

# GENERAL LAWS

## CHAPTER 69

### ORGANIZATION OF GENERAL ASSEMBLY

#### H. F. 390

AN ACT relating to the implementation and organization for annual sessions of the general assembly; powers and duties of committees, members, employees, and agencies of the general assembly; methods of financing the cost of the general assembly; compensation and expenses of members and agencies of the general assembly; and procedures of the general assembly and its committees, members, and agencies.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Sections two point one (2.1) through two point forty (2.40),  
2 and sections two point forty-nine (2.49) through two point sixty-two (2.62),  
3 Code 1966, are hereby repealed and sections two (2) through forty-seven  
4 (47), as renumbered, inserted in lieu thereof.

1 SEC. 2. **Sessions — place.** The sessions of the general assembly  
2 shall be held annually at the seat of government, unless the governor  
3 shall convene them at some other place in times of pestilence or public  
4 danger. Each annual session of the general assembly shall commence on  
5 the second Monday in January of each year. The general assembly may  
6 recess from time to time during each year in such manner as it may pro-  
7 vide, subject to Article three (III), section fourteen (14) of the Constitu-  
8 tion of the State of Iowa.

1 SEC. 3. **Designation of general assembly.** Each general assembly  
2 shall be designated by numbers with a new consecutive number designated  
3 every two calendar years. The general assembly meeting in the years one  
4 thousand nine hundred sixty-nine and one thousand nine hundred seventy  
5 shall be designated as the Sixty-third General Assembly.

6 The session of the general assembly commencing on the second Monday  
7 of January, one thousand nine hundred sixty-nine, shall be designated as  
8 the 1969 regular session of the Sixty-third General Assembly. The session  
9 of the general assembly commencing on the second Monday of January,  
10 one thousand nine hundred seventy shall be designated as the 1970 regu-  
11 lar session of the Sixty-third General Assembly. Subsequent regular ses-  
12 sions of the general assembly shall be designated by the year in which  
13 they convene.

14 In addition, a regular session commencing in an odd-numbered year may  
15 be designated as the first regular session of a numbered general assembly,  
16 and a regular session commencing in an even-numbered year may be desig-  
17 nated as the second regular session of a numbered general assembly.

18 A special session of the general assembly shall be designated as a special  
19 session in the particular year of a numbered general assembly.

20 One of these methods of designation shall be used in all official refer-  
21 ences to the general assembly and its sessions.

1     **SEC. 4. Temporary organization.** At ten o'clock a.m. on the sec-  
2 ond Monday in January of each odd-numbered year, the general assembly  
3 shall convene. The president of the senate, or in his absence some person  
4 claiming to be a member, shall call the senate to order. If necessary, a tem-  
5 porary president shall be chosen from the persons claiming to be elected  
6 senators. Some person claiming to be elected a member of the house of rep-  
7 resentatives shall call the house to order. The persons present claiming to  
8 be elected to the senate shall choose a secretary, and those of the house of  
9 representatives, a clerk on a temporary basis.

1     **SEC. 5. Certificates of election.** The selected secretary and clerk  
2 shall receive and file the certificates of election presented, each for his own  
3 house, and make a list therefrom of the persons who appear to have been  
4 elected members of the respective houses.

1     **SEC. 6. Temporary officers — committee on credentials.** The  
2 persons appearing to be members shall proceed to elect such other officers  
3 as may be requisite and when so temporarily organized shall choose a  
4 committee of five, who shall examine and report upon the credentials of the  
5 persons claiming to be members.

1     **SEC. 7. Permanent organization.** The members reported by the  
2 committee as holding certificates of election from the proper authority shall  
3 proceed to the permanent organization of their respective houses by the  
4 election of officers and shall not be challenged as to their qualifications  
5 during the remainder of the term for which they were elected.

1     **SEC. 8. Officers — tenure.** The president pro tempore of the senate  
2 and the speaker of the house of representatives shall hold their offices  
3 until the first day of the meeting of the next general assembly. All other  
4 officers elected by either house shall hold their offices for the same terms,  
5 unless sooner removed, except as may be otherwise provided by resolution  
6 or rules of the general assembly.

1     **SEC. 9. Oaths.** Any member may administer oaths necessary in the  
2 course of business of the house of which he is a member, and, while act-  
3 ing on a committee, in the course of business of such committee.

1     **SEC. 10. Journals.** The secretary of the senate and the clerk of the  
2 house of representatives shall preserve copies of the printed daily journals  
3 of their respective bodies, as corrected, certify to their correctness, and  
4 file them with the secretary of state at the adjournment of each session of  
5 the general assembly. The secretary of state shall cause the same to be  
6 bound and preserved as the original journals of the senate and the house  
7 in the manner as shall be specified by the president of the senate and speak-  
8 er of the house.

1     **SEC. 11. Compensation of members of general assembly and lieu-  
2 tenant governor — Sixty-third General Assembly.** The compensation  
3 of each of the members of the Sixty-third General Assembly shall be as  
4 herein provided.

5     1. Every member except the speaker of the house shall receive forty  
6 dollars per day for each day of each regular and each special session. Mile-  
7 age expenses shall be paid at the rate of ten cents per mile in going to and  
8 returning from the place where the general assembly is held, by the nearest

9 traveled route, for each regular and each special session. The mileage of  
10 the lieutenant governor while acting as president of the senate and the  
11 mileage of the speaker of the house shall be the same as that of a member  
12 of the general assembly.

13 2. The compensation of the lieutenant governor while acting as presi-  
14 dent of the senate during the Sixty-third General Assembly shall be double  
15 the compensation of a member of the senate.

16 3. The speaker of the house of representatives shall receive as compensa-  
17 tion for his services as speaker and as a member of the general assembly  
18 eighty dollars per day while the general assembly is in session.

19 4. When a vacancy occurs during a session of the Sixty-third General  
20 Assembly, and the term of office of any member does not cover the entire  
21 session, forty dollars per day for each day actually served shall be paid  
22 to the member who vacated his position and to a member who may assume  
23 such vacated membership.

24 5. At the sessions of the Sixty-third General Assembly the compensation  
25 of the lieutenant governor, speaker of the house of representatives, and  
26 members shall be paid semimonthly during such sessions upon certificate  
27 of the presiding officer of each house showing the number of days of allow-  
28 ance and compensation as herein provided.

