

M I N U T E S

IOWA LEGISLATIVE COUNCIL

May 30, 1985

The third meeting of the 1985-1986 Iowa Legislative Council was called to order at 1:55 p.m. by the Chairman, Senator Lowell L. Junkins on Thursday, May 30, 1985 in Committee Room 22 of the State House, Des Moines, Iowa. Members present in addition to the Chairman were:

Speaker Donald D. Avenson, Vice Chairman

Senator C. Joseph Coleman

Senator Donald V. Doyle

Senator Lee Holt

Senator Calvin O. Hultman

Senator C. W. (Bill) Hutchins

Senator Norman G. Rodgers

Senator Joe Welsh

Representative Dorothy Carpenter

Representative Dale M. Cochran

Representative John H. Connors

Representative William H. Harbor

Representative Lowell E. Norland

Representative Delwyn Stromer

Representative Richard W. Welden

Also present were:

Mr. Burnette E. Koebernick, Acting Director,
Legislative Service Bureau

Mr. Thane R. Johnson, Senior Research Analyst,
Legislative Service Bureau

Mr. Sandy Scharf, Director, Computer Support Bureau

Mr. Bill Angrick, Citizens' Aide

Ms. Marie Thayer, Secretary of the Senate

Mr. Joseph O'Hern, Chief Clerk, House of Representatives

Also present were other legislative staff persons, news media personnel, and other interested person.

Chairman Junkins stated that the roll call would be dispensed with and that a quorum is present. He noted that the minutes of the previous meeting have been distributed to the members of the Council and asked for corrections or additions to those minutes.

Speaker Avenson moved that the minutes of the March 21, 1985 Council meeting be approved as distributed to Council members, and the motion was adopted.

Representative Connors moved that the Legislative Council receive and file the Educational Leave Report, and the motion was adopted.

Chairman Junkins recognized Mr. Gerry Schnepf, Chairman of the Recreation-Tourism-Leisure Study Committee for a report on the progress of the Study Committee. Mr. Schnepf stated that the Study Committee anticipates a December final report. He noted that fifty groups have appeared before the Committee and a number of communities were visited during the conduct of public hearings by the Study Committee to receive input from the citizens of this state. He emphasized that the Study Committee has worked diligently to enhance recreation, tourism and leisure in this state and to determine the importance of recreation and leisure to the economy of the state. He introduced Mr. David Dahlquist who has been employed as the project director for the Study Committee. Mr. Dahlquist stated that the emphasis of the Study Committee has been on tourism attractions, entertainment, economic development, improving the quality of life in this state, and education and leisure. He stated that the Study Committee is now issuing a newsletter concerning the activities of the Study Committee.

Speaker Avenson inquired as to whether the Study Committee will require six additional days as requested or whether the work could be accomplished in fewer meeting days. Mr. Schnepf responded that the Study Committee is currently entering that phase of the study where the emphasis is on decision making and that the Study Committee will probably be able to do its work in the four allotted meeting days. He suggested that if additional days are needed, another request will be submitted to the Studies Committee. Speaker Avenson suggested that if anyone has any doubts about the importance of tourism on the economy of a state, they ought to watch television or listen to the radio to view and hear all of the state and city tourism ads currently being sent over the air waves.

Chairman Junkins thanked Mr. Schnepf and Mr. Dahlquist for their report on the activities of the Recreation-Tourism-Leisure Study Committee.

Chairman Junkins recognized Representative Connors for the Report of the Service Committee. Representative Connors reviewed the Report of the Service Committee, a copy of which is attached and by this reference made a part of these minutes. He noted that at a brief meeting of the Service Committee prior to the Council meeting, the Service Committee agreed to amend its report to request bids for the legislative comparable worth study, that ads for the position of Legislative Service Bureau Director not be

published in the Wall Street Journal, and that the information be distributed to all legislative agencies of other states using labels provided by the Denver office of the National Conference of State Legislatures.

In reply to a question by Representative Welden, Representative Connors stated that the Selection Committee for the position of Director of the Legislative Service Bureau will include the members of the Service Committee plus the Speaker of the House, Minority Leader of the House, the Majority Leader of the Senate, and the Minority Leader of the Senate.

In reply to a question by Representative Carpenter, Mr. Angrick stated that the additional pay step granted to Ms. Ruth Mosher for added responsibility relating to corrections' complaints is being removed along with the additional responsibilities. He noted that this is consistent with the temporary arrangements made last fall with the resignation of the former corrections Citizens' Aide.

In reply to a question by Representative Harbor, Representative Connors stated that the consulting firm, Arthur Young & Co., will be among the firms considered for the comparable worth study of legislative agencies because the company completed the comparable worth study for the state merit system.

There being no further questions, Representative Connors moved the adoption of the Report of the Service Committee as amended. The motion was adopted. A copy of the Report of the Service Committee, as amended, is attached to and by this reference made a part of these minutes.

Chairman Junkins next recognized Speaker Avenson for the Report of the Studies Committee. Speaker Avenson reviewed the deliberations of the Studies Committee including its recommendation to authorize three additional meeting days for the Education Task Force and the Economic Development Study Committee and four additional days for the Recreation-Tourism-Leisure Study Committee. Speaker Avenson also reviewed the recommendations of the Committee concerning the studies mandated by legislative action of the General Assembly. He noted that the Committee deferred action on Item 7 relating to the phase-in of interest payments mandated by Senate File 459 until additional information can be obtained concerning the intent of the study. He added that where the number of members of a proposed interim committee is not indicated, the Speaker of the House, the Minority Leader of the House, and the Majority and Minority Leaders of the Senate will determine the number of members for those committees as well as the membership on the committees.

