

State of Iowa

1977

JOURNAL OF THE HOUSE

1977

EXTRAORDINARY SESSION SIXTY-SEVENTH GENERAL ASSEMBLY

Convened June 21, 1977

Adjourned June 25, 1977

ROBERT D. RAY, Governor
ARTHUR A. NEU, President of the Senate
DALE M. COCHRAN, Speaker of the House

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JOURNAL OF THE HOUSE

First Calendar Day -- First Session Day

Hall of the House of Representatives
Des Moines, Iowa, June 21, 1977

Pursuant to the proclamation of the Governor, the Honorable Robert D. Ray, convening the Sixty—seventh General Assembly in Extraordinary Session, the House was called to order at 10:00 a.m. by the Honorable Dale M. Cochran, Speaker of the House.

Prayer was offered by the Reverend Thomas J. Carpender, pastor of the Sacred Heart Catholic Church, Meyer, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Jochum of Dubuque for the morning session on request of Speaker Cochran of Webster.

COMMUNICATION FROM THE GOVERNOR

The following communication addressed to the Chief Clerk was delivered and read to the House of Representatives:

June 13, 1977

Mr. David Wray
Clerk of the House
State Capitol Building
Des Moines, Iowa 50319

Dear Mr. Wray:

Enclosed is my proclamation issued June 13, 1977, calling into Extraordinary Session the Sixty—seventh General Assembly, to convene at 10:00 a.m. on the 21st day of June, 1977.

Sincerely
Robert D. Ray
Governor

STATE OF IOWA

Executive Department

In the Name and by the Authority of the State of Iowa

Proclamation

Whereas, pursuant to legislation enacted by the Sixty-fifth General Assembly in 1974, the State of Iowa formally entered into collective bargaining negotiations with its employees for the first time in 1977; and

Whereas, negotiations, although entered into timely, were not completed so as to be considered by the first session of the Sixty-seventh General Assembly in its regular session; and

Whereas, also, the first session of the Sixty-seventh General Assembly, therefore, finished its regular session without acting upon salary increases for other state employees; and

Whereas, final settlements have now been reached with all unions except one which is not expected to be settled until sometime after the beginning of the fiscal year; and

Whereas, the incompleteness of action on salary increases and related benefits for state employees is ample reason to convene this General Assembly in special session in accordance with Article IV, Section XI of the Constitution of the State of Iowa,

Now Therefore, I, Robert D. Ray, Governor of the State of Iowa in accordance with Article IV, Section XI of the Constitution of the State of Iowa, do hereby proclaim that the Sixty-seventh General Assembly shall convene in Extraordinary Session at the State Capitol in the City of Des Moines, Iowa, at 10:00 A.M. on the 21st day of June, 1977, and to that end I do call upon and direct the members of the House of Representatives and of the Senate of the Sixty-seventh General Assembly to convene in their respective chambers in the State Capitol at 10:00 A.M. on June 21, 1977, for the purpose of receiving from the Chief Executive of the State of Iowa his message pertaining to the purpose for which the assembly is convened, namely the matter of employee benefits, and to take legislative action in keeping therewith.

(Seal)

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the State of Iowa to be affixed. Done at Des Moines this 13th day of June in the year of our Lord one thousand nine hundred and seventy-seven.

ROBERT D. RAY
Governor

Attest:

MELVIN D. SYNHORST
Secretary of State

ORGANIZATION OF HOUSE

Fitzgerald of Webster moved that the selection of seats, determination of mileage of Representatives, assignment of press seats and all other organizational matters not specifically provided for in Joint Rule 3 be the same for this Extraordinary Session as for the 1977 Regular Session of the Sixty—seventh General Assembly.

The motion prevailed.

Fitzgerald of Webster moved that the Chief Clerk of the House be directed to send a written message to the Senate and to the Governor informing them that the House was organized and ready to transact business and receive any messages that they may transmit.

