

- a. Binds the government.
- b. Is required by law.
- c. Is otherwise subject to scrutiny by either the press or the public.
- 4. This section shall not apply to:
  - a. The teaching of languages.
  - b. Requirements under the federal Individuals with Disabilities Education Act.
  - c. Actions, documents, or policies necessary for trade, tourism, or commerce.
  - d. Actions or documents that protect the public health and safety.
  - e. Actions or documents that facilitate activities pertaining to compiling any census of populations.
  - f. Actions or documents that protect the rights of victims of crimes or criminal defendants.
  - g. Use of proper names, terms of art, or phrases from languages other than English.
  - h. Any language usage required by or necessary to secure the rights guaranteed by the Constitution and laws of the United States of America or the Constitution of the State of Iowa.
  - i. Any oral or written communications, examinations, or publications produced or utilized by a driver's license station, provided public safety is not jeopardized.
- 5. Nothing in this section shall be construed to do any of the following:
  - a. Prohibit an individual member of the general assembly or officer of state government, while performing official business, from communicating through any medium with another person in a language other than English, if that member or officer deems it necessary or desirable to do so.
  - b. Limit the preservation or use of Native American languages, as defined in the federal Native American Languages Act of 1992.
  - c. Disparage any language other than English or discourage any person from learning or using a language other than English.

Sec. 2. NEW SECTION. 4.14 GENERAL RULES OF CONSTRUCTION FOR ENGLISH LANGUAGE LAWS.

It is presumed that English language requirements in the public sector are consistent with the laws of Iowa and any ambiguity in the English language text of the laws of Iowa shall be resolved, in accordance with the ninth and tenth amendments of the Constitution of the United States, not to deny or disparage rights retained by the people, and to reserve powers to the states or to the people.

Sec. 3. CITATION. This Act may be cited as the "Iowa English Language Reaffirmation Act of 2001".

Approved March 1, 2002

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## CHAPTER 1008

LEGISLATORS' PER DIEM — 2002 REGULAR SESSION

S.F. 2018

**AN ACT** relating to the number of days of payment for expenses of office for members of the general assembly for the 2002 Regular Session of the Seventy-ninth General Assembly and including effective date and retroactive applicability provisions.

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

Section 1. LEGISLATORS' PER DIEM FOR THE 2002 REGULAR SESSION. Notwith-

standing section 2.10, subsection 1 to the contrary, members of the Seventy-ninth General Assembly shall be limited to the receipt of per diem for expenses of office for the Second Regular Session convening in 2002 for a maximum of ninety calendar days rather than one hundred calendar days.

Sec. 2. EFFECTIVE DATE AND APPLICABILITY PROVISIONS. This Act, being deemed of immediate importance, takes effect upon enactment and is retroactively applicable to the ninetieth calendar day of the Second Regular Session of the Seventy-ninth General Assembly convening in 2002.

Approved March 1, 2002

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## CHAPTER 1009

### STATE INTERAGENCY MISSOURI RIVER AUTHORITY

*S.F. 2051*

**AN ACT** relating to the creation of a state interagency Missouri river authority and specifying its powers and duties.

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

Section 1. NEW SECTION. 28L.1 STATE INTERAGENCY MISSOURI RIVER AUTHORITY CREATED — DUTIES.

1. A state interagency Missouri river authority is created. The members of the authority shall include the governor or the governor's designee, the secretary of agriculture or the secretary's designee, the chairperson of the utilities board or the chairperson's designee, and the directors of the department of natural resources, the state department of transportation, and the department of economic development or the directors' designees. The governor shall serve as chairperson. The director of the department of natural resources shall serve as the coordinator of the authority's activities and shall serve as chairperson in the absence of the governor.

2. The authority shall be responsible for representing the interests of this state with regard to its membership in the Missouri river basin association and to promote the management of the Missouri river in a manner that does not negatively impact landowners along the river or negatively impact the state's economy. The Missouri river basin association is an interstate association of government representatives formed to seek consensus solutions to issues impacting the Missouri river basin.

3. The state interagency Missouri river authority shall not vote to approve or disapprove a substantive proposal or action being considered by the Missouri river basin association without the agreement of the directors of all four state departments and the chairperson of the utilities board who are members of the authority. If a substantive proposal or action considered by the association is not approved or disapproved by all four directors and the chairperson of the utilities board, the state shall abstain from voting on the proposal or action.

4. The state interagency Missouri river authority shall meet regularly with stakeholder groups in this state to receive their recommendations before substantive proposals or actions are voted upon or to receive policy positions to submit to the Missouri river basin association.

Approved March 1, 2002