

tuition increases and property tax revenues. The joint subcommittee shall make a report of its recommendations, accompanied by legislative bill drafts to implement its recommendations, to the legislative council and to the general assembly meeting in 1982.

Approved June 20, 1981

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CHAPTER 9  
SALARY ADJUSTMENTS AND EXPENSES

H. F. 875

AN ACT relating to the compensation and benefits for public officials and employees by specifying salary rates and ranges and providing salary adjustments, increasing mileage reimbursement rates for public officers and employees, providing reimbursement for interview and moving expenses, making coordinating amendments to the Code, and appropriating funds.

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

Section 1. The salary rates specified in this section are effective for the fiscal years indicated and the salary rates for the fiscal year beginning July 1, 1982, are effective for subsequent fiscal years until otherwise provided by the general assembly. The salaries provided for in this section shall be paid from funds appropriated to the department or agency specified in this section pursuant to any Act of the general assembly or if the appropriation is not sufficient, from the salary adjustment fund.

The following annual salary rates shall be paid to the person holding the position indicated:

	<u>1981-1982</u>	<u>1982-1983</u>
	<u>Fiscal Year</u>	<u>Fiscal Year</u>
1. DEPARTMENT OF AGRICULTURE		
Salary for the secretary of agriculture .....	\$ 35,600	\$ 38,500
2. OFFICE OF THE ATTORNEY GENERAL		
Salary of the attorney general .....	\$ 47,000	\$ 50,700
3. OFFICE OF THE AUDITOR OF STATE		
Salary of the auditor of state .....	\$ 35,600	\$ 38,500
4. OFFICE OF THE SECRETARY OF STATE		
Salary of the secretary of state .....	\$ 35,600	\$ 38,500
5. OFFICE OF THE TREASURER OF STATE		
Salary of the treasurer of state .....	\$ 35,600	\$ 38,500

Sec. 2. The salary rates specified in this section are effective for the fiscal years indicated and the salary rates for the fiscal year beginning July 1, 1982, are effective for subsequent fiscal years until otherwise provided by the general assembly. The salaries provided for in this section shall be paid from funds appropriated to the department which the person represents and from funds appropriated by section 3 of this Act.

The following annual salary rates shall be paid to the persons holding the positions indicated:

	<u>1981-1982</u> <u>Fiscal Year</u>	<u>1982-1983</u> <u>Fiscal Year</u>
1. Chief justice of the supreme court .....	\$ 57,900	\$ 62,100
2. Each justice of the supreme court .....	\$ 52,900	\$ 57,100
3. Chief judge of the court of appeals .....	\$ 51,300	\$ 55,400
4. Each associate judge of the court of ap- peals .....	\$ 50,200	\$ 54,200
5. Each chief judge of a judicial district ..	\$ 49,100	\$ 53,000
6. Each district court judge except the chief judge of a judicial district .....	\$ 47,000	\$ 50,700
7. Each district associate judge .....	\$ 38,900	\$ 42,000
8. Each part-time judicial magistrate .....	\$ 10,800	\$ 11,700

Sec. 3. There is appropriated from the general fund of the state for each fiscal year of the fiscal biennium beginning July 1, 1981, and ending June 30, 1983, the following amounts, or so much thereof as is necessary, to be used to fund increases in judicial salaries as provided in section 2 of this Act and for the state's contribution to the judicial retirement system provided for in chapter 605A required because of the increased salaries .....

<u>1981-1982</u> <u>Fiscal Year</u>	<u>1982-1983</u> <u>Fiscal Year</u>
\$ 649,750	\$ 1,350,250

Sec. 4. The salary rates specified in this section are effective for the fiscal biennium beginning July 1, 1981, and ending June 30, 1983. The salaries provided for in this section shall be paid from funds appropriated to the department or agency specified in this section or pursuant to this Act.

The following annual salary rates shall be paid to the persons holding the positions indicated:

	<u>1981-1982</u> <u>Fiscal Year</u>	<u>1982-1983</u> <u>Fiscal Year</u>
1. Chairperson of the public employment rela- tions board .....	\$ 36,800	\$ 39,750
2. Two members of the public employment rela- tions board, each .....	\$ 34,100	\$ 36,800

Sec. 5. Persons receiving the salary rates established under section 1, 2, or 4 of this Act shall not receive any additional salary adjustments provided by this Act. The salary rates specified in section 4 of this Act are effective for the fiscal years indicated and the salary rates for the fiscal year beginning July 1, 1982, are effective for subsequent years until otherwise provided by the general assembly. If the funds of the agency which have been appropriated for salaries are insufficient to pay the salaries fixed by section 1 or 4 of this Act because of increases in the salaries, funds may be allocated from funds appropriated by this Act to the salary

adjustment fund. In addition, if federal funds are available for any position provided for in section 4 of this Act, the federal funds may be expended if the combined federal and state funds do not exceed the rates provided for in section 4 of this Act.