29 6. Within thirty days after the convening of each session of the Sixty-  
30 third General Assembly, the presiding officers of the two houses shall joint-  
31 ly certify to the state comptroller the names of the members, officers, and  
32 employees of their respective houses, and the amount of mileage due each  
33 member, respectively, who shall thereupon draw a warrant upon the treasur-  
34 er of state for the amount due each member for mileage, as certified.

35 7. In addition to the compensation herein authorized, members of the  
36 general assembly shall be paid forty dollars per day and necessary travel  
37 and actual expenses incurred in attending standing or interim committee  
38 meetings subject to the provisions of section sixteen (16) of this Act, or  
39 when on official state business, when the general assembly is not in ses-  
40 sion. Such salaries or expenses shall be paid promptly from funds appro-  
41 priated pursuant to section fourteen (14) of this Act, unless otherwise  
42 provided by law.

1 SEC. 12. **Salaries and expenses — members of general assembly  
2 and lieutenant governor — Sixty-fourth and subsequent general  
3 assemblies.** Commencing with the Sixty-fourth General Assembly,  
4 members of the general assembly and the lieutenant governor shall receive  
5 salaries and expenses as provided by this section.

6 1. Every member of the general assembly except the speaker of the  
7 house and majority and minority floor leaders of the senate and house  
8 shall receive an annual salary of five thousand five hundred dollars for  
9 each year while serving as a member of the general assembly. The major-  
10 ity and minority floor leaders of the senate and house shall receive an  
11 annual salary of six thousand five hundred dollars for each year while  
12 serving in such capacity. In addition, each such member shall receive the  
13 sum of fifteen dollars per day for expenses of office, except travel, for each  
14 day the general assembly is actually in session. However, members from  
15 Polk county shall receive seven and one-half dollars per day. Expenses  
16 shall not be paid for more than five days per week. Weekly travel expenses  
17 shall be paid at the rate of ten cents per mile for actual travel in going to  
18 and returning from the seat of government by the nearest traveled route.

19 2. The lieutenant governor while presiding in the senate shall receive  
20 compensation of twice the per diem rate a senator receives determined by  
21 dividing the total number of days of each regular session into the total  
22 annual salary of a senator. Personal expense and travel allowances shall  
23 be the same for the lieutenant governor as for a senator.

24 The lieutenant governor while performing administrative duties of the  
25 office of lieutenant governor or serving as the president of the senate dur-  
26 ing special sessions of the general assembly shall receive eighty dollars per  
27 diem and reimbursement for expenses incurred in performing such duties  
28 pursuant to an appropriation made by the general assembly.

29 3. The speaker of the house shall receive an annual salary of eleven  
30 thousand dollars for each year while serving as the speaker of the house.  
31 Expense and travel allowances shall be the same for the speaker of the  
32 house as provided for other members of the general assembly.

33 4. When a vacancy occurs and the term of any member of the general  
34 assembly or the lieutenant governor is not completed, the member or the  
35 lieutenant governor shall receive a salary or compensation proportional to  
36 the length of his service computed to the nearest whole month. A suc-  
37 cessor elected to fill such vacancy shall receive a salary or compensation  
38 proportional to his length of service computed to the nearest whole month  
39 commencing with such time as the successor is officially determined to  
40 have succeeded to such office.

41 5. The state comptroller shall pay the travel and expenses of the  
42 members of the general assembly and the lieutenant governor semimonthly  
43 commencing with the first pay period after the names of such persons  
44 are officially certified. The salaries of the members of the general assembly  
45 and lieutenant governor shall be paid in twelve equal installments after  
46 each pay period of the first six months of each calendar year. The presid-  
47 ing officers of the two houses of the general assembly shall jointly certify  
48 to the state comptroller the names of the members, officers, and employees  
49 of their respective houses and the salaries and mileage to which each is en-  
50 titled. Travel and expense allowances shall be paid upon the submission  
51 of vouchers to the state comptroller indicating a claim for the same. Such  
52 vouchers shall be submitted no more frequently than once each month.

53 6. In addition to the salaries and expenses herein authorized, members of  
54 the general assembly shall be paid forty dollars per day and necessary  
55 travel and actual expenses incurred in attending standing or interim com-  
56 mittee meetings subject to the provisions of section sixteen (16) of this  
57 Act, or when on official state business, when the general assembly is not in  
58 session. Such salaries or expenses shall be paid promptly from funds appro-  
59 priated pursuant to section fourteen (14) of this Act, unless otherwise  
60 provided by law.

61 7. If a special session of the general assembly is convened, members of  
62 the general assembly shall receive, in addition to their annual salaries,  
63 the sum of forty dollars per day for each day the general assembly is  
64 actually in special session, and the same travel allowances and expenses  
65 as authorized by this section.

1 **SEC. 13. Officers and employees — compensation.** Each house of  
2 the general assembly may employ such officers and employees as it shall  
3 deem necessary for the conduct of its business. The compensation of the  
4 chaplains, officers, and employees of the general assembly shall be fixed  
5 by joint action of the house and senate by resolution at the opening of

6 each session, or as soon thereafter as conveniently can be done. Such per-  
7 sons shall be furnished by the state such supplies as may be necessary  
8 for the proper discharge of their duties.

1     **SEC. 14. Expenses of general assembly.** There is hereby appro-  
2 priated out of any funds in the state treasury not otherwise appropriated  
3 a sum sufficient to pay for legislative printing and all current and miscel-  
4 laneous expenses of the general assembly, authorized by either the senate  
5 or the house, and the state comptroller is hereby authorized and directed  
6 to issue warrants for such items of expense upon requisition of the presi-  
7 dent and secretary of the senate or the speaker and chief clerk of the  
8 house.

9     There is hereby appropriated out of any funds in the state treasury not  
10 otherwise appropriated, such sums as may be necessary, for each house of  
11 the general assembly for the payment of any unpaid expense filed after  
12 adjournment of each annual session of the general assembly or incurred  
13 in the interim between sessions of the general assembly, including but not  
14 limited to salaries of members and expenses of standing and interim com-  
15 mittees. The state comptroller is hereby authorized and directed to issue  
16 warrants for such items of expense upon requisition of the president and  
17 secretary of the senate for senate expense or the speaker and chief clerk of  
18 the house for house expense.

