50 per diem | §543B.27 |
| Real Estate Appraiser Examining Board | 7 | \$50 per diem | §543D.6 |
| Architectural Examining Board | 7 | \$50 per diem | §544A.11 |
| Landscape Architectural Examining Board | 7 | \$50 per diem | §544B.14 |
| Interior Design Examining Board | 7 | \$50 per diem permitted | §544C.4 |
| Boundary Commission | 3 – appointments are ad hoc based on need | \$50 per diem | §568.9 |
| Boards of arbitration and conciliation | 3 (appointed on an ad hoc basis for labor disputes) | \$50 per diem | §679B.7 |
| Board of Corrections | 7 | \$50 per diem permitted | §904.106 |
| Prison Industries Advisory Board | 7 | \$50 per diem | §904.803 |
| Board of Parole | 5 | salary range: \$63,690 – \$97,460 | §904A.6 salary range per 2008 Iowa Acts ch. 1191, §14(4) |