

McKean  
King  
Kibbie

SSB - 1059  
State Government  
Succeeded By  
(SF) HF 349

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON STATE  
GOVERNMENT BILL BY  
CHAIRPERSON KING)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to information concerning contested case  
2 proceedings of the ethics and campaign disclosure board.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HOUSE  
FILE

1 Section 1. Section 22.7, subsection 29, Code 2001, is  
2 amended to read as follows:

3 29. Records and information obtained ~~or-held-by~~  
4 ~~independent-special-counsel~~ during the course of an  
5 investigation conducted pursuant to section 68B.32B or 68B.34.  
6 Information that is disclosed ~~to-a-legislative-ethics~~  
7 ~~committee~~ subsequent to a determination of probable cause by  
8 ~~independent-special-counsel-and~~ made pursuant to section  
9 68B.31 or section 68B.32B, subsection 10, is not a  
10 confidential record unless the document or information is  
11 deemed protected under law and is redacted from the public  
12 record as a whole, or as otherwise provided by law.

13 Sec. 2. Section 68B.32B, subsections 7, 8, and 11, Code  
14 2001, are amended to read as follows:

15 7. a. Notwithstanding subsections 1 through 6, the board  
16 may, on its own motion and without the filing of a complaint  
17 by another person, initiate investigations into matters that  
18 the board believes may be subject to the board's jurisdiction.  
19 ~~This-section-does-not-preclude-persons-from-providing~~  
20 ~~information-to-the-board-for-possible-board-initiated~~  
21 ~~investigation-instead-of-filing-a-complaint.~~

22 b. A person may initiate a board investigation into a  
23 possible violation of rule or statute subject to the board's  
24 jurisdiction by filing a request for investigation instead of  
25 filing a complaint. A request for investigation must include  
26 the name and address of the person making the request, a  
27 statement of the information about the possible violation of  
28 rule or statute that forms the basis for the request,  
29 including the sources of information, and relevant dates and  
30 places related to the possible violation of rule or statute.

31 c. A person shall not initiate a complaint or  
32 investigation under this section by providing anonymous  
33 information to the board, and the board shall not regard any  
34 information submitted to it as confidential, notwithstanding  
35 section 22.7, subsection 18.

1 8. a. The purpose of an investigation by the board's  
2 staff is to determine whether there is probable cause to  
3 believe that there has been a violation of this chapter or of  
4 rules adopted by the board.

5 b. To facilitate the conduct of investigations and  
6 hearings, the board may issue and seek enforcement of  
7 subpoenas requiring the attendance and testimony of witnesses  
8 and subpoenas requiring the production of books, papers,  
9 records, and other real evidence relating to the matter under  
10 investigation.

11 c. To prevent investigations under this section from being  
12 prejudiced or otherwise compromised, all documents and other  
13 investigative material shall be deemed a confidential record,  
14 pursuant to section 22.7, subsection 29, until the board  
15 determines that there is no probable cause to believe a  
16 violation has occurred, or until a notice of a contested case  
17 proceeding is sent under subsection 9.

18 d. Upon the request of the board, an appropriate county  
19 attorney or the attorney general shall assist the staff of the  
20 board in its investigation.

21 11. a. ~~A complaint shall be a public record, but some or~~  
22 ~~all of the contents may be treated as confidential under~~  
23 ~~section 22.77 subsection 18 to the extent necessary under~~  
24 ~~subsection 3 of this section. Information informally, or any~~  
25 information reported to the board and board staff which that  
26 results in a board-initiated investigation, shall be a public  
27 record ~~but may be treated as confidential information~~  
28 ~~consistent with the provisions of section 22.77 subsection 18.~~  
29 ~~If the complainant, the person who provides information to the~~  
30 ~~board, or the person who is the subject of an investigation~~  
31 ~~publicly discloses the existence of an investigation, the~~  
32 ~~board may publicly confirm the existence of the disclosed~~  
33 ~~formal complaint or investigation and, in the board's~~  
34 ~~discretion, make the complaint or the informal referral~~  
35 ~~public, as well as any other documents that were issued by the~~

1 board-to-any-party-to-the-investigation.--However,  
2 investigative-materials-may-be-furnished-to-the-appropriate  
3 law-enforcement-authorities-by-the-board-at-any-time.