The motion prevailed.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 56

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of House Concurrent Resolution 56 as follows and moved its adoption:

HOUSE CONCURRENT RESOLUTION 56 By Fitzgerald

- 1 *Be It Resolved by the House of Representatives,*
- 2 *the Senate Concurring, That a joint convention of the*
- 3 *two houses of the 1977 Extraordinary Session of the*
- 4 *Sixty—seventh General Assembly be held on Tuesday,*
- 5 *June 21, 1977 at 10:30 a.m.*
- 6 *Be It Further Resolved, That Governor Robert D.*
- 7 *Ray be invited to deliver a message at this joint*
- 8 *convention of the two houses, and that the Speaker*
- 9 *of the House and the President of the Senate be desig—*
- 10 *nated to deliver the invitation to him.*

The motion prevailed and the resolution was adopted.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker, Members of the House of Representatives of the 1977 Extraordinary Session of the Sixty—seventh General Assembly:

The Senate has directed me to inform you that it is organized and ready to transact business. The Senate will receive any messages your honorable body may transmit.

Also: That the Senate has on June 21, 1977, adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 56, providing for a joint convention of the Senate and House of Representatives of the 1977 Extraordinary Session, Sixty—seventh General Assembly to receive a message from the Governor.

STEVEN C. CROSS, Secretary

RULE 20 SUSPENDED

Fitzgerald of Webster asked and received unanimous consent that Rule 20 be suspended and that Marvin Selden, State Comptroller and Gene Vernon, Chief Negotiator for the State of Iowa, and any other person necessary, be permitted in the House chamber for discussion of the collective bargaining negotiations.

COMMITTEE TO NOTIFY THE SENATE

Anderson of Jasper moved that a committee of three be appointed to notify the Senate that the House was ready to receive it in joint convention.

The motion prevailed and the Speaker appointed as such committee the following: Anderson of Jasper, chair; Binneboese of Plymouth and Hoffmann of Muscatine.

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Anderson of Jasper, chair of the committee to notify the Senate

that the House was ready to receive it in joint convention, reported that the committee had performed its duty.

The report was accepted and the committee discharged.

The Sergeant-at-Arms announced the arrival of the President of the Senate, the Secretary of the Senate and the honorable body of the Senate.

The President was escorted to the Speaker's station, the Secretary to the Chief Clerk's desk and the members of the Senate were seated in the House chamber.

JOINT CONVENTION

In accordance with House Concurrent Resolution 56, duly adopted, the joint convention was called to order, President Neu presiding.

Senator Kinley of Polk moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present.

The motion prevailed.

President Neu announced a quorum present and the joint convention duly organized.

Senator Kinley of Polk moved that a committee of six, consisting of three members from the Senate and three members from the House of Representatives be appointed to notify Governor Robert D. Ray that the joint convention was ready to receive him.

The motion prevailed and the President appointed as such committee, Senators Orr of Poweshiek, Curtis of Cherokee and Tieden of Clayton, on the part of the Senate, and Representatives Avenson of Fayette, Small of Johnson and Gentleman of Polk, on the part of the House.

The committee waited upon Governor Robert D. Ray and escorted him to the Speaker's station.

President Neu then presented Governor Robert D. Ray who delivered the following special address:

**MR. PRESIDENT, MR. SPEAKER, SENATORS AND REPRESENTATIVES,
DISTINGUISHED GUESTS, LADIES AND GENTLEMEN:**

1977 has been an eventful year at the negotiating table in Iowa--first, collective bargaining, and second the Iowa-Iowa State football game...I have called you back to the State Capitol to act on one of those two headline issues...the easier one!

This is the first time the Iowa General Assembly has met in a special session for thirteen years. Only eight of you lawmakers have ever served in a special legislative session. To begin it this morning, I can tell you now that my message will be brief. I hope it will set a good example.

To those of you wondering why I selected June 21 to convene this special session, I remind you this is the first day of summer. It is also the longest day of the year...you will have a lot of time to see the light...

Prior to adjournment last month, you members of the Senate and House agreed to limit the business of a special session to two subjects...including, if required, the corporate income tax question.

As you know, the Iowa Supreme Court recently ruled in favor of the present single-factor formula. There is now no need for legislative action on this particular issue. Of course, there is still the possibility of further court action. So in this regard, I wish to commend the Legislature for acting affirmatively on my recommendation to protect our budget. Accelerating our corporate income tax collections from an annual to a quarterly basis has given us a \$25 million reserve. This is not the time to spend it.

