

FEB 23 2006
Place On Calendar

HOUSE FILE 2511
BY COMMITTEE ON LOCAL
GOVERNMENT

(SUCCESSOR TO HF 2134)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to county, city, and school board publication of
2 allowed claims.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21

HF 2511

1 Section 1. Section 28M.4, subsection 8, Code Supplement
2 2005, is amended to read as follows:

3 8. Immediately following a regular or special meeting of a
4 commission, the secretary of the commission shall prepare a
5 condensed statement of the proceedings of the commission and
6 cause the statement to be published not more than twenty days
7 following the meeting in one or more newspapers which meet the
8 requirements of section 618.14. The statement shall include a
9 list of all claims allowed, showing the name of the person or
10 firm making the claim, the reason for the claim, and the
11 amount of the claim. Two or more claims made by the same
12 vendor, supplier, or claimant may be consolidated if the
13 number of claims consolidated and the total consolidated claim
14 amount are listed in the statement. Salary claims must show
15 the gross amount of the claim except that salaries paid to
16 persons regularly employed by the commission, for services
17 regularly performed by the persons, shall be published once
18 annually showing the gross amount of the salary.

19 Sec. 2. Section 279.35, Code 2005, is amended to read as
20 follows:

21 ~~279.35~~ PUBLICATION OF PROCEEDINGS.

22 The proceedings of each regular, adjourned, or special
23 meeting of the board, including the schedule of bills allowed,
24 shall be published after the adjournment of the meeting in the
25 manner provided in this section and section 279.36, and the
26 publication of the schedule of the bills allowed shall include
27 a list of claims allowed, including salary claims for services
28 performed. The schedule of bills allowed may be published on
29 a once monthly basis in lieu of publication with the
30 proceedings of each meeting of the board. The list of claims
31 allowed shall include the name of the person or firm making
32 the claim, the purpose of the claim, and the amount of the
33 claim. Two or more claims made by the same vendor, supplier,
34 or claimant may be consolidated if the number of claims
35 consolidated and the total consolidated claim amount are

1 listed in the statement. However, salaries paid to
2 individuals regularly employed by the district shall only be
3 published annually and the publication shall include the total
4 amount of the annual salary of each employee. The secretary
5 shall furnish a copy of the proceedings to be published within
6 two weeks following the adjournment of the meeting.

7 Sec. 3. Section 331.471, subsection 6, paragraph d, Code
8 2005, is amended to read as follows:

9 d. Immediately following a regular or special meeting of a
10 commission, the secretary of the commission shall prepare a
11 condensed statement of the proceedings of the commission and
12 cause the statement to be published as provided in section
13 331.305. The statement shall include a list of all claims
14 allowed, showing the name of the person or firm making the
15 claim, the reason for the claim, and the amount of the claim.
16 Two or more claims made by the same vendor, supplier, or
17 claimant may be consolidated if the number of claims
18 consolidated and the total consolidated claim amount are
19 listed in the statement. Salary claims must show the gross
20 amount of the claim except that salaries paid to persons
21 regularly employed by the commission, for services regularly
22 performed by the persons shall be published once annually
23 showing the gross amount of the salary. In counties having
24 more than one hundred fifty thousand population the commission
25 shall each month prepare in pamphlet form the statement
26 required in this paragraph for the preceding month, and
27 furnish copies to the public library, the daily and official
28 newspapers of the county, the auditor, and to persons who
29 apply at the office of the secretary, and the pamphlet shall
30 constitute publication as required. Failure by the secretary
31 to make publication is a simple misdemeanor.

32 Sec. 4. Section 349.18, Code 2005, is amended to read as
33 follows:

34 349.18 SUPERVISORS' PROCEEDINGS -- EACH PAYEE LISTED --
35 PUBLICATION.

1 1. All proceedings of each regular, adjourned, or special
2 meeting of a board of supervisors, including the schedule of
3 bills allowed, shall be published immediately after the
4 adjournment of the meeting, ~~and the~~.

5 2. The publication of the schedule of the bills allowed
6 shall include a list of all claims allowed, including salary
7 claims for services performed, showing the name of the person
8 or firm making the claim, the reason for the claim, and the
9 amount of the claim, except that the publication of claims
10 shall comply with the following:

11 a. The names of persons receiving relief shall not be
12 published. ~~and salaries~~

13 b. The salaries paid to persons regularly employed by the
14 county shall only be published annually showing the total
15 amount of the annual salary.

16 c. Two or more claims made by the same vendor, supplier,
17 or claimant may be consolidated if the number of claims
18 consolidated and the total consolidated claim amount are
19 listed in the statement.

20 3. The county auditor shall furnish a copy of the
21 proceedings to be published, within one week following the
22 adjournment of the board.

23 Sec. 5. Section 372.13, subsection 6, Code 2005, is
24 amended to read as follows:

25 6. Within fifteen days following a regular or special
26 meeting of the council, the clerk shall cause the minutes of
27 the proceedings of the council, including the total
28 expenditure from each city fund, to be published in a
29 newspaper of general circulation in the city. The publication
30 shall include a list of all claims allowed and a summary of
31 all receipts and shall show the gross amount of the ~~claim~~
32 claims. The list of claims allowed shall show the name of the
33 person or firm making the claim, the reason for the claim, and
34 the amount of the claim. Two or more claims made by the same
35 vendor, supplier, or claimant may be consolidated if the

1 number of claims consolidated and the total consolidated claim
2 amount are listed in the statement. Matters discussed in
3 closed session pursuant to section 21.3 shall not be published
4 until entered on the public minutes. However, in cities
5 having more than one hundred fifty thousand population the
6 council shall each month print in pamphlet form a detailed
7 itemized statement of all receipts and disbursements of the
8 city, and a summary of its proceedings during the preceding
9 month, and furnish copies to the city library, the daily
10 newspapers of the city, and to persons who apply at the office
11 of the city clerk, and the pamphlet shall constitute
12 publication as required. Failure by the clerk to make
13 publication is a simple misdemeanor. The provisions of this
14 subsection are applicable in cities in which a newspaper is
15 published, or in cities of two hundred population or over, but
16 in all other cities, posting the statement in three public
17 places in the city which have been permanently designated by
18 ordinance is sufficient compliance with this subsection.

19 Sec. 6. Section 388.4, subsection 4, Code 2005, is amended
20 to read as follows:

21 4. Immediately following a regular or special meeting of a
22 utility board, the secretary shall prepare a condensed
23 statement of the proceedings of the board and cause the
24 statement to be published in a newspaper of general
25 circulation in the city. The statement must include a list of
26 all claims allowed, showing the name of the person or firm
27 making the claim, the reason for the claim, and the amount of
28 the claim. Two or more claims made by the same vendor,
29 supplier, or claimant may be consolidated if the number of
30 claims consolidated and the total consolidated claim amount
31 are listed in the statement. Salary claims must show the
32 gross amount of the claim except that salaries paid to persons
33 regularly employed by the utility, for services regularly
34 performed by them, must be published once annually showing the
35 gross amount of the salary. In cities having more than one

1 hundred fifty thousand population the utility board shall each
2 month prepare in pamphlet form the statement herein required
3 for the preceding month, and furnish copies to the city
4 library, the daily newspapers of the city, the city clerk, and
5 to persons who apply at the office of the secretary, and the
6 pamphlet shall constitute publication as required. Failure by
7 the secretary to make publication is a simple misdemeanor.

8 EXPLANATION

9 This bill changes how a city or county, including a
10 regional transit district commission, county enterprise
11 commission, or city utility board, publishes a list of allowed
12 claims. Similarly, the bill changes how a school board
13 publishes a list of allowed claims. Two or more claims made
14 by the same vendor, supplier, or claimant may be consolidated
15 if the number of claims consolidated and the total
16 consolidated claim amount are listed in the statement. The
17 bill also specifies the information, e.g., the reason for the
18 claim, that a city or county must include in a publication of
19 allowed claims.

20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

H-8348

- 1 Amend House File 2511 as follows:
- 2 1. Page 1, line 11, by striking the word "Two"
3 and inserting the following: "If the reason for the
4 claims is the same, two".
- 5 2. Page 1, line 14, by inserting after the word
6 "statement." the following: "However, the commission
7 shall provide at its office upon request an
8 unconsolidated list of all claims allowed."
- 9 3. Page 1, line 33, by striking the word "Two"
10 and inserting the following: "If the purpose for the
11 claims is the same, two".
- 12 4. Page 2, line 1, by striking the words
13 "However, salaries" and inserting the following:
14 "However, salaries However, the board shall provide at
15 its office upon request an unconsolidated list of all
16 claims allowed. Salaries".
- 17 5. Page 2, line 16, by striking the word "Two"
18 and inserting the following: "If the reason for the
19 claims is the same, two".
- 20 6. Page 2, line 19, by inserting after the word
21 "statement." the following: "However, the commission
22 shall provide at its office upon request an
23 unconsolidated list of all claims allowed."
- 24 7. Page 3, line 16, by striking the word "Two"
25 and inserting the following: "If the reason for the
26 claims is the same, two".
- 27 8. Page 3, line 19, by inserting after the word
28 "statement." the following: "However, the board shall
29 provide at its office upon request an unconsolidated
30 list of all claims allowed."
- 31 9. Page 3, line 34, by striking the word "Two"
32 and inserting the following: "If the reason for the
33 claims is the same, two".
- 34 10. Page 4, line 2, by inserting after the word
35 "statement." the following: "However, the city shall
36 provide at its office upon request an unconsolidated
37 list of all claims allowed."
- 38 11. Page 4, line 28, by striking the word "Two"
39 and inserting the following: "If the reason for the
40 claims is the same, two".
- 41 12. Page 4, line 31, by inserting after the word
42 "statement." the following: "However, the utility
43 board shall provide at its office upon request an
44 unconsolidated list of all claims allowed."
- 45 13. By renumbering as necessary.

By SCHICKEL of Cerro Gordo

H-8348 FILED MARCH 22, 2006