Sec. 6. The governor may establish a salary for appointed nonelected persons in the executive branch of state government holding a position enumerated in section 7 of this Act within the range provided by considering, among other items, the experience of the individual in the position, changes in the duties of the position, the incumbent's performance of assigned duties, the availability of qualified candidates for the position, and subordinates' salaries.

The governor in establishing salaries as provided in section 7 of this Act shall take into consideration other employee benefits which may be provided for an individual including but not limited to housing.

A person whose salary is established by section 7 of this Act and who is a full-time permanent employee of the state shall not receive any other remuneration from the state or from any other source for the performance of that person's duties unless the additional remuneration is first approved by the governor or authorized by law; however, this provision does not exclude necessary travel and expenses incurred in the performance of duties or fringe benefits normally provided to employees of the state.

Sec. 7. The following annual salary ranges are effective for the positions specified for the fiscal year beginning July 1, 1981, and for the fiscal year beginning July 1, 1982 and each subsequent fiscal year until otherwise provided by the general assembly. The governor shall determine the salary to be paid to the person indicated at a rate within the salary ranges indicated from funds appropriated by the general assembly for that purpose.

1. For the fiscal year beginning July 1, 1981, if a person is in:

a. Range one, the person shall receive a salary of not less than five thousand four hundred (5,400) dollars or more than sixteen thousand two hundred (16,200) dollars.

b. Range two, the person shall receive a salary of not less than nineteen thousand four hundred (19,400) dollars or more than thirty-two thousand four hundred (32,400) dollars.

c. Range three, the person shall receive a salary of not less than twenty-seven thousand (27,000) dollars or more than thirty-seven thousand eight hundred (37,800) dollars.

d. Range four, the person shall receive a salary of not less than thirty-two thousand four hundred (32,400) dollars or more than forty-three thousand two hundred (43,200) dollars.

e. Range five, the person shall receive a salary of not less than thirty-seven thousand eight hundred (37,800) dollars or more than forty-eight thousand six hundred (48,600) dollars.

2. For the fiscal year beginning July 1, 1982, and subsequent fiscal years until otherwise provided by the general assembly if a person is in:

a. Range one, the person shall receive a salary of not less than five thousand eight hundred (5,800) dollars or more than seventeen thousand five hundred (17,500) dollars.

b. Range two, the person shall receive a salary of not less than twenty-one thousand (21,000) dollars or more than thirty-five thousand (35,000) dollars.

c. Range three, the person shall receive a salary of not less than twenty-nine thousand two hundred (29,200) dollars or more than forty thousand eight hundred (40,800) dollars.

d. Range four, the person shall receive a salary of not less than thirty-five thousand (35,000) dollars or more than forty-six thousand seven hundred (46,700) dollars.

e. Range five, the person shall receive a salary of not less than forty thousand eight hundred (40,800) dollars or more than fifty-two thousand five hundred (52,500) dollars.

3. The following are range one positions: members of the board of parole, members of the state health facilities council, and members of the transportation commission of the department of transportation.

4. The following are range two positions: executive director of the commission on aging, appellate defender, director of the Iowa state arts council, director of the Iowa civil rights commission, executive director of the college aid commission, executive secretary of the Iowa crime commission or the criminal justice planning agency, executive secretary of the committee on employment of the handicapped, members of the appeal board of the Iowa department of job service, director of the historical society of the state historical department, director of museum and archives of the state historical department, director of historical preservation of the state historical department, director of the Iowa law enforcement academy, state librarian, director of the Iowa natural resources council, director of disaster services of the department of public defense, director of the real estate commission, director of the department of substance abuse, and each member of the transportation regulation board of the department of transportation.

5. The following are range three positions: director of the commission for the blind, administrator of the credit union department, director of the energy policy council, executive director of the department of environmental quality, secretary of the state fair board, state geologist, commissioner of insurance, industrial commissioner, labor commissioner, director of the Iowa merit employment commission, director of the department of soil conservation, and superintendent of the transportation regulation authority.

