

respectively from their organizations to the governor. The governor shall appoint from each of the organizations one representative to serve as a member of the commission, unless the appointments would conflict with the bipartisan and gender balance provisions of sections 69.16 and 69.16A. In addition, the governor shall appoint ~~two members~~ one member of the public, knowledgeable in the general field of veterans affairs, to serve on the commission.

Sec. 2. Section 35A.2, subsection 3, Code 1995, is amended by striking the subsection.

Sec. 3. Section 35A.3, Code 1995, is amended by adding the following new subsection: NEW SUBSECTION. 13. Conduct an equal number of meetings at Camp Dodge and the Iowa veterans home. The agenda for each meeting shall include a reasonable time period for public comment.

Sec. 4. REPEAL. 1992 Iowa Acts, chapter 1140, section 44, is repealed.

Sec. 5. INFORMATION STORAGE – TRAINING – REPORTS.

The commission of veterans affairs shall do the following:

1. Develop and issue for response requests for proposals for storing information and data concerning the military service records of Iowa veterans, and other information the commission deems appropriate, upon microfilm, electronic computer, or data processing equipment, and for proposals for the purchase of the equipment necessary to store the records and information. The commission shall also make every reasonable effort to obtain federal funding for the storing of information and data and the purchase of equipment as provided in this subsection. The commission shall deliver a written report on all proposals submitted in response to the requests for proposals along with the commission's recommendations to the general assembly not later than January 1, 1996.

2. Study the costs of training provided to executive directors of county commissions of veteran affairs under subsection 12.* The commission shall submit a report of its findings and recommendations to the general assembly by January 1, 1996.

Sec. 6. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved May 4, 1995

CHAPTER 162

STATE PERSONNEL SYSTEMS

H.F. 507

AN ACT relating to state government personnel systems, including affirmative action reports, disability programs, deferred compensation, experimental research projects, the state training system, and health insurance contracts for public employees.

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

Section 1. Section 19A.3, Code 1995, is amended by adding the following new subsection:

NEW SUBSECTION. 23. Up to six nonprofessional employees designated at the discretion of each statewide elected official.

Sec. 2. Section 19A.3, subsection 9, Code 1995, is amended to read as follows:

*See Chapter 209, §18 herein

9. Seasonal employees ~~appointed during the period of April 15 through October 15~~ appointed during a department's designated six-month seasonal employment period during the same annual twelve-month period, as approved by the director.

Sec. 3. NEW SECTION. 19A.3A EMPLOYEES OF STATEWIDE ELECTED OFFICIALS.

The exempt position classifications of employees of statewide elected officials as of June 30, 1994, shall remain exempt and any employees subsequently hired to fill any exempt position vacancies shall be classified as exempt employees.

Sec. 4. NEW SECTION. 19A.8A EXPERIMENTAL RESEARCH PROJECTS.

The director may conduct experimental or research personnel-related projects of limited duration designed to improve the quality of the employment system. The provisions of section 19A.9 or administrative rules adopted pursuant to that section are waived for the purposes of such projects. Projects adopted under this authority shall not violate existing collective bargaining agreements. Any projects that relate to issues covered by such agreements or issues that are mandatory subjects of collective bargaining are subject to negotiations as applicable. The director shall notify the chairpersons of the standing committees on appropriations of the senate and the house of representatives and the chairpersons of the appropriate subcommittees of those committees of the proposed projects. The notice from the director shall include the purpose of the project, a description of the project and how the project will be evaluated. Chairpersons notified shall be given at least two weeks to review and comment on the proposal before the project is implemented. The director shall report the results of the experimental research projects conducted in the preceding fiscal year to the legislative council by September 30 of each year.

