

M I N U T E S
LEGISLATIVE COUNCIL

August 9, 1979

The eleventh meeting of the 1977-1978 Legislative Council was called to order at 10:20 a.m., Wednesday, August 9, 1978 in Senate Committee Room 22 of the State House in Des Moines. Council members attending the meeting were:

Senator George R. Kinley, Chairperson
Senator C. Joseph Coleman
Senator Gene W. Glenn
Senator Eugene M. Hill
Senator Calvin O. Hultman
Senator Lucas DeKoster
Representative Gregory Cusack
Representative Floyd H. Millen
Representative Donald V. Doyle
Representative James I. Middleswart
Representative Delwyn D. Stromer
Representative Andrew P. Varley
Representative Richard W. Welden

Other persons present for the meeting included Director Serge Garrison, Senior Research Analyst Thane R. Johnson, Citizen's Aide Bill Angrick, Chief Clerk David Wray and Acting Secretary of the Senate Kevin P. Light. Several additional legislative staff persons, representatives of the news media and other interested persons also attended the meeting.

Senator Hultman moved that the minutes of the meeting of July 19, 1978 be approved as submitted to the Council members. The motion was seconded by Representative Stromer and adopted. A report on Educational Leave was distributed to the Legislative Council. There being no discussion, Representative Doyle moved that the report on Educational Leave be received. The motion was adopted.

Chairperson Kinley asked for the report of the Administration Committee. Representative Middleswart reported that three members of the Administration Committee met informally with Mr. Stanley McCausland, Director of the Department of General Services, to discuss the current status of the remodeling space to be made available in the southeast quadrant of the State House for legislative use. Because a quorum was not present at the Administration Committee meeting, Representative Middleswart asked that Mr. McCausland be authorized to make his recommendations directly to the Legislative Council.

There being no objections, Chairperson Kinley recognized Mr. McCausland. Mr. McCausland stated that it is unlikely that the space in the southeast quadrant of the State House designated for legislative use will be vacated by the Attorney General and the Treasurer of State in time to have the remodeling completed before the 1979 session. He stated that a major concern in remodeling the legislative area is the installation of adequate air conditioning equipment and that he recommends that the Legislative Council agree to pay the proportionate cost of renovating the mechanical facilities in the southeast quadrant to allow for chilled water air conditioning. He stated that he believes the overall cost will be less and adequacy of the air conditioning system will be improved if a chilled water air conditioning system is used rather than individual self-contained units as presently exist in the area.

In response to a question by Senator Hultman concerning the proposed \$85,000 estimated cost of the remodeling, Mr. McCausland stated that approximately \$34,000 of this estimated cost could be saved by having the restoration of the special painted patterns on the walls and ceilings done by painters presently employed by the Department of General Services. He emphasized that adapting the air conditioning system for the legislative area to the proposed air conditioning of the entire southeast quadrant would in the long run be less expensive and better suited to the needs of the proposed legislative meeting room. He added that he proposes that the General Assembly pay the proportionate cost of the space assigned to the General Assembly and the Executive Council pay the cost related to the executive offices in the quadrant. In reply to a question by Representative Welden, Mr. McCausland stated that he is requesting the Legislative Council to approve expenditure of planning costs only and not the cost of installing the air conditioning system and remodeling the area at this time.

After further discussion, Senator Hultman moved that the Legislative Council instruct Mr. McCausland to obtain comparative data on the estimated costs of air conditioning the southeast quadrant of the State House with chilled water and with self-contained air conditioning units.

There being no further discussion, the motion was adopted by voice vote.

Chairperson Kinley next recognized Senator Coleman for the report of the Studies Committee. Senator Coleman stated that the Studies Committee recommendation includes twenty-one studies and the membership of each subcommittee. He added that agreement on the members of the Subcommittee on Product Liability was reached just prior to the Legislative Council meeting and includes the following members. House members: From the Committee on Commerce, Representative Koogler and Representative Lonergan; from the Committees on Labor and Industrial Relations, Representative Pavich and Representative Crabb; from the Committee on Judiciary and Law Enforcement, Representative Nielsen and Representative Smalley.

Senate Members: From the Committee on Commerce, Senator Priebe and Senator Bisenius; from the Committee on Labor and Industrial Relations, Senator Nolting and Senator Murray; and from the Committee on Judiciary and Law Enforcement, Senator Willits and Senator Holden. Senator Coleman stated that some changes in appointments recommended by the respective chairpersons was necessary in order to balance the number of committee assignments of certain legislators. In reply to a question by Chairperson Kinley, Senator Coleman stated that for instance Senator Rodgers and Senator Scott both had four committee assignments prior to review by the Studies Committee and that these assignments were reduced to three each by the Committee.

Senator Coleman also stated that the Studies Committee recommends the addition of two studies; one from the Committees on Energy relating to nuclear power plant operations with special emphasis for uses of heat dissipated by the nuclear plant operation, and one from the Committees on Judiciary and Law Enforcement relating to the study of partition fence laws.

After discussion, Senator Hultman moved that the membership of the Joint Subcommittee on the Study of House File 2361 be amended by inserting Senator Hansen's name in lieu of Senator DeKoster. The motion was adopted by voice vote.

Chairperson Kinley stated that he has been informed that Senator Priebe cannot accept appointment to the Subcommittee on Water Laws and therefore he moved that Senator Calhoon replace Senator Priebe. The motion carried by voice vote.

Concerning the membership of the Joint Subcommittee on Urban Revitalization, Representative Cusack stated that he does not believe the House membership on the Subcommittee reflects the divergent points of view which were expressed by the House of Representatives during the past legislative session. He added that the membership from the House should be appointed from the Committee on Cities and the Committee on Ways and Means in the same way that the Senate membership was chosen. Senator Coleman responded that the House membership should not be changed because the House Committee on Ways and Means did not request the study. Senator Coleman added that three members of the Subcommittee, Representative Bina, Representative Dunton, and Representative Pavich, are also members of the Committee on Ways and Means, therefore a change in the House membership appears unnecessary. Representative Cusack responded that even though three members of the Committee on Cities are also members of the Committee on Ways and Means, the need for the subcommittee membership to reflect the divergent views of the House of Representative is still necessary to make the study meaningful. He added that he realizes that making the change at this point is awkward but it is necessary to resolve the problems which have been clearly expressed on the issue by the House members.

In reply to a question by Chairperson Kinley, Representative Cusack stated that Speaker Cochran is aware and understands the problem presented by the House membership on this Subcommittee, but he has not discussed the matter with Representative Fitzgerald.

After further discussion, Representative Varley moved that the House membership on the Subcommittee on Urban Revitalization be increased to seven members by adding Representative Cusack and Representative Thompson and that actions taken by this Subcommittee would require passage by a majority vote of the Senate members and the House members voting separately. There being no further discussion, the motion was adopted by voice vote.

There being no further discussion of the Report of the Studies Committee, Senator Coleman moved the adoption of the report as amended. The motion was adopted by a voice vote. A copy of the Studies Committee report as amended and adopted by the Legislative Council is attached to and by this reference made a part of these minutes.

Chairperson Kinley next recognized Mr. Bill Angrick, Citizen's Aide to introduce two new staff persons. Mr. Angrick introduced Mr. Charles Richards and Mr. John Spinnato who have recently joined his staff.

Chairperson Kinley noted that the next meeting of the Legislative Council is scheduled for Wednesday, September 13, 1978.

There being no further business, Representative Varley moved that the Legislative Council adjourn at 11:10 a.m. The motion carried.

Respectfully submitted,

THANE R. JOHNSON
Senior Research Analyst

SERGE H. GARRISON
Director