

R E P O R T

of the

SERVICE COMMITTEE TO THE LEGISLATIVE COUNCIL

September 10, 1980

The Service Committee makes the following recommendations to the Legislative Council:

1. That Martin Francis be employed as an Attorney I in the Legislative Service Bureau at Grade 29, step 1.
2. That the following changes to the Iowa Bill Drafting Guide be adopted:
 - a. Citations to chapters and sections of the Code and to the Session Laws will not be doubled.
 - b. The words "of the Code", "of this Act", and "of this section" after each citation will not be used.
 - c. References within a bill to a new section of a new chapter of the Code will be referred to by the section number of the bill.
 - d. The drafter may designate to the Code Editor the placement in the Code of a section between existing sections of the Code, subject to change or reassignment by the Code Editor.
 - e. The effective dates of bills will be July first following their enactment unless a sponsor specifically requests a different effective date, such as January first.
3. That the Citizens' Aide is authorized to initiate a search procedure for a general deputy to replace Charles T. Richard who resigned, subject to approval of the employment by the Legislative Council and subject to an employment date of not earlier than November 1, 1980.

Respectfully submitted,

DELWYN STROMER
Chairperson
September 10, 1980

R E P O R T

of the

STUDIES COMMITTEE OF THE LEGISLATIVE COUNCIL

September 10, 1980

The Studies Committee met at 11:00 a.m. in Committee Room 24 of the State House on September 10, 1980 at which time it reviewed the request of Representative Chiodo for an interim study to study public utilities and rate increases presented to the Legislative Council at its August 13, 1980 meeting and subsequently referred to the Studies Committee for its review. The Studies Committee also reviewed requests for additional meetings submitted by the co-chairpersons of the Grain Elevator and Grain Grading Subcommittee and the Funeral Directors Study Subcommittee and a request that the Fair Play study be deleted. The Studies Committee submits the following recommendations to the Legislative Council for its approval:

1. That the proposed study of public utilities and rate increases requested at the August 13, 1980 meeting of the Legislative Council be referred to the Chairpersons of the respective Standing Committees on Commerce, that the Chairpersons of the respective Standing Committees on Commerce use the statutory meeting day allowed under section 2.14 of the Code to review the subject matter prior to the October meeting of the Legislative Council and submit its recommendations to the Studies Committee and the Legislative Council regarding subsequent action necessary during the 1980 interim.

2. That two additional meeting days be authorized for the Grain Elevator and Grain Grading Subcommittee urging that one of the meetings be held outside Des Moines because of the concerns of many citizens around the state to allow these concerns to be expressed to the Subcommittee and its members.

3. That one additional meeting day be authorized for the Funeral Directors Study Subcommittee.

4. That the recommendation that the Fair Play Study be deleted from the list of 1980 interim studies be referred, without recommendation, to the Legislative Council for its consideration.

CALVIN O. HULTMAN
Co-Chairperson
Studies Committee

R E P O R T

of the

ADMINISTRATION COMMITTEE TO THE LEGISLATIVE COUNCIL

September 10, 1980

The Administration Committee makes the following recommendation to the Legislative Council:

1. That the Legislative Council approve an additional maximum expenditure of \$1117 as itemized on change order number 1 submitted by Breiholz Construction Company for the first floor remodeling project with the actual work to be contracted and the amount paid subject to the approval of House Legal Counsel Bruce Graham. It is possible that the cost of the second item may be lowered and that the work described in the third item may be done by state workers.

CALVIN O. HULTMAN
Chairperson

REPORT OF THE
LEGISLATIVE FISCAL COMMITTEE
TO THE
LEGISLATIVE COUNCIL

September 10, 1980

The Legislative Fiscal Committee met September 4, 1980, at 1:00 p.m. in the Legislative Fiscal Bureau Conference Room. Members present were:

Senator John Murray, Co-chairman
Representative Richard Welden, Co-chairman
Senator Stephen Bisenius
Senator William Palmer
Senator Ray Taylor
Representative Roger Halvorson
Representative James West

Other persons attending were: Dennis Nagel, Governor's Office; Brice Oakley, Administrative Rules Coordinator; Attorney General Tom Miller; Ronald Mosher, Comptroller; R. Wayne Richey, Board of Regents; Gary Olney and David Bechtel, Department of Public Instruction; and Michael Reagen, Commissioner, Department of Social Services. Also attending were Fiscal Bureau staff, legislative staff, news media representatives and other interested persons.