Sec. 5. Section 19A.12, subsection 2, Code 1995, is amended to read as follows:

2. ~~An Iowa management~~ A training revolving fund is created in the state treasury. The moneys credited to the fund shall be used for the purpose of paying actual and necessary expenses incurred by the department in administering the Iowa management training system. All fees, grants, or specific appropriations for this purpose shall be credited to the fund. The fees for the Iowa management training system courses shall be set by the director to cover the costs of administration except for costs associated with salaries of employees of the department, course development, training materials, facilities and equipment, and professional instructors, and administration, except for costs associated with the salary of employees of the department. The fees shall be paid to the department by the state agency sending the employees for training and the payment shall be credited to the Iowa management training revolving fund. Notwithstanding section 8.33, the department shall not revert any unencumbered or unobligated balance in the fund, ~~except amounts in excess of fifty thousand dollars, beginning on June 30, 1988.~~

Sec. 6. Section 19A.15, unnumbered paragraph 1, Code 1995, is amended to read as follows:

The records of the department, except personal information in an employee's file if the publication of such information would serve no proper public purpose, shall be public records and shall be open to public inspection, subject to reasonable rules as to the time and manner of inspection which may be prescribed by the director. Personal information includes the home address and home telephone number of an employee. Each employee shall have access to the employee's personal file.

Sec. 7. Section 19A.32, Code 1995, is amended to read as follows:

19A.32 WORKERS' COMPENSATION CLAIMS.

The director shall employ appropriate staff to handle and adjust claims of state employees for workers' compensation benefits pursuant to chapters 85, 85A, 85B, and 86, or with the approval of the executive council contract for the services or purchase workers'

compensation insurance coverage for state employees or selected groups of state employees. A state employee workers' compensation fund is established to pay state employee workers' compensation claims and administrative costs. The department shall establish a rating formula and assess premiums to all agencies, departments, and divisions of the state including those which have not received an appropriation for the payment of workers' compensation insurance and which operate from moneys other than from the general fund of the state. The department shall collect the premiums and deposit them into the state employee workers' compensation fund. Notwithstanding section 8.33, moneys deposited in the state employee workers' compensation fund shall not revert to the general fund of the state at the end of any fiscal year, but shall remain in the state employee workers' compensation fund and be continuously available to pay state employee workers' compensation claims. The director of revenue and finance is authorized and directed to draw warrants on this fund for the payment of state employee workers' compensation claims.

Sec. 8. Section 19B.5, subsection 2, Code 1995, is amended to read as follows:

2. The department of personnel shall submit a report on the condition of affirmative action programs in state agencies covered by subsection 1 by ~~August 31~~ September 30 of each year to the department of management.

Sec. 9. Section 70A.20, Code 1995, is amended to read as follows:

70A.20 EMPLOYEES DISABILITY PROGRAM.

A state employees disability insurance program is created, which shall be administered by the director of the department of personnel and which shall provide disability benefits in an amount and for the employees as provided in this section. The monthly disability benefits shall provide twenty percent of monthly earnings if employed less than one year, forty percent of monthly earnings if employed one year or more but less than two years, and sixty percent of monthly earnings thereafter, reduced by primary and family social security determined at the time social security disability payments commence, railroad retirement disability income, workers' compensation if applicable, and any other state-sponsored sickness or disability benefits payable. However, the amount of benefits payable under the Iowa public employees' retirement system pursuant to chapter 97B shall not reduce the benefits payable pursuant to this section. Subsequent social security or railroad retirement increases shall not be used to further reduce the insurance benefits payable. As used in this section, "primary and family social security" shall not include social security benefits awarded to a disabled adult child of the disabled state employee who does not reside with the disabled state employee if the social security benefits were awarded to the disabled adult child prior to the approval of the state employee's benefits under this section, regardless of whether the United States social security administration records the benefits to the social security number of the disabled adult child, the disabled state employee, or any other family member, and such social security benefits shall not reduce the benefits payable pursuant to this section. As used in this section, unless the context otherwise requires, "adult" means a person who is eighteen years of age or older. State employees shall receive credit for the time they were continuously employed prior to and on July 1, 1974. The following provisions apply to the employees disability insurance program:

1. Waiting period, ninety working days of continuous sickness or accident disability or the expiration of accrued sick leave, whichever is greater.

2. Maximum period benefits paid for both accident or sickness disability:

a. If the disability occurs prior to the time the employee attains the age of sixty-one years, the maximum benefit period shall end sixty months after continuous benefit payments begin or on the date on which the employee attains the age of sixty-five years, whichever is later.

b. If the disability occurs on or after the time the employee attains the age of sixty-one years but prior to the age of sixty-nine years, the maximum benefit period shall end sixty

months after continuous benefit payments begin or on the date on which the employee attains the age of seventy years, whichever is earlier.

c. If the disability occurs on or after the time the employee attains the age of sixty-nine years, the maximum benefit period shall end twelve months after continuous benefit payments begin.

