



MINUTES

Iowa Legislative Council

June 16, 2006 Second Meeting of the 2005-2006 Biennium

MEMBERS PRESENT:

Senator Mary Lundby, Chairperson
Representative Christopher C. Rants, Vice Chairperson

Senator Jeff Angelo
Senator Joe Bolkcom
Senator Robert E. Dvorsky
Senator Michael E. Gronstal
Senator Hubert Houser
Senator John P. Kibbie
Senator Larry McKibben
Senator Amanda Ragan

Representative Chuck Gipp
Representative Sandra H. Greiner
Representative Libby Jacobs
Representative Willard Jenkins
Representative Mark A. Kuhn
Representative Dolores M. Mertz
Representative Pat Murphy
Representative Janet Petersen
Representative Scott Raecker
Representative Philip Wise

MEETING IN BRIEF

.....
Dennis Prouty, Secretary to the
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- I. **Procedural Business.**
 - II. **Consideration of the Report of the Fiscal Committee.**
 - III. **Consideration of the Report of the Oversight Committee.**
 - IV. **Consideration of the Report of the International Relations Committee.**
 - V. **Consideration of the Report of the Studies Committee.**
 - VI. **Consideration of the Report of the Service Committee.**
 - VII. **Receipt of Court Rules Filings.**
 - VIII. **Additional Business.**
 - IX. **Attachments.**
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I. Procedural Business.

Call to Order. The second meeting of the 2005-2006 Legislative Council was called to order by Chairperson Lundby at 9:55 a.m., Friday, June 16, 2006, in Room 22, State Capitol, Des Moines, Iowa.

Designation of Chairperson. By operation of Senate Resolution 1, Section 6, passed in 2005, Senator Lundby was designated Chairperson of the Legislative Council for 2006.

Minutes of June 27, 2005, Meeting. Senator Gronstal moved, and Representative Greiner seconded, that the minutes of the meeting of June 27, 2005, be approved. There being no additions or corrections, the motion was adopted by voice vote.

Copies of the membership of the Legislative Council and the Legislative Council committees are attached to these minutes as Attachments A and B.

Consideration of Reports and Additional Business. Council actions are summarized in these minutes.

Adjournment. The meeting was adjourned at 10:45 a.m.

II. Consideration of the Report of the Fiscal Committee.

There being no objection, the Report of the Fiscal Committee was received and filed. A copy of the Report of the Fiscal Committee is attached to these minutes as Attachment C.

III. Consideration of the Report of the Government Oversight Committee.

There being no objection, the Report of the Oversight Committee was received and filed. A copy of the Report of the Oversight Committee is attached to these minutes as Attachment D.

IV. Consideration of the Report of the International Relations Committee.

Chairperson Lundby recognized Senator McKibben who requested that the Report of the International Relations Committee be accepted by the Committee. There being no objection, the report was received and filed. A copy of the Report of the International Relations Committee is attached to these minutes as Attachment E.

V. Consideration of the Report of the Studies Committee.

Chairperson Lundby recognized Representative Greiner for the Report of the Studies Committee. The report recommends that the Legislative Council approve five interim study committees. The report also recommends that the Legislative Council authorize the legislative leadership of the four caucuses to approve additional meeting days for an interim study committee as necessary. The report contains the guidelines for interim study committees approved in 2005. Representative Greiner moved that the Report of the Studies Committee be



adopted. The motion was adopted by voice vote. A copy of the Report of the Studies Committee is attached to these minutes as Attachment F.

VI. Consideration of the Report of the Service Committee.

Chairperson Lundby recognized Senator Ragan for the Report of the Service Committee. She noted that the report contains the annual personnel report from the Legislative Services Agency and the annual personnel report from the Office of Citizens' Aide/Ombudsman. The report also recommends Legislative Council authorization to fill two positions in the Office of Citizens' Aide/Ombudsman, both of which relate to the new whistleblower functions of that office contained in the accountability legislation enacted in 2006. In addition, the Report of the Service Committee recommends that the Legislative Council approve the proposed budget and budget allocations for FY 2007 for the Legislative Services Agency and the Office of Citizens' Aide/Ombudsman. Senator Ragan noted that the Service Committee deferred action on a proposal brought forward by Mr. Dennis Prouty, Secretary to the Legislative Council and Director of the Legislative Services Agency, to update Legislative Council Policies and Procedures with respect to central nonpartisan agency personnel guidelines, confidentiality policies, Capitol accessibility, and Capitol tours. Senator Ragan moved adoption of the Report of the Service Committee. The motion was adopted by voice vote. A copy of the Report of the Service Committee is attached to these minutes as Attachment G.

VII. Receipt of Court Rules Filings.

Chairperson Lundby recognized Mr. Dennis Prouty, Director, Legislative Services Agency, who reported that copies of changes to the Iowa Court Rules were previously distributed to members of the Legislative Council. As no action on the rules was required, the rules were received and filed by the Legislative Council.

VIII. Additional Business – Parking Facilities.

Senator Jack Hatch Request Regarding Summer Concert Parking at Capitol. Chairperson Lundby recognized Senator Gronstal to present Senator Jack Hatch's request that Lot 13 be opened on Sunday nights during the summer to provide restricted parking for senior citizens and disabled persons attending Des Moines Municipal Band concerts. Senator Gronstal added that there should be a policy that allows use of Lot 13 by any organization that is willing to pay for security as long as the front row in the lot, which is closest to the Capitol building, is roped off for security reasons.

Chairperson Lundby stated that it has been a tradition to reserve a portion of Lot 13 for State Fair parking with the other portion closest to the Capitol blocked off by concrete barriers. This arrangement meets Secret Service security standards, she said, whereas simply roping off a portion of the lot probably would not. She agreed that it would be difficult to deny permission to some organizations if other organizations have been permitted to use the lot. She stated that she also recognizes the fact that the west lot which had been available for public parking will be closed permanently July 1, 2006, and, for that reason, consideration should be given to making Lot 13 available for at least this year.