This is the sort of cooperation and forward planning which the people expect from their elected officials, and I think, appreciate.

The other purpose for this special session, now the only purpose, is to approve one last appropriation bill--to provide salary adjustments for state employees.

This year, for the first time, the rules are different. Legislation approved in 1974 established the procedures for public employees to bargain collectively. Approximately one-quarter of our state employees now belong to certified bargaining units. Three-quarters do not, and pay and benefits for all these employees must be settled in this special session.

Negotiations between the State and employee organizations began promptly. However, bargaining table discussions could not be concluded before the end of the regular session.

As of this morning, with the announcement of the University of Northern Iowa faculty settlement, I can tell you that all negotiations have been concluded. Now, only your action is required to complete this long and complex process. We will be giving you my detailed recommendations supported by budget schedules immediately following my remarks.

These proposals reflect two key principles--let me share them with you.

First--Fairness. We must be fair with our employees--all of our employees. Consistent with our collective bargaining law, it is not the prerogative of state government to encourage or discourage union membership. We are recognizing those with whom we have bargained. We must also give as much consideration to those who have not participated in the negotiation process.

There is obviously great diversity in functions performed by state employees in the various bargaining units. Still, through all of the deliberations, offers and counteroffers, fact-finding, mediation and arbitration, there is much consistency. There is even greater diversity in the jobs and skills of those 75 percent who are not represented at the bargaining table. While we want to do the same for them, equity to the point of absolute precision for everyone, organized or unorganized, is impossible.

Second--the other principle is Responsibility. For collective bargaining to work in Iowa, we will have to make it work. This first-year's action established confidence in the success of the system. Negotiating teams for the state and the unions bargained in good faith...we recognize that. Had the decisions been out of line, it would have been your duty as elected representatives of the people to act accordingly. No arbitrator's ruling can ever be allowed to bind the legislature or executive branch to an irresponsible settlement. No arbitrator has to live with the downstream consequences of his decision...we must. Fortunately, this first year, the parties acted responsibly, underscoring the integrity of the collective bargaining process.

With those principles in mind, I submit these recommendations to you:

--I ask that you ratify the agreements reached between the state and the public safety and security units, and the arbitrator's decisions for the blue-collar and social services units.

While I haven't yet seen the settlement reached at the University of Northern Iowa--it will be necessary for us to consider that agreement.

--I also ask that you approve a salary and fringe benefit package for our remaining state employees. Let me highlight the major improvements for these people.

SALARIES: For all central payroll and Regents merit personnel employees, in each of the two years, there will be a 6 percent increase for those earning up to \$13,200 and a 5 percent increase for those above that salary. In addition, both categories will be eligible to receive their regular merit step increases. Regents faculty and their professional and scientific colleagues will receive an aggregate salary and merit increase of 6.4 percent...the financial equivalent of the other adjustment.

HEALTH INSURANCE: A key item and a major benefit to employees will be an increase in the state's contribution to meet totally the cost of individual coverage. In addition, next year for the first time, the state will partially pay for dependency coverage.

LIFE INSURANCE: We will increase basic life insurance benefits from \$5,500 to \$10,000 coverage.

This package also includes one additional **STATE HOLIDAY** to be more consistent with the private sector, a **PAY DIFFERENTIAL** for those working second and third shifts, and **OVERTIME PAY** beginning after 40 hours per week rather than the present 80 hours over a two-week period.

Today I am also recommending a change in **SICK LEAVE COMPENSATION** to encourage state employees to stay on the job. I am proposing that employees be allowed credit for sick leave accrued, but not used. The dollar value of the accumulated sick leave will be set aside for the costs of health and life insurance upon retirement and to provide protection in the event of extended illness. This "savings account" will be coupled with a reduction in sick leave from 30 to 18 days per year, an arrangement agreed to in one of the negotiated settlements. This is a responsible way for employees and government to share the benefits of low absenteeism.

* * *

These proposals follow the many strides made for state employees in recent years. During this administration, we have never failed to fund scheduled merit increases. We have provided cost-of-living increases, made significant contributions for health insurance, initiated life insurance and disability coverage, and boosted IPERS among other benefits.

