

MINUTES
IOWA LEGISLATIVE COUNCIL
June 15, 1994

PRELIMINARY BUSINESS

The tenth meeting of the 1993-1994 Iowa Legislative Council was called to order by Chairperson Senator Wally Horn at 2:10 p.m., Wednesday, June 15, 1994, in Room 22, State House, Des Moines, Iowa. Members present, in addition to Chairperson Horn, were:

Speaker Harold Van Maanen, Vice Chairperson
Senator Leonard Boswell
Senator Florence Buhr
Senator Emil J. Husak
Senator John W. Jensen
Senator Jim Lind
Senator Derryl McLaren
Senator Larry Murphy
Senator William D. Palmer
Senator Jack Rife
Senator Maggie Tinsman
Representative Clifford O. Branstad
Representative John H. Connors
Representative Ron J. Corbett
Representative Pam Jochum
Representative Mary A. Lundby
Representative Pat Murphy
Representative Brent Siegrist
Representative Richard Vande Hoef

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; Mr. William P. Angrick II, 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. Greg Nichols, Senior Administrative Assistant, Senate Democratic Staff; Ms. Maryjo Welch, Administrative Assistant, House Republican Staff; Mr. Mark Brandsgard, Senior Administrative Assistant, House Democratic Staff; Mr. Warren Fye, Director, House Republican Staff; Ms. Paulee Lipsman, Director, House Democratic Staff; 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 stated that the roll was taken as the members arrived and that a quorum is present.

Senator Jensen moved that the minutes of the May 11, 1994, meeting be approved as submitted. The motion was adopted.

PROPOSED COURT RULE CHANGES

Chairperson Horn recognized Mr. Mark Johnson, Legal Counsel, Legislative Service Bureau, for a review of the proposed amendment by the Iowa Supreme Court to Iowa Rule of Civil Procedure 82 (d). Mr. Johnson stated that the amendment relates to the service and filing of pleadings and other papers. Mr. Johnson stated that the chairpersons of the Committee on Judiciary and the Committee on Judiciary and Law Enforcement were informed of the proposed amendment and they expressed no objection. A copy of the proposed amendment is filed with the Legislative Service Bureau.

Representative Connors moved that the proposed amendment to Iowa Rule of Civil Procedure 82 (d) be received and filed with no objections to its prescription.

PUBLICATION COSTS

Chairperson Horn recognized Ms. Bolender for a review of pricing recommendations of Ms. Kristi Little, Administrator, Printing and Records Management Division, Department of General Services, regarding the Bulletin, the Iowa Administrative Rules Supplement, and the Iowa Court Rules Supplement. Ms. Bolender reported that Ms. Little recommends the same pricing schedule for this year as last year, i.e., the Bulletin, \$221.00; the Iowa Administrative Rules Supplement, \$350.00; and the Iowa Court Rules Supplement, \$68.00.

Representative Connors moved that the recommendations of Ms. Little be adopted. The motion was adopted. A copy of Ms. Little's letter is attached to these minutes.

REPORT OF THE SERVICE COMMITTEE

Vice Chairperson Harold Van Maanen was recognized for the Report of the Service Committee. He stated that the Committee received the personnel reports of the Legislative Service Bureau, the Legislative Fiscal Bureau, the Computer Support Bureau, and the Citizens' Aide/Ombudsman and recommends the promotions as specified in the Report. He added that he has an amendment to item #10 of the Report relating to the payment of up to 40 hours of accrued vacation leave for legislative employees with 160 or more accrued vacation hours. He stated that the amendment assures that the policy will be uniform for all central

legislative staff agencies. In reply to a question by Representative Lundby, Vice Chairperson Van Maanen stated that the vacation payment policy does not include accrued compensatory time. He moved adoption of the amendment. The motion was adopted.

Concerning the cancellation of accrued compensatory leave, Representative Lundby requested that this policy be reviewed regarding the legality of canceling the leave without compensation. Ms. Bolender agreed to review the policy regarding the cancellation of compensatory leave and communicate the results of the review to Representative Lundby.

Concerning the review of the directors' salaries, Vice Chairperson Van Maanen noted that the Service Committee has appointed a subcommittee to review the salaries and report to the full Committee.

Vice Chairperson Van Maanen 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 these minutes.