Senator Doyle moved that Senate Concurrent Resolution 27 relating to a study of the need for an allocation of judicial resources be included in the interim studies and that the study committee be authorized three meeting days.

Concerning the number of members for the interim study, Speaker Avenson suggested that perhaps five House and five Senate members would provide for a better partisan balance than the membership noted in the Senate Concurrent Resolution 27. After further discussion, Speaker Avenson moved that Senator Doyle's motion be amended to provide for five House and five Senate members selected in keeping with the general intent of the study resolution. The motion was adopted.

After further discussion, Senator Doyle's motion as amended was adopted.

Concerning interim study #5 relating to an alternative crops and livestock study committee, Senator Hutchins moved to defer on implementing the study committee until the next meeting of the Legislative Council. After discussion, the motion as adopted.

Speaker Avenson next reviewed the recommendations of the Committee relating to the assignment of Legislative Extended Assistance Group researchers directly to interim studies which are carrying out studies relating to the particular topics of the researcher. He noted that in the past the LEAG researchers carried out independent research and submitted reports to the General Assembly. Speaker Avenson stated that he believes it would be worthwhile to try coupling the LEAG researchers with specific interim study committees to help focus the studies to items of specific interest to the General Assembly and enhance the research assistance available to the Committees.

There being no further comments or questions, Speaker Avenson moved that the Report of the Studies Committee, as amended, be adopted. 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.

Chairman Junkins next recognized Speaker Avenson who moved that the Legislative Council direct the Service Committee to employ legal counsel, preferably House and Senate Legal Counsels, to initiate legal proceedings for a declaratory judgment that section 27 of Senate File 570 as passed by the 1985 Session of the General Assembly was illegally vetoed.

Representative Stromer commented that the Legislative Council should allow time for private persons to initiate the legal proceedings as has been done in the past. Speaker Avenson responded that the Legislative Council should initiate the legal proceedings because it is the Council's responsibility to represent the General Assembly in this matter and that the issue involved should be considered bipartisan.

Senator Welsh stated that he has requested an opinion of the Attorney General on this matter also. He further stated that the Legislative Council should establish a policy concerning reimbursement for legal proceedings by private persons who are successful in their lawsuits concerning unlawful item vetoes.

There being no further comments or questions, Speaker Avenson's motion was adopted.

Chairman Junkins next recognized Senator Doyle for the Report of the Administration Committee. Senator Doyle noted that the Administration Committee met twice on April 3, 1985 and May 30, 1985 to review the status of the Capitol Nurse Station and the availability of medical coverage for the Capitol Complex. Representative Cochran commented that the Committee deferred consideration of the proposal to eliminate the "Doctor of the Day" program. He noted that the Report does not reflect it as a deferral and moved that the Report be amended to include a statement that the Committee deferred action on a proposal to eliminate the "Doctor of the Day" program until further information can be obtained. The amendment was adopted.

Concerning the recommendation that twenty parking spaces be reserved in the legislative parking lot by the Department of General Services on days that the Legislative Council meets, Senator Hutchins suggested that the specific parking spaces to be reserved should be designated by the Secretary of the Senate and the Chief Clerk of the House. After discussion, Senator Hutchins moved that the Report of the Administration Committee be amended to include that the parking places reserved would be designated by the Secretary of the Senate in consultation with the Chief Clerk of the House. The motion was adopted.

Concerning the proposed contract between the State Department of Health and the Des Moines General Hospital, Representative Carpenter expressed concern that a heart attack victim would be better served by being transported directly to the trauma center at Iowa Methodist Medical Center rather than being transported to Des Moines General Hospital and stabilized at that emergency center. In reply to a question by Representative Carpenter, Mr. Jack Kelly, State Department of Health, stated that his Department did contact other hospitals in the Des Moines area and that the response and proposed contract with Des Moines General Hospital was the best proposal received. He added that the offer presented by the Des Moines General Hospital was the only offer received which could be accommodated within the funds budgeted for that purpose.

There being no further comments, Senator Doyle moved the adoption of the Report of the Administration Committee as amended. 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.

Chairman Junkins next recognized Mr. Bernie Koebernick to review a memorandum from Mr. Gary L. Kaufman, Legal Counsel, Legislative Service Bureau, relating to state participation in the Census Block Boundary Suggestion Project. He stated that if the state wishes to participate in the project with the Census Bureau relating to boundaries for the 1990 census, it will be necessary for the Legislative Council to approve this participation. He added that the cost will amount to lodging, meals, mailings, telephone, travel to Kansas City and the time of state employees involved.

Speaker Avenson moved that the Legislative Council approve the state participation in the Census Block Boundary Suggestion Project as outlined in the Memorandum dated May 2, 1985 from Mr. Gary L. Kaufman, Legal Counsel, to Mr. Burnette Koebernick, Acting Director. The motion was adopted. A copy of the Memorandum is attached to and by this reference made a part of these minutes.

Mr. Koebernick next presented a travel report of the Legislative Service Bureau for the 1985 fiscal year. The report was received.

Chairman Junkins again recognized Mr. Koebernick for a recommendation that the Legislative Service Bureau administer the funds appropriated for the World Trade Center Advisory Committee.

Senator Coleman moved that the Legislative Service Bureau be designated to administer the funds appropriated for the operation of the World Trade Center Advisory Committee. The motion was adopted.

After discussion, Chairman Junkins stated that the next meeting of the Legislative Council will be Wednesday, June 19, 1985.

There being no further business before the Council, Senator Rodgers moved that the Council adjourn at 3:23 p.m. The motion was adopted.

Respectfully submitted,

BURNETTE E. KOEBERNICK
Acting Director

THANE R. JOHNSON
Senior Research Analyst