Why have we done this?

The statesman Bernard Baruch once said that "Government is not a

substitute for people." He was correct. He also might have said that "government is people."

Here in Iowa, our employees from all walks of life serve the state and its people with loyalty and dedication. Their work helps to preserve Iowa's "quality of life" of which we are so very proud. It is imperative that we keep good people in government and and deliver good service from government.

How will this package of benefits be funded?

We cannot print money. We refuse to raise taxes. Therefore, we must continue to budget cautiously and spend effectively. Keep in mind that if you were to increase my recommendations for state employees salaries by as little as one percent it would cost \$3.5 million more each year in tax dollars.

The recommendations I have outlined will impact the budget for the fiscal year beginning in ten days--so this is a good time to update you on our financial picture. As the saying goes, there is good news and bad news.

The good news is that actual revenue collections are slightly ahead of earlier estimates. An additional \$18 million will give us a treasury balance on June 30 of this year of about \$125 million. This solid base lets us begin the new biennium with some assurance that our policy of sound money management is paying off.

The bad news is the pessimistic prediction concerning this summer's rainfall. Working with the Governor's Drought Task Force, weather experts advise us that moisture will continue to be below normal.

Those of you who are farmers can readily understand the consequences of a prolonged drought. So must state government. Reduced yields mean reduced economic activity, reduced income and reduced revenue.

Looking ahead requires continued cautious planning.

The collective bargaining decisions contained on the schedules you will receive are not simple. I ask you to study them carefully and to approve the recommendations I have made today. If you do, and if you come close to our appropriations targets for the biennium, the treasury balance as of June 30, 1979, is projected to be approximately \$43 million, plus the \$25 million in corporate income tax reserve.

Finally, I would like to share two observations:

First: You can take action to save time next year. You can appropriate salary increases for two years instead of one year at a time. This is consistent with our collective bargaining negotiations and will free up your time for other deliberations, shortening the session.

Second: You can take action so you will not have to be here twice next

year. You can adopt a budget certification date so that special sessions will not become a regular event.

And, you can act this June and throughout next year's regular session, to confirm the tenets set forth in my budget message when this General Assembly began five months ago. They were: "...no increase in sales and income taxes, living within our resources and balancing our budget, and getting maximum value for each tax dollar."

These are reasonable and rational objectives which we can share with enthusiasm—now and in 1978.

I trust you will act promptly this week, doing the work that is yours to do. I wish you a good session, speedy session, and a good summer.

Thank you.

Governor Robert D. Ray was escorted from the House chamber by the committee previously appointed.

Fitzgerald of Webster moved that the joint convention be now dissolved.

The motion prevailed.

The House reconvened, Speaker Cochran in the chair.

On motion by Fitzgerald of Webster, the House was recessed until 1:00 p.m.

AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

QUORUM CALL

Roll call was requested by Husak of Tama and Crabb of Crawford to determine that a quorum was present. The vote revealed:

Present: 85

Anderson
Binneboese

Avenson
Branstad

Bennett
Brunow

Bina
Byerly

Chiodo	Clark, B.J.	Clark, J.H.	Conlon
Crabb	Crawford	Cusack	Daggett
Danker	Davitt	Den Herder	Dieleman
Doyle	Dunton	Dyrland	Egenes
Evans	Fitzgerald	Garrison	Gentleman
Gettings	Gilloon	Gilson	Griffee
Halvorson	Hansen	Harbor	Hargrave
Harvey	Hines	Hinkhouse	Hoffmann
Horn	Howell	Hullinger	Husak
Jesse	Junker	Koogler	Krause
Krewson	Lageschulte	Lindeen	Lonergan
Menke	Middleswart	Miller, K.D.	Monroe
Nielsen	Norland	Oxley	Patchett
Pavich	Pellett	Pelton	Perkins
Poncy	Rinas	Scheelhaase	Schneklath
Schroeder	Shimaneck	Small	Spear
Spencer	Stephens	Stromer	Svoboda
Thompson	Tofte	Varley	Welden
Wells	Woods	Wulff	Wyckoff
			Mr. Speaker

Absent: 15

Baker	Brandt	Brockett	Connors
Higgins	Jochum	Lipsky	Millen
Miller, O.L.	Newhard	O'Halloran	Smalley
Tauke	Walter	West	

Pursuant to the suspension of Rule 20, explanations of the Public Employee Wage and Fringe Benefit Proposals Financial Data were presented by Marvin Selden, State Comptroller, and Gene Vernon, Chief Negotiator for the State of Iowa.

