

M I N U T E S
LEGISLATIVE COUNCIL

August 8, 1979

The seventh meeting of the Iowa Legislative Council was called to order at 1:45 p.m. by the Council Chairperson, Speaker Floyd Millen, on Wednesday, August 8, 1979 in Committee Room 22 of the State House. Members present in addition to the Chairperson were:

Senator Calvin O. Hultman
Senator Lowell Junkins
Senator John Murray
Senator William D. Palmer
Senator James Briles
Senator C. Joseph Coleman
Senator Richard Ramsey
Senator Bob Rush
Senator Ray Taylor
Representative Robert Anderson
Representative Donald Avenson
Representative John Clark
Representative Gregory Cusack
Representative Roger Halvorson
Representative William Harbor
Representative Delwyn Stromer
Representative Richard Welden
Lieutenant Governor Terry Branstad, Ex Officio

Also present were:

Mr. Wayne Faupel, Code Editor
Ms. Phyllis Berry, Deputy Code Editor
Senator Forrest Schwengels
Mr. Joe Royce, Administrative Rules Review Coordinator
Mr. David Wray, Chief Clerk of the House
Mr. Frank Stork, Secretary of the Senate
Mr. William Angrick, Citizen Aide-Ombudsman
Mr. Gerry Rankin, Legislative Fiscal Director
Mr. Thom Freyer, Legislative Fiscal Bureau
Mr. Serge Garrison, Director of the Legislative Service Bureau
Ms. Diane Bolender, Legislative Service Bureau

In addition, a number of other legislative staff and interested persons were present.

Representative Stromer moved and Senator Briles seconded the motion that the minutes of the July 6, 1979 Legislative Council meeting be approved as distributed to the members. The motion carried.

Chairperson Millen called for a report from the Studies Committee. Senator Hultman moved that Chairperson Millen be authorized to name the member of the Legislative Council to serve as a member of the County Home Rule Committee. Representative Harbor seconded the motion, and it carried.

Senator Hultman moved that the membership of the Corrections Subcommittee, composed of members of the Senate and House Committees on Human Resources and members of the House Committee on Judiciary and Law Enforcement and Senate Committee on Judiciary, consist of the following members:

HOUSE

Representative Horrace Daggett
Representative Andy McKean
Representative Betty Jean Clark of Cerro Gordo
Representative Donald Doyle
Representative Clay Spear

SENATE

Senator James Briles
Senator Robert Carr
Senator Merlin Hulse
Senator Tom Slater
Senator Sue Yenger

Representative Halvorson seconded the motion, and it carried.

Senator Hultman moved that the Legislative Council approve the request from Chairperson Schwengels of the Police Communications Review Committee to authorize it to perform as an interim study committee without additional meetings and expand its functions to include monitoring the work of the State Communications Advisory Council and reviewing the development of the state communications plan. Senator Taylor seconded the motion, and it carried.

Chairperson Millen called for the report of the Administration Committee. Senator Hultman reviewed the written report of the Administration Committee, a copy of which is attached and by this reference made a part of these minutes. Senator Hultman moved that the Legislative Council authorize the Chief Clerk and the Secretary of the Senate to meet with the firm of Hansen-Lind-Meyer to develop plans and specifications for the renovation of the first floor area being vacated by the Attorney General and the Treasurer of State. Senator Junkins seconded the motion, and it carried.

Senator Hultman noted that the Administration Committee had considered making a recommendation to the Legislative Council concerning the use of space available for the legislative purposes. He noted that the Space Subcommittee had recommended that a portion of the Attorney General's office be used temporarily by the Code Editor, but the Space Subcommittee's report was not adopted by the

Administration Committee. Senator Hultman explained that Mr. McCausland has stated that there is 1,200 square feet of space in the Lucas building ground floor at the end of the tunnel which can be used for legislative purposes. He noted that it was suggested that some of this space be used by members of the Legislative Fiscal Bureau or the Code Editor's office. Senator Rush expressed the belief that many persons are reluctant to have legislative offices located outside the Capitol. He asked why the Space Subcommittee had recommended that the Code Editor be moved to the Attorney General's office. Senator Briles responded that there were recommendations that the Legislative Dining Room could be used as a Committee Room for the 1980 Session and it was suggested that the Auditor of State might agree to move to another state building so that his space could be used by legislative agencies.