4 b. Upon the commencement sending of notice of a contested  
5 case proceeding by the board, all investigative material  
6 relating to that proceeding shall be made available to the  
7 subject of the proceeding.

8 c. The entire record of any concluded contested case  
9 proceeding initiated under this section shall be a public  
10 record, subject to disclosure restrictions imposed by law on  
11 particular documents or certain information in particular  
12 documents, which documents or information may be redacted from  
13 the record of the concluded contested case proceeding.

14 d. The board may notify any appropriate law enforcement  
15 authority of apparent violations of law not under the board's  
16 jurisdiction that are discovered during the course of any  
17 complaint, investigation, or contested case proceeding.

18 e. Any person who acts reasonably and in good faith in  
19 making notification to law enforcement authorities under this  
20 subsection is immune from any liability, civil or criminal,  
21 which might otherwise be incurred or imposed for making such  
22 notification.

23 EXPLANATION

24 This bill amends Code section 68B.32B to provide that  
25 information provided to the Iowa ethics and campaign  
26 disclosure board, whether in a complaint or as information  
27 used to initiate an investigation, may not be submitted  
28 anonymously. Corresponding amendments are made to Code  
29 section 22.7 regarding the confidentiality of investigative  
30 material. The bill also divides some existing language in  
31 Code section 68B.32B into paragraphs.

32 The bill allows a person to file a request for an  
33 investigation, and requires that a person must include the  
34 name and address of the person making the request, as well as  
35 a statement of the information about the possible violation of

1 rule or statute that forms the basis for the request. The  
 2 bill expressly prohibits a person from initiating a complaint  
 3 or investigation under this section by providing anonymous  
 4 information to the board, and the board may not regard any  
 5 information submitted to it as confidential, notwithstanding  
 6 section 22.7, subsection 18.

7 The bill provides that investigative material is considered  
 8 a confidential record under Code section 22.7, subsection 29,  
 9 until the board determines that there is no probable cause to  
 10 believe that a violation has occurred, or until a notice of a  
 11 contested case proceeding is sent under Code section 68B.32B,  
 12 subsection 9. A corresponding amendment is made to Code  
 13 section 22.7, subsection 29, to provide expressly for the  
 14 confidentiality of investigative material prior to the  
 15 probable cause determination.

16 The bill provides that any information provided to the Iowa  
 17 ethics and campaign disclosure board that results in an  
 18 investigation shall be considered a public record, in addition  
 19 to the official complaint in the matter. The bill deletes  
 20 existing language that allowed parts of the complaint and  
 21 investigative material to be treated as confidential, as well  
 22 as certain provisions relating to public confirmation of an  
 23 ongoing investigation.

24 The bill provides that documents or information that are  
 25 protected by disclosure restrictions imposed by law may be  
 26 redacted in whole or in part from the entire record of the  
 27 concluded contested case proceeding.

28 The bill provides that the board may notify law enforcement  
 29 authorities of violations of law not under the board's  
 30 jurisdiction discovered during any complaint, investigation,  
 31 or contested case proceeding. A person who makes such  
 32 notification reasonably and in good faith is immune from  
 33 liability.

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UNLIMITED

FILED MAR 5 '01

SENATE FILE 349  
BY COMMITTEE ON STATE GOVERNMENT

(SUCCESSOR TO SSB 1059)

Passed Senate, Date <sup>(P.760)</sup> 3-21-01

Passed House, Date <sup>(P.1222)</sup> 4-17-01

Vote: Ayes 49 Nays 0

Vote: Ayes 98 Nays 0

Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to information concerning contested case  
2 proceedings of the ethics and campaign disclosure board.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 349

1 Section 1. Section 22.7, subsection 29, Code 2001, is  
2 amended to read as follows:

3 29. Records and information obtained ~~or held by~~  
4 ~~independent special counsel~~ during the course of an  
5 investigation conducted pursuant to section 68B.32B or 68B.34.  
6 Information that is disclosed ~~to a legislative ethics~~  
7 ~~committee~~ subsequent to a determination of probable cause by  
8 ~~independent special counsel and~~ made pursuant to section  
9 68B.31 or section 68B.32B, subsection 10, is not a  
10 confidential record unless the document or information is  
11 deemed protected under law and is redacted from the public  
12 record as a whole, or as otherwise provided by law.

13 Sec. 2. Section 68B.32B, subsections 7, 8, and 11, Code  
14 2001, are amended to read as follows:

15 7. a. Notwithstanding subsections 1 through 6, the board  
16 may, on its own motion and without the filing of a complaint  
17 by another person, initiate investigations into matters that  
18 the board believes may be subject to the board's jurisdiction.  
19 ~~This section does not preclude persons from providing~~  
20 ~~information to the board for possible board initiated~~  
21 ~~investigation instead of filing a complaint.~~

22 b. A person may initiate a board investigation into a  
23 possible violation of rule or statute subject to the board's  
24 jurisdiction by filing a request for investigation instead of  
25 filing a complaint. A request for investigation must include  
26 the name and address of the person making the request, a  
27 statement of the information about the possible violation of  
28 rule or statute that forms the basis for the request,  
29 including the sources of information, and relevant dates and  
30 places related to the possible violation of rule or statute.

31 c. A person shall not initiate a complaint or  
32 investigation under this section by providing anonymous  
33 information to the board, and the board shall not regard any  
34 information submitted to it as confidential, notwithstanding  
35 section 22.7, subsection 18.

1 8. a. The purpose of an investigation by the board's  
2 staff is to determine whether there is probable cause to  
3 believe that there has been a violation of this chapter or of  
4 rules adopted by the board.

5 b. To facilitate the conduct of investigations and  
6 hearings, the board may issue and seek enforcement of  
7 subpoenas requiring the attendance and testimony of witnesses  
8 and subpoenas requiring the production of books, papers,  
9 records, and other real evidence relating to the matter under  
10 investigation.

11 c. To prevent investigations under this section from being  
12 prejudiced or otherwise compromised, all documents and other  
13 investigative material shall be deemed a confidential record,  
14 pursuant to section 22.7, subsection 29, until the board  
15 determines that there is no probable cause to believe a  
16 violation has occurred, until the board directs administrative  
17 resolution or informal settlement of the matter, or until a  
18 notice of a contested case proceeding is sent under subsection  
19 9.

20 d. Upon the request of the board, an appropriate county  
21 attorney or the attorney general shall assist the staff of the  
22 board in its investigation.

23 11. a. ~~A complaint shall be a public record, but some or~~  
24 ~~all of the contents may be treated as confidential under~~  
25 ~~section 22.7, subsection 18, to the extent necessary under~~  
26 ~~subsection 3 of this section. Information informally, or any~~  
27 information reported to the board and board staff which that  
28 results in a board-initiated investigation, shall be a public  
29 record ~~but may be treated as confidential information~~  
30 ~~consistent with the provisions of section 22.7, subsection 18.~~  
31 ~~If the complainant, the person who provides information to the~~  
32 ~~board, or the person who is the subject of an investigation~~  
33 ~~publicly discloses the existence of an investigation, the~~  
34 ~~board may publicly confirm the existence of the disclosed~~  
35 ~~formal complaint or investigation and, in the board's~~

1 discretion, make the complaint or the informal referral  
2 public, as well as any other documents that were issued by the  
3 board to any party to the investigation. -- However,  
4 investigative materials may be furnished to the appropriate  
5 law enforcement authorities by the board at any time.

6 b. Upon the commencement sending of notice of a contested  
7 case proceeding by the board, all investigative material  
8 relating to that proceeding shall be made available to the  
9 subject of the proceeding.

10 c. The entire record of any concluded contested case  
11 proceeding initiated under this section shall be a public  
12 record, subject to disclosure restrictions imposed by law on  
13 particular documents or certain information in particular  
14 documents, which documents or information may be redacted from  
15 the record of the concluded contested case proceeding.

16 d. The board may notify any appropriate law enforcement  
17 authority of apparent violations of law not under the board's  
18 jurisdiction that are discovered during the course of any  
19 complaint, investigation, or contested case proceeding.

20 e. Any person who acts reasonably and in good faith in  
21 making notification to law enforcement authorities under this  
22 subsection is immune from any liability, civil or criminal,  
23 which might otherwise be incurred or imposed for making such  
24 notification.

25 EXPLANATION

26 This bill amends Code section 68B.32B to provide that  
27 information provided to the Iowa ethics and campaign  
28 disclosure board, whether in a complaint or as information  
29 used to initiate an investigation, may not be submitted  
30 anonymously. Corresponding amendments are made to Code  
31 section 22.7 regarding the confidentiality of investigative  
32 material. The bill also divides some existing language in  
33 Code section 68B.32B into paragraphs.

34 The bill allows a person to file a request for an  
35 investigation, and requires that a person must include the

1 name and address of the person making the request, as well as  
2 a statement of the information about the possible violation of  
3 rule or statute that forms the basis for the request. The  
4 bill expressly prohibits a person from initiating a complaint  
5 or investigation under this section by providing anonymous  
6 information to the board, and the board may not regard any  
7 information submitted to it as confidential, notwithstanding  
8 section 22.7, subsection 18.

9 The bill provides that investigative material is considered  
10 a confidential record under Code section 22.7, subsection 29,  
11 until the board determines that there is no probable cause to  
12 believe that a violation has occurred, until the board directs  
13 administrative resolution or informal settlement of the  
14 matter, or until a notice of a contested case proceeding is  
15 sent under Code section 68B.32B, subsection 9. A  
16 corresponding amendment is made to Code section 22.7,  
17 subsection 29, to provide expressly for the confidentiality of  
18 investigative material prior to the probable cause  
19 determination.

20 The bill provides that any information provided to the Iowa  
21 ethics and campaign disclosure board that results in an  
22 investigation shall be considered a public record, in addition  
23 to the official complaint in the matter. The bill deletes  
24 existing language that allowed parts of the complaint and  
25 investigative material to be treated as confidential, as well  
26 as certain provisions relating to public confirmation of an  
27 ongoing investigation.

28 The bill provides that documents or information that are  
29 protected by disclosure restrictions imposed by law may be  
30 redacted in whole or in part from the entire record of the  
31 concluded contested case proceeding.

32 The bill provides that the board may notify law enforcement  
33 authorities of violations of law not under the board's  
34 jurisdiction discovered during any complaint, investigation,  
35 or contested case proceeding. A person who makes such

1 notification reasonably and in good faith is immune from  
2 liability.

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## SENATE FILE 349

S-3155

- 1 Amend Senate File 349 as follows:  
2 1. Page 3, by inserting after line 24, the  
3 following:  
4 "Sec. \_\_\_\_ Section 68B.35, Code 2001, is amended  
5 by adding the following new subsection:  
6 NEW SUBSECTION. 6. The board, the chief clerk of  
7 the house, and the secretary of the senate shall each  
8 respectively provide public access to the personal  
9 financial disclosure statements on file in its  
10 respective office, and shall allow for the making of  
11 copies and the payment of a reasonable fee, according  
12 to the provisions of chapter 22.  
13 Sec. \_\_\_\_ Section 68B.35A, Code 2001, is amended  
14 by striking the section and inserting in lieu thereof  
15 the following:  
16 68B.35A PERSONAL FINANCIAL DISCLOSURE STATEMENTS  
17 OF STATE OFFICIALS AND EMPLOYEES -- PUBLIC ACCESS.  
18 A paper or electronic copy of each personal  
19 financial disclosure statement filed with the board,  
20 the chief clerk of the house, or the secretary of the  
21 senate, respectively, pursuant to the provisions of  
22 section 68B.35, shall be forwarded to the secretary of  
23 state for the publishing of the information by  
24 electronic means."  
25 2. Title page, lines 1 and 2, by striking the  
26 words "information concerning contested case  
27 proceedings of the ethics and campaign disclosure  
28 board" and inserting the following: "certain filings  
29 relating to executive and legislative ethics".  
30 3. By renumbering as necessary.

By STEVE KING  
JOHN P. KIBBIE  
ANDY McKEAN

S-3155 FILED MARCH 7, 2001

*adapted*  
*3/21/01*  
*(P. 759)*

**SENATE FILE 349**

**S-3217**

1 Amend the amendment S-3155 to Senate File 349 as  
2 follows:

3 1. Page 1, line 7, by striking the words "and the  
4 secretary of the senate" and inserting the following:  
5 "the secretary of the senate, and any other person or  
6 body".

7 2. Page 1, lines 20 and 21, by striking the words  
8 "or the secretary of the senate" and inserting the  
9 following: "the secretary of the senate, or any other  
10 person or body".

**By STEVE KING**

**S-3217 FILED MARCH 21, 2001**

ADOPTED  
3-21-01 (p 759)

**HOUSE FILE 349  
FISCAL NOTE**

A fiscal note for **House File 349, as passed by the House**, is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note is available from the Legislative Fiscal Bureau to members of the Legislature upon request.

House File 349, as passed by the House, amends the Enterprise Zone Program and creates a new type of eligible business. A development business is eligible for incentives and assistance if the business constructs, expands, or rehabilitates a building space with a minimum capital investment of \$500,000. The development business is required to have at least a five-year agreement for a non-retail business to locate in the building. Repayment of incentives is required if the development business fails to meet the Program requirements. A business locating in the building for which the development business receives incentives can receive reduced incentives, but it cannot receive incentives which are already being paid to the development business. The Bill amends the housing business portion of the Enterprise Zone Program to eliminate the \$120,000 maximum limit for a single-family home or each unit of a multiple dwelling unit containing three or more units. The new investment may be used to compute the tax credit up to \$140,000 of the investment. The Bill also amends the allowable area adjacent to the closed property that may be included in the Enterprise Zone from one to five miles. The Bill also permits cooperatives organized under Chapter 501, electing to have the income taxed directly to an individual to claim the tax credit. The amount of the tax credit shall be based upon the individual's pro rata share of the cooperative's earnings.

**ASSUMPTIONS**

1. The number of projects will increase by 10.0% because of including development businesses.
2. Development businesses will receive investment tax credit only on construction costs and not for machinery and equipment costs or research and development. This is estimated to be 36.5% of the average tax credits and refunds currently claimed by a business project.
3. The expansion to a five-mile radius will result in one additional business project per year.
4. Removing the cap on the value of the eligible housing or rental units is expected to have minimal impact. The average value (\$82,000) is currently well below the cap.
5. In regard to allowing cooperatives to receive tax credits, the change will result in two additional projects in FY 2003 and two to three projects annually in subsequent years.
6. The estimated average cost per project is \$126,000 per year, based on the average credits and refunds claimed by businesses during FY 2000.
7. Administrative costs will be absorbed by the Department of Economic Development utilizing existing staff.
8. Some portion of the tax credits will be offset by new taxes generated by

PAGE 2 , FISCAL NOTE, HOUSE FILE 349

-2-

the construction and expansion projects. The amount of the offset cannot be determined from available information.

**FISCAL IMPACT**

House File 349, as passed by the House, is not expected to create tax credits in FY 2002 due to the lag in approval by the Department of Economic Development and in filing for tax credits. The total cost of the Bill is projected to be \$762,000 in tax credits in FY 2003 and a decrease in General Fund revenues by a similar amount.

Specifically, the changes extending eligibility to development businesses is projected to create \$60,000 in tax credits in FY 2003. The change affecting cooperatives is projected to create \$251,000 in tax credits in FY 2003. The change extending the Enterprise Zone radius from one mile to five miles and removing the cap on the value of the single-family home or rental unit is projected to create \$451,000 in tax credits in FY 2003.

**SOURCE**

Department of Economic Development

(LSB 1760HV.4, MDP)

FILED MARCH 12, 2001

BY DENNIS PROUTY, FISCAL DIRECTOR



1 Section 1. Section 22.7, subsection 29, Code 2001, is  
2 amended to read as follows:

3 29. Records and information obtained ~~or-held-by~~  
4 ~~independent-special-counsel~~ during the course of an  
5 investigation conducted pursuant to section 68B.32B or 68B.34.  
6 Information that is disclosed ~~to-a-legislative-ethics~~  
7 ~~committee~~ subsequent to a determination of probable cause by  
8 ~~independent-special-counsel-and~~ made pursuant to section  
9 68B.31 or section 68B.32B, subsection 10, is not a  
10 confidential record unless the document or information is  
11 deemed protected under law and is redacted from the public  
12 record as a whole, or as otherwise provided by law.