Senator Kibbie Motion. Senator Kibbie stated that the Legislative Council should honor the Hatch request, particularly since a precedent has been set with making the lot available for State Fair parking. However, the restricted area should comprise more than just the front row closest to the Capitol building, he said. Senator Kibbie moved that the Legislative Council approve the Hatch request with the stipulation that the sponsoring organization pay the security personnel costs and that this approved use not be viewed as a precedent, but only as a temporary measure awaiting permanent policies and procedures to be established.

In response to a question by Representative Greiner, Secretary of the Senate Mike Marshall stated that he has spoken with Post 16, which provides state trooper security to the Capitol, about the Hatch request. Post 16's representative stated that simply roping off the area in the lot that would be inaccessible to public parking would not be feasible. The Secret Service recommends that unauthorized vehicles maintain a distance of 150 to 200 feet from the Capitol building. If the cost of additional state security personnel is paid by the sponsoring organization and if only the back half of Lot 13 is made available, Post 16 does not have objection to making Lot 13 available as public parking for specified events. In response to a question by Representative Jacobs, Mr. Marshall noted that his office and the office of Chief Clerk of the House of Representatives frequently receive requests for public parking use of Lot 13. He agreed with earlier statements regarding the need to be mindful of the precedent that has already been established regarding use of Lot 13 and the necessity of establishing procedures to address making the lot available for public parking.

Senator Kibbie raised no objection to an amendment to his motion by Representative Gipp. The amendment provides that the Secretary of the Senate, the Chief Clerk of the House, and Post 16 agree on the procedure to be followed in making Lot 13 available for public parking and communicate that agreement to the floor leaders of both chambers.

Senator Kibbie's motion as amended by consent was adopted by voice vote.

Representative Raecker Motion. Representative Raecker questioned whether the Department of Administrative Services has moved its fleet of state vehicles from the new parking structure located northwest of the Capitol building. He stated that, with the closing of the west parking lot for development of the west terrace, there will be added pressure for public and employee parking sites that will not be satisfied simply by making a portion of Lot 13 available to the public for specific events. He also stated that the vehicle fleet had been parked in Lots 19 and 21, but were moved temporarily to the parking structure because of reconstruction work being performed in those lots. Representative Raecker moved that the Legislative Council request that the Department of Administrative Services remove its fleet of vehicles from the northwest parking structure no later than July 2. He consented to a friendly amendment proffered by Representative Jacobs that the removal date be by June 29 to accommodate public parking at the Yankee Doodle Pops Concert to be held on June 30.

Representative Petersen questioned what the cost would be to move the state fleet from the parking structure and where it would be relocated. Representative Raecker stated that the understanding was that when reconstruction on those lots was complete, the fleet would be removed from the parking structure. He further stated that it was the intent that the entire



parking structure would be available to the public and to state employees. Both Representative Petersen and Senator Bolkcom questioned whether the parking structure would be at capacity every day after the fleet was removed. Senator Bolkcom added that the issue of free parking in the parking structure needs to be revisited. He stated that perhaps the state should consider charging for parking there in order to recoup the expense of building the structure. Representative Jenkins opined that the parking structure should continue to provide free parking to employees and the public.

Senators Kibbie, Gronstal, and McKibben spoke in favor of the Raecker motion. Senator Kibbie stated that the parking structure is an option for those employees who are currently parking in the west lot. Senator Gronstal stated that he did have a concern about whether the Department of Administrative Services would be able to comply by June 29. Representative Raecker responded that the department had previously moved the fleet to accommodate parking for the Yankee Doodle Pops concert.

Representative Rants stated that the issue of the department's use of the parking structure is a separation of powers issue. At some point, the General Assembly needs to exert some measure of control over the department in terms of parking and Capitol building conditions, he said.

Representative Raecker agreed to withdraw his motion in favor of a substitute motion by Senator Lundby.

Senator Lundby Motion. Senator Lundby made the following motion:

That the Capital Projects Committee conduct a meeting and that the Department of Administrative Services be requested to present at the meeting its recommendations for moving the state fleet of vehicles from the parking structure. In the meantime, the fleet must be moved to accommodate events, such as the Yankee Doodle Pops concert.

Senator Gronstal stated that the Lundby motion is a good compromise on this issue. He further stated that the minutes should reflect how close the Legislative Council was to adopting the Raecker motion. The Lundby motion was adopted by voice vote.

Senator Kibbie Request. Senator Kibbie suggested that the Legislative Council also request that the department make available to members of the Council information on what the parking situation is currently, where it plans to house the state vehicle fleet when it is moved from the parking structure, and recommendations pertaining to parking in general at the Capitol complex prior to the meeting of the Capital Projects Committee.

IX. Attachments.

- A. Legislative Council Membership.
- B. Legislative Council Committee Membership.
- C. Report of the Fiscal Committee.
- D. Report of the Oversight Committee.
- E. Report of the International Relations Committee.



- F. Report of the Studies Committee.
- G. Report of the Service Committee.

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IOWA LEGISLATIVE COUNCIL
2006**

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IOWA LEGISLATIVE COUNCIL
2006

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LEGISLATIVE COUNCIL COMMITTEES

2006

ADMINISTRATION COMMITTEE

Senator Joe Bolkcom, Chair
Representative Danny Carroll, Vice Chair
Senator Thomas G. Courtney
Senator Maggie Tinsman
Representative Libby Jacobs
Representative Janet Petersen

SERVICE COMMITTEE

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Senator Amanda Ragan, Vice Chair
Senator Michael E. Gronstal
Senator Mary Lundby
Representative Danny Carroll
Representative Dolores M. Mertz

CAPITAL PROJECTS COMMITTEE

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Representative Libby Jacobs, Vice Chair
Senator Jeff Angelo
Senator Robert E. Dvorsky
Senator Hubert Houser
Senator John P. Kibbie
Representative Bill Dix
Representative Chuck Gipp
Representative Pat Murphy
Representative Janet Petersen

STUDIES COMMITTEE

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Senator Amanda Ragan, Co-vice Chair
Senator Michael E. Gronstal
Senator John P. Kibbie
Senator Jeff Lamberti
Senator Maggie Tinsman
Representative Chuck Gipp
Representative Pat Murphy
Representative Christopher C. Rants
Representative Philip Wise