19     There is hereby appropriated out of any funds in the state treasury  
20 not otherwise appropriated, such sums as may be necessary for the reno-  
21 vation, remodeling, or preparations of the legislative chambers, legislative  
22 offices, or other areas or facilities used or to be used by the legislative  
23 branch of government, and for the purchase of such legislative equipment  
24 and supplies deemed necessary to properly carry out the functions of the  
25 general assembly. The state comptroller is hereby authorized and directed  
26 to issue warrants for such items of expense, whether incurred during or  
27 between sessions of the general assembly, upon requisition of the president  
28 and secretary of the senate for senate expense or the speaker and chief  
29 clerk of the house for house expense.

1     **SEC. 15. Issuance of warrants.** The state comptroller shall also  
2 issue to each officer and employee of the general assembly, during legisla-  
3 tive sessions or interim periods, upon vouchers signed by the president  
4 and secretary of the senate or the speaker and chief clerk of the house,  
5 warrants for the amount due for services rendered. Such warrants shall be  
6 paid out of any moneys in the treasury not otherwise appropriated.

1     **SEC. 16. Meetings of standing committees.**

2     1. A standing committee of either house or a subcommittee when au-  
3 thorized by the chairman of the standing committee, may meet when  
4 the general assembly is not in session in the manner provided in this sec-  
5 tion and upon call pursuant to the rules of the house or senate. In case  
6 of vacancy in the chairmanship or in his absence, the ranking member  
7 shall act as chairman. A standing committee or subcommittee may act on  
8 bills and resolutions in the interim between the first and second regular  
9 sessions of a general assembly. The date, time and place of any meeting  
10 of a standing committee shall, by the person or persons calling the  
11 meeting, be reported to and be available to the public in the office of  
12 the director of the legislative service bureau at least five days prior to  
13 the meeting.

14 2. The legislative service bureau shall provide staff assistance for stand-  
15 ing committees when authorized by the legislative council. The chairman of  
16 the committee or subcommittee shall notify the legislative service bureau  
17 in advance of each meeting.

18 3. Interim studies utilizing the services of the legislative service bureau  
19 must be authorized by the general assembly or the legislative council. A  
20 standing committee may also study and draft proposed committee bills.  
21 However, unless the subject matter of a study or proposed committee  
22 bill has been assigned to a standing committee for study by the general  
23 assembly or legislative council, the services of the legislative service bureau  
24 cannot be utilized. Nonlegislative members shall not serve upon any study  
25 committee, unless approved by the legislative council. A standing com-  
26 mittee may hold public hearings and receive testimony upon any subject  
27 matter within its jurisdiction.

28 Nonlegislative members of study committees shall be paid their neces-  
29 sary travel and actual expenses incurred in attending committee or sub-  
30 committee meetings for the purposes of the study.

31 4. Standing committees and subcommittees of standing committees may  
32 meet when the general assembly is not in session under the following con-  
33 ditions:

34 a. A standing committee may meet one time at the discretion of the  
35 chairman.

36 b. Additional meetings of standing committees or their subcommittees  
37 shall be authorized by the legislative council; however, such authorization  
38 may be given at any one time for as many meetings as deemed necessary  
39 by the legislative council.

40 c. Any study committee, other than an interim committee provided  
41 for in subsection three (3) of this section, which utilizes staff of the legis-  
42 lative service bureau may meet at such times as authorized by the legis-  
43 lative council.

44 5. When the general assembly is not in session, a member of the general  
45 assembly shall be paid forty dollars per day and his necessary travel and  
46 actual expenses incurred in attending meetings of a standing committee or  
47 subcommittee of which he is a member in addition to his regular compensa-  
48 tion. Such compensation and expenses shall be allowed only if the member  
49 attends a meeting of the committee or subcommittee for at least four hours.

1 SEC. 17. **Duties of standing committees.** The powers and duties  
2 of standing committees shall include, but shall not be limited to, the fol-  
3 lowing:

4 1. Introducing legislative bills and resolutions.

5 2. Conducting investigations with the approval of either or both houses  
6 during the session, or the legislative council during the interim, with author-  
7 ity to call witnesses, administer oaths, issue subpoenas, and cite for con-  
8 tempt.

9 3. Requiring reports and information from state agencies as well as the  
10 full cooperation of their personnel.

11 4. Selecting nonlegislative members when conducting studies as provided  
12 in section sixteen (16) of this Act.

13 5. Undertaking in-depth studies of governmental matters within their  
14 assigned jurisdiction, not only for the purpose of evaluating proposed legis-

15 lation, but also for studying existing laws and governmental operations  
 16 and functions to determine their usefulness and effectiveness, as provided  
 17 in section sixteen (16) of this Act.

18 6. Reviewing the operations of state agencies and departments.

19 7. Giving thorough consideration to, establishing priorities for, and mak-  
 20 ing recommendations on all bills assigned to committees.

21 8. Preparing reports to be made available to members of the general  
 22 assembly containing the committee's findings, recommendations, and pro-  
 23 posed legislation.

1 SEC. 18. **Prefiling legislative bills.** Any member of the general as-  
 2 sembly or any person elected to serve in the general assembly, or any  
 3 standing committee, may sponsor and submit legislative bills and joint  
 4 resolutions for consideration by the general assembly, before the convening  
 5 of any session of the general assembly. Each house may approve rules for  
 6 placing prefiled standing committee bills or joint resolutions on its calen-  
 7 dar. Such bills and resolutions shall be numbered, printed, and distributed  
 8 in a manner to be determined by joint rule of the general assembly or, in  
 9 the absence of such rule, by the legislative council. All such bills and reso-  
 10 lutions, except those sponsored by standing committees, shall be assigned  
 11 to regular standing committees by the presiding officers of the houses when  
 12 the general assembly convenes.

13 Departments and agencies of state government shall, at least ten days  
 14 prior to the convening of each session of the general assembly, submit  
 15 copies to the legislative service bureau of proposed legislative bills and  
 16 joint resolutions which such departments desire to be considered by the  
 17 general assembly. The legislative service bureau shall review such propos-  
 18 als and submit them in proper form to the presiding officer in each house  
 19 of the general assembly for referral to the proper standing committee.

20 The costs of carrying out the provisions of this section shall be paid  
 21 pursuant to section fourteen (14) of this Act.

1 SEC. 19. **Freedom of speech.** A member of the general assembly  
 2 shall not be held for slander or libel in any court for words used in any  
 3 speech or debate in either house or at any session of a standing committee.

1 SEC. 20. **Contempt.** Each house has authority to punish for con-  
 2 tempt, by fine or imprisonment or both, any person who commits any of  
 3 the following offenses against its authority:

4 1. Arresting a member, knowing him to be such, in violation of his priv-  
 5 ilege, or assaulting, or threatening to assault, or threatening any harm  
 6 to the person or property of, a member, knowing him to be such, for any-  
 7 thing said or done by him in such house as a member thereof.

8 2. Attempting by menace, or by force, or by any corrupt means, to con-  
 9 trol or influence a member in giving his vote, or to prevent his giving it.

10 3. Disorderly or contemptuous conduct, tending to disturb its proceed-  
 11 ings.

12 4. Refusal to attend, or to be sworn, or to affirm, or to be examined, as  
 13 a witness before it, or before a committee thereof, when duly subpoenaed.

14 5. Assaulting or preventing any person going before it, or before any of  
 15 its committees, by its order, the offender knowing such fact.

16 6. Rescuing or attempting to rescue any person arrested by its order,  
 17 the offender knowing of such arrest.

18 7. Impeding any officer of such house in the discharge of his duties as  
 19 such, the offender knowing his official character.

1     **SEC. 21. Punishment for contempt.** Fines and imprisonment for  
2 contempt shall be only by virtue of an order of the proper house, entered  
3 on its journals, stating the grounds thereof.

1     **SEC. 22. Warrant — execution.** Imprisonment for contempt shall  
2 be effected by a warrant, under the hand of the presiding officer, for the  
3 time being, of the house ordering it, countersigned by the acting secretary  
4 or clerk, in the name of the state, and directed to the sheriff or jailer of  
5 the proper county. Under such warrant, the proper officer will be authorized  
6 to commit and detain the person.

1     **SEC. 23. Fines — collection.** Fines for contempt shall be collected by  
2 a warrant, directed to any proper officer of any county in which the offend-  
3 er has property, and executed in the same manner as executions for fines  
4 issued from courts of record, and the proceeds paid into the state treasury.

1     **SEC. 24. Punishment — effect.** Imprisonment for contempt shall  
2 not extend beyond the session at which it is ordered, and shall be in a  
3 facility designated by the presiding officer.

4     Punishment for contempt shall not constitute a bar to any other pro-  
5 ceeding, civil or criminal, for the same act.

1     **SEC. 25. Witness — attendance compulsory.** Whenever a commit-  
2 tee of either house, or a joint committee of both, is conducting an investi-  
3 gation requiring the personal attendance of witnesses, any person may be  
4 compelled to appear before such committee as a witness by serving an  
5 order upon him, which service shall be made in the manner required in case  
6 of a subpoena in a civil action in the district court. Such order shall state  
7 the time and place a person is required to appear, be signed by the pre-  
8 siding officer of the body by which the committee was appointed, and  
9 attested by its acting secretary or clerk; or, in case of a joint committee,  
10 signed and attested by such officers of that body.

1     **SEC. 26. Witnesses — compensation.** Witnesses called by a stand-  
2 ing or joint committee shall be entitled to the same compensation for at-  
3 tendance under section twenty-five (25) of this Act as before the district  
4 court but shall not have the right to demand payment of their fees in ad-  
5 vance.

1     **SEC. 27. Joint conventions.** Joint conventions of the general as-  
2 sembly shall meet in the house of representatives for such purposes as are  
3 provided by law. The president of the senate, or, in his absence, the presi-  
4 dent pro tempore of the senate shall preside at such joint conventions.

5     The speaker of the house of representatives may, for purposes of canvass  
6 of votes for governor and lieutenant governor and for the inauguration of  
7 such officers, designate any suitable hall at the seat of government as the  
8 hall of the house of representatives.

1     **SEC. 28. Secretary — record.** The clerk of the house of representa-  
2 tives shall act as secretary of the convention, and he and the secretary of  
3 the senate shall keep a fair and correct record of the proceedings of the  
4 convention, which shall be entered on the journal of each house.

1     **SEC. 29. Canvass of votes for governor.** The general assembly  
2 shall meet in joint session on the same day the assembly first convenes in  
3 January in each odd-numbered year, or as soon thereafter as both houses



4 have been organized, and canvass the votes cast for governor and lieutenant  
5 governor and determine the election; and when the canvass is completed,  
6 the oath of office shall be administered to the persons so declared elected  
7 and the governor shall deliver to the joint assembly any message he  
8 may deem expedient.

1 **SEC. 30. Tellers.** After the time for the meeting of the joint conven-  
2 tion has been designated each house shall appoint three tellers, and the six  
3 shall act as judges of the election.

4 Canvassing the votes for governor and lieutenant governor shall be con-  
5 ducted substantially according to the provisions of sections twenty-seven  
6 (27) through thirty (30) of this Act.

1 **SEC. 31. Election — vote — how taken.** When any officer is to be  
2 elected by joint convention, the names of the members shall be arranged  
3 in alphabetical order by the secretaries, and each member shall vote in the  
4 order in which his name stands when so arranged. The name of the person  
5 voted for, and the names of the members voting, shall be entered in writing  
6 by the tellers, who, after the secretary shall have called the names of the  
7 members a second time, and the name of the person for whom each mem-  
8 ber has voted, shall report to the president of the convention the number  
9 of votes given for each candidate.

10 If no person shall receive the votes of a majority of the members present,  
11 a second poll may be taken, or as many polls as may be required until  
12 some person receives a majority.

1 **SEC. 32. Certificates of election.** When any person shall have re-  
2 ceived a majority of the votes, the president shall declare him to be elect-  
3 ed, and shall, in the presence of the convention, sign two certificates of such  
4 election, attested by the tellers, one of which he shall transmit to the gov-  
5 ernor, and the other shall be preserved among the records of the convention  
6 and entered at length on the journal of each house. The governor shall  
7 issue a commission to the person so elected.

1 **SEC. 33. Adjournment.** If the purpose for which the joint conven-  
2 tion is assembled is not concluded, the president shall adjourn or recess  
3 the same from time to time as the members present may determine.

