

JAN 4 2002
ECONOMIC DEVELOPMENT

HOUSE FILE 2012
BY CORMACK

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

A BILL FOR

1 An Act relating to the publishing of board meeting minutes of
2 economic development corporations.

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

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HF 2012

1 Section 1. NEW SECTION. 496B.13A PUBLICATION OF BOARD
2 MINUTES.

3 1. Within fifteen days following any board of directors
4 meeting of a development corporation, the development
5 corporation shall cause the meeting minutes to be published in
6 a newspaper of general circulation in each county in which the
7 development corporation conducts business. The publication
8 shall include, at a minimum, all of the following:

- 9 a. The time, date, and location of the meeting.
- 10 b. All persons present at the meeting.
- 11 c. A list of all topics discussed during the meeting.
- 12 d. A list of any written or oral testimony submitted to
13 the development corporation at the meeting.
- 14 e. Any motion offered during the meeting and the outcome
15 of the motion.

16 2. The publication shall not include any of the following:

- 17 a. Any discussion of records or documents which are
18 required or authorized by state or federal law to be kept
19 confidential.
- 20 b. Any discussion of strategy with counsel in matters that
21 are presently in litigation or where litigation is imminent
22 where its disclosure would be likely to prejudice or
23 disadvantage the position of the development corporation in
24 that litigation.
- 25 c. Any discussion of the evaluation of the professional
26 competency of an individual whose appointment, hiring,
27 performance, or discharge is being considered when necessary
28 to prevent needless and irreparable injury to that
29 individual's reputation.

30 EXPLANATION

31 This bill amends Code chapter 496B relating to the creation
32 of economic development corporations. Economic development
33 corporations are organized for the purpose of developing
34 businesses, industries, and enterprises in the state by the
35 loaning and investing of money in such businesses, industries,

1 and enterprises and for other business development-related
2 purposes.

3 The bill requires an economic development corporation to
4 publish the minutes of any board of directors meeting within
5 15 days following the meeting. The bill provides that the
6 publication shall occur in a newspaper of general circulation
7 in each county in which the economic development corporation
8 conducts business. The bill provides that the publication
9 shall include the time, date, and location of the meeting, all
10 persons present at the meeting, a list of all topics discussed
11 during the meeting, a list of any written or oral testimony
12 submitted to the development corporation at the meeting, and
13 any motion offered during the meeting and the outcome of the
14 motion. The bill prohibits the publication of any discussion
15 of confidential records or documents, any discussion of
16 litigation strategy, and any discussion of a professional
17 competency evaluation when necessary to prevent needless and
18 irreparable injury to an individual's reputation.

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