

MINUTES

IOWA LEGISLATIVE COUNCIL

May 26, 1993

PRELIMINARY BUSINESS

The second meeting of the 1993-1994 Legislative Council was called to order by Chairperson, Senator Wally Horn, at 2:20 p.m., Wednesday, May 26, 1993, in Senate Room 22, Statehouse, Des Moines, Iowa. Members present, in addition to Chairperson Horn, were:

Senator Leonard Boswell
Senator Florence Buhr
Senator Emil Husak
Senator John Jensen
Senator Derryl McLaren
Senator Larry Murphy
Senator William D. Palmer
Senator Jack Rife
Senator Maggie Tinsman
Representative Clifford Branstad
Representative John H. Connors
Representative Ron J. Corbett
Representative Teresa Garman
Representative Pam Jochum
Representative Mary Lundby
Representative Brent Siegrist
Representative Richard Vande Hoef

Chairperson Horn noted that Representative Bob Arnould's absence is excused.

Also present during all or part of the meeting were: Ms. Diane Bolender, Director, Mr. Richard Johnson, Deputy Director, and Mr. John Pollak, Committee Services Administrator, Legislative Service Bureau; Mr. Dennis Prouty, Director, and Mr. Tim Faller, Deputy Director, Legislative Fiscal Bureau; Ms. Ruth Cooperrider, Office of Citizens' Aide/Ombudsman; Mr. Sandy Scharf, Director, Computer Support Bureau; Ms. Liz Isaacson, Chief Clerk of the House; Mr. Jack Dwyer, Secretary of the Senate; 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 MINUTES

Chairperson Horn requested a roll call which found 18 members present, 5 absent, and 1 excused. A quorum was present.

Representative Connors moved that the minutes of the February 23 meeting be approved as submitted. The motion was adopted.

COMPUTER SUPPORT BUREAU -- RECIPIENT OF AWARD

Chairperson Horn recognized Mr. Sandy Scharf who announced an award received by three members of his staff. Mr. Scharf stated that Ms. Kay Evans, Division Administrator, Ms. Cheryl Ritter, Computer Systems Analyst, and Ms. Virginia Rowen, Computer Systems Analyst, composed a team who received the USE, Inc., Board of Governors' Excellence Award for Advanced Systems. He stated that the award was received for the team's work regarding use of Designer Work Bench for development of a touch screen system to provide legislative information to the public.

Legislative Council members expressed their congratulations to Mr. Scharf and his staff regarding the award. Mr. Scharf stated that an appropriate display area will be sought to display the Stueben crystal award.

REPORT OF THE FISCAL COMMITTEE

Chairperson Horn recognized Representative Ron Corbett, Co-chairperson, Legislative Fiscal Committee for its report. Representative Corbett stated that the Committee met on Tuesday, May 25, 1993, to review its overall duties, to establish a working relationship, to obtain information about the Iowa Communication Network (ICN), and to prepare for future visitations.

Representative Corbett stated that the Committee recommends that the Legislative Fiscal Bureau be authorized to request a comprehensive status report from the ICN by June 15, 1993, and to receive periodic updates from the ICN management group through the remainder of the interim.

In reply to a question by Representative Lundby, Representative Corbett stated that the Fiscal Committee request should be coordinated with any interim study proposed by the Studies Committee. Representative Lundby suggested that overlapping memberships might be used to keep each committee informed about the progress of the other study.

Without further questions, Representative Corbett moved the adoption of the Report of the Fiscal Committee. The motion was adopted. A copy of the Report of the Fiscal Committee is attached to, and by this reference, made a part of these minutes.

REPORT OF THE ADMINISTRATION COMMITTEE

Chairperson Horn recognized Senator Palmer for the Report of the Administration Committee. He noted that the Administration Committee has devoted considerable discussion

to providing access to the Code of Iowa and the 1993 Code Supplement on CD-ROM disks and to further investigating issues relating to private access to the Iowa Administrative Code and Bulletin. He added that parts of the administrative rules documents could be copyrighted by the state, but further study is needed concerning issues of copyright, protection of work product, and integrity of work product. He noted the report also contains a recommendation that the Legislative Service Bureau be authorized to proceed with the scanning into electronic form of the Administrative Code, to continue exploring options related to free distribution of legal publications, and to renegotiate the Iowa Code data base contract with Mead Data Central.

After further explanation, Senator Palmer 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.

REPORT OF THE STUDIES COMMITTEE

Representative Mary Lundby was recognized to present the Report of the Studies Committee. Representative Lundby stated that the Report includes charges for the four studies mandated in legislation, authorizes meeting days for the four and for two permanent legislative committees, and authorizes per diem and expenses for legislative members of two councils created in the Executive Branch.