1 **SEC. 34. Confirmation of appointments — rejected nominees not**  
2 **eligible.** When the nomination of a public officer is required to be con-  
3 firmed by the senate, the nomination shall not be considered by the sen-  
4 ate until it shall have been referred to a committee of five senators who  
5 shall, if possible, represent different political parties. The committee shall  
6 be appointed by the president of the senate, without motion, and shall  
7 report to the senate. The consideration of the nomination by the senate  
8 shall not be made on the same legislative day on which the nomination is  
9 so referred, unless it be the last day of the session. When a nomination  
10 has been so considered by the senate and approval has been refused, the  
11 nominee shall not be eligible for an interim appointment to any position  
12 requiring confirmation by the senate, prior to the convening of the next  
13 regular session of the general assembly.

#### LEGISLATIVE COUNCIL

1 **SEC. 35. Legislative council created.** There is hereby created a con-  
2 tinuing legislative council of sixteen members which shall be entitled the

3 legislative council. The council shall be composed of the president pro tem-  
4 pore of the senate, the speaker of the house of representatives, the majority  
5 and minority floor leaders of the senate, five members of the senate appoint-  
6 ed by the president of the senate, the majority and minority floor leaders  
7 of the house of representatives, and five members of the house of representa-  
8 tives appointed by the speaker of the house of representatives. The lieu-  
9 tenant governor shall be an ex officio nonvoting member of the council. Of the  
10 five members appointed by the president of the senate and speaker of the  
11 house, three from each house shall be appointed from the majority party  
12 and two from each house shall be appointed from the minority party.  
13 Members shall be appointed prior to the adjournment of the first regular  
14 session of each general assembly and shall serve for two-year terms ending  
15 upon the convening of the following general assembly or when their suc-  
16 cessors are appointed. Vacancies on the council, including vacancies which  
17 occur when a member of the council ceases to be a member of the general  
18 assembly, shall be filled by the president of the senate and the speaker of  
19 the house respectively. Insofar as possible, upon appointment of members  
20 of the council during each regular session of the general assembly, at least  
21 two members of the council from each house shall be reappointed. The  
22 council shall hold regular meetings at a time and place fixed by the council  
23 and shall meet at any other time and place as the council may deem neces-  
24 sary.

1     **SEC. 36. Powers and duties of council.** The legislative council  
2 shall select its officers and prescribe its rules and procedure. The powers  
3 and duties of the council shall include, but not be limited to, the following:  
4     1. To establish policies for the operation of the legislative service bu-  
5 reau, including the priority to be given to research requests and the dis-  
6 tribution of research reports.  
7     2. To appoint the director of the legislative service bureau for such term  
8 of office as may be set by the council.  
9     3. To prepare reports to be submitted to the general assembly at its  
10 regular sessions.  
11     4. To appoint interim study committees consisting of members of the  
12 legislative council and members of the general assembly of such number  
13 as the council shall determine. Nonlegislative members may be included  
14 on such committees when the council deems the participation of such  
15 members advantageous to the conduct of the study.  
16     5. To conduct studies and evaluate reports of studies assigned to study  
17 committees and make recommendations for legislative or administrative  
18 action thereon. Recommendations shall include such bills as the legislative  
19 council may deem advisable.  
20     6. To cooperate with other states to discuss mutual legislative and gov-  
21 ernmental problems.  
22     7. To recommend staff for the legislative council and the standing com-  
23 mittees in cooperation with the chairman of such standing committees.  
24     8. To recommend changes or revisions in the senate and house rules  
25 and the joint rules for more efficient operation of the general assembly and  
26 draft proposed rule amendments, resolutions, and bills as may be required  
27 to carry out such recommendations, for consideration by the general  
28 assembly.  
29     9. To recommend to the general assembly the names and numbers of  
30 standing committees of both houses.

31 10. To establish rules for the style and format for drafting and prepar-  
32 ing of legislative bills and resolutions.

33 11. To consult with the code editor with regard to the printing and pub-  
34 lishing of the Code of Iowa and session laws, including but not limited to:  
35 the style and format to be used in publishing such documents, the fre-  
36 quency of publications, the contents of such publications, the numbering  
37 system to be used in the Code and session laws, the preparation of editorial  
38 comments or notations, the correction of errors, the type of print to be  
39 used, the number of volumes to be published, recommended revisions of  
40 the Code and session laws, the letting of contracts for the publication of the  
41 Code and session laws, and any other matters deemed necessary to the pub-  
42 lication of a uniform and understandable code of laws.

1 **SEC. 37. General supervision over legislative facilities, equipment,**  
2 **and arrangements.** The legislative council in cooperation with the  
3 officers of the senate and house shall have the duty and responsibility for  
4 preparing for each session of the general assembly. Pursuant to such duty  
5 and responsibility, the legislative council may assign areas in the state  
6 capitol or other state buildings, in consultation with the executive council  
7 and the capitol planning commission, for use of the general assembly or  
8 legislative agencies. The legislative council may authorize the renovation,  
9 remodeling and preparation of the physical facilities used or to be used  
10 by the general assembly and award contracts pursuant to such authority to  
11 carry out such preparation. The legislative council may purchase supplies  
12 and equipment deemed necessary for the proper functioning of the legisla-  
13 tive branch of government.

14 In carrying out its duties under this section, the legislative council  
15 shall consult with the executive council and the capitol planning commis-  
16 sion, but shall not be bound by any decision of the executive council in  
17 respect to the responsibilities and duties provided for in this section. The  
18 legislative council may direct the superintendent of buildings and grounds  
19 or other state employees to carry out its directives in regard to the physi-  
20 cal facilities of the general assembly, or may employ other personnel to  
21 carry out such functions.

22 The costs of carrying out the provisions of this section shall be paid  
23 pursuant to section fourteen (14) of this Act.

1 **SEC. 38. Expenses of council and special interim committees.**  
2 Members of the legislative council shall be reimbursed for actual and neces-  
3 sary expenses incurred in the performance of their duties, and shall receive  
4 a per diem of forty dollars for each day in which engaged in the perform-  
5 ance of such duties. However, such per diem compensation and expenses  
6 shall not be paid when the general assembly is actually in session at the  
7 seat of government. Such expenses and per diem shall be paid in the man-  
8 ner provided for in section forty-seven (47) of this Act.

9 Members of special interim study committees which may from time to  
10 time be created shall be entitled to receive the same expenses and compen-  
11 sation provided for the members of the legislative council. Such expenses  
12 shall be paid in the manner provided for in section forty-seven (47) of this  
13 Act within the limit of available funds. Upon motion approved by the legis-  
14 lative council, members of such special interim study committees may be  
15 paid for their expenses and per diem pursuant to the provisions of section  
16 fourteen (14) of this Act.

