

CHAPTER 1052

LEGISLATIVE MEMBERS OF COMMITTEES

S. F. 507

AN ACT relating to the funding, compensation, expenses and membership of legislative members of committees and certain statutory or appointive boards, commissions, and councils.

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

1 SECTION 1. Section two point ten (2.10), subsection six (6), Code 1975, is
2 amended to read as follows:

3 6. In addition to the salaries and expenses ~~herein~~ *authorized by this section,*
4 *members of the general assembly shall be paid forty dollars per day, except the*
5 *speaker of the house who shall be paid sixty dollars per day, and necessary travel*
6 *and actual expenses incurred in attending meetings for which per diem or expenses*
7 *are authorized by law for members of the general assembly who serve on statutory*
8 *boards, commissions, or councils, and for standing or interim committee or*
9 *subcommittee meetings subject to the provisions of section 2.14, or when on*
10 *official state authorized legislative business; when the general assembly is not in*
11 *session. However, if a member of the general assembly or the lieutenant governor is*
12 *engaged in authorized legislative business at a location other than at the seat of*
13 *government during the time the general assembly is in session, payment may be made*
14 *for the actual transportation and lodging costs incurred because of the business. Such*
15 *salaries per diem or expenses shall be paid promptly from funds appropriated*
16 *pursuant to section 2.12; unless otherwise provided by law.*

1 SEC. 2. Section two point twelve (2.12), unnumbered paragraph two (2), Code
2 1975, is amended to read as follows:

3 There is hereby appropriated out of any funds in the state treasury not
4 otherwise appropriated, such sums as may be necessary, for each house of the
5 general assembly for the payment of any unpaid expense ~~filed after adjournment~~
6 ~~of each annual session~~ *of the general assembly or incurred during or in the interim*
7 *between sessions of the general assembly, including but not limited to salaries and*
8 *necessary travel and actual expenses of members and expenses of standing and*
9 *interim committees or subcommittees and per diem or expenses for members of the*
10 *general assembly who serve on statutory boards, commissions, or councils for which*
11 *per diem or expenses are authorized by law. The state comptroller is hereby*
12 *authorized and directed to issue warrants for such items of expense upon*
13 *requisition of the president and secretary of the senate for senate expense or the*
14 *speaker and chief clerk of the house for house expense.*

1 SEC. 3. Section two point forty-four (2.44), Code 1975, is amended to read as
2 follows:

3 **2.44 Expenses of council and special interim committees.** Members of the
4 legislative council shall be reimbursed for actual and necessary expenses incurred
5 in the performance of their duties, and shall receive a per diem of forty dollars for
6 each day in which engaged in the performance of such duties. However, such per
7 diem compensation and expenses shall not be paid when the general assembly is
8 actually in session at the seat of government. Such expenses and per diem shall be
9 paid in the manner provided for in section ~~2.66~~ *two point twelve (2.12) of the Code.*

10 Members of special interim study committees which may from time to time be
11 created and members of the legislative fiscal committee who are not members of
12 the legislative council shall be entitled to receive the same expenses and
13 compensation provided for the members of the legislative council. ~~Such expenses~~
14 ~~shall be paid in the manner provided for in section 2.66 within the limit of~~
15 ~~available funds. Upon motion approved by the legislative council, members of~~

16 such special interim study committees may be paid for their expenses and per
17 diem pursuant to the provisions of section 2.12.

1 SEC. 4. Section eighteen A point one (18A.1), Code 1975, is amended to read
2 as follows:

3 **18A.1 Commission created.** There is hereby created the capitol planning
4 commission composed of nine members: (1) four members of the general
5 assembly *servng as ex officio nonvoting members*, two thereof to be appointed by
6 the speaker of the house from the membership thereof, two to be appointed by
7 the lieutenant governor from the membership of the senate, and (2) three
8 residents of the state of Iowa to be appointed by the governor, and (3) the
9 director of the department of general services or his designee and the state
10 architect provided by section 218.58.