FISCAL COMMITTEE

Representative J. Scott Raecker, Co-chair
Senator Robert E. Dvorsky, Co-chair
Senator Jeff Angelo
Senator Joe Bolkcom
Senator Thomas G. Courtney
Senator Mark Zieman
Representative Sandra Greiner
Representative Mark A. Kuhn
Representative Paul C. Shomshor, Jr.
Representative Jamie Van Fossen

INTERNATIONAL RELATIONS COMMITTEE

Representative Willard G. Jenkins, Chair
Senator Daryl Beall, Co-vice Chair
Senator Larry McKibben, Co-vice Chair
Senator Dennis H. Black
Senator Gene Fraise
Senator David Johnson
Senator Maggie Tinsman
Representative Paul A. Bell
Representative Swati A. Dandekar
Representative Libby Jacobs
Representative Helen Miller
Representative J. Scott Raecker
Representative Chuck Soderberg

Report of the Fiscal Committee to the Legislative Council

June 16, 2006

The Fiscal Committee held three meetings during the 2005 Interim:

- July 6, 2005
- September 28, 2005
- December 19, 2005

Holly Lyons, Director of the Fiscal Services Division of the Legislative Services Agency (LSA) and Jeff Robinson, LSA, provided regular revenue updates, and the Committee also received notices of appropriations transfers and lease purchases. The FY 2005 and FY 2006 appropriation transfers are listed below.

FY 2005 Appropriation Transfers

Dollars Transferred	Department/Division Transferred To	Dollars Transferred	Department/Division Transferred From
\$ 15,808	Department of Public Health Resource Management	\$ 1,201	Department of Public Health
		42	Addictive Disorders
		521	Child and Adoles. Wellness
		3,060	Chronic Conditions
		1,664	Community Capacity
		100	Infectious Disease
		9,220	Injuries
		<u>9,220</u>	Public Protection
		\$ 15,808	Total
\$ 445,608	Administrative Services Admin. Services Account	\$ 445,608	Administrative Services
			Distribution Account
\$ 42,072	College Aid Commission Voc-Tech. Tuition Grant	\$ 42,072	College Aid Commission
			ACE Program
\$ 162,237	Administrative Services Admin. Services Account	\$ 162,237	Administrative Services
			Distribution Account
\$ 20,000	Human Rights Status of African Americans	\$ 20,000	Human Rights
			Central Admin.
\$ 96,329	Public Defense Military Division	\$ 96,329	Public Defense
			Comp. & Expense
\$ 70,000	Public Defense Military Division	\$ 70,000	Public Defense
			Comp. & Expense

FY 2005 Appropriation Transfers (Continued)

Dollars Transferred	Department/Division Transferred To	Dollars Transferred	Department/Division Transferred From
	Corrections		Corrections
\$ 100,000	2nd Judicial District	\$ 250,000	Clarinda Correctional Institution
150,000	8th Judicial District		
<u>\$ 250,000</u>	Total		
	Corrections		Corrections
\$ 50,000	1st Judicial District	\$ 50,000	Newton Correctional Institution
	Transportation		Transportation
\$ 230,000	Workers' Comp.	\$ 230,000	Indirect Cost Recovery
	Human Services		Human Services
\$ 725,000	Sexual Predator Commit.	\$ 725,000	State Cases
	Inspections & Appeals		Human Services
\$ 1,063,620	Indigent Defense	\$ 800,000	Supplementary Assistance
		263,620	State Cases
		<u>\$ 1,063,620</u>	Total
	Law Enforcement Academy		Human Services
\$ 41,049	Academy Operations	\$ 41,049	State Cases
	Civil Rights Commission		Human Services
\$ 78,000	Operations	\$ 78,000	State Cases

FY 2006 Appropriation Transfers

Dollars Transferred	Department/Division Transferred To	Dollars Transferred	Department/Division Transferred From
	Human Rights		Human Rights
\$ 20,000	Status of African Americans	\$ 20,000	Latino Affairs
	Inspections & Appeals		Inspections & Appeals
\$ 80,000	Administration Division	\$ 80,000	Health Facilities Division

Lease-Purchase Notifications

Lease-Purchase		
Principal	Department	Purpose
\$ 549,784	Iowa State	Purchase laptop computers.
\$ 2,435,000	Public Safety	Replacement of the Automated Fingerprint Information System (AFIS). The lease purchase was authorized in SF 2298 (FY 2005 Omnibus Appropriations Act).
\$ 150,000	Corrections	For upgrades to the Security Control System at the North Central Correctional Facility in Rockwell City.
\$ 165,500	Revenue	Replace desk top computers - Cancelled.

Summary of Committee Agenda Topics and Information Received

- Received updates on the status of the General Fund budget.
- Received updates on the status of significant non-General Fund sources, which included:
 - Endowment for Iowa's Health Account
 - Restricted Capital Fund of the Tobacco Settlement Trust Fund
 - Endowment for Iowa's Health Restricted Capitals Fund of the Tobacco Settlement Trust Fund
 - Healthy Iowans Tobacco Trust (HITT) Fund
 - Rebuild Iowa Infrastructure Fund (RIIF)
 - Environment First Fund
 - Senior Living Trust Fund
- Reviewed FY 2007 built-in and planned expenditures.
- Received updates on the Healthy and Well Kids in Iowa (hawk-i) Program.
- Received updates on the Medical Assistance Program (Medicaid).
- Reviewed the Governor's item vetoes of FY 2006 legislation.
- Reviewed State Cases expenditures and transfer information.
- Received a report on Income tax withholding comparisons and farm/nonfarm employment data.
- Received an update on the Wallace State Office Building and options for replacement.
- Received a report on the refunding of the Tobacco Bonds by the Tobacco Settlement Authority.
- Received a report on the Bonding update for the Honey Creek Resort State Park Project.
- Received a report on energy and fuel costs.
- Received information on Child and Family Services and Adoption Subsidy Expenditures within the Department of Human Services.
- Received information on Military Pay Differential expenditures.

Materials distributed to the Committee related to these topics are maintained at the Fiscal Services Division office and are available upon request. The agenda, minutes, and handouts for each meeting can be found on the LSA web site at:
<http://staffweb.legis.state.ia.us/lfb/committee/fiscalcomm/fiscalco.htm>.

Respectfully Submitted,

Senator Bob Dvorsky
Co-chairperson

Senator Jeff Angelo
Co-chairperson

Rep. Scott Raecker
Co-chairperson

Chair Senator Tom Courtney
Chair Senator Ron Wieck
Chair Representative Dwayne Alons
Representative Joe Hutter, VC
Representative Vicki Lensing, RM
Senator Michael Connolly
Senator Pat Ward
Representative Clel Baudler
Representative George Eichhorn
Representative Jamie Van Fossen
Representative Roger Thomas



Attachment D
Representative Wes Whitead
Representative Cindy Winckler

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MEMORANDUM

To: Members of the Legislative Council
From: Co-chairpersons Senator Thomas Courtney, Senator Ron Wieck, and Representative Dwayne Alons
Date: June 9, 2006
Re: Departments and programs reviewed by the Government Oversight Committee during the 2006 Legislative Session and topics selected for review during the 2006 interim.

As required in 2002 Iowa Acts, Chapter 1162 (SF 2325 - FY 2002 Oversight Government Reform Act), the Government Oversight Committee is reporting to the Legislative Council regarding the activities during the 2006 Legislative Session and the areas selected for review during the 2006 interim by the Government Oversight Committee.

The schedule of Committee meetings for the 2006 interim began with meetings on May 8, 9, 15, 16, 22, 23. Other meetings have been tentatively scheduled as follows:

- June 19, 20 (Monday, Tuesday)
- July 18, 19 (Tuesday, Wednesday)
- September 18, 19 (Monday, Tuesday)
- October 30, 31 (Monday Tuesday)
- December 13,14 (Wednesday, Thursday)

On May 23, 2006, the Government Oversight Committee adopted the following recommendation for Legislative Council Consideration:

That the remaining carryover balance of one million dollars from E911 wireless surcharge revenue, and any additionally generated carryover balance, shall not be expended by the Office of Homeland Security and Emergency Management Division for any purpose until consideration is given to the level of surcharge being imposed and related issues during the 2007 Legislative Session. The motion passed unanimously.

The Government Oversight Committee also requests that the Legislative Council continue to recommend that any required reports adopted in 2006 legislation, not otherwise specified to be received by a designated agency, entity, or Committee, be submitted to the Government Oversight Committee.

The following information is also included with this report:

1. **Attachment 1** is a listing of topics discussed during the 2006 Legislative Session, Joint Government Oversight Committee meetings. The Committee met fifteen times beginning on January 19, 2006. Specific information regarding the agendas, minutes,

and handouts from those meetings can be found under "Committee Information" at:
<http://www3.legis.state.ia.us/ga/committee.do?id=41>

2. **Attachment 2** is a listing of potential topics for review during the 2006 interim. The list includes continued items to study in 2006, updates on topics from the 2005 interim and the 2006 Legislative Session as well as new topics for review during the 2006 interim. The Regular Updates section includes status reports from the Department of Administrative Services, the Lottery Authority, Government Reinvention activities, Help America Vote Act, and Homeland Security. These Updates will include monthly, quarterly, and semi-annual status reports to the Government Oversight Committee by State agencies, project teams, and elected officials.
3. **Attachment 3** is a listing of Bills sponsored by the Government Oversight Committee during the 2005 Legislative Session. There are other Bills pending Committee action that will be discussed during the 2006 interim.

A list of 2006 required reports is being developed and will be provided with the submission of the 2006 interim report to the Legislative Council prior to the 2007 legislative session.

If you have any questions, please contact LSA staff, Douglas Wulf (515-281-3250), Sam Leto (515-281-6764), or Richard Nelson (515-242-5822).

**Government Oversight Committee Meetings
List of Topics Discussed During the 2006 Legislative Session**

January 19

Update by the Board of Regents regarding the status of taskforce recommendations regarding visually impaired children in Iowa and specifically the future of the Iowa Braille and Sight Saving School in Vinton, Iowa.

Discussed the feasibility study and report to the General Assembly dated November 17, 2005, as required by Division VII, Section 34, House File 868 (Grow Iowa Values Fund)

January 24

Discussed a referral from the Ethics and Campaign Disclosure Board dated December 9, 2005, regarding possible unfair competition with small businesses by the Dallas County Soil and Water Conservation District.

January 25

Discussed concerns raised by Senator Hahn regarding contracting for inspections and monitoring of permanently moored vessels by the Department of Natural Resources.

January 26

Discussed issues relating to non-competition by State Government in Chapter 23A, Code of Iowa, with staff from the Ombudsman's Office and the Ethics and Campaign Disclosure Board.

January 31

Discussed with representatives from the Department of Agriculture and Land Stewardship, bioterrorism effects on food quality and practices used to monitor food safety in Iowa. Also, discussed fuel testing, as required by the Code of Iowa, and the responsibilities of the Bureau of Weights and Measures in the Department.

February 1

Discussed criminal sentencing with Judge Robert Hutchison and Judge Michael Mullins. Also, received an overview of sentencing and correctional policies impacts from Dick Moore and Paul Stageberg, Department of Human Rights.

February 2

Discussed TouchPlay machines with Edward Stanek, Chief Executive Officer (CEO), Iowa Lottery, and requested responses to questions from the Committee.

February 7

Discussed the needs for sentencing reform with the Department of Correction's staff, representatives of drug courts, Community Based Corrections (CBC) Directors, and several victims of crimes.

February 8

Discussed sentencing with representatives of the Iowa State Sheriff's and Deputies' Association, a private jail advocate, and the Iowa County Attorney's Association.

February 14

Discussed audit fees assessed to various State Agencies and Departments by the State Auditor.

Discussed the FY 2006 Budget for the Lottery with Ed Stanek, CEO.

February 15

Discussed an update from the Office of State Fire Marshall regarding citations at Regents Universities and other facilities throughout the State.

April 4, 5, 6

The Committee heard testimony regarding the Central Iowa Employment and Training Consortium (CIETC).

April 11, 12, 13

The Committee heard testimony regarding the Central Iowa Employment and Training Consortium (CIETC).

April 18, 19, 20

The Committee heard testimony regarding the Central Iowa Employment and Training Consortium (CIETC).

May 2

The Committee heard testimony regarding the Central Iowa Employment and Training Consortium (CIETC).