## LEGISLATIVE SERVICE BUREAU

1     **SEC. 39. Service bureau.** There is hereby created a legislative service  
2 bureau which shall operate under the direction and control of the legisla-  
3 tive council. The administrative head of the legislative service bureau shall  
4 be the director of the bureau. The bureau shall cooperate with and serve all  
5 members of the general assembly, the legislative council, and committees  
6 of the general assembly. It shall upon proper request of members and com-  
7 mittees of the general assembly prepare research reports upon any gov-  
8 ernmental matter. Such research reports and the findings therein shall not  
9 contain any recommendations. The bureau shall assist and serve any stand-  
10 ing or interim committee of the general assembly upon request, approved  
11 by the legislative council. The bureau shall draft and prepare bills for com-  
12 mittees and individual members of the general assembly. Research and  
13 bill-drafting requests made between sessions shall be in the manner pro-  
14 vided for by the legislative council. The legislative council shall have the  
15 sole power and duty to allocate the work load of the bureau but may dele-  
16 gate such duty to the legislative service bureau director.

1     **SEC. 40. Director.** The director of the service bureau shall serve  
2 on a full-time basis and shall have the following powers and duties:

3     1. He shall be in charge of the research and bill-drafting functions of  
4 the bureau.

5     2. He shall employ and supervise all employees of the legislative service  
6 bureau in such positions and at such salaries as shall be authorized by  
7 the legislative council.

8     3. He shall employ, with the approval of the legislative council or its  
9 chairman, such temporary employees as may be required to provide research  
10 and bill-drafting services prior to and during sessions of the general as-  
11 sembly. Such employees shall be under the supervision of the director and  
12 shall be paid from the appropriation made for the general assembly pur-  
13 suant to section fourteen (14) of this Act.

14     4. With the approval of the legislative council or its chairman, he may  
15 employ such technical consultants as may be necessary to provide research  
16 and bill-drafting services on a salary or fee basis.

1     **SEC. 41. Salary of director.** The salary of the director of the legis-  
2 lative service bureau shall be set by the legislative council.

1     **SEC. 42. Requests for research.** Requests for research on govern-  
2 mental matters may be made to the legislative service bureau by either  
3 house of the general assembly, committees of either house of the general  
4 assembly, special interim committees of the general assembly, the legisla-  
5 tive council, or upon petition by twenty or more members of the general  
6 assembly. Any legislative committee may request the service bureau to do  
7 research on any matter under consideration by such committee. For each  
8 such request the legislative council may, if deemed advisable, authorize  
9 a special interim study committee to conduct the research study or may  
10 request a standing committee to conduct such study. Members on a study  
11 committee shall be appointed by the council and shall consist of at least  
12 one member of the council and such other members of the majority and  
13 minority parties of the senate and the house of representatives as the coun-  
14 cil may designate. As far as practicable, a study committee shall include  
15 members of standing committees concerned with the subject matter of the

16 study. No legislator shall serve on more than two study committees.  
 17 Nonlegislative members having special knowledge of the subject under  
 18 study may be appointed by the council to a study committee but such  
 19 members shall be nonvoting members of such committee. The legislative  
 20 service bureau shall assist study committees on research studies when au-  
 21 thorized by the legislative council.

1     **SEC. 43. Powers.** Special interim study committees shall have the  
 2 following powers and duties:

- 3     1. To elect officers and adopt necessary rules for the conduct of business.
- 4     2. To conduct research on any matter connected with the study assigned  
 5 by the legislative council.
- 6     3. To hold hearings.
- 7     4. To make regular progress reports to the legislative council.
- 8     5. To make a report, which may include recommendations, to the legis-  
 9 lative council. Copies of study committee reports shall be made available  
 10 to members of the general assembly and may be made available to other  
 11 interested individuals upon request. The reports shall not be final until  
 12 approved by the legislative council.

1     **SEC. 44. Meetings.** Special interim study committees shall first  
 2 meet at the call of the ranking legislative council member assigned to the  
 3 study committee, and shall thereafter meet at such time as study com-  
 4 mittee members shall so designate. Any legislator may attend any study  
 5 committee meeting or any hearing held by a study committee. All  
 6 study committee meetings shall be open to the public.

1     **SEC. 45. Assistance by bureau.** The legislative service bureau may  
 2 provide the following assistance to standing and special interim study  
 3 committees, as authorized by the legislative council:

- 4     1. Handle administrative affairs, including correspondence, record keep-  
 5 ing, and scheduling of meetings.
- 6     2. Perform the research required for any study. Priority for studies shall  
 7 be determined by the legislative council.
- 8     3. Arrange for the help of state employees and technical consultants  
 9 whose assistance is needed.
- 10    4. Prepare research reports, and, upon the request of a committee, pre-  
 11 pare that committee's report.

1     **SEC. 46. Information and assistance.** The legislative service bu-  
 2 reau may call upon any department, agency or office in the state, or any  
 3 political subdivision of the state, for such information and assistance as  
 4 may be needed in the performance of the duties of the service bureau and  
 5 such information and assistance shall be furnished insofar as the same  
 6 shall be within the resources and authority of such departments, agencies,  
 7 offices, and political subdivisions. Nothing herein shall be construed to re-  
 8 quire the production or opening of any public records which are required  
 9 by law to be kept private or confidential.

10    The service bureau may cooperate with other states and the federal  
 11 government in the exchange of research reports, information, and mater-  
 12 ials.

1     **SEC. 47. Office and supplies — expenses.** The office of the service  
 2 bureau shall be located in the statehouse. Supplies, postage, and equip-

3 ment may be requisitioned from the executive council. Per diem and ex-  
4 penses of the legislative council, special interim study committees, and  
5 service bureau shall be paid upon the approval of the director of the bu-  
6 reau and, if an extraordinary expense, upon the approval of the legislative  
7 council or its chairman.

1 SEC. 48. Section three point one (3.1), Code 1966, is hereby amended  
2 as follows:

3 1. By inserting in line one (1) of subsection two (2) after the word  
4 "number" the words "and session".

5 2. By inserting in line five (5) of subsection two (2) after the word  
6 "Code" the words "or codified in a supplement to the Code".

7 3. By inserting in line three (3) of subsection three (3) after the word  
8 "parenthesis" the words "when specified in the bill-drafting instructions  
9 promulgated by the legislative council".

1 SEC. 49. Section three point two (3.2), Code 1966, is hereby repealed  
2 and the following enacted in lieu thereof:

3 "The legislative council shall, in consultation with the director of the  
4 legislative service bureau and the code editor, promulgate rules and in-  
5 structions for the drafting of legislative bills and resolutions not otherwise  
6 in conflict with the provisions of law and the rules of the senate and the  
7 house."

1 SEC. 50. Section fourteen point three (14.3), Code 1966, is hereby  
2 amended as follows:

3 1. By striking from lines one (1) and two (2) of subsection two (2) the  
4 words "after each odd-numbered session".

5 2. By striking lines one (1) through four (4), inclusive, of subsection  
6 three (3) and inserting in lieu thereof the words "Prepare and cause to be  
7 published annotations, which may be published as a separate volume, or if  
8 approved by the legislative council, as part of the Code or supplements  
9 thereto. The annotations shall show the".

10 3. By striking from line ten (10) of subsection three (3) the word "shall"  
11 and inserting in lieu thereof the word "may".

1 SEC. 51. Section fourteen point ten (14.10), Code 1966, is hereby amend-  
2 ed as follows:

3 1. By striking from line two (2) of subsection one (1) the words "pub-  
4 lished acts of".

5 2. By striking lines three (3), four (4), and five (5) of subsection one (1)  
6 and inserting in lieu thereof the words "session laws shall be printed and  
7 published in such manner as specified by the code editor in consultation  
8 with the legislative council."

9 3. By striking from lines two (2) and three (3) of subsection two (2) the  
10 words "in said published volume".

11 4. By striking from lines two (2) and three (3) of subsection three (3) the  
12 words "each published volume of" and inserting in lieu thereof the word  
13 "the".

14 5. By striking from lines one (1) and two (2) of subsection four (4) the  
15 words "each volume of".

1 SEC. 52. Section fourteen point twelve (14.12), Code 1966, is hereby  
2 amended as follows:

3 1. By striking all of subsection one (1) and inserting in lieu thereof the  
4 words "The printing of the text shall be in a manner specified by the code  
5 editor in consultation with the legislative council."

6 2. By striking all of subsection two (2) and inserting in lieu thereof the  
7 words "The Code shall be numbered in a manner specified by the code  
8 editor in consultation with the legislative council."

9 3. By inserting in line two (2) of subsection four (4) after the word  
10 "words" the words "or headnote".

11 4. By striking from line four (4) of subsection four (4) the words "first  
12 word" and inserting in lieu thereof the word "text".

13 5. By inserting in line one (1) of subsection five (5) after the word  
14 "references" the words "or source notes".

15 6. By striking line three (3) of subsection seven (7) and inserting in lieu  
16 thereof the words ", subject matter, or editorial comment or annotation  
17 deemed useful to a proper understanding of the Code."

18 7. By striking from lines two (2) and three (3) of subsection nine (9)  
19 the words "and bound in good grade of buckram to specifications prepared"  
20 and inserting in lieu thereof the words "in a manner specified by the code  
21 editor in consultation with the legislative council according to the recom-  
22 mendations prepared".

1 SEC. 53. Section fourteen point thirteen (14.13), Code 1966, is hereby  
2 amended by adding the following new subsection thereto:

3 "Prepare comments deemed necessary for a proper explanation of the  
4 manner of printing the section or chapter of the Code."

1 SEC. 54. Section fourteen point fifteen (14.15), Code 1966, is hereby  
2 amended as follows:

3 1. By inserting in line one (1) after the word "Code" the words "or  
4 supplements thereto".

5 2. By striking from line three (3) the words "each odd-numbered" and in-  
6 serting in lieu thereof the words "the second".

7 3. By inserting after the period in line four (4) the following new  
8 sentence:

9 "Supplements to the Code may be issued in such manner as shall be  
10 determined by the code editor in consultation with the legislative coun-  
11 cil."

12 4. By inserting in line six (6) after the second word "Code" the words  
13 "or supplement thereto".

14 5. By inserting in line nine (9) after the word "Code" the words "or  
15 supplement thereto".

16 6. By striking from lines nine (9) and ten (10) the words "and bound  
17 at the time required by law but" and inserting in lieu thereof the words  
18 "in the manner specified by the code editor in consultation with the legis-  
19 lative council and".

1 SEC. 55. Section fourteen point sixteen (14.16), Code 1966, is hereby  
2 amended as follows:

3 1. By inserting in line two (2) after the word "Code" the words "or  
4 supplements thereto".

5 2. By inserting in line ten (10) after the word "Code" the words "or  
6 supplements thereto".

1 SEC. 56. Section fourteen point seventeen (14.17), Code 1966, is hereby  
2 amended as follows:

3 1. By inserting in line two (2) after the word "Codes" the words "or  
4 supplements thereto".

5 2. By inserting in line five (5) after the comma the words "or 'supple-  
6 ments to the Code \_\_\_\_\_'".

7 3. By inserting in line six (6) after the word "Code" the words "or sup-  
8 plements thereto".

1 SEC. 57. Section fourteen point eighteen (14.18), Code 1966, is hereby  
2 amended by inserting in line three (3) after the quotation mark the words  
3 "... session".

1 SEC. 58. Section sixteen point three (16.3), Code 1966, is hereby amend-  
2 ed by striking from line fifteen (15) the word "The" and inserting in lieu  
3 thereof the words "Except in reference to the publication or printing of  
4 legislative publications the".

1 SEC. 59. Section sixteen point thirty-one (16.31), Code 1966, is hereby  
2 amended by inserting in line twelve (12) after the word "recess" the words  
3 "except as may otherwise be provided by the joint rules of the general  
4 assembly".

1 SEC. 60. Section seventeen point three (17.3), Code 1966, as amended  
2 by section twenty-five (25) of chapter two hundred nine (209), Acts of the  
3 Sixty-second General Assembly, is hereby further amended by adding  
4 thereto the following paragraph:

5 "The officials and departments required by this section to file biennial  
6 reports shall, in addition thereto, in each odd-numbered year, file summary  
7 reports relating to their operations for the preceding fiscal year. Such reports  
8 shall be filed as soon as practicable after June thirtieth of each odd-num-  
9 bered year and shall be as detailed as may be required by the governor, or  
10 in case the reports are to be filed with the general assembly, the presiding  
11 officers of the two houses of the general assembly."

1 SEC. 61. Section seventeen point fifteen (17.15), Code 1966, is hereby  
2 amended as follows:

3 1. By striking from line eight (8) the words "not less than one thousand"  
4 and inserting in lieu thereof the words "such number as shall jointly be  
5 specified by the presiding officers of the two houses of the general assembly".

6 2. By striking from line nine (9) the words "not less than one thousand"  
7 and inserting in lieu thereof the words "such number as shall jointly be  
8 specified by the presiding officers of the two houses of the general as-  
9 sembly".

1 SEC. 62. Chapter ninety-one (91), section one (1), Acts of the Sixty-  
2 second General Assembly, is hereby amended by striking lines five (5) and  
3 six (6) and inserting in lieu thereof the following: "good paper. The style  
4 and format of such bills shall be specified by the rules but in the absence  
5 of such rules by the legislative council."

1 SEC. 63. Section seventeen point twenty-one (17.21), Code 1966, is  
2 hereby amended as follows:

3 1. By inserting in line one (1) after the word "Code" the words "or  
4 supplements thereto".

5 2. By inserting in line five (5) after the word "court" the words ", unless  
6 otherwise specifically provided by law,".



1 SEC. 64. Section seventeen point twenty-two (17.22), Code 1966, is  
2 hereby amended by inserting in line six (6) after the word "Code" the words  
3 "or supplements thereto".

4 Further amend the section by inserting at the end a new sentence as  
5 follows: "When the Code is published in more than one volume the super-  
6 intendent of printing may distribute each volume on order, after payment  
7 of the estimated purchase price for the set, when said volume becomes  
8 available."

1 SEC. 65. Section seventeen point twenty-four (17.24), Code 1966, is  
2 hereby amended by inserting in line four (4) after the word "Code" the  
3 words "or supplements thereto".

1 SEC. 66. Section seventeen point twenty-five (17.25), Code 1966, is  
2 hereby amended by inserting in line two (2) after the word "Code" the  
3 words "or supplements thereto".

1 SEC. 67. Section seventeen point twenty-six (17.26), Code 1966, is  
2 hereby amended as follows:

3 1. By inserting in line two (2) after the word "Code" the words "or  
4 supplements thereto".

5 2. By inserting in line five (5) after the word "board" the words "unless  
6 expressly determined by presiding officers of the general assembly".

1 SEC. 68. Section twenty-eight B point one (28B.1), Code 1966, is here-  
2 by amended as follows:

3 1. By inserting in line thirteen (13) before the word "regular" the word  
4 "first".

5 2. By striking from line thirteen (13) the word "biennial".

1 SEC. 69. Chapter eighty-two (82), Acts of the Sixty-second General  
2 Assembly, is hereby repealed.

1 SEC. 70. Any appropriations made to the legislative research bureau  
2 shall be deemed an appropriation to the legislative service bureau. All  
3 references to the legislative research bureau shall mean the legislative  
4 service bureau.

1 SEC. 71. Section two point forty-two (2.42), Code 1966, is hereby  
2 amended by inserting in line four (4) after the word "in" the words "the  
3 first".

1 SEC. 72. Section two point forty-seven (2.47), Code 1966, is hereby  
2 amended as follows:

3 1. By striking from line one (1) of subsection two (2) the word "bi-  
4 ennial" and inserting in lieu thereof the word "a".

5 2. By striking from line two (2) of subsection three (3) the word "bi-  
6 ennial".

7 3. By adding the following new subsections:

8 "4. Assist standing committees in attaching fiscal notes to legislative  
9 bills and resolutions as provided by the rules of each house of the general  
10 assembly.

11 5. Employ and supervise all employees of the legislative fiscal director's  
12 office in such positions and at such salaries as shall be authorized by the  
13 budget and financial control committee."

1 SEC. 73. This Act, being deemed of immediate importance, shall take  
 2 effect after its passage, approval, and publication in the Davis County  
 3 Republican, a newspaper published at Bloomfield, Iowa, and in The Glid-  
 4 den Graphic, a newspaper published at Glidden, Iowa.

Approved June 5, 1969.

I hereby certify that the foregoing Act, House File 390, was published in the Davis County Republican, Bloomfield, Iowa, June 17, 1969, and in The Glidden Graphic, Glidden, Iowa, June 12, 1969.

MELVIN D. SYNHORST, *Secretary of State.*

## CHAPTER 70

### PLANNING AND PROGRAMMING OFFICE

S. F. 649

AN ACT relating to the establishment of an office for planning and programming to coordinate efforts of state agencies and local governments under the office of the governor.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. There is hereby created the office for planning and pro-  
 2 gramming which will be directly attached to and a part of the office of the  
 3 governor. The governor may appoint a director of planning and program-  
 4 ming and other necessary personnel. Employees of the office shall serve at  
 5 the pleasure of the governor. Where required by federal statutes, employ-  
 6 ees shall be covered under the provisions of chapter ninety-five (95), Acts  
 7 of the Sixty-second General Assembly.

1 SEC. 2. For purposes of this Act, unless the context otherwise requires:  
 2 1. "Federal aid" means any federal grants, loans, or other federal assist-  
 3 ance whether or not state or local funds are required to match or con-  
 4 tribute toward the costs of the program for which the aid is available.

5 2. "Private aid" means any grants, loans, or other assistance available  
 6 from nonprofit corporations, foundations, and all private or nongovern-  
 7 mental sources, whether or not state or local funds are required to match  
 8 or contribute toward the costs of the program for which the aid is avail-  
 9 able.

10 3. "State agency" means any departments, boards, commissions, or  
 11 agencies of state government, or any subunit thereof, except the legislative  
 12 and judicial departments and agencies thereof.

13 4. "Local governments" means any counties, municipal corporations, or  
 14 other political subdivisions of this state.

1 SEC. 3. The primary responsibility of the office for planning and pro-  
 2 gramming shall be to coordinate the development of physical, economic,  
 3 and human resource programs and to promote efficient and economic  
 4 utilization of federal, state, local, and private resources. To this end, the  
 5 office shall:

6 1. Prepare comprehensive state-wide recommendations and plans, as di-  
 7 rected by the governor.

8 2. Prepare and submit economic reports appraising the economic situa-  
 9 tion of the state, economic growth and development of the state as it per-