1 SEC. 5. Section eighteen A point five (18A.5), Code 1975, is amended to read
2 as follows:

3 **18A.5 Compensation and expenses.** The members of the commission shall be
4 reimbursed for their actual and necessary expenses and shall be paid a forty-
5 dollar per diem while in attendance at any meeting of the commission held at the
6 seat of government and shall be reimbursed for their expenses for going to and
7 from the seat of government to attend a meeting. All per diem and expense
8 moneys paid to the *nonlegislative* commissioners shall be paid from funds
9 appropriated to the commission. Service of the director of the department of
10 general services and the state architect upon this commission shall be an
11 additional duty conferred by statute. *Legislative members of the commission shall*
12 *receive payment pursuant to section two point ten (2.10) and section two point twelve*
13 *(2.12) of the Code.*

1 SEC. 6. Section eighty B point six (80B.6), subsections two (2) and three (3),
2 Code 1975, are amended to read as follows:

3 2. Two members of the senate *servng as ex officio nonvoting members*, not more
4 than one of whom will be from the same political party, appointed by the
5 lieutenant governor for a term of four years commencing on August 15, 1974.

6 3. Two members of the house of representatives *servng as ex officio nonvoting*
7 *members*, not more than one of whom will be from the same political party,
8 appointed by the speaker of the house for a term of two years commencing on
9 August 15, 1974.

1 SEC. 7. Section eighty B point eight (80B.8), Code 1975, is amended to read as
2 follows:

3 **80B.8 Compensation and expenses.** The members of the council, who are not
4 employees of the state or a political subdivision, shall be paid a forty-dollar per
5 diem. All members of the council shall be reimbursed for necessary and actual
6 expenses incurred in attending meetings and in the performance of their duties.
7 All per diem and expense moneys paid to *nonlegislative* members shall be paid
8 from funds appropriated to the Iowa law enforcement academy. *Legislative*
9 *members of the council shall receive payment pursuant to section two point ten (2.10)*
10 *and section two point twelve (2.12) of the Code.*

1 SEC. 8. Section ninety-three point five (93.5), Code 1975, is amended to read
2 as follows:

3 **93.5 Compensation and expenses.** Council members who are not employees
4 of the state shall receive a per diem at the rate of forty dollars for each day
5 devoted to council business and all *nonlegislative* members shall be reimbursed for
6 actual expenses incurred in carrying out their duties as members of the council.
7 *Legislative members shall receive payment pursuant to section two point ten (2.10)*
8 *and section two point twelve (2.12) of the Code.*

1 SEC. 9. Section two hundred thirty-five A point twenty-four (235A.24),
2 subsection two (2), Code 1975, is amended to read as follows:

3 2. The council shall meet at least annually and at any other time upon the call
4 of the chairman of the council, or any three of its members. Each *nonlegislative*
5 council member shall be entitled to reimbursement for actual and necessary
6 expenses incurred in the performance of official duties from funds appropriated
7 to the department of social services. *Each legislative member shall receive expenses*
8 *pursuant to section two point ten (2.10) and section two point twelve (2.12) of the*
9 *Code.*

1 SEC. 10. Section two hundred forty-nine B point one (249B.1), Code 1975, is
2 amended to read as follows:

3 **249B.1 Commission created.** There is hereby created the commission on the
4 aging of the state of Iowa which shall consist of ~~nine~~ *eleven* members. Two
5 members shall be appointed by the president of the senate from the members of
6 the senate *to serve as ex officio nonvoting members* with no more than one member
7 being appointed from the same political party. Two members shall be appointed
8 by the speaker of the house of representatives from the members of the house *to*
9 *serve as ex officio nonvoting members* with no more than one member being
10 appointed from the same political party. ~~Five~~ *Seven* members shall be appointed
11 by the governor.

1 SEC. 11. Section two hundred forty-nine B point six (249B.6), Code 1975, is
2 amended by striking the section and inserting in lieu thereof the following:

3 **249B.6 Expenses.** Members of the commission while engaged in their official
4 duties shall be reimbursed for their actual and necessary expenses and be paid a
5 forty-dollar per diem. Legislative members of the commission shall receive
6 payment pursuant to section two point ten (2.10) and section two point twelve
7 (2.12) of the Code.

1 SEC. 12. Section two hundred sixty-one point one (261.1), subsections four (4)
2 and five (5), Code 1975, are amended to read as follows:

3 4. A member of the senate to be appointed by the president of the senate *to*
4 *serve as an ex officio nonvoting member* for a term of four years beginning on July
5 ~~+~~ *first* of the year of appointment.