6. The following are range four positions: superintendent of banking, director of the Iowa beer and liquor control department, chairperson and members of the Iowa state commerce commission, director of the state conservation commission, director of the Iowa development commission, director of the educational radio and television facility board, director of the Iowa department of job service, director of the department of general services, commissioner of health, director of the office for planning and programming, and commissioner of public safety.

7. The following are range five positions: state comptroller, superintendent of public instruction, executive secretary of the state board of regents, director of the department of revenue, commissioner of social services, and director of the department of transportation.

Sec. 8. The salary rates established by the governor under sections 6 and 7 of this Act for the persons indicated are the total salary payable to the persons for whom established. Any other salary rates or adjustments to salaries provided for by this Act do not apply to the positions specified in section 7 of this Act; however, funds appropriated to the salary adjustment fund by this Act may be expended to fund salaries established pursuant to sections 6 and 7 of this Act if funds appropriated to the agencies represented by or employing the persons holding the positions specified in section 7 of this Act are insufficient to pay salaries provided for in section 7 of this Act. The governor shall report to the legislative fiscal committee the salary rates established pursuant to section 7 of this Act.

Sec. 9. Section 685.1, Code 1981, is amended to read as follows:

685.1 APPOINTMENT. The judges of the supreme court shall appoint a clerk of the supreme court who shall hold office for four years and until a successor is appointed and qualifies. The judges of the supreme court shall set the salary of the clerk of the supreme court which salary shall not be less than twenty twenty-one thousand six hundred or more than thirty thirty-two thousand four hundred dollars annually for the fiscal year beginning July 1, 1981, and not less than twenty-three thousand three hundred or more than thirty-five thousand dollars annually for the fiscal year beginning July 1, 1982, and subsequent fiscal years until otherwise provided by the general assembly. In case a vacancy occurs, the vacancy shall be filled by appointment for the unexpired portion of the term only.

Sec. 10. Section 685.6, unnumbered paragraph 2, Code 1981, is amended to read as follows:

The court shall fix the compensation of the administrator, deputy administrator, and research director and the employees of the office. The salary of the administrator, deputy administrator, and research director shall be set at a rate of not less than twenty-five twenty-seven thousand or more than thirty-five thirty-seven thousand eight hundred dollars annually for the fiscal year beginning July 1, 1981, and not less than twenty-nine thousand two hundred or more than forty thousand eight hundred dollars annually for the fiscal year beginning July 1, 1982, and subsequent fiscal years until otherwise provided by the general assembly. The supreme court is authorized to accept federal funds to supplement the funds appropriated to the court.

Sec. 11. Section 685.7, Code 1981, is amended to read as follows:

685.7 ASSISTANTS. The court administrator, with the approval of the supreme court, shall appoint and set the salaries of assistants as are necessary to perform the powers and duties vested in the court administrator. The salaries of the assistants, except the court fiscal director, shall be set at a rate of not less than fifteen sixteen thousand two hundred or more than twenty-five twenty-seven thousand dollars annually for the fiscal year beginning July 1, 1981, and not less than seventeen thousand five hundred or more than twenty-nine thousand two hundred dollars annually for the fiscal year beginning July 1, 1982, and subsequent fiscal years until otherwise provided by the general assembly. The court fiscal director shall receive a salary at a rate of not less than twenty twenty-one thousand six hundred

dollars or more than ~~thirty~~ thirty-two thousand four hundred dollars for the fiscal year beginning July 1, 1981, and not less than twenty-three thousand three hundred or more than thirty-five thousand dollars for the fiscal year beginning July 1, 1982 and subsequent fiscal years until otherwise provided by the general assembly. While holding the position, neither the court administrator nor assistants shall practice law in any of the courts of this state.

Sec. 12. The annual salary rates or ranges provided in sections 1, 2, 4, 7, 9, 10, and 11 of this Act become effective for the fiscal year beginning July 1, 1981, with the pay period beginning July 3, 1981, and for the fiscal year beginning July 1, 1982, with the pay period beginning July 2, 1982.

Sec. 13. All federal grants to and the federal receipts of the agencies affected by this Act which are received and may be expended for purposes of this Act, are appropriated for such purposes and as set forth in the federal grants or receipts.

Sec. 14.