13 Sec. 2. Section 68B.32B, subsections 7, 8, and 11, Code  
14 2001, are amended to read as follows:

15 7. a. Notwithstanding subsections 1 through 6, the board  
16 may, on its own motion and without the filing of a complaint  
17 by another person, initiate investigations into matters that  
18 the board believes may be subject to the board's jurisdiction.  
19 ~~This-section-does-not-preclude-persons-from-providing~~  
20 ~~information-to-the-board-for-possible-board-initiated~~  
21 ~~investigation-instead-of-filing-a-complaint.~~

22 b. A person may initiate a board investigation into a  
23 possible violation of rule or statute subject to the board's  
24 jurisdiction by filing a request for investigation instead of  
25 filing a complaint. A request for investigation must include  
26 the name and address of the person making the request, a  
27 statement of the information about the possible violation of  
28 rule or statute that forms the basis for the request,  
29 including the sources of information, and relevant dates and  
30 places related to the possible violation of rule or statute.

31 c. A person shall not initiate a complaint or  
32 investigation under this section by providing anonymous  
33 information to the board, and the board shall not regard any  
34 information submitted to it as confidential, notwithstanding  
35 section 22.7, subsection 18.

1 8. a. The purpose of an investigation by the board's  
2 staff is to determine whether there is probable cause to  
3 believe that there has been a violation of this chapter or of  
4 rules adopted by the board.

5 b. To facilitate the conduct of investigations and  
6 hearings, the board may issue and seek enforcement of  
7 subpoenas requiring the attendance and testimony of witnesses  
8 and subpoenas requiring the production of books, papers,  
9 records, and other real evidence relating to the matter under  
10 investigation.

11 c. To prevent investigations under this section from being  
12 prejudiced or otherwise compromised, all documents and other  
13 investigative material shall be deemed a confidential record,  
14 pursuant to section 22.7, subsection 29, until the board  
15 determines that there is no probable cause to believe a  
16 violation has occurred, until the board directs administrative  
17 resolution or informal settlement of the matter, or until a  
18 notice of a contested case proceeding is sent under subsection  
19 9.

20 d. Upon the request of the board, an appropriate county  
21 attorney or the attorney general shall assist the staff of the  
22 board in its investigation.

23 11. a. ~~A complaint shall be a public record, but some or~~  
24 ~~all of the contents may be treated as confidential under~~  
25 ~~section 22.7, subsection 18, to the extent necessary under~~  
26 ~~subsection 3 of this section, information informally, or any~~  
27 information reported to the board and board staff which that  
28 results in a board-initiated investigation, shall be a public  
29 record ~~but may be treated as confidential information~~  
30 ~~consistent with the provisions of section 22.7, subsection 18.~~  
31 ~~If the complainant, the person who provides information to the~~  
32 ~~board, or the person who is the subject of an investigation~~  
33 ~~publicly discloses the existence of an investigation, the~~  
34 ~~board may publicly confirm the existence of the disclosed~~  
35 ~~formal complaint or investigation and, in the board's~~

1 discretion, make the complaint or the informal referral  
2 public, as well as any other documents that were issued by the  
3 board to any party to the investigation. -- However,  
4 investigative materials may be furnished to the appropriate  
5 law enforcement authorities by the board at any time.

6 b. Upon the commencement sending of notice of a contested  
7 case proceeding by the board, all investigative material  
8 relating to that proceeding shall be made available to the  
9 subject of the proceeding.

10 c. The entire record of any concluded contested case  
11 proceeding initiated under this section shall be a public  
12 record, subject to disclosure restrictions imposed by law on  
13 particular documents or certain information in particular  
14 documents, which documents or information may be redacted from  
15 the record of the concluded contested case proceeding.

16 d. The board may notify any appropriate law enforcement  
17 authority of apparent violations of law not under the board's  
18 jurisdiction that are discovered during the course of any  
19 complaint, investigation, or contested case proceeding.