6 5. A member of the house of representatives to be appointed by the speaker of
7 the house *to serve as an ex officio nonvoting member* for a term of four years
8 beginning on July ~~+~~ *first* of the year of appointment.

1 SEC. 13. Section two hundred sixty-one point four (261.4), Code 1975, is
2 amended to read as follows:

3 **261.4 Funds—comptroller—compensation and expenses of commission.** The
4 state comptroller shall keep an accounting of all funds received and expended by
5 the commission. The members of the commission, except those members who are
6 employees of the state, shall be paid a forty-dollar per diem and shall be
7 reimbursed for actual and necessary expenses. All per diem and expense moneys
8 paid to *nonlegislative* members shall be paid from funds appropriated to the
9 commission. *Legislative members of the commission shall receive payment pursuant*
10 *to section two point ten (2.10) and section two point twelve (2.12) of the Code.*

1 SEC. 14. Section two hundred seventy-two B point two (272B.2), Code 1975, is
2 amended to read as follows:

3 **272B.2 Education commission of the states.** The provisions of article III,
4 paragraph 1, of the compact notwithstanding, the members of the education
5 commission of the states representing this state shall consist of the governor, two
6 *nonlegislative* members appointed by the governor, two members of the senate
7 appointed by the president of the senate, and two members of the house of
8 representatives appointed by the speaker of the house of representatives. The
9 members shall serve four-year terms and for the initial appointments, half of the

10 membership shall be appointed to two-year terms and half shall be appointed to
11 four-year terms. ~~Members~~ *Nonlegislative members* shall serve on the education
12 commission of the states without compensation, but shall receive their actual and
13 necessary expenses and travel. *Legislative members shall receive actual and*
14 *necessary expenses and travel pursuant to section two point ten (2.10) and two point*
15 *twelve (2.12) of the Code.* Vacancies on the commission shall be filled for the
16 unexpired portion of the term in the same manner as the original appointment. If
17 a member ceases to be a member of the general assembly, he shall no longer serve
18 as a member of the education commission of the states.

1 SEC. 15. Section three hundred four point three (304.3), subsection six (6),
2 Code 1975, is amended to read as follows:

3 6. A member of the general assembly *serving as an ex officio nonvoting member*
4 appointed by the legislative council.

1 SEC. 16. Section three hundred four point four (304.4), Code 1975, is amended
2 by striking the section and inserting in lieu thereof the following:

3 The nonlegislative members of the commission shall serve without
4 compensation but may receive their actual expenses incurred in the performance
5 of their duties. Legislative members shall receive per diem and expenses pursuant
6 to section two point ten (2.10) and section two point twelve (2.12) of the Code.

1 SEC. 17. Section seven hundred forty-nine B point nineteen (749B.19),
2 unnumbered paragraphs one (1) and two (2), Code 1975, are amended to read as
3 follows:

4 There is hereby created a confidential records council consisting of nine regular
5 members. Two members shall be appointed from the house of representatives *to*
6 *serve as ex officio nonvoting members* by the speaker of the house, no more than
7 one of whom shall be from the same party. Two members shall be appointed
8 from the senate *to serve as ex officio nonvoting members* by the lieutenant
9 governor, no more than one of whom shall be from the same party. The other
10 members of the council shall be: A judge of the district court appointed by the
11 chief justice of the supreme court, one local law enforcement official, appointed
12 by the governor; the commissioner of public safety or his designee; and two
13 private citizens not connected with law enforcement, appointed by the governor.
14 The council shall select its own chairman. The members shall serve at the
15 pleasure of those by whom their appointments are made.

16 The council shall meet at least annually and at any other time upon the call of
17 the governor, the chairman of the council, or any three of its members. Each
18 *nonlegislative* council member shall be entitled to reimbursement for actual and
19 necessary expenses incurred in the performance of official duties from funds
20 appropriated to the department of public safety. *Each legislative member shall*
21 *receive expenses pursuant to section two point ten (2.10) and section two point twelve*
22 *(2.12) of the Code.*

Approved June 20, 1976