3. a. Minimum and maximum benefits, not less than fifty dollars per month and not exceeding two thousand dollars per month.

b. In no event shall benefits exceed one hundred percent of the claimant's predisability covered monthly compensation.

4. All permanent full-time state employees shall be covered under the employees disability insurance program, except board members and members of commissions who are not full-time state employees, and state employees who on July 1, 1974, are under another disability program financed in whole or in part by the state, and state employees who have agreed to participation in another disability program through a collective bargaining agreement. For purposes of this section, members of the general assembly serving on or after January 1, 1989, are eligible for the plan during their tenure in office, on the basis of enrollment rules established for full-time state employees excluded from collective bargaining as provided in chapter 20.

Sec. 10. Section 509A.6, Code 1995, is amended to read as follows:

509A.6 CONTRACT WITH INSURANCE CARRIER OR HEALTH MAINTENANCE ORGANIZATION.

The governing body may contract with a nonprofit corporation operating under the provisions of this chapter or chapter 514 or with any insurance company having a certificate of authority to transact an insurance business in this state with respect of a group insurance plan, which may include life, accident, health, hospitalization and disability insurance during period of active service of such employees, with the right of any employee to continue such life insurance in force after termination of active service at such employee's sole expense; may contract with a nonprofit corporation operating under and governed by the provisions of this chapter or chapter 514 with respect of any hospital or medical service plan; and may contract with a health maintenance organization or an organized delivery system authorized to operate in this state with respect to health maintenance organization or organized delivery system activities.

Sec. 11. Section 509A.12, Code 1995, is amended to read as follows:

509A.12 DEFERRED COMPENSATION PROGRAM FOR GOVERNMENTAL EMPLOYEES.

At the request of an employee, the governing body or the county board of supervisors shall by contractual agreement acquire an individual or group life insurance contract, annuity contract, interest in a mutual fund, security, or any other deferred payment contract for the purpose of funding a deferred compensation program. The contract acquired for an employee, shall be in accordance with the plan document and from any company the employee may choose that is authorized to do business in this state, or through an Iowa-licensed salesperson that the employee selects on a group or individual basis. The deferred compensation program shall be administered so that the director of revenue and finance or the director's designees remit one sum for the entire program according to a single billing. When the state of Iowa acquires an investment product pursuant to the plan document the state does not become a shareholder, stockholder, or owner of a corporation in violation of Article VIII, section 3, of the Constitution of the State of Iowa or any other provision of law.

This section is in addition to any benefit program provided by law for employees of the state or its political subdivisions.

Approved May 4, 1995

CHAPTER 163
AMUSEMENT CONCESSIONS
H.F. 117

AN ACT relating to cost of play and value of prizes of games of skill and games of chance conducted at amusement concessions.

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

Section 1. Section 99B.3, subsection 1, paragraphs d and h, Code 1995, are amended to read as follows:

d. The game is posted and the cost to play the game does not exceed ~~one-dollar~~ three dollars.

h. The actual retail value of any prize does not exceed ~~twenty-five~~ fifty dollars. If a prize consists of more than one item, unit or part, the aggregate retail value of all items, units or parts shall not exceed ~~twenty-five~~ fifty dollars.

Approved May 4, 1995

CHAPTER 164
DEPOSITS OF ESTATE FUNDS BY CORPORATE FIDUCIARIES
H.F. 257

AN ACT relating to the administration of trusts and estates by corporate fiduciaries.

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

Section 1. Section 633.156, Code 1995, is amended to read as follows:

633.156 DEPOSITS BY CORPORATE FIDUCIARIES.

Section 633.155 shall not be construed to prohibit a corporate fiduciary from making a deposit of estate funds in its own banking department or in the banking department of an affiliated bank. For purposes of this section, "affiliated bank" means any bank that controls, directly or indirectly, the fiduciary or is controlled, directly or indirectly, by an entity which also controls, directly or indirectly, the fiduciary.

Approved May 4, 1995

CHAPTER 165
DISSOLUTION OF MARRIAGE – HEARING EXEMPTION
H.F. 94

AN ACT to permit certain dissolutions of marriage to take place without a hearing.

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

Section 1. Section 598.8, Code 1995, is amended to read as follows:

598.8 HEARINGS.