Subsequent to the Legislative Council meeting August 13, Speaker Harbor asked that the Fiscal Committee review the budget of the House of Representatives and Senate, as well as the five agencies under the purview of the Council with the objective being at least a 3.6 percent reduction in budget. In accordance with that request, the Fiscal Bureau prepared the attached information submitted by the various agencies.

After presentation of the schedule to the Committee, Senator Taylor moved that the summary, as amended, be submitted to the Legislative Council. The motion carried.

At their August 13 meeting, the Legislative Council directed the Fiscal Bureau to prepare an itemization of the effects of Executive Order Number 38, dated August 12, 1980, in which the Governor implemented Section 8.31 " . . . requiring the uniform modification of allotment requests filed pursuant to that section for each of the remaining three-quarters of the fiscal year to achieve an annual 3.6 percent fiscal year reduction in each respective appropriation unless subsequent projections provide good reason to alter these findings."

In response to the Legislative Council request, the Fiscal Bureau prepared a report for presentation to the Fiscal Committee and asked the Commissioner of Department of Social Services, Executive Secretary of the Board of Regents, and the Superintendent of the Department of Public Instruction to be present at the September meeting of the Fiscal Committee because these three agencies total

67 percent of the state general fund budget. A copy of this report is attached.

Chairman Murray asked Dennis Nagel for brief comments on the implementation of Executive Order No. 38. Mr. Nagel stated there was no precedent to draw upon with regard to the Order and the Attorney General's Office had been very cooperative with the Governor. None of the agencies have said they couldn't do it, and all were willing to cooperate.

Attorney General Miller stated the reductions must be made across-the-board and such a reduction is constitutional when the State Treasury will have a deficit. He said that his recent opinion issued to the Governor differed from a previous Attorney General's opinion issued in 1957.

Brice Oakley commented that there will be a number of departments which will need to use emergency rules, and that time will enter into the making of these rules.

Ron Mosher, State Comptroller, stated that the Executive Branch does not see this as a device of selective budget cuts. There is no intention of having wholesale budget transfers. In reference to General Fund receipts, he said that the August numbers look bleak, but you cannot look at one month by itself. The Comptroller said he anticipates that receipts will take an upturn around the first of the year, but probably not before.

Chairman Murray then called on Wayne Richey for a response from the Board of Regents. Mr. Richey distributed two hand outs--1) Program Distribution 3.6% Appropriation Reversion, and 2) Pattern of Anticipated Reversions, 3.6% of Regent Institution Appropriations. (A copy of these hand outs is attached.) These explain how and where the Board of Regents intend to trim expense to match state appropriation. Mr. Richey said his office will be making a presentation to the Board of Regents in September on the details of the cuts and also the question of a tuition increase to become effective in the Fall of 1981. The Fiscal Bureau will review the Board's decisions at the Fiscal Committee's October meeting.

Dr. Gary Olney, representing the Department of Public Instruction, gave a brief presentation on the effect of the 3.6 percent cut indicating that the largest amount of federal funds loss will be in the Voc-Rehab area. Public Instruction is, and will be, examining the effects of the cutback on the local and area schools.

Commissioner Michael Reagen, Department of Social Services, presented a mathematical summary of the 3.6 percent reduction in their various appropriations as indicated on the attached schedule. He said that the 3.6 percent reduction combined with budget deficiencies already existing meant that the Department has to reduce spending plans by about \$30 million of state funds and about \$24 million of federal funds.

The Committee reviewed the remainder of the report with the Fiscal Bureau staff.

Thom Freyer presented a redraft of forms for Capital Request: Construction Projects, which are to be used by the appropriations subcommittees. The forms will be examined by the Fiscal Committee members prior to the October 1980

meeting for possible approval at that time.

Representative Welden announced that Representative Kenneth Miller has resigned from the study committee for Clarinda Alternatives. He would recommend appointment of Representative Charles Bruner to fill this vacancy.

Representative Welden moved that the resignation of Representative Kenneth Miller be accepted and Representative Charles Bruner be appointed to the study committee on Clarinda Alternatives. The motion carried.

The meeting was adjourned.