1. There is appropriated from the general fund of the state to the salary adjustment fund provided for in section 8.43, for the fiscal years beginning July 1, 1981, and July 1, 1982, the following amounts or so much as may be necessary, to be distributed to the various departments to supplement other funds appropriated by the general assembly.

a. For the fiscal year beginning July 1, 1981, \$43,839,000.

b. For the fiscal year beginning July 1, 1982, \$86,999,000.

2. The amounts appropriated in subsection 1 shall be used to fund the following annual pay adjustments, expense reimbursement, and benefits not in conflict with the Code:

a. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the blue collar bargaining unit.

b. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the professional social service bargaining unit.

c. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the public safety bargaining unit.

d. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the security bargaining unit.

e. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the technical bargaining unit.

f. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the professional fiscal and staff bargaining unit.

g. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the university of northern Iowa faculty bargaining unit.

h. The annual pay adjustments, related benefits, and expense reimbursements referred to in sections 19, 20, and 22 of this Act for employees not covered by a collective bargaining agreement.

Sec. 15.

1. There is appropriated from the road use tax fund of the state to the state department of transportation, for the fiscal years beginning July 1, 1981, and July 1, 1982, the following amounts or so much as may be necessary, to be distributed to supplement other funds appropriated by the general assembly:

a. For the fiscal year beginning July 1, 1981, \$735,000.

b. For the fiscal year beginning July 1, 1982, \$1,465,000.

2. The amounts appropriated in subsection 1 shall be used to fund the following annual pay adjustments, expense reimbursement, and benefits for employees of the state department of transportation not in conflict with the Code:

a. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the blue collar bargaining unit.

b. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the security bargaining unit.

c. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the technical bargaining unit.

d. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the professional fiscal and staff bargaining unit.

e. The annual pay adjustments, related benefits, and expense reimbursement referred to in sections 19, 20, and 22 of this Act for employees not covered by a collective bargaining agreement.

Sec. 16.

1. There is appropriated from the primary road fund to the state department of transportation the following amounts for the fiscal years beginning July 1, 1981, and July 1, 1982, or so much thereof as may be necessary, to supplement other funds appropriated by the general assembly:

a. For the fiscal year beginning July 1, 1981, \$7,224,000.

b. For the fiscal year beginning July 1, 1982, \$13,780,000.

2. The amounts appropriated in subsection 1 shall be used to fund the following annual pay adjustments, expense reimbursement, and benefits for employees of the state department of transportation not in conflict with the Code:

a. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the blue collar bargaining unit.

b. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the security bargaining unit.

c. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the technical bargaining unit.

d. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the professional fiscal and staff bargaining unit.

e. The annual pay adjustments, related benefits, and expense reimbursement referred to in sections 19, 20, and 22 of this Act for employees not covered by a collective bargaining agreement.

Sec. 17. Funds appropriated from the general fund of the state in this Act relate only to salaries supported from general fund appropriations of the state.

Sec. 18. To departmental revolving, trust, or special funds, except for the primary road fund or the road use tax fund, for which the general assembly has established an operating budget, a supplemental authorization is provided for those funds, unless otherwise provided, in an amount necessary to fund salary adjustments provided in this Act.

## Sec. 19.

1. The merit system pay plan and executive council exempt pay plan provided for in section 19A.9, subsection 2, as they exist for the fiscal years ending June 30, 1981, and June 30, 1982, shall be increased for employees who are not included in a collective bargaining agreement made final under chapter 20 by eight percent for the fiscal year beginning July 1, 1981, effective with the pay period beginning July 3, 1981, and by eight percent for the fiscal year beginning July 1, 1982, effective with the pay period beginning July 2, 1982. The merit employment commission shall revise the merit system pay plan and the governor shall revise the executive council pay plan as provided under section 19A.9, subsection 2, by increasing the salary levels for the various grades and steps within the respective plans by eight percent.

2. The salary schedules for state employees who are exempt from chapter 19A and who are included in the state comptroller's centralized payroll system and the department of transportation payroll system and the office employees of the state board of regents shall be increased by the same percent and the same manner included in subsection 1 of this section.

3. This section does not apply to members of the general assembly, board members, commission members, salaries of persons set by the general assembly pursuant to this Act or set by the governor, employees designated under section 19A.3, subsection 6, and employees under the state board of regents' merit system, but subsection 2 of this section does apply to office employees of the state board of regents.

4. The appointing authority shall determine the percentage increase for each professional and managerial employee's salary provided for under this section and may increase the salaries of the professional and managerial employees by different percentages, but the total percentage increase of all salaries of the professional and managerial employees under the appointing authority's jurisdiction for the fiscal year beginning July 1, 1981, shall be eight percent of those salaries as they exist on July 2, 1981, and for the fiscal year beginning July 1, 1982, shall be eight percent of those salaries as they exist on July 1, 1982. As used in this section, "professional and managerial employee" means a professional employee as defined in section 20.3, subsection 11 or a representative of a public employer or supervisory employee as defined in section 20.4, subsection 2.

5. A within-range step increase (merit increase) shall not be granted to a state employee who is not included in a collective bargaining agreement made final under chapter 20 from the pay period beginning July 3, 1981, through the pay period ending June 30, 1983.

Sec. 20. The funds allocated to the state board of regents for the purpose of providing increases for employees not covered by a collective bargaining agreement shall be used as follows:

1. The amount necessary to fund in each fiscal year an average base salary increase of eight percent of base salaries of faculty members and professional and scientific staff members, except board office employees, paid during the preceding fiscal year, to be allocated to faculty members and professional and scientific staff members at the discretion of the state board of regents.

2. For employees under the state board of regents' merit system who are not included in the collective bargaining agreement made final under chapter 20, except board office employees, the amount necessary to increase the state board of regents' merit pay plan as the pay plan exists for the fiscal years ending June 30, 1981, and June 30, 1982, by increasing the salary levels for each grade and step within the plan by eight percent for the fiscal year beginning July 1, 1981, and eight percent for the fiscal year beginning July 1, 1982.

3. A within-range step increase (merit increase) shall not be granted to an employee of the state board of regents who is not included in a collective bargaining agreement made final under chapter 20 for the biennial period beginning July 1, 1981 and ending June 30, 1983.

Sec. 21. All funds appropriated by this Act to the salary adjustment fund for the department of transportation and for the state agencies paid through the state comptroller's centralized payroll system shall be used to fund salary and fringe benefit expenditures for the following periods of time:

1. For fiscal year beginning July 1, 1981, beginning with the biweekly paydate of July 10, 1981, and ending with the biweekly paydate of June 25, 1982.

2. For fiscal year beginning July 1, 1982, beginning with the biweekly paydate of July 9, 1982, and ending with the biweekly paydate of June 24, 1983.

Sec. 22. Section 18.117, unnumbered paragraph 1, Code 1981, is amended to read as follows:

A state officer or employee shall not use any a state-owned motor vehicle for personal private use, nor shall the officer or employee be compensated for driving ~~his-er-hex-own~~ a privately owned motor vehicle unless it is done on state business with the approval of the state vehicle dispatcher, and in such that case ~~he-er-she~~ the officer or employee shall receive ~~eighteen~~ twenty-two cents per mile effective July 1, ~~1979~~ 1981, and ~~twenty~~ twenty-four cents per mile effective July 1, ~~1980~~ 1982. A statutory provision stipulating necessary mileage, travel, or actual expenses reimbursement to a state officer ~~shall---be---construed---to---fall~~ falls under the mileage reimbursement limitation provided in this section unless specifically provided otherwise. Any peace officer employed by the state as defined in section 801.4 who is required to use a private vehicle in the performance of official duties shall receive reimbursement for mileage expense at the rate specified in this section. However, the state vehicle dispatcher may delegate authority to officials of the state, and department heads, for the use of private vehicles on state business up to a yearly mileage figure established by the director of general services and approved by the executive council. When If a state motor vehicle has been assigned to a state officer or employee ~~he-er-she~~, the officer or employee shall not collect mileage for the use of a ~~personal~~ privately owned vehicle unless the state vehicle assigned is not usable.

Sec. 23. Section 79.9, Code 1981, is amended to read as follows:

79.9 CHARGE FOR USE OF AUTOMOBILE. When a public officer or employee, other than a state officer or employee, is entitled to be paid for expenses

in performing a public duty, a charge shall be made, allowed and paid for the use of an automobile ~~of eighteen~~, as determined by the local governing body, in an amount not exceeding twenty-two cents per mile for actual and necessary travel effective July 1, 1979 1981, and twenty in an amount not exceeding twenty-four cents per mile effective July 1, 1980 1982. A statutory provision stipulating necessary mileage, travel, or actual reimbursement to a local public officer or employee ~~shall be construed to fall~~ falls within the mileage reimbursement limitation specified in this section unless specifically provided otherwise. A political subdivision may authorize the use of private vehicles for the conduct of official business of the political subdivision at an annual amount in lieu of actual and necessary travel expense reimbursement provided in this section. Any A peace officer, other than a state officer or employee, as defined in section 801.4 who is required to use a private vehicle in the performance of official duties shall receive reimbursement for mileage expense at the rate specified in this section.

\*\*\*Sec. 24. It is a condition of the appropriations made in this Act that mileage expense reimbursement rates or payments shall not be negotiated or included in a proposed collective bargaining agreement under chapter 20 during the biennium beginning July 1, 1981 and ending June 30, 1983.\*\*\*

Sec. 25. Section 79.16, Code 1981, is amended by striking the section and inserting in lieu thereof the following:

79.16 INTERVIEW AND MOVING EXPENSES.

1. If approved by the appointing authority, a person who interviews for employment by the state shall be reimbursed for expenses incurred in the interview at the same rate at which a state employee is reimbursed for expenses incurred during the performance of state business.

2. A state employee who is reassigned shall be reimbursed for moving expenses incurred in accordance with rules adopted by the state comptroller when all of the following circumstances exist:

a. The employee is reassigned at the direction of the appointing authority.

b. The reassignment constitutes a permanent change of duty station.

c. The reassignment requires the employee to change the place of personal residence beyond a reasonable commuting distance.

d. The reassignment is not primarily for the benefit or convenience of the employee.

3. If approved by the appointing authority, a person newly hired for a state position shall receive reimbursement for moving expenses incurred after the person is hired at the same rate provided for a state employee.

4. Reimbursement for moving expenses authorized under this section does not include reimbursement for the expense of moving animals.

Sec. 26. There is appropriated from the general fund of the state to the state comptroller for each fiscal year of the biennium beginning July 1, 1981 and ending June 30, 1983, the following amounts to be allocated to the designated political subdivisions or public agencies for the purpose of providing the state's share of salary increases for the designated public employees:

\*\*\*Item veto; see message at end of this Act

UNIVERSITY OF MIAMI  
LAW LIBRARY

	<u>1981-1982</u>	<u>1982-1983</u>
	<u>Fiscal Year</u>	<u>Fiscal Year</u>
1. To the merged areas as defined in section 280A.2 .....	\$ 3,320,000	\$ 6,803,000

The state comptroller shall allocate and distribute the funds appropriated by this subsection to each merged area in the same proportion that the merged area's annual payroll for its employees for the fiscal year ending June 30, 1981 is to the annual payroll for the employees of all merged areas for that fiscal year. Moneys received by a merged area under this subsection shall be used to pay the state's share of the authorized salary increases for the employees of the merged area for the designated fiscal years.

2. To the judicial district departments of correctional services as defined in section 905.2 .....	\$ 597,000	\$ 1,222,000
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The state comptroller shall allocate and distribute the funds appropriated by this subsection to each judicial district department of correctional services in the same proportion that the judicial district department's annual payroll for its employees in the community-based correctional program for the fiscal year ending June 30, 1981 is to the annual payroll for community-based correctional program employees of all judicial district departments for that fiscal year. Moneys received by a judicial district department under this subsection shall be used to pay the state's share of the authorized salary increases for the employees of the community-based correctional program for the designated fiscal years.

3. To the seven regional libraries of the regional library system as defined in section 303B.2 .....	\$ 100,000	\$ 100,000
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The state comptroller shall allocate and distribute the funds appropriated by this subsection to each regional library of the regional library system in the same proportion that the regional library's annual payroll for its employees for the fiscal year ending June 30, 1981 is to the annual payroll for the employees of all regional libraries in the regional library system for that fiscal year. Moneys received by a regional library under this subsection shall be used to pay the state's share of the authorized salary increases for the regional library employees for the designated fiscal years.

4. To the substance abuse treatment facilities receiving substance abuse program grants as provided in section 125.25 .....	\$ 200,000	\$
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The state comptroller shall allocate and distribute the funds appropriated by this subsection to each local substance abuse treatment facility in the same proportion that the substance abuse treatment facility's annual payroll for its employees for the fiscal year ending June 30, 1981 is to the annual payroll for the employees of all local substance abuse treatment facilities receiving substance abuse program grants for that fiscal year. Moneys received by a local substance abuse facility under this subsection shall be used to pay the state's share of the authorized salary increases for the local substance abuse program employees for the designated fiscal years.

5. To local boards of health receiving in-home health care grants ..... \$ 230,000      \$ 471,000

The state comptroller shall allocate and distribute the funds appropriated by this subsection to each local board of health in the same proportion that the payroll for its public health nurses employed to carry out in-home care services for the fiscal year ending June 30, 1981 is to the annual payroll for the public health nurses employed to carry out in-home care services for all local boards of health for that fiscal year. Moneys received by a local board of health under this subsection shall be used to pay the state's share of the authorized salary increases for public health nurses employed in providing in-home care services.

Sec. 27.

1. There is appropriated from the general fund of the state to the municipal assistance fund established in chapter 405 for the fiscal years beginning July 1, 1981 and July 1, 1982, the following amounts or so much as may be necessary, to be distributed to cities which have established fire and police retirement systems under chapter 411:

- a. For the fiscal year beginning July 1, 1981, \$2,299,140.
- b. For the fiscal year beginning July 1, 1982, \$2,410,000.

2. The funds appropriated by subsection 1 shall be used to finance the costs of benefits provided in chapter 411 by amendments of Acts of the Sixty-sixth General Assembly, chapter 1089. The state comptroller shall pay to each city the amount of the funds appropriated for each fiscal year as provided in section 411.20.

3. The appropriation made under subsection 1 is in lieu of the appropriation authorized under section 411.20, unnumbered paragraph 1. Section 411.20, unnumbered paragraph 1 is void during the fiscal biennium beginning July 1, 1981 and ending June 30, 1983.

Sec. 28.

1. There is appropriated from the general fund of the state to the state comptroller for each fiscal year of the biennium beginning July 1, 1981 and ending June 30, 1983, the following amounts to be allocated to the counties for the purpose of providing average pay increases of not more than eight percent to the full-time shorthand reporters of the district courts:

- a. For the fiscal year beginning July 1, 1981, \$102,137.
- b. For the fiscal year beginning July 1, 1982, \$209,668.

2. The state comptroller shall allocate and distribute the amount to each county in the same proportion that the county's annual payroll for full-time shorthand reporters for the fiscal year ending June 30, 1981 is to the annual payroll for full-time shorthand reporters for all counties for that fiscal year. Moneys received by a county under this section shall be deposited in the fund for ordinary county revenue under Acts of the Sixty-ninth General Assembly, 1981 Session, Senate File 130, section 423 or in the court expense fund under Acts of the Sixty-ninth General Assembly, 1981 Session, Senate File 130, section 425, subsection 9, as applicable.

Sec. 29. Section 605.8, Code 1981, is amended to read as follows:

## 605.8 COMPENSATION.

1. Each full-time shorthand reporter of the district court shall be paid, in equal installments, an annual salary as ~~hereinafter-provided~~ established by the supreme court based on the reporter's experience and within the salary ranges specified in this subsection.

a. For the fiscal year beginning July 1, 1981, a full-time shorthand reporter shall receive a salary of not less than fifteen thousand four hundred fifty (15,450) dollars or more than twenty-three thousand nine hundred fifty (23,950) dollars.

b. For the fiscal year beginning July 1, 1982, a full-time shorthand reporter shall receive a salary of not less than fifteen thousand four hundred fifty (15,450) dollars or more than twenty-five thousand eight hundred fifty (25,850) dollars.

The salary increases authorized under the subsection is effective on the employment anniversary of the reporter.

2. Each district judge, upon the appointment of a full-time shorthand reporter, shall certify the name and address of the reporter and the date upon which ~~his~~ the reporter's term of service begins, to each county auditor in the judicial district.

~~The base starting salary of a full-time certified shorthand reporter shall be fourteen thousand seven hundred dollars. The base salary may be increased by an amount not to exceed seven percent for each year of experience as a shorthand reporter. The maximum salary shall not exceed twenty-one thousand one hundred twenty-one dollars except as provided in this section.~~

3. Shorthand reporters who are employed on an emergency basis in the district court shall be paid not to exceed seventy-five dollars per diem while employed by the court or while employed under the direction of the judge. The per diem shall be paid from the county treasury where the court is held, upon the certificate of the judge holding the court, or directing the employment. However, the maximum compensation for one-day attendance at court shall not exceed the per diem. Payments shall be made at least once each month.

4. Full-time certified shorthand reporters serving district associate judges ~~shall be~~ are entitled to receive the same compensation they would be entitled to receive if they were serving district court judges.