Representative Clark stated that the Court of Appeals needs the Code Editor's office immediately and two rooms of the Attorney General's office are ready for occupancy at the current time. He noted that moving to space in the Lucas building will require remodeling and redecorating and will take additional time. Representative Clark referred to the space allocation document that had been signed by the Supreme Court and the General Assembly a year ago.

Senator Junkins noted that he had made a motion during the Administration Committee meeting that the Code Editor be moved to the Lucas building since any move by the Code Editor to the space vacated by the Attorney General might tend to become permanent. Senator Junkins expressed the belief that the Legislative Council should not delay making a decision.

Representative Halvorson commented that there is space available in the Lucas building which would be adequate for the Code Editor and that Mr. McCausland has indicated that he will need approximately \$1,800 per employee in order to properly outfit the office. Representative Halvorson moved that the Legislative Council authorize the expenditure of \$1,800 per employee and that the Legislative Council move the Code Editor's office to the Lucas building to the area containing 1,200 square feet.

Representative Avenson moved that the motion be amended to require that the Legislative Fiscal Bureau be moved to the area in the Lucas Building containing 2,400 square feet, reserving office space for the Director of the Legislative Fiscal Bureau and an assistant in the Capitol building itself. Representative Avenson expressed the belief that the entire area in the Legislative Fiscal Bureau Conference Room should be preserved as a Committee Room and should not contain desks for employees of the Legislative Fiscal Bureau. Representative Avenson withdrew his amendment to the motion and Representative Halvorson withdrew his motion.

Representative Halvorson moved that the Legislative Council authorize the expenditure of \$1,800 per employee for the Code Editor's employees, and the Code Editor's office, and as much of the Legislative Fiscal Bureau staff as can be moved, should be located in the two areas available in the Lucas building.

Representative Stromer moved as a substitute motion that the Council rerefer suggestions to the Space Subcommittee of the Administration Committee. Senator Junkins expressed opposition to Representative Stromer's motion, and noted that perhaps final decisions about moving the Legislative Fiscal Bureau to the Lucas building should not be made at this time. Representative Stromer and Representative Halvorson withdrew their motions.

Senator Briles commented that he had understood that the charge of the Administration Committee was to develop a temporary solution to the space problem to allow the legislative agencies to function through the next session and to provide more study for a permanent solution.

Representative Avenson moved that the Administration Committee consider again a solution to the allocation of space used by the General Assembly with the following criteria:

1. That the office space in the Lucas building on both the lower level and the tunnel level be reserved for legislative functions.

2. That the Code Editor be moved to the Lucas building on the tunnel level.

3. That the Legislative Fiscal Bureau Conference Room be preserved solely as a Committee Room.

4. That the two areas of the Attorney General's office being vacated be reserved for legislative committee rooms.

5. That the Committee discuss with the Auditor of State whether he will vacate the Capitol building.

6. That at least the program evaluation and computer staff of the Legislative Fiscal Bureau be moved to a location recommended by the Administration Committee.

7. That expenditures of up to \$1,800 per employee be authorized for remodeling and fitting the Code Editor's office in the Lucas building.

Representative Clark stated that he does not object to the motion and suggested that the Administration Committee should have had more direction before it met previous to the current Council meeting.

Representative Anderson asked about the \$1,800 per employee cost and asked why state furniture is not available. Representative Halvorson responded that Mr. McCausland had suggested that that amount would be necessary because there is not surplus furniture available. Representative Avenson's motion carried on a voice vote.