COMMITTEE ASIGNMENTS

The Speaker announced the following committee assignments:

Gettings, Don	Agriculture
	Rules
	Transportation
	Budget Subcommittee on Regulatory and Finance

SUPPLEMENTAL REPORT OF COMMITTEE ON MILEAGE

Mr. Speaker: Your committee appointed to determine the mileage for the members of the House submits the following supplemental report:

Name

Round Trip Miles

Don E. Gettings 190

Respectfully submitted,

WILLIAM J. HARGRAVE, JR.
HERBERT C. HINKHOUSE
WILLIAM R. MONROE, JR.

On motion by Fitzgerald of Webster the House adjourned at 2:47 p.m. until 10:00 a.m., Wednesday, June 22, 1977.

JOURNAL OF THE HOUSE

Second Calendar Day -- Second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, June 22, 1977

The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by Father Jerry Doherty, Vicar of St. Andrews Episcopal Church, Clear Lake, Iowa.

The Journal of Tuesday, June 21, 1977 was approved.

PETITION FILED

The following petition was received and placed on file:

By Harvey of Scott and Schnekloth of Scott from sixty Iowa residents opposing House File 535 and Senate File 336, relating to the hotel-motel room tax.

COMMITTEE ASSIGNMENT

The Speaker announced the following committee assignment:

Committee on Transportation

Representative Philip A. Davitt, Vice Chair

On motion by Fitzgerald of Webster, the House was recessed until 3:00 p.m.

AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

The House stood at ease until the fall of the gavel.

The House resumed session, Avenson of Fayette in the chair.

On motion by Small of Johnson the House adjourned at 6:20 p.m., until 10:00 a.m., Thursday, June 23, 1977.

JOURNAL OF THE HOUSE

Third Calendar Day -- Third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, June 23, 1977

The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by Father Robert Chamberlain, registrar from Dowling High School, West Des Moines, Iowa.

The Journal of Wednesday, June 22, 1977 was approved.

PETITIONS FILED

The following petitions were received and placed on file:

By Svoboda of Iowa from thirty Iowa residents opposing House File 535 and Senate File 336, relating to the hotel-motel room tax.

By Junker of Woodbury from forty-nine constituents who are state of Iowa employees requesting increased wages equal to unemployment compensation increases.

QUORUM CALL

Roll call was requested by Schneklath of Scott and Lageschulte of Bremer to determine that a quorum was present. The vote revealed:

Present: 83

Anderson	Avenson	Baker	Bennett
Bina	Binneboese	Brandt	Branstad
Brockett	Brunow	Chiodo	Clark, J.H.
Conlon	Crabb	Crawford	Cusack
Daggett	Danker	Davitt	Den Herder
Dieleman	Dunton	Egenes	Evans

Fitzgerald	Garrison	Gentleman	Gettings
Gilson	Griffee	Halvorson	Hansen
Harbor	Hargrave	Harvey	Hinkhouse
Hoffmann	Horn	Howell	Hullinger
Junker	Koogler	Krause	Krewson
Lageschulte	Lindeen	Lipsky	Lonergan
Menke	Middleswart	Millen	Miller, K.D.
Miller, O.L.	Monroe	Nielsen	Norland
O'Halloran	Oxley	Patchett	Pavich
Pelton	Perkins	Poncy	Schnekloth
Schroeder	Shimanek	Small	Spear
Spencer	Stephens	Stromer	Svoboda
Tauke	Thompson	Tofte	Walter
Welden	Wells	West	Woods
Wulff	Wyckoff	Mr. Speaker	

Absent: 17

Byerly	Clark, B.J.	Connors	Doyle
Dyrland	Gