

FEB 16 2005  
STATE GOVERNMENT

HOUSE FILE 326  
BY RAECKER

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

**A BILL FOR**

1 An Act relating to the improper influence of executive branch  
2 officials, executive branch employees, members of the general  
3 assembly, and legislative employees, and making penalties  
4 applicable.

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

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HF 326

1 Section 1. NEW SECTION. 68B.22A IMPROPER INFLUENCE.

2 1. An official or state employee shall not solicit or  
3 accept anything of value for the benefit of any state agency  
4 given pursuant to an understanding or arrangement that the  
5 thing of value will influence the act, vote, opinion,  
6 judgment, decision, or exercise of discretion of the person  
7 with respect to the person's services provided as an official  
8 or state employee.

9 2. A member of the general assembly or legislative  
10 employee shall not solicit or accept anything of value for the  
11 benefit of the general assembly given pursuant to an  
12 understanding or arrangement that the thing of value will  
13 influence the act, vote, opinion, judgment, decision, or  
14 exercise of discretion of the person with respect to the  
15 person's services provided as a member of the general assembly  
16 or legislative employee.

17 3. This section shall not apply to the application for or  
18 receipt of a grant obtained through a bona fide written grant  
19 application process.

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EXPLANATION

22 This bill relates to the improper influence of executive  
23 branch officials, executive branch employees, members of the  
24 general assembly, and legislative employees.

25 The bill prohibits an executive branch official, executive  
26 branch employee, member of the general assembly, or  
27 legislative employee from soliciting or accepting anything of  
28 value for the benefit of any state agency or the general  
29 assembly, respectively, given pursuant to an understanding or  
30 arrangement that the thing of value will influence the act,  
31 vote, opinion, judgment, decision, or exercise of discretion  
32 of the person with respect to the person's services as an  
33 executive branch official, executive branch employee, member  
34 of the general assembly, or legislative employee.

35 The bill provides an exception for the application for or

1 receipt of a grant obtained through a bona fide written grant  
2 application process.

3 Pursuant to Code section 68B.25, a person who knowingly and  
4 intentionally violates a provision of the bill is guilty of a  
5 serious misdemeanor and may be reprimanded, suspended, or  
6 dismissed from the person's position or otherwise sanctioned.  
7 A serious misdemeanor is punishable by confinement for no more  
8 than one year and a fine of at least \$250 but not more than  
9 \$1,500.

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