More Information

Committee meetings involving CIETC are being recorded, and can be linked via the opening page of the General Assembly internet homepage. A website address for the recorded meetings is:

http://www4.legis.state.ia.us/lfb/SubCom/related_links/Oversight_Recordings.html

**Government Oversight Committee
List of Topics for Future Meeting Agendas
Updated June 2006**

1. **Board of Regents Update** – update on report from the task force and the recommendations regarding the future on the Iowa Braille and Sight Saving School in Vinton. ***Done, but have the Board staff come back with updated report.***
2. **Board of Regents** – review the Regents’ compliance with Division VII, Section 34, House File 868 (Grow Iowa Values Fund), regarding a feasibility study related to the establishment of a graduate school in western Iowa. ***Done, but have the Board staff come back with updated report.***
3. **Sentencing Reform Possibilities** (excluding mandatory minimums). ***Done, but get an update from Criminal Juvenile Justice Planning, (CJJP).***
4. **Executive Council** – a review of the Council’s organization, duties, and procedures pursuant to HSB 257 (Executive Council Reorganization).
5. **Record Keeping** – Committee discussion regarding establishment of a blue ribbon task force as a follow up request by the Administrative Rules Committee. Update by Governor’s Office or member of task force.
6. **DOC Rockwell City Warden** – recall the Warden for more questions.
7. **Iowa Workforce Development/Central Iowa Employment and Training Consortium (CIETC)** – continued discussion.
8. **Gifts and Bequeaths Report** – review and discussion of the 2005 annual report filed by the Ethics Board.
9. **Department of Corrections - Sex Offender Treatment Program.** Hear testimony from former inmates.
10. **Department of Corrections** – ideas for financial savings from a private citizen.
11. **Auditor of State** – report on “fund of funds”.
12. **Board of Regents** – State University of Iowa changes.
13. **Racing Association of Central Iowa (RACI)** – discuss concerns relating to Board Members that left the CIETC Board but remain on the RACI Board.

Other – Regular Updates during the 2006 Legislative Session and Interim

- Government Reinvention – LSA to provide materials.
- Charter Agencies – DOM and Charter Agencies to provide update.
- Public Strategies Group (PSG) – DOM and PGS to provide materials.
- Grants Enterprise Management System (GEMS) – DOM to provide materials.
- Department of Administrative Services (DAS) – DAS to provide materials.
- Integrated Information for Iowa (I/3) Project – ITE and DOM to provide materials.

- Help America Vote Act (HAVA) – Secretary of State Update.
- Homeland Security – Update on funding and costs associated with E/911 System.
- Lottery – Lottery to provide semi-annual report updates and annual budget.

**Bills Sponsored by the Government Oversight Committee
2005 and 2006 Legislative Session**

- SF 396** A Bill for an act authorizing the sale of Iowa Communications Network capacity under specified circumstances, affecting the operation of the Network, and making appropriations. (Formerly SF 133)
- SF 397** A Bill for an act providing for energy performance-based contracts for certain public entities and public educational facilities. (Formerly SSB 1296)
- SF 398** A Bill for an act encouraging community investment in before and after school programs by allowing school districts to request additional allowable growth and providing for related matters.
- SF 403** A Bill for an act providing for the receipt of and costs relating to public records requests. (Formerly SSB 1295) Effective 7-1-05.
- SF 406** A Bill for an act relating to the establishment of State and school antiharassment or antibullying policies, providing data collection and reporting requirements, and providing for immunity and other related matters. (Formerly SSB 1308; Also see SF 2365)
- SF 2321** A Bill for an act relating to the confidentiality of certain information relating to homeless individuals and individuals receiving housing assistance. (Formerly SSB 3161)
- SF 2323** A Bill for an act creating a criminal code revisions task force. (Formerly SSB 3212)
- SF 2328** A Bill for an act making black bears and cougars fur-bearing animals. (Formerly SSB 3196)
- SF 2338** A Bill for an act modifying provisions relating to utilization of indirect cost reimbursements in appropriations to the Office of Grants Enterprise Management of the Department of Management, and making an appropriation. (Formerly SSB 3118) Effective 7-1-06.
- SF 2365** A Bill for an act relating to the establishment of State and school antiharassment or antibullying policies, providing data collection and reporting requirements, and providing for immunity and other related matters. (Formerly SF 406)
- SF 2392** A Bill for an act relating to the filing of reports with the Ethics and Campaign Disclosure Board. (Formerly SSB 3261)
- SF 2393** A Bill for an act relating to violations of Iowa's noncompetition by government law and providing penalties and remedies. (Formerly SSB 3160)
- SF 2410** A Bill for an act relating to government accountability and concerning service contract requirements, contractual requirements for certain entities receiving public moneys, requirements for joint agreements involving governmental entities, additional review by the Auditor of State, the authority of the Citizens' Aide, employment rights of employees making a disclosure of information, and the authority of the Legislative Oversight Committee, and including an implementation provision and making penalties applicable. (Also see HF 2798)
- SR 170** A Resolution conferring authority upon the standing Committee on Government Oversight to conduct an investigation into the compensation levels, use of public moneys, personnel, operations, funding, and oversight of the Central Iowa Employment and Training Consortium, the Iowa Department

of Workforce Development, and all matters reasonably related thereto. (Also see [HR 176](#))

[HF 536](#) A Bill for an act relating to dual governmental employment by Executive Branch officials and state employees.

[HF 814](#) A Bill for an act relating to electronic notices of bidding opportunities for State purchases. Effective 07-01-05.