Chairperson Millen called for the report of the Service Committee. A copy of the written report is attached and by this reference made a part of the minutes.

Representative Harbor reviewed the items listed in the report and moved that the second item providing for a delay on further action on remodeling the area presently occupied by the Office of Citizens' Aide until study of the full text of the Attorney General's opinion be deleted from the report. Representative Stromer seconded the motion and it carried. Representative Harbor moved that the Legislative Council adopt the remainder of the Service Committee Report. Representative Stromer seconded the motion, and it carried.

Chairperson Millen asked whether there is any reason to meet in September. Representative Stromer expressed the belief that it is important that the Legislative Council appoint a member to the County Finance Committee. It was also noted that final decision should be made concerning the allocation of space for legislative purposes. Representative Stromer moved that the next meeting of the Legislative Council be September 5. Representative Cusack seconded the motion, and it carried.

Chairperson Millen asked for the Report of the Legislative Fiscal Committee. A copy of the Report is attached and by this reference made a part of these minutes. Representative Welden reviewed the Report and noted that the Legislative Fiscal Committee had adopted a motion that the Chairperson of the Legislative Fiscal Committee be authorized to appoint one member of the House and one member of the Senate, from the majority party, to work with Mr. Mosher and Mr. Rankin on development of a data base management system. It was also noted that the Report includes a recommendation that the Chairperson of the Legislative Fiscal Committee appoint two members of the Legislative Fiscal Committee to serve on the interim study committee on services for the elderly, which membership currently includes 3 members from the Social Services Appropriations Subcommittees and 3 members of the Human Resources Appropriations Subcommittees from each house.

Chairperson Millen called upon Mr. Freyer for a progress report on the Program Evaluation Division. Mr. Freyer asked members to review a list of potential evaluation studies for which the staff will conduct a preliminary review to determine the nature of the research required, the difficulty, benefits, and costs. He commented that it will be possible for the Legislative Fiscal

Bureau Program Review Division to provide a preliminary review of 12 studies and suggested that central purchasing, in-home treatment and family therapy, professional teaching practices commission, Spanish-speaking peoples commission, and funding elderly programs be eliminated from the list.

Representative Cusack expressed opposition to eliminating the Spanish-speaking peoples commission review and the review of in-home treatment. Mr. Freyer responded that those studies can be completed if others are eliminated. Senator Palmer concurred with Representative Cusack in retention of in-home treatment.

Representative Cusack moved that the Council accept the Report of the Legislative Fiscal Committee. Senator Palmer moved as an amendment to Representative Cusack's motion that centralized purchasing be reviewed rather than centralized printing. Representative Cusack suggested that the following be deleted from the review: Centralized facility management, funding elderly programs, professional teaching practices commission, and utilization of state office space. Senator Palmer accepted Representative Cusack's suggestions as a part of his amendment to the motion. Senator Junkins seconded the amendment to the motion.

Senator Murray expressed opposition to striking the review of centralized printing. It was agreed that centralized printing should remain and Senator Palmer asked unanimous consent to withdraw the portion of his motion which requested that centralized purchasing be studied and centralized printing be eliminated. The Palmer motion, as amended, carried and the Cusack motion to accept the Report of the Legislative Fiscal Committee carried.

Mr. Garrison noted that current reports of educational leave had been distributed to members. With regard to study of educational leave, Mr. Garrison commented that he has contacted other states relating to their policies on educational leave and will contact Senator Hansen on the results of the research.

Chairperson Millen stated that he has written Governor Ray as the Council requested, asking that a water rights and resources committee be appointed. He stated that Mr. Vermeer, one of Governor Ray's administrative assistants, expressed the belief that the executive branch has committees studying these areas and he will write the Council about them.

The Legislative Council adjourned at 3:20 p.m.

Respectfully submitted,

SERGE GARRISON
Director

DIANE BOLENDER
Research Analyst