

FILED MAR 06 1992

1                   SENATE RESOLUTION NO. 104  
2                   BY SENATE ETHICS COMMITTEE *approved (6/6/92)*  
3 A resolution relating to the disposition of an ethics  
4 complaint against Senator Joseph J. Welsh.  
5       WHEREAS, on January 27, 1992, the Senate Ethics  
6 Committee received and filed a complaint in proper  
7 form from Senator Jack Rife that alleged six different  
8 violations of the Senate Code of Ethics by Senator  
9 Joseph J. Welsh; and  
10       WHEREAS, on February 17, 1992, the Senate Ethics  
11 Committee received, in addition to several motions, a  
12 response to the complaint that contained a denial of  
13 the allegations contained in the complaint and  
14 asserted several affirmative defenses; and  
15       WHEREAS, the Senate Ethics Committee denied the  
16 motions and set the complaint and response for public  
17 hearing; and  
18       WHEREAS, a public hearing was held on March 4,  
19 1992, and March 5, 1992, in the Statehouse in Des  
20 Moines at which members of the Committee, Independent  
21 Legal Counsel for the Committee, Senator Joseph J.  
22 Welsh, Counsel for Senator Welsh, numerous witnesses,  
23 other members of the General Assembly, members of  
24 legislative staff, and members of the general public  
25 and of the press were present; and  
26       WHEREAS, at the hearing, testimony was received  
27 under oath and various documents and records were  
28 introduced for the Committee's consideration; and  
29       WHEREAS, on March 6, 1992, the Committee  
30 deliberated on the evidence and made findings of fact,

SR 104

1 a copy of which is on file in the Office of the  
2 Secretary of the Senate; and

3 WHEREAS, the Committee made the following  
4 recommendations for Senate action with respect to the  
5 complaint against Senator Joseph J. Welsh:

6 1. Although Senator Joseph J. Welsh has already  
7 resigned from his position as President of the Senate,  
8 the Committee believes that removal from the position  
9 of President of the Senate is one appropriate sanction  
10 in this matter and would have recommended removal from  
11 that position if Senator Welsh had not resigned; and

12 2. That Senator Welsh be removed from the  
13 membership of the Investment Board of the Iowa Public  
14 Employees' Retirement System; and

15 3. That Senator Welsh be removed from his position  
16 as the Vice-chairperson of the Senate Appropriations  
17 Committee for the remainder of the 1992 Session of the  
18 74th General Assembly; and

19 4. That the Secretary of the Senate review the  
20 record of Senator Joseph J. Welsh's expenses and if  
21 there are any irregularities, that these be rectified.

22 5. That the full Senate publicly reprimand Senator  
23 Joseph J. Welsh based upon the findings of the  
24 Committee.

25 NOW THEREFORE, BE IT RESOLVED BY THE SENATE, That  
26 the following action be taken on the recommendations  
27 made by the Senate Ethics Committee:

28 1. That Senator Welsh be removed from the  
29 membership of the Investment Board of the Iowa Public  
30 Employees' Retirement System; and

1     2. That Senator Welsh be removed from his position  
2 as the Vice-chairperson of the Senate Appropriations  
3 Committee for the remainder of the 1992 Session of the  
4 74th General Assembly; and

5     3. That the Secretary of the Senate review the  
6 record of Senator Joseph J. Welsh's expenses and if  
7 there are any irregularities, that these be rectified;  
8 and

9     4. That the Senate reprimands Senator Joseph J.  
10 Welsh based upon the findings of the Senate Ethics  
11 Committee.

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SENATE RESOLUTION 104

S-5146

1 Amend Senate Resolution 104 as follows:

2 1. By striking page 2, line 3, through page 3,  
3 line 11, and inserting the following:

4 "WHEREAS, the Committee made recommendations for  
5 Senate action with respect to the complaint against  
6 Senator Joseph J. Welsh; and

7 WHEREAS, the Senate finds that Senator Joseph J.  
8 Welsh acted knowingly and purposefully to bring  
9 dishonor and disrespect to the Iowa Senate resulting  
10 in the erosion of public confidence in the General  
11 Assembly, and in the Senate in particular; NOW  
12 THEREFORE,

13 BE IT RESOLVED BY THE SENATE, That Senator Joseph  
14 J. Welsh be expelled from membership in the Senate and  
15 his salary forfeited for the remainder of the Seventy-  
16 fourth General Assembly."

By ALLEN BORLAUG  
JACK W. HESTER  
RICHARD VANDE HOEF

RAY TAYLOR  
PAUL D. PATE  
MARK R. HAGERLA

S-5146 FILED MARCH 6, 1992  
LOST (656)

SENATE RESOLUTION 104

S-5147

1 Amend the amendment, S-5146, to Senate Resolution  
2 104, as follows:

3 1. Page 1, line 6, by striking the word "and" and  
4 inserting the following: "NOW THEREFORE,"

5 2. Page 1, by striking lines 7 through 12.

By ALLEN BORLAUG

S-5147 FILED MARCH 6, 1992  
LOST (655)