~~Notwithstanding the provisions of this section, full-time certified shorthand reporters may, by joint order of the district court judges in such district, be individually granted additional compensation in excess of the amounts provided for in this section, not to exceed five percent of such amounts.~~

Shorthand reporters ~~will~~ shall receive ~~such~~ the compensation as fixed by rule of the supreme court or by statute for transcribing their notes pursuant to section 605.11, ~~Code 1977~~, but shall not work on outside depositions during the hours for which the reporters are compensated pursuant to ~~this~~ section of said Code 605.11.

Sec. 30. Section 605.10, Code 1981, is amended to read as follows:

605.10 EXPENSES. Where a shorthand court reporter is required, in the discharge of ~~his~~ official duties, to leave the county of ~~his~~ the reporter's

residence or leave the city of ~~his~~ the reporter's residence to perform such duties, ~~he~~ the reporter shall be paid ~~his~~ the reporter's actual and necessary hotel and living expenses not to exceed the ~~sum-of-twenty-dollars-per-day~~ maximum reimbursements authorized for a state employee by the state comptroller and transportation expenses as ~~shall-be~~ incurred, which account shall be itemized and approved by the presiding judge of the district court and certified to the county auditor of the county in which ~~such~~ the expenses are incurred, and shall be paid in the same manner as the per diem of ~~such~~ the reporter is paid.

Approved June 19, 1981, except the item designated as Section 24 herein which I hereby disapprove for the reasons set forth in my veto message delivered to the Secretary of State this same date, the original of which is attached hereto.

ROBERT D. RAY  
Governor

The Honorable Mary Jane Odell  
Secretary of State  
State Capitol Building  
L O C A L

Dear Madam Secretary:

I hereby transmit House File 875, an act relating to the compensation and benefits for public officials and employees by specifying salary rates and ranges and providing salary adjustments, increasing mileage reimbursement rates for public officers and employees, providing reimbursement for interview and moving expenses, making coordinating amendments to the Code, and appropriating funds.

House File 875 is approved June 19, 1981, with the following exception which I hereby disapprove.

I am unable to approve the item designated in the act as Section 24 which reads as follows:

Sec. 24. It is a condition of the appropriations made in this Act that mileage expense reimbursement rates or payments shall not be negotiated or included in a proposed collective bargaining agreement under chapter 20 during the biennium beginning July 1, 1981 and ending June 30, 1983.

This action is made necessary for two reasons:

- It is inappropriate to make this substantive change in Iowa's collective bargaining law in an appropriations bill.
- This restriction creates legal and practical difficulties for the state's collective bargaining agents.

Chapter 20 of the Iowa Code establishes a collective bargaining system for state government. This system received a great deal of public scrutiny and legislative debate prior to its being passed into law. The scope of those negotiations, listed in Section 20.9 of the Code of Iowa, received considerable attention by lawmakers and the mileage reimbursement was decided to be a negotiable item in a collective bargaining agreement.

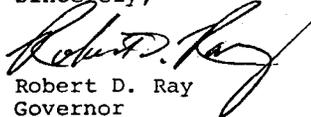
While it is certainly the prerogative of the General Assembly to reassess the list of items subject to negotiation, it would be far more proper to conduct that reassessment in a bill designed to statutorily amend Chapter 20. In that way, the change would receive the full public debate and focus of attention it deserves. Section 24 is dwarfed in a lengthy and important appropriations bill and received scant review by the public and legislators as it received only perfunctory debate during the closing hours of the session.

Moreover, this section gives confusing signals to those engaged in collective bargaining with public employees. Since the restriction is in the session laws, it expires after two years. Thus, despite its wording which prohibits both the negotiation of mileage reimbursement and the inclusion of such in the next collective bargaining agreement, this section would legally expire by the time the next collective bargaining takes effect. The collective bargaining agent would be put into an untenable legal and practical position: include mileage reimbursement in the negotiations and violate the session laws; or avoid including mileage reimbursement in the agreement despite the fact that there will be no restriction on doing so at the time the agreement is put into effect.

Therefore, it would have been far more appropriate for the General Assembly to reassess the allowed negotiable items of a collective bargaining agreement in a nonappropriations bill. That would have ensured full public debate of the item and the result would have established a clear policy for our collective bargaining agents. The General Assembly's failure to do this is cause for my item veto of Section 24.

For the above reasons, I hereby disapprove this item in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other items of House File 875 are hereby approved as of this date.

Sincerely,



Robert D. Ray  
Governor