20 e. Any person who acts reasonably and in good faith in  
21 making notification to law enforcement authorities under this  
22 subsection is immune from any liability, civil or criminal,  
23 which might otherwise be incurred or imposed for making such  
24 notification.

25 Sec. 3. Section 68B.35, Code 2001, is amended by adding  
26 the following new subsection:

27 NEW SUBSECTION. 6. The board, the chief clerk of the  
28 house, the secretary of the senate, and any other person or  
29 body shall each respectively provide public access to the  
30 personal financial disclosure statements on file in its  
31 respective office, and shall allow for the making of copies  
32 and the payment of a reasonable fee, according to the  
33 provisions of chapter 22.

34 Sec. 4. Section 68B.35A, Code 2001, is amended by striking  
35 the section and inserting in lieu thereof the following:

1 68B.35A PERSONAL FINANCIAL DISCLOSURE STATEMENTS OF STATE  
2 OFFICIALS AND EMPLOYEES -- PUBLIC ACCESS.

3 A paper or electronic copy of each personal financial  
4 disclosure statement filed with the board, the chief clerk of  
5 the house, the secretary of the senate, or any other person or  
6 body, respectively, pursuant to the provisions of section  
7 68B.35, shall be forwarded to the secretary of state for the  
8 publishing of the information by electronic means.

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HOUSE AMENDMENT TO  
SENATE FILE 349

S-3374

1 Amend Senate File 349, as amended, passed, and  
2 reprinted by the Senate, as follows:  
3 1. Page 1, by striking line 26, and inserting the  
4 following: "a".  
5 2. Page 1, by striking lines 31 through 35 and  
6 inserting the following:  
7 "c. A person may initiate a complaint or  
8 investigation under this section by providing  
9 anonymous information to the board. The board shall  
10 regard any anonymous information submitted to it as  
11 confidential, pursuant to section 22.7, subsection 18,  
12 until the board determines that there is no probable  
13 cause to believe a violation has occurred, until the  
14 board directs administrative resolution or informal  
15 settlement of the matter, or until a notice of a  
16 contested case proceeding is issued under subsection  
17 9."

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S-3374 FILED APRIL 17, 2001

*Senate Bill Refused*  
(P. 1218) 4/19/01

SENATE FILE 349

H-1549

1 Amend Senate File 349, as amended, passed, and  
2 reprinted by the Senate, as follows:  
3 1. Page 1, by striking line 26, and inserting the  
4 following: "a".  
5 2. Page 1, by striking lines 31 through 35 and  
6 inserting the following:  
7 "A person may initiate a complaint or investigation  
8 under this section by providing anonymous information  
9 to the board. The board may also regard any  
10 information submitted to it as confidential, pursuant  
11 to section 22.7, subsection 18, until the board  
12 determines that there is no probable cause to believe  
13 a violation has occurred, until the board directs  
14 administrative resolution or informal settlement of  
15 the matter, or until a notice of a contested case  
16 proceeding is issued under subsection 9."

By COMMITTEE ON STATE GOVERNMENT  
METCALF of Polk, Chairperson

H-1549 FILED APRIL 16, 2001

*Adopted*  
4-17-01  
(P. 1222)

SENATE FILE 349

H-1550

1 Amend the amendment, H-1549, to Senate File 349, as  
2 amended, passed, and reprinted by the Senate, as  
3 follows:  
4 1. Page 1, line 7, by inserting before the word  
5 "A" the following: "c."

By JOCHUM of Dubuque

H-1550 FILED APRIL 16, 2001

*Adopted*  
4-17-01 (P. 1222)

SENATE FILE 349

H-1556

1 Amend the amendment, H-1549, to Senate File 349, as  
2 amended, passed, and reprinted by the Senate, as  
3 follows:  
4 1. Page 1, line 9, by striking the words "may  
5 also" and inserting the following: "shall".  
6 2. Page 1, line 9 by inserting after the word  
7 "any" the following: "anonymous".

By TREMMEL of Wapello

H-1556 FILED APRIL 17, 2001

*Adopted*  
4-17-01  
(P. 1222)