

FILED JAN 25 2006

LOCAL GOVERNMENT

SENATE FILE 2072

BY ZAUN

(COMPANION TO LSB 5216HH

BY HUSER)

Passed Senate, Date _____ Passed House, 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

LOCAL GOVERNMENT

SF 2072

TL5B 5216XS 81

eg/gg/14

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 or supplier may be consolidated if the number of claims
13 consolidated and the total consolidated claim amount are
14 listed in the statement. Salary claims must show the gross
15 amount of the claim except that salaries paid to persons
16 regularly employed by the commission, for services regularly
17 performed by the persons, shall be published once annually
18 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 or supplier
34 may be consolidated if the number of claims consolidated and
35 the total consolidated claim amount are listed in the

1 statement. However, salaries paid to individuals regularly
2 employed by the district shall only be published annually and
3 the publication shall include the total amount of the annual
4 salary of each employee. The secretary shall furnish a copy
5 of the proceedings to be published within two weeks following
6 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 or supplier may be
17 consolidated if the number of claims consolidated and the
18 total consolidated claim amount are listed in the statement.
19 Salary claims must show the gross amount of the claim except
20 that salaries paid to persons regularly employed by the
21 commission, for services regularly performed by the persons
22 shall be published once annually showing the gross amount of
23 the salary. In counties having more than one hundred fifty
24 thousand population the commission shall each month prepare in
25 pamphlet form the statement required in this paragraph for the
26 preceding month, and furnish copies to the public library, the
27 daily and official newspapers of the county, the auditor, and
28 to persons who apply at the office of the secretary, and the
29 pamphlet shall constitute publication as required. Failure by
30 the secretary to make publication is a simple misdemeanor.

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

33 349.18 SUPERVISORS' PROCEEDINGS -- EACH PAYEE LISTED --
34 PUBLICATION.

35 1. All proceedings of each regular, adjourned, or special

1 meeting of a board of supervisors, including the schedule of
2 bills allowed, shall be published immediately after the
3 adjournment of the meeting, ~~and the.~~

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

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

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

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

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

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

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

34 Matters discussed in closed session pursuant to section 21.3
35 shall not be published until entered on the public minutes.

1 However, in cities having more than one hundred fifty thousand
2 population the council shall each month print in pamphlet form
3 a detailed itemized statement of all receipts and
4 disbursements of the city, and a summary of its proceedings
5 during the preceding month, and furnish copies to the city
6 library, the daily newspapers of the city, and to persons who
7 apply at the office of the city clerk, and the pamphlet shall
8 constitute publication as required. Failure by the clerk to
9 make publication is a simple misdemeanor. The provisions of
10 this subsection are applicable in cities in which a newspaper
11 is published, or in cities of two hundred population or over,
12 but in all other cities, posting the statement in three public
13 places in the city which have been permanently designated by
14 ordinance is sufficient compliance with this subsection.

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

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

1 to persons who apply at the office of the secretary, and the
2 pamphlet shall constitute publication as required. Failure by
3 the secretary to make publication is a simple misdemeanor.

4

EXPLANATION

5 This bill changes how a city or county, including a
6 regional transit district commission, county enterprise
7 commission, or city utility board, publishes a list of allowed
8 claims. Similarly, the bill changes how a school board
9 publishes a list of allowed claims. Two or more claims made
10 by the same vendor or supplier may be consolidated if the
11 number of claims consolidated and the total consolidated claim
12 amount are listed in the statement.

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35