

★ **Roll Call Number**

Agenda Item Number

32

Date January 22, 2007

City of Des Moines Legislative Update for the First Session of the Eighty
Second Iowa General Assembly.

Moved by _____ to receive and file the attached report

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|----------|--------|
| COWNIE | | | | |
| COLEMAN | | | | |
| HENSLEY | | | | |
| KIERNAN | | | | |
| MAHAFFEY | | | | |
| MEYER | | | | |
| VLASSIS | | | | |
| TOTAL | | | | |
| MOTION CARRIED | | | APPROVED | |

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby
certify that at a meeting of the City Council of
said City of Des Moines, held on the above date,
among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my
hand and affixed my seal the day and year first
above written.

Mayor

City Clerk

City of Des Moines

LEGISLATIVE UPDATE

January 22, 2007

January 8, 2006 marked the first day of the 2007 Legislative Session. Governor Chet Culver and Lt. Governor Patty Judge took office on Friday, January 12th in a ceremony at the Wells Fargo Arena in Des Moines.

In his Inaugural Address, Governor Culver said: "As Iowans, I think we could do much worse than to learn from the lessons provided by those who have come before us.

He said "Right now, Iowa is experiencing much the same change and with it comes the opportunity for a new era of greatness. ... Well, my fellow Iowans, this is our time! It's our time to accept the challenge, to explore and discover Iowa's unlimited potential. It's our time to win the race to become the energy capital of the world. Let us invoke the lessons previous generations of explorers and leaders have taught us. Let us all come together as one and lead our own 21st Century Iowa Expedition."

The Governor also said "to the 150 dedicated Iowans who serve in the 82nd General Assembly, I say this: may our inevitable disagreements reflect deep conviction but not contempt, honest difference but not divisiveness. Let us work together in a sincere and inclusive way to create One Iowa. But a Governor can't do it alone. That's why today, I am asking for your help. Especially, the next generation of Iowans. Everyone has a role to play in our '21st Century Expedition.'"

Several bills of interest being reviewed by City staff, include:

HOUSE FILES

| | |
|---------------------|---|
| Bill: | HF11 ANNEXATION RESTRICTIONS |
| Sponsor: | Tymeson |
| Description: | Prohibits using any public land that is included in an area being voluntarily annexed to determine area of land that can be involuntarily annexed with the voluntary annexation, under the 20% rule. (Local Government) |

SENATE FILES

- Bill:** **SF 20 EMINENT DOMAIN CONSENT**
Sponsor: Kreiman
Description: Strikes provisions allowing eminent domain to be used if the owner consents to the condemnation. (Judiciary)
- Bill:** **SF 21 TARGETED JOBS PROGRAM**
Sponsor: Fraise & Courtney
Description: Allows two cities in a county with less than 45,000 people, to be treated as a single pilot project city under the Targeted Jobs Withholding Credit program. Requires the DED to determine which cities have the most potential to create jobs and generate capital in choosing a pilot project city if more than two cities apply. Retroactive to July, 2006. (Ways & Means) See HF 2
- Bill:** **SF 23 LAW ENFORCEMENT COSTS**
Sponsor: Johnson
Description: Allows the county supervisors and the city councils in a unified law enforcement district to either raise moneys based upon an average of revenues raised for law enforcement purposes in the county or city to raise money on a cost-sharing agreement. Requires the Public Safety Commission to determine compute the amount of revenue necessary, and the amount paid by each member, for a cost-sharing agreement. (Local Government)
- Bill:** **SSB 1014 WAGE CLAIMS**
Sponsor: Dotzler, Dvorsky, Ward
Description: Allows overdraft charges to be the basis for a wage claim under if the employer is liable for the charges due to failure to credit the employee's account with direct deposit wages by the regular payday.
- Bill:** **SSB 1015 ELEVATOR LAWS**
Sponsor: Horn, Dvorsky, McKinley
Description: Gives elevator law priority over conflicting provisions in the building codes of the state or any subdivision. Defines a material lift elevator. Authorizes the Labor Commissioner to use other methods of enforcement, in addition to injunctions, in cases of imminent danger. Makes language changes.
- Bill:** **SSB 1019 CIVIL RIGHTS SUBPOENAS**
Sponsor: Appel(C), Hatch, McKibben
Description: Gives the Civil Rights Commission the authority to issue subpoenas and order discovery in order to investigate discriminatory practices.

Bill: **SSB 1026 PUBLIC SAFETY DEATH BENEFITS**
Sponsor: Connolly, Danielson, Kibbie, McKibben, Ziemann
Description: Deems the death of an eligible public safety provider for PORS, IPERS or MFPRSI from a heart attack or stroke as compensable as a line of duty death benefit if the provider had engaged in non-routine stressful or strenuous physical activity and the death within 24 hours after the activity. Does not allow the presumption to be overcome by medical evidence. Requires that if the line of duty death benefit payable under any of the retirement systems is less than \$100,000, a supplemental line of duty death benefit equal to the difference shall be paid to the by the DPS.

Bill: **SSB 1027 POLICE & FIRE FIGHTER MEDICAL COSTS**
Sponsor: Kibbie, Connolly, Danielson, McKibben, Ziemann
Description: Requires a that a city shall pay for any medical attention for a member of statewide fire and police retirement system who is injured in the performance of the member's duties. Prohibits funding the cost through an employee-paid health insurance policy.