[HF 829](#) A Bill for an act relating to bidding requirements for State Executive Branch purchases. (Formerly [HSB 168](#))

[HF 846](#) A Bill for an act relating to employment and improper influence ethics issues for Executive Branch officials and employees, and making penalties applicable. (Formerly [HF 486](#))

[HF 849](#) A Bill for an act to privatize the pool of passenger motor vehicles maintained and operated by the Department of Administrative Services. (Formerly [HF 688](#)) (See Committee Bill [HF 2746](#))

[HF 2447](#) A Bill for an act modifying provisions relating to utilization of indirect cost reimbursements in appropriations to the Office of Grants Enterprise Management of the Department of Management, and making an appropriation. (Formerly [HSB 592](#))

[HF 2478](#) A Bill for an act relating to the regulation of Area Education Agencies and local education agencies wishing to participate in the Medical Assistance Program. (Formerly [HSB 658](#))

[HF 2746](#) A Bill for an act relating to State employee vehicle usage. (Formerly [HF 849](#))

[HF 2752](#) A Bill for an act relating to State bidding requirements for purchases. (Formerly [HSB 508](#))

[HF 2757](#) A Bill for an act relating to the removal of social security numbers from documents filed with the county recorder. (Formerly [HSB 771](#))

[HF 2765](#) A Bill for an act concerning the Military Division of the Department of Public Defense. (Formerly [HSB 772](#))

[HF 2779](#) A Bill for an act relating to citations issued to persons under the age of eighteen for alcohol-related offenses and parental and school notification. (Formerly [HSB 775](#))

[HF 2798](#) A Bill for an act relating to government accountability and concerning service contract requirements, contractual requirements for certain entities receiving public moneys, requirements for joint agreements involving governmental entities, additional review by the Auditor of State, the authority of the Citizens' Aide, establishment of a Whistleblower Board, and the authority of the Legislative Oversight Committee, and including an implementation provision and making penalties applicable.

[HR 176](#) A Resolution conferring authority upon the standing Committee on Government Oversight to conduct an investigation into the compensation levels, use of public moneys, personnel, operations, funding, and oversight of the Central Iowa Employment and Training Consortium, the Iowa Department of Workforce Development, and all matters reasonably related thereto. (Also see [HR 170](#))

REPORT OF THE INTERNATIONAL RELATIONS COMMITTEE TO THE LEGISLATIVE COUNCIL

January 18, 2006
February 7, 2006
February 21, 2006

MEETINGS: The International Relations Committee of the Legislative Council met on January 18, February 7, and February 21, 2006.

January 18, 2006

The agenda included presentations by representatives of the international programs at the Regents universities.

Iowa State University. Mr. Trevor Nelson, Program Director, Study Abroad Program, reviewed the University's International Activities 2006 Report, which is on file with the Legislative Services Agency.

University of Northern Iowa. Ms. Yana Cornish, Study Abroad Coordinator, and Dr. Cheryl Roberts, Acting Head, Department of Modern Languages, reviewed the UNI Summary of Current International Activities, which is on file with the Legislative Services Agency.

University of Iowa. Dean William M. Reisinger, Associate Provost and Dean of International Programs, and Dr. Diana K. Davies, Director of International Programs, reviewed the various documents contained in the University of Iowa International Programs folder, which is on file with the Legislative Services Agency.

Discussion. The members expressed interest in the Regents universities expanding outreach efforts to grades K-12 to encourage young students to become involved in language and international activities at an earlier age. The members also expressed interest in the Regents universities connecting with the business community in their international programs efforts. Representatives of the Regents universities encouraged legislators to act as ambassadors for their international programs during the legislators' travels. Co-chairperson Jenkins expressed interest in holding an international student and faculty reception at the Capitol and asked the University representatives to present a plan for such a reception.

February 7, 2006

The agenda included a presentation on the United States Center for Citizen Diplomacy.

Kosovo exchange. Mr. Myles Kappelman, Legislative Services Agency, presented information regarding an Iowa Council for International Understanding (ICIU) grant proposal with the U.S. Department of State for an international exchange program with Kosovo. Representative Jacobs moved and Senator Johnson seconded the motion to send a letter of support from the International Relations Committee to ICIU for inclusion with the grant proposal.

United States Center for Citizen Diplomacy. Ms. Ann Schodde, President, ITEBS and Associates, accompanied by Mr. Phil Latessa, Executive Director, Iowa Sister States, presented a proposal for the establishment of a United States Center for

Citizen Diplomacy (USCCD) in Iowa. Ms. Schodde discussed the origination of the idea and current discussions with congressional, state, and local officials. Ms. Schodde discussed what the Center will do, including recruitment of Americans to engage in international exchange programs, recognition of citizen diplomacy efforts, and expansion of the resources devoted to citizen diplomacy. Ms. Schodde noted that the Center could be a "sister" to the existing National Institute for Peace (NIP) which sends people all over the world to participate in conflict resolution. The NIP is included in the federal budget, annually, and currently receives \$21.0 million. The USCCD would focus on preparing Americans to be better diplomats abroad. The initial step would be to develop an advisory group to perfect the business plan for the USCCD in the first 12 months of the four-to-five-year effort. To this end, Ms. Schodde suggested that a \$65,000 budget has been proposed. She noted that a donor has already provided \$25,000 and that she intended to go before the Polk County Board of Supervisors on February 8, 2006, to ask for the county's pledge of \$20,000 toward the effort. At the end of the 12 months, the advisory group would make a full report regarding how to proceed. In FY 2007, the proposal would require approximately \$466,000 in federal and state funding, \$150,000 of which would be state funding and in FY 2008, approximately \$617,000 in federal and state funding, \$200,000 of which would be state funding. In FY 2007 and FY 2008, private donations of approximately \$200,000 to \$250,000 would also be required. Beginning in FY 2009, approximately \$9.8 million in federal funding would be required, with a state and local match in the form of provision of the facility. Ms. Schodde noted that a donor has also pledged \$1.0 million to the effort.

In response to member questions regarding what the USCCD would do and if the USCCD would coordinate existing efforts, Ms. Schodde noted that the business plan includes a variety of potential purposes for the Center and that part of the mission of the advisory group during the first 12 months would be to perfect the purpose of the Center. She noted that part of the reason for development of the Center is to coordinate the efforts of the more than 200 existing international groups. Various members suggested the need to narrow the focus of the Center and possibly to include development of a curriculum for students in citizen diplomacy, training in citizen diplomacy, and coordination of programs with institutions of higher education.

The members also discussed the need to improve the process for international students and others to come to the United States since this process has become quite formidable following September 11, 2001. Ms. Schodde noted that one of the goals of the Center would be to combine the power of the individual international groups to address these issues in a coordinated manner.

A number of members noted that Iowa has historically been a strong leader in citizen diplomacy efforts and has many locations and individuals involved in promoting internationalism and citizen diplomacy.

