



# MINUTES Legislative Council

Monday, June 25, 2018

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## MEMBERS PRESENT

Senator Jack Whitver, Chairperson  
Senator Jerry Behn  
Senator Joe Bolkcom  
Senator Jake Chapman  
Senator Jeff Danielson  
Senator Pam Jochum  
Senator Janet Petersen  
Senator Amanda Ragan  
Senator Charles Schneider  
Senator Amy Sinclair

Representative Linda L. Upmeyer, Vice Chairperson  
Representative Liz Bennett  
Representative Peter Cownie  
Representative Pat Grassley  
Representative Chris Hagenow  
Representative David E. Heaton  
Representative Brian Meyer  
Representative Mark D. Smith

LSA CONTACTS: Organizational staffing provided by: Glen Dickinson, Secretary to the Legislative Council, 515.281.4616; and Richard Johnson, Division Director, 515.281.3894; Minutes prepared by: Rachele Hjelmaas, Legal Editor, 515.281.8127

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### **I. Procedural Business**

**Call to Order.** The second meeting of the 2017-2018 Legislative Council was called to order by Temporary Chairperson Whitver at 2:30 p.m., Monday, June 25, 2018, in Room 22, State Capitol, Des Moines, Iowa. Senators Danielson, Jochum, and Ragan and Representative Bennett attended the meeting via a telecommunications connection. Copies of the membership of the Legislative Council and the Legislative Council committees are attached to these minutes as Attachment A.

**Election of Chairperson.** Senator Schneider moved that Temporary Chairperson Whitver be elected chairperson. The motion was approved by a voice vote.

**Minutes of Prior Meeting.** Vice Chairperson Upmeyer moved that the minutes of the meeting of June 22, 2017, be approved without additions or corrections. The motion was approved by a voice vote.

**Consideration of Reports.** Legislative Council actions are summarized in these minutes.

**Adjournment.** The meeting was adjourned at 2:46 p.m.

### **II. Consideration of the Report of the Legislative Tax Expenditure Committee**

Chairperson Whitver recognized Vice Chairperson Upmeyer for consideration of the Report of the Legislative Tax Expenditure Committee. Vice Chairperson Upmeyer moved to receive the report, and the motion was approved by a voice vote. The report was received and filed by the Legislative Council. The report is attached to these minutes as Attachment B.

### **III. Consideration of the Report of the Service Committee**

Chairperson Whitver recognized Vice Chairperson Upmeyer for the Report of the Service Committee. The report contains annual personnel reports from the Legislative Services Agency and the Office of Ombudsman, including recommended promotions. The report recommends that the Legislative Council approve the proposed budgets for FY 2018-2019 for the Legislative Services Agency and the Office of Ombudsman. The report recommends that the Legislative Council approve the receipt of changes to Legislative Services Agency Policies and Procedures relating to legal publication formats, text processing responsibilities, Iowa Code section references, employee benefit descriptions, and job descriptions and titles. The report recommends that the Legislative Council approve the receipt of miscellaneous changes to the Office of Ombudsman Employee Handbook that update and revise the employee handbook. The report recommends that the Legislative Council approve the proposed miscellaneous changes to the Legislative Council Policies and Procedures relating to personnel record retention, harassment policy procedures, and rules for prefiling legislative bills. The report recommends that the Legislative Council approve a 1 percent increase in the legislative staff pay matrix effective with the pay period that includes July 1, 2018. Vice Chairperson Upmeyer moved adoption of the report, and the motion was approved by a voice vote. The report is attached to these minutes as Attachment C.

### **IV. Consideration of the Report of the Studies Committee**

Chairperson Whitver recognized Vice Chairperson Upmeyer for the Report of the Studies Committee. The report recommends that the Legislative Council approve for the 2018 Interim permanent committees established by law and the establishment of other committees and their charges. Vice Chairperson Upmeyer moved adoption of the report, and the motion was approved by voice vote. The report is attached to these minutes as Attachment D.



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## **V. Additional Business**

### **A. Native American Flag Display Presentation**

Chairperson Whitver recognized Iowa Commission of Native American Affairs Member Timothy Perkins for a presentation on behalf of the Iowa Commission of Native American Affairs (ICNAA) to allow for the establishment of a permanent display of Native American flags in the Capitol building. Mr. Perkins provided a brief history of ICNAA's efforts to procure permission for the flag display at the Capitol. He explained that ICNAA is in possession of all of the flags and flag display poles and spreaders and has the appropriate permission to hang the flags, and noted it is his understanding that the Legislative Council has the authority to direct the Department of Administrative Services to provide flag display space at the Capitol.

### **B. State Capitol Maintenance Fund Expenditures**

Mr. Richard Johnson, Director of the Legal Services Division, provided background information relating to the proposed amendment to the Rules of the Legislative Council. He stated that SF 2414, enacted during the 2018 Legislative Session creates the State Capitol Maintenance Fund and requires Legislative Council approval of expenditures from the fund for maintenance projects for the Capitol and Ola Babcock Miller buildings. The proposed amendment provides that the Majority Leader of the Senate, the Speaker of the House of Representatives, and the Minority Leaders of the Senate and House of Representatives, on behalf of the Legislative Council, shall provide such approval. Vice Chairperson Upmeyer moved adoption of the proposed amendment, and the motion was approved by voice vote. The amendment, as adopted, is attached to these minutes as Attachment E.

### **C. Medicaid Program Management**

Senator Bolkcom raised questions about the management of the Medicaid program and the fiscal implications of the program on the state budget. He stated that Medicaid providers are not being paid and constituents are not receiving necessary services, and that Medicaid Director Mike Randol's recent explanation for these failures is not satisfactory. He questioned how the Legislature will address these concerns. Senator Bolkcom suggested that the Legislative Services Agency dedicate more professional staff in order to become more involved in gathering oversight information from managed care organizations, including savings and quality of care assessments, so as to provide legislators with more immediate access to needed information. Chairperson Whitver responded that both the Fiscal Committee and the Health Policy Oversight Committee are responsible for gathering such information and future meetings of both committees will provide the necessary opportunities for legislators to review and ask questions about the management of the Medicaid program.

## **VI. Attachments**

- A. Legislative Council Membership and Legislative Council Committee Memberships.
- B. Report of the Legislative Tax Expenditure Committee.
- C. Report of the Service Committee.
- D. Report of the Studies Committee.
- E. Amendment to Rules of the Legislative Council.

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