

MINUTES
ADMINISTRATION COMMITTEE OF THE LEGISLATIVE COUNCIL
June 13, 1991

PRELIMINARY BUSINESS

The Administration Committee of the Legislative Council was called to order by Chairperson Mike Peterson at 9:47 a.m. on Thursday, June 13, 1991 in Senate Room 24 of the State Capitol Building, Des Moines, Iowa. Members present in addition to Chairperson Peterson were:

Senator Donald Doyle
Senator Jean Lloyd-Jones
Representative Wayne McKinney

Also present were staff and other interested individuals.

Senator Doyle moved that the minutes of the previous Administration Committee meeting be approved as previously distributed. The motion was adopted without objection.

MEAD DATA CENTRAL, INC. CONTRACT

At the request of Chairperson Peterson, Mark Johnson of the Legislative Service Bureau reviewed and updated the members of the Committee concerning the contract negotiations with Mead Data Central for the sale of machine readable tapes containing the complete Code of Iowa base. Mr. Johnson stated that the Mead Data contract was nearing finalization. He stated that discussions with Mead Data had been ongoing for over a year and that a meeting with two representatives from Mead Data had occurred on April 23, 1991, during which many questions had been answered concerning the form and format of the data to be provided and the technical wording of the contract. Mr. Johnson noted that late in 1990, discussions centered around the possibility of entering into a one-year agreement for a contract price of \$10,000 with the intent to enter into an agreement of longer duration during the interim of 1991. He then explained that it is now the intent of Mead Data to enter into an agreement of longer duration and that they had determined that a one-year agreement would be unacceptable. At the April 23 meeting, an offer was made to Mead Data for a five-year agreement at a price of \$15,000 per year. He indicated that Mead Data has countered with an offer for a five-year agreement at a price of \$12,000 per year. The Committee directed the Legislative Service Bureau to

request Mead Data to provide any supporting information related to the counter offer which is available.

Senator Lloyd-Jones asked how the cost figure for the contract was arrived at. Mr. Johnson responded that the Legislative Service Bureau made an estimate of the cost plus markup and looked at other state contracts. In addition, the Legislative Service Bureau examined other state codes similar to Iowa's and what those states were receiving. Mr. Johnson noted that five years ago the price was between \$5,000 and \$10,000 per year, but that new contracts entered into now would be priced higher. Mr. Johnson added that after discussion with Chief Clerk of the House Joe O'Hern it was decided to begin with a figure of \$10,000, but later this figure was increased to \$15,000. Senator Lloyd-Jones remarked that it seemed that the state's price is not just actual cost but closer to market price.

Representative McKinney wondered if this contract would be an additional cost to Mead Data. Mr. Johnson remarked that what Mead Data will be getting is something that is part of the regular system it offers and as a result of the contract it will save them the cost of keying in and editing the Iowa Code. In response to Representative McKinney, Mr. Johnson stated that a contract with Mead Data will not preclude any dealings with other vendors such as West Publishing Company. Senator Doyle noted that the state cannot copyright the Code, only titles of chapters and sections and any editing comments. Senator Doyle also expressed his concern that if the \$12,000 under the contract proves to be insufficient, the lower rate will be a factor the next time a similar contract is entered into.

Chairperson Peterson asked if the Committee needed to act on the contract at this meeting. Senator Doyle expressed his belief that the Committee could delay any action at the present. Mr. Johnson noted that when the Legislative Service Bureau was directed last year to begin negotiations, subject to ultimate Legislative Council approval, that it was to keep the Legislative Council informed which is why the contract is being discussed at this meeting.

Senator Lloyd-Jones queried why the state could not provide the same type of service to West Publishing. Mr. Johnson's explanation was that the Iowa Code Office does not continually update the data base which is what West Publishing was interested in.

FREE DISTRIBUTION POLICY

Mr. Johnson then briefly updated the Committee concerning a review of the free distribution policy of the Iowa Code Office publications which is being undertaken for the purpose of determining the appropriate number of copies of the publications to be ordered and provided to various state agencies, other agencies and individuals in the county, and legislative and federal sectors. He noted that the Iowa Code

Office is still in the process of analyzing the results of the survey which will be completed after that office has completed its postsession work on the Iowa Code.

Senator Doyle commented that one of the costs of the Iowa Code is having it hardbound and he suggested that if it were published in a soft cover there would be a cost savings. He added that at present the Code is sent to Chicago for binding. Chairperson Peterson commented that the survey does not specify a date certain for specifying the number of free publications which a responder to the survey provides.

ADDITIONAL BUSINESS

Senator Doyle stated that Chief Clerk O'Hern was not able to attend the meeting. He was to provide an update on the wiring for TV cameras in the House chamber in light of the fact that the wiring was designed to go through a window located in the chamber but there are now no windows with openings.

Senator Lloyd-Jones expressed her concern for the availability of each house's chambers and meeting rooms to the general public and asked who has the authority to determine which chamber or room is available. Mr. Johnson stated that each house has its own Rules Committee which defines the basic policy for that house. Senator Lloyd-Jones moved that the Committee recommend that the Legislative Council request the leadership of each chamber to review the policy of the House of Representatives and the Senate concerning the use of each house's chamber by the public during the interim period between sessions of the General assembly. The motion was adopted unanimously.

A copy of the Committee's report is attached to these minutes and by this reference made a part of the minutes.

ADJOURNMENT

There being no further business to come before the Committee, the Committee, upon motion of Representative McKinney, adjourned at 10:26 a.m.

Respectfully submitted,

MICHAEL J. GOEDERT
Senior Legal Counsel

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mg/sw

**REPORT OF THE ADMINISTRATION COMMITTEE
TO THE LEGISLATIVE COUNCIL**

June 13, 1991

The Administration Committee met on June 13, 1991, and makes the following report:

1. The Committee members received updated information concerning the Code Data Base contract with Mead Data Central, Inc.
2. The committee members received information related to the survey conducted by the Legislative Service Bureau concerning the free distribution of publications by the Iowa Code Office to various state and local government agencies.
3. The Committee recommends that the Legislative Council direct the leadership of each chamber to review the policy of the House of Representatives and the Senate concerning the use of each House's chamber by the public during the interim between sessions of the General Assembly.

Respectfully submitted,

REPRESENTATIVE MIKE PETERSON
Chairperson

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