The members stressed the need to involve the executive branch and Ms. Schodde noted that the Governor's letter of support is included in the materials presented and that she has met with the Department of Economic Development Director, Mary Lawyer, and with former Director Michael Blouin, who both suggested that tourism would be the best fit for an executive branch connection.

Senator Tinsman moved and Senator Fraise seconded a motion that the Committee supports Ms. Schodde's efforts to move forward with the process to establish the United States Citizen Diplomacy Center in Iowa and to keep the Committee informed of her progress.

February 21, 2006

The agenda included presentations by representatives of international programs at private colleges and universities in the state.

Iowa Association of Independent Colleges and Universities. Dr. John Hartung, President, Iowa Association of Independent Colleges and Universities (IAICU), introduced representatives of Grinnell College, Central College, and Drake University to provide information about international programs at their institutions. Dr. Hartung provided a document entitled "International Student and Study Abroad Statistics for IAICU Institutions, 2005" for the Committee's review. The document provided information about the numbers and percentages of international students attending IAICU institutions and IAICU students studying abroad.

Grinnell College. James Sumner, Dean for Admission and Financial Aid, Grinnell College, provided written information about the international program at Grinnell College. He noted that the international program is a very intentional part of what the College does. Grinnell is presently conducting a study to determine how the presence of international students on the campus contributes to the mission of the College. Grinnell has also recently opened a Cultural Education Center. Over 50 percent of the students at Grinnell will study abroad, and the majority of international students who study at Grinnell will return to their native countries. He also noted that because China and India are growing economic powers, if domestic students are not educated with Chinese and Indian students, domestic students will be at a disadvantage. He noted that Grinnell College participates in a program which allows students from the Middle East to study in Iowa, which is a rarity since September 11, 2001.

Central College. Elizabeth Benedict, Coordinator of Event Planning, Central College Abroad, noted that of the College's 1,550 students, 30 are international students. One half of the student body will study abroad during their tenure at Central, with approximately 300 Central students studying abroad annually. The College offers a variety of international program opportunities and allows students to use grants and loans for the international programs as well as to transfer academic credits.

Drake University. Ron Troyer, Provost, Drake University, provided information about the Chinese Cultural Exchange Program at Drake. This program facilitates exchanges of faculty, students, and graduates between educational institutions in China and Drake University. The goal of the program is to offer American and Chinese faculty, students, and graduates opportunities for personal and professional development and to bring more diversity to campus. The program also provides graduates of any Iowa college or university with the opportunity to teach in a middle-school or college in China. Mr. Troyer noted that unlike India, China does not have an excellent education system, and recently, China has indicated interest in sending faculty members to Drake. He also noted that every student from China in the Drake program who applied for a VISA this year received the VISA.

Discussion. The Committee members and presenters discussed ways in which the General Assembly could assist with international programs and students. Dr. Hartung suggested that international programs are important to economic

development and that because high school graduate enrollment in Iowa is flat, it is important to assist international students in gaining access to programs in the United States. He suggested that the Committee might assist with communications with the State Department and noted that when international students come to Iowa they don't "disappear" but are well-tracked by the institutions. Mr. Sumner noted that many small schools in Iowa would be in trouble financially if they didn't have international students because they contribute to the economy and to the community. Higher education is a top export of the state of Iowa, and for very little investment there is a tremendous return. The Promoting Iowa Education organization focuses on attracting international students and represents the Regents institutions as well as independent colleges and universities.

In response to a question regarding the variety of foreign languages being taught at the independent colleges and universities, Dr. Hartung offered to provide the Committee with this information. The members also inquired about follow-up with international students after they graduate as well as opportunities to remain in Iowa following graduation for domestic students who study abroad or are interested in international employment. The presenters noted that many Iowa companies require the skills of students with international experience, and that Iowa colleges and universities should endeavor to improve communication with students about in-state employment opportunities and also to determine other ways to retain these students in Iowa.

REPORT OF THE STUDIES COMMITTEE TO THE LEGISLATIVE COUNCIL

June 16, 2006

The Studies Committee of the Legislative Council met on June 16, 2006, and makes the following report for approval by the Legislative Council:

A. Guidelines. That the attached guidelines for interim study committees were adopted by the Legislative Council for 2005-2006 Interims on June 27, 2005.

B. 2006 Studies. That the Legislative Council authorize interim study committees for the 2006 Interim with the indicated number of members and meeting days to address the following topics, and that the Legislative Council authorize the legislative leadership of the four caucuses to approve additional meeting days for an interim study committee as necessary.

1. **Mental Health, Mental Retardation, Developmental Disabilities, and Brain Injury Services Funding.** Review formulas used for distribution of state funding for mental health, mental retardation, developmental disabilities, and brain injury (MH/MR/DD/BI) services in the state, including examination of the public sources of the funding and programming for the services and input from counties, advocates for persons with disabilities, and other interested persons.
 6 Senate
 5 House
 4 Ex officio, nonvoting members:
 2 representing Iowa State Association of Counties
 1 representing Department of Human Services
 1 representing MH/MR/DD/BI Commission
 2 Meeting Days

2. **Emergency Services.** Study the governance, structure, and funding of the state's emergency services and available training for emergency services providers and receive input from the Department of Public Defense's Division of Homeland Security and Emergency Management; Departments of Human Services, Public Health, and Public Safety, including the State Fire Marshal; and representatives of emergency services providers, including the Iowa Firemen's Association, Iowa Fire Chiefs Association, Iowa Association of Professional Fire Chiefs, Iowa Professional Fire Fighters, Iowa Emergency Medical Services Association, and emergency room physicians.
 4 Senate
 5 House
 2 Meeting Days

3. **Low-Income Home Energy Assistance Program (LIHEAP) and Weatherization Program.** Review issues involving the Low-Income Home Energy Assistance Program (LIHEAP) and Weatherization Program including financial assistance, the application and intake processes, the community action agencies' assessment and resolution proposal, and whether to involve the Department of Human Services in the administration of the programs to enable low-income persons to access additional assistance programs through a single location.
 4 Senate
 5 House
 2 Meeting Days

- 4. Continuity of Government Planning.** Examine issues relating to the continued functioning of state government following a disaster, including gubernatorial succession, replacement of constitutional officers and department heads, legislative elections to fill vacancies, and continued funding of state government if the General Assembly is unable to meet and pass a budget.

4 Senate

5 House

2 Meeting Days

- 5. Meskwaki Tribal Court.** Continue work to determine the proper manner for the Iowa Court System to recognize civil judgments, decrees, and orders issued by the Meskwaki Tribal Court.

4 Senate

5 House

2 Meeting Days

Respectfully submitted,

Representative Sandy Greiner
Chairperson

Senator Mary Lundby
Co-vice Chairperson

Senator Amanda Ragan
Co-vice Chairperson

GUIDELINES FOR INTERIM STUDY COMMITTEES

2005-2006 INTERIMS

Submitted to Legislative Council June 27, 2005

ADOPTION OF RULES

Interim study committees must have a majority of the members representing each house voting affirmatively in order to adopt rules.

COMPENSATION OF PUBLIC MEMBERS

Persons serving as public members of study committees are eligible to receive actual expenses only, if they are not eligible for expense reimbursement by an organization that they represent. In order for a public member representing an organization to be eligible to receive actual expenses, the organization must submit a letter to the Legislative Council indicating that the public member is not eligible for the reimbursement from the organization. Payment of the expenses is subject to the approval of the Chairperson and Vice-chairperson of the Legislative Council.

STAFF WORK FOR PUBLIC MEMBERS

After consultation with, as appropriate, the Legislative Services Agency (LSA) Director, a study committee chair may authorize research or legislative drafting work by the LSA for public members of study committees.

APPROVAL OF NOMINEES

Public members of study committees may be nominated by designated organizations, subject to Legislative Council approval or subject to the approval of the chair and vice chair of the Legislative Council in consultation with the minority leaders of the Senate and House of Representatives.

GENDER BALANCE

Appointment of public members to study committees shall be gender balanced.

APPROVAL OF ACTIONS

A majority vote of a study committee's voting members present is necessary to carry any action; however, recommendations to the Legislative Council or General Assembly must be adopted with the affirmative votes of a majority of the committee's members of each house.

VOTING BY PUBLIC MEMBERS

Unless otherwise provided by the General Assembly or the Legislative Council, public members of study committees are nonvoting.

APPROVAL OF MEETINGS OUTSIDE DES MOINES

Any meeting or public hearing by a study committee held outside of Des Moines requires the prior approval of the Studies Committee or legislative leadership.

PUBLIC HEARINGS

When authorization is given for a study committee to hold a public hearing, the committee may hold one hearing as a body or individual members may each hold a public hearing or groups of two or more members may hold public hearings. However, for each authorized public hearing, no members of the study committee may receive compensation for attendance at more than one session.

APPROVAL OF EXPENSES FOR SPEAKERS AND CONSULTING WORK

Any expenditure by a study committee for a speaker or presentation requires the prior approval of the Studies Committee and Legislative Council, or legislative leadership. Contractual consulting work for a study committee requires the prior approval of the Studies Committee and the Legislative Council.

SCHEDULING GUIDELINES

For the 2005 interim, the deadline for completion of interim study committee meetings is November 25, 2005, and for the 2006 interim the deadline is December 15, 2006. An interim study committee must meet the deadline or receive an exemption or a revised deadline date from the Legislative Council.

REPORT OF THE SERVICE COMMITTEE TO THE LEGISLATIVE COUNCIL

June 16, 2006

The Service Committee of the Legislative Council met on June 16, 2006, and makes the following report and recommendations to the Legislative Council for approval:

I. PERSONNEL REPORTS

A. Received and filed the annual personnel report from the Legislative Services Agency and recommends that the following employees be promoted, subject to performance review with approval of and effective date set by the director of the agency, reclassified due to restructuring, or given an exceptional meritorious increase:

- Mr. Matt Kruse, from Senior Finance Officer, grade 31, step 5, to Senior Finance Officer 2, grade 35.
- Mr. Bob Lamberti, from Legislative Document Technician 2, grade 22, step 3, to LIO Officer 1, grade 24.
- Ms. Nancy Dugan, from Legislative Document Technician 1, grade 19, step 3, to Legislative Document Technician 2, grade 22.
- Ms. Cindy Thurmond, from Legislative Document Technician 1, grade 19, step 2, to Legislative Document Technician 2, grade 22.
- Ms. Jacki Ellenwood, from Legislative Document Technician 1, grade 19, step 2, a one step exceptional meritorious increase.
- Mr. John Bellizzi, from Computer Systems Analyst 2, grade 29, step 3, to Computer Systems Analyst 3, grade 32.
- Ms. Robin Madison, from Legislative Analyst 2, grade 32, step 3, to Legislative Analyst 3, grade 35.
- Ms. Jennifer Acton, from Legislative Analyst 2, grade 32, step 3, to Legislative Analyst 3, grade 35.
- Ms. Ann Ver Heul, from Legal Counsel 1, grade 32, step 4, to Legal Counsel 2, grade 35.
- Ms. Emily Gardyasz, from Legal Counsel, grade 30, step 2, to Legal Counsel 1, grade 32.
- Ms. Chris Fisher, from Legislative Document Technician Supervisor, grade 28, step 7, to Systems Analyst, grade 32.
- Ms. Gina Garrett, Legislative Document Technician 3, grade 25, step 3, to Legislative Document Technician Supervisor, grade 28.
- Ms. Rhonda Fowler, Legislative Document Technician 2, grade 22, step 5, to Legislative Document Technician 3, grade 25.

B. Received and filed the annual personnel report from the Office of the Citizens' Aide/Ombudsman and recommends the authorization to fill two new positions, the current Legal Counsel position which has been filled in the past by the

Deputy, and one new Assistant position. Both positions relate to the new whistleblower functions of the Office as assigned per the 2006 government accountability legislation.

II. CENTRAL STAFF AGENCY FY 2007 BUDGETS

Recommends that the Legislative Council approve the proposed budget and budget allocations for the fiscal year beginning July 1, 2006, pursuant to Code section 2.12, as submitted by the following agencies:

- Legislative Services Agency
- Office of the Citizens' Aide/Ombudsman

Respectfully submitted,

Representative Christopher Rants
Chairperson