REPORT OF THE ADMINISTRATION COMMITTEE

Senator Palmer was recognized to present the recommendations of the Administration Committee. He stated that the recommendations include a proposed study of the Legislative Service Bureau's text editing system; fire, life safety, and accessibility renovations for the State Capitol; installation of assistive listening device systems for the chambers and the committee rooms; and a proposed policy for accessibility to legislative services for persons with disabilities.

Concerning the proposal for partially funding text editing system study, Representative Siegrist stated that the proposed total cost of \$45,000 for the requirements definition study to be conducted by Unisys seems to be high. He stated that he is uncomfortable with the potential cost and he asked that if the total cost of the study can be reduced below \$45,000, the reduction be borne both by the General Assembly and the Legislative Service Bureau. Ms. Bolender agreed with Representative Siegrist's comments that each funding source share equally in any reduction in the cost of the requirements definition study.

With regard to the recommendation of the Administration Committee that \$232,000 be authorized under Code Sections 2.43 and 2.12 for fire, life safety, and accessibility projects, Senator Palmer requested unanimous consent that the amount be corrected to \$250,000 due to the fact that all projects suggested by the architect were not approved and that completion of less than the total package does not take full advantage of economies of scale. No objection was raised. In reply to a question by Senator Rife, Senator Palmer stated that the proposed fire and life safety and accessibility renovations will be compatible with future renovations.

Senator Husak expressed his displeasure about the lack of progress on renovations and replacement of the limestone on the State Capitol Building. Senator Palmer responded that an

effort to locate funds to transfer for the stone replacement is underway. In response to a comment by Senator Murphy, Senator Palmer commented that the current recommendations of the Administration Committee will not be the last recommendations presented to the Legislative Council on this matter. He added that he plans to continue work on necessary renovations.

In reply to a question by Senator Tinsman concerning the transfer of funds for stone replacement, Vice Chairperson Van Maanen stated that he has not talked directly to Governor Terry Branstad on this issue, only to his staff. He stated that there is some question as to the legality of transferring funds from one agency to another where there is no account deficit. He added that no funds were appropriated this year for work on the Capitol exterior so there is no account established to receive transferred funds.

After further comments, Senator Palmer moved the adoption of the Report of the Administration Committee, as amended, by unanimous consent. The motion was adopted. A copy of the amended Report is attached to these minutes.

INTRODUCTION OF NEW MEMBER

Vice Chairperson Van Maanen introduced and welcomed Representative Pat Murphy as a new member of the Legislative Council replacing Representative Michael K. Peterson. The members welcomed Representative Murphy.

REPORT OF THE STUDIES COMMITTEE

Chairperson Horn recognized Representative Lundby for the Report of the Studies Committee. She stated that the Report establishes eight interim studies and that all of the interim studies are to be completed by December 16, 1994. She added that the Report also recommends that the members of the interim, permanent legislative, and other interim committees be selected by the joint bipartisan legislative leadership.

Representative Lundby moved the adoption of the Committee Report. The motion was adopted. A copy of the Report is attached to these minutes.

REPORT OF THE CAPITAL PROJECTS COMMITTEE

Senator Husak reported that the Capital Projects Committee met before the Legislative Council meeting on June 15 to receive a progress report from the consultants, Dr. James Rowings and Mr. David Harmelink, Department of Construction Engineering, Iowa State University. He stated that Dr. Rowings and Mr. Harmelink have contracted with the Legislative Council to expand and update an earlier report on Iowa's infrastructure. He stated that the study is to provide data on all public horizontal and vertical infrastructure in Iowa,

including its condition, value, maintenance, and function. He added that another progress report to the Committee is planned for September before the Legislative Council meeting.

Senator Husak moved the adoption of the Report of the Capital Projects Committee. The motion was adopted.

ADJOURNMENT

There being no further business to come before the Council, Vice Chairperson Van Maanen moved that the Legislative Council adjourn at 2:50 p.m. The motion was adopted.

Respectfully submitted,

MS. DIANE E. BOLENDER
Director

MR. THANE R. JOHNSON
Senior Research Analyst

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ATTACHMENTS

- 1. Ms. Little's Letter***
- 2. Service Committee Report***
- 3. Administration Committee Report***
- 4. Studies Committee Report***