

M I N U T E S
IOWA LEGISLATIVE COUNCIL

November 15, 1990

PRELIMINARY BUSINESS

The sixteenth meeting of the 1989-1990 Legislative Council was called to order by Chairperson Senator Bill Hutchins at 2:06 p.m., Thursday, November 15, 1990, in Committee Room 22 of the State House, Des Moines, Iowa. Members present in addition to Chairperson Hutchins were:

Lieutenant Governor JoAnn Zimmerman
Senator C. Joseph Coleman
Senator Donald Doyle
Senator Emil Husak
Senator Julia Gentleman
Senator Joseph Welsh
Senator Dale Tieden
Representative Bob Arnould
Representative Kay Chapman
Representative John Connors
Representative Roger Halvorson
Representative William Harbor
Representative Mary Lundby
Representative Harold Van Maanen

Also present were Senator Jack Rife, Minority Leader-Elect; Ms. Diane Bolender, Director, Legislative Service Bureau; Mr. Dennis Prouty, Director, Legislative Fiscal Bureau; Mr. Sandy Scharf, Director, Computer Support Bureau; Mr. Thane R. Johnson, Senior Research Analyst, Legislative Service Bureau; other legislative staff members; representatives of the news media; and other interested persons.

ROLL CALL AND APPROVAL OF MINUTES

Chairperson Hutchins noted that the roll call has been taken as members of the Legislative Council arrived. Chairperson Hutchins recognized Senator Coleman who moved to approve the minutes of the meeting of September 13, 1990, as distributed. The motion was adopted.

ELECTION LAWS PRICING POLICY

Chairperson Hutchins next recognized Ms. Diane Bolender, Legislative Service Bureau, for a review of a recommendation submitted by Ms. Kristi Little, Superintendent, State Printing Division, Department of General Services, relating to 1990 Election Law Supplement prices. Ms. Bolender stated that based on the costs of preparation and publication of the 1990 Election Law Supplement, the recommended price for the Supplement is \$10.50 plus \$.42 tax.

There being no comment on the recommendation from Ms. Little, Representative Chapman moved the approval of the recommendation as submitted. The motion was adopted.

A copy of Ms. Little's recommendation to the Legislative Council is attached to and by this reference made a part of these minutes.

REPORT ON NEW MEMBER ORIENTATION

Chairperson Hutchins next recognized Ms. Bolender for a report on proposals for the new member orientation. In summary, Ms. Bolender stated that as a result of a survey of new members from the preceding orientation, a plan to include spouses with the new member orientation is being developed. She also stated that Wednesday morning would be utilized as a laboratory experiment for new members to practice using the microphones and addressing the chair as well as receiving initial information regarding the redistricting process which will be carried out during the 1991 legislative session. Following her summary remarks concerning the new member orientation proposal, Ms. Bolender requested the approval of expenses associated with the New Member Orientation Program. There being no further comments, the approval of expenses was moved and the motion was adopted.

A copy of the memorandum requesting approval of expenses associated with the New Member Orientation Program is attached to and by this reference made a part of these minutes. A copy of the Tentative Agenda for the New Member Orientation Program is filed with the Legislative Service Bureau.

REPORT OF SERVICE COMMITTEE

Chairperson Hutchins recognized Representative John Connors for the Report of the Service Committee. Representative Connors reviewed the recommendations of the Service Committee item by item. Following completion of his review, Representative Connors introduced the six new staff members to the Legislative Council.

Concerning item 18, where the Service Committee recommends that the Legislative Council reactivate and reappoint members to the Capitol Space Allocation Committee, Representative Halvorson asked whether or not the State Fire Marshal should be invited to reexamine the legislative office facilities in the State House if the changes recommended by the State Fire Marshal during the previous inspection of the facilities have not been carried out. Representative Connors responded that he agrees that past changes have not been made as recommended by the State Fire Marshal and that there are several substandard office facilities being utilized by members of the General Assembly and their staff. In response to a question by Representative Halvorson, Chairperson Hutchins stated that he believes it is time to totally review the space problems of the General Assembly and, therefore, the reactivation of an entirely new State Capitol Space Allocation Committee is in order.

Representative Van Maanen also expressed reservation about whether or not the State Fire Marshal should be asked to reinspect an area where changes have not been made since the preceding review and inspection. Representative Connors responded that he believes if a problem exists, then it should be corrected.

In reply to a question by Senator Gentleman, Representative Connors stated that he does not know what happened to plans relating to the relocation of Service and Fiscal Bureau personnel to the old State Historical Building.

After further discussion, Representative Connors moved the adoption of the report of the Service Committee. The report was adopted. A copy of the report of the Service Committee is attached to and by this reference made a part of these minutes.