In reply to a question by Senator Murphy, Representative Lundby stated that she does not know if the Juvenile Justice Study includes a cap or maximum on foster care recipients. In reply to a question by Representative Vande Hoef, Representative Lundby replied the costs of per diem and other travel expenses for legislators is paid from the House and Senate budgets, respectively. Representative Lundby also noted that additional study requests will be considered by the Committee at the June meeting.

There being no further questions, Representative Lundby moved that the Report of the Studies Committee 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.

REPORT OF THE SERVICE COMMITTEE

Chairperson Horn recognized Representative Garman for the Report of the Service Committee. During the review of the Report, Representative Garman noted that the Service Committee received a request from the Fiscal Committee to authorize the Legislative Fiscal Bureau to work with the Department of Management in the development of a request for proposal for a salary projection model for all state employees. She added that the model would also include the professional-scientific faculty and employees under the State Board of Regents. In reply to a question by Representative Lundby, Representative Garman replied that there are no estimates of the cost of developing the salary model at this time.

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

PROPOSED SUPREME COURT RULES

Chairperson Horn recognized Ms. Bolender for comments concerning the proposed Supreme Court Rule change. Ms. Bolender stated that the proposed change is to a Rule of Appellate Procedure relating to interlocutory rulings or decisions. She noted that the respective Chairpersons of the Committees on Judiciary and Judiciary and Law Enforcement, Senator Al Sturgeon and Representative Clark McNeal, have been informed of the filing. She added that Representative McNeal replied that he has no objection to the proposed change.

After discussion, Representative Connors moved that the Legislative Council be recorded as having no objection to the proposed change to Iowa Rule of Appellate Procedure 2, paragraph a, and that the proposed change be received and filed. The motion was adopted.

1993-1994 LEGISLATIVE SERVICE BUREAU PUBLICATIONS

Ms. Bolender read a letter from Ms. Kristi Little, Superintendent, Printing/Mail/Records, Department of General Services, in which she recommends the price for the distribution of the Iowa Administrative Bulletin at \$221, the Iowa Administrative Code Supplement at \$350, and the Iowa Court Rules at \$68. Ms. Bolender added that these prices are for fiscal year 1993-1994 and are unchanged from the fiscal year 1992-1993 prices. The prices are subject to the Iowa sales tax.

Representative Connors moved that the price recommendations of Ms. Kristi Little, regarding the Legislative Service Bureau publications, be adopted. The motion was adopted. A copy of Ms. Little's letter is attached to, and by this reference, made a part of these minutes.

NEXT MEETING

Chairperson Horn announced that the next meeting of the Legislative Council will be held in Kirkwood Hall, Kirkwood Community College, Cedar Rapids, Iowa, on Wednesday, June 23, 1993. He noted that the times of the Council meeting and of its committees will be announced. In reply to a question by Senator Husak, Chairperson Horn stated that the Council committees will meet prior to the Council meeting and the times and locations will be announced.

In reply to a question by Representative Lundby, Chairperson Horn stated that the Council probably will not meet in July or August, unless Council business requires the meeting or meetings.

MEDICAL PERSONNEL AT STATEHOUSE

Representative Connors asked why at least a part-time medical or osteopathic doctor or registered nurse is no longer available at the Statehouse. He suggested that matter should be reviewed. After discussion of past practices relating to volunteer doctors of the day and contracts with the Des Moines General Hospital, Representative Connors moved that the Administration Committee investigate the feasibility of at least part-time medical personnel at the Statehouse. The motion was adopted.

SMOKING AREA IN STATEHOUSE

Representative Corbett stated that the issue of smoking in the Statehouse should be resolved. He added that he will postpone a motion on the issue until next meeting, but he believes that smoking should be banned in the legislative dining room as well as the rotunda area.

Chairperson Horn directed the Administration Committee to prepare a recommendation regarding smoking in the Statehouse for the June 23 meeting.

Senators Husak and Rife commented that a separate public smoking area in the Statehouse is needed and that the Legislative Dining Room may be the appropriate place. After further discussion, Chairperson Horn suggested that interested persons should contact the Administration Committee with their recommendations to resolve this issue.

ADJOURNMENT

There being no further business to come before the Council, Representative Connors moved that the Legislative Council adjourn at 2:45 p.m. The motion was adopted.

Respectfully submitted,

MS. DIANE E. BOLENDER
DIRECTOR

Mr. THANE R. JOHNSON
SENIOR RESEARCH ANALYST