HOUSE FILE 2430
BY COMMITTEE ON LOCAL GOVERNMENT

(SUCCESSOR TO HSB 666)

(As Amended and Passed by the House March 10, 2022)

[= New Language by the House

* = Language Stricken by the House

A BILL FOR

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

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

Section 1. Section 331.212, subsection 2, Code 2022, is amended by adding the following new paragraphs:

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

NEW PARAGRAPH. *j.* Dissolving a county compensation board.

Sec. 2. Section 331.321, subsection 1, paragraph 1, Code 2022, is amended to read as follows:

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

Sec. 3. Section 331.322, subsections 6 and 7, Code 2022, are amended to read as follows:

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

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

Sec. 4. Section 331.905, subsection 1, unnumbered paragraph 1, Code 2022, is amended to read as follows:

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

Sec. 5. Section 331.905, Code 2022, is amended by adding the following new subsection:

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

county compensation board upon a majority vote of the members of the board of supervisors. If the board of supervisors has not established or has dissolved the county compensation board, the board of supervisors shall carry out the [duties as] the county compensation board, including as provided in section 331.907.

Sec. 6. Section 331.907, subsections 1, 2, and 3, Code 2022, are amended to read as follows:

[1. The] annual compensation of the auditor, treasurer, recorder, sheriff, county attorney, and supervisors shall be determined as provided in this section. The county compensation board annually shall review the compensation paid to comparable officers in other counties of this state, other states, private enterprise, and the federal government. In setting the salary of the county sheriff, the county compensation board shall set the sheriff's salary so that it is comparable to salaries paid to professional law enforcement administrators and command officers of the state patrol, the division of criminal investigation of the department of public safety, and city police chiefs employed by cities of similar population to the population of the county. The county compensation board shall prepare a compensation schedule for the ~~elective~~ elected county officers for the succeeding fiscal year. [The county compensation board shall provide documentation to the board of supervisors that demonstrates how the county compensation board determined the recommended compensation schedule, including by providing the applicable compensation information for comparable officers in other counties of this state, other states, private enterprise, and the federal government.] A recommended compensation schedule requires a majority vote of the membership of the county compensation board.

2. At the public hearing held on the county budget as provided in section 331.434, the county compensation board shall submit its recommended compensation schedule for the

next fiscal year to the board of supervisors for inclusion in the county budget. The board of supervisors shall review the recommended compensation schedule for the elected county officers and determine the final compensation schedule ~~which shall not exceed the compensation schedule recommended by the county compensation board. In determining the final compensation schedule if the board of supervisors wishes to reduce the amount of the recommended compensation schedule, the amount of salary increase proposed for each elected county officer, except as provided in subsection 3, shall be reduced an equal percentage~~. [In determining the final compensation schedule for the elected county officers, the board of supervisors shall set compensation at no less than the compensation provided in the current compensation schedule. However, the compensation for a position may be set at less than the compensation provided in the current compensation schedule if the position is reduced to part-time under the recommended compensation schedule.] A copy of the final compensation schedule shall be filed with the county budget at the office of the director of the department of management. The final compensation schedule takes effect on July 1 following its adoption by the board of supervisors. [For purposes of this subsection, "*current compensation schedule*" means the compensation schedule in effect when the board of supervisors considers the recommended compensation schedule.]

~~3. The board of supervisors may adopt a decrease in compensation paid to supervisors irrespective of the county compensation board's recommended compensation schedule or other approved changes in compensation paid to other elected county officers. A decrease in compensation paid to supervisors shall be adopted by the board of supervisors no less than thirty days before the county budget is certified under section 24.17.~~