REPORT OF THE ADMINISTRATION COMMITTEE

Chairperson Hutchins recognized Senator Donald Doyle for the Report of the Administration Committee. Senator Doyle stated that the Administration Committee met without a quorum on November 15, 1990, and makes a report regarding six items brought before it. He stated that the Administration Committee received information concerning the sale of the Code database and recommends that the database be sold to a vendor based upon a negotiated sale price for an initial period of one year. Secondly, he stated, the Administration Committee reviewed information regarding the policy of pricing and free distribution of legal publications. He stated that the Committee believes the Legislative Council should continue to review this policy with the goal of recovering all associated publication costs. However, he added that the Service Bureau has been requested to compile additional information

relating to free distribution of state documents and the potential duplication of efforts in printing and distributing portions of the Code by other state agencies. Third, he stated that the Committee requested that the Superintendent of Printing compile a listing of vendors on printing contracts for the Code of Iowa and the Administrative Code, including but not limited to, the Mitchellville Correctional Printing Unit, in-house printing by the State Printing Division, and private vendors. In addition, he stated that the Administration Committee members suggest that consideration be given to printing a portion of certain numbers of the Code of Iowa in softbound copy, that the Service Committee be alerted to situations where speciality requests such as Election Law Supplements often interfere with the Iowa Code Division's responsibility to publish Session Laws and Code in a timely manner, and that the Superintendent of Printing attempt to compile additional information regarding volume, sales, costs, and cost recovery of various legal publications.

In response to a question by Senator Gentleman, Senator Doyle stated that there is no bindery in the Des Moines area which is capable of providing publication services required by the Code of Iowa. There being no further comments, Senator Doyle moved the adoption of the report of the Administration Committee. The motion was adopted. A copy of the Report of the Administration Committee is attached to and by this reference made a part of these minutes.

SUPREME COURT RULES

Chairperson Hutchins again recognized Senator Doyle to explain the two proposed changes in rules adopted by the Iowa Supreme Court and submitted to the Legislative Council for review. Senator Doyle stated that the first rule relates to the reappointment of a disabled attorney and that he recommends that the Legislative Council not delay the implementation of this proposed rule change.

Senator Doyle stated that the second proposed change in rules relates to uniform child support guidelines and criteria. Again, Senator Doyle stated that he recommends that the Legislative Council not delay implementation of these rules. However, he noted that the rules will probably be a topic for review during the next legislative session.

There being no further comment, Senator Doyle moved the adoption of the report regarding the implementation of Iowa Supreme Court Rules. A copy of the proposed rules submitted by the Iowa Supreme Court is filed with the Legislative Service Bureau.

Chairperson Hutchins recognized Senator Gentleman who gave a special recognition to Senator Doyle for his work in reviewing and explaining to the Legislative Council the changes in rules submitted by the Iowa Supreme Court. She stated that she recommends that Senator Doyle be reappointed to the Legislative Council so that continuity can be maintained.

REPORT OF THE STUDIES COMMITTEE

Chairperson Hutchins, serving as Acting Chairperson of the Studies Committee, presented the Studies Committee Report. He stated that the Studies Committee Report is noncontroversial with certain Committees requesting extensions for final meeting dates and reinstatement of meeting days which were authorized earlier by the Legislative Council. He also noted that there is a request for expenses by a person providing testimony to the European Trade Task Force and a notice of resignation by a member of the Task Force.

Concerning item 7 of the Report, Representative Van Maanen asked for clarification as to the establishment of the Code Publication Study Committee. Senator Doyle commented that it has been a practice for a Code Publication Study Committee to be established biennially to review questions which have been brought to the attention of the Code Editor in reviewing and preparing the Iowa Code for publication.

In reply to a question by Representative Van Maanen as to who are to be the members of the Code Publication Study Committee, Senator Gentleman responded that the membership in the past has included the Chairpersons, the Vice Chairpersons, and the ranking members of the Judiciary Committees. In response to another question by Representative Van Maanen, Mr. John Pollak of the Legislative Service Bureau, stated that the request for the establishment of the Study Committee was received from the Chairpersons of the Committees on Judiciary.

In response to a comment by Senator Gentleman that the former membership of the Study Committee should be continued, Chairperson Hutchins stated that he prefers the joint leadership appoint the six members, three from each house.

After further discussion, Chairperson Hutchins stated that the request from Senator Varn and Representative Jay is for a one day meeting and that they request that the Chairpersons, Vice Chairpersons, and ranking members of the Standing Committees on Judiciary be appointed to the Study Committee. He stated that he will undoubtedly follow this request. After further discussion, Senator Husak moved the adoption of the report of the Studies Committee. The motion was adopted. A copy of the Report of the

Studies Committee is attached to and by this reference made a part of these minutes.

PUBLIC HEALTH GRANT HEARING

Senator Welsh notified the Legislative Council of the results of a public hearing held by the Fiscal Committee on September 12 regarding a grant application for a \$100,000 grant to provide AIDS services to low-income clients. Senator Welsh also noted that the next meeting of the Fiscal Committee will be held on December 17, 1990. A document relating to the public health grant is filed with the Legislative Service Bureau.

MISCELLANEOUS COMMENTS

In reply to a question by Representative Connors, Representative Van Maanen stated that Representative B. G. Clark remains in very serious condition following an auto accident earlier this fall. He stated that she remains in a Mason City Hospital.

ADJOURNMENT

There being no further business to come before the Legislative Council, Chairperson Hutchins adjourned the meeting at 2:41 p.m.

Respectfully submitted,

THANE R. JOHNSON
Senior Research Analyst

DIANE BOLENDER
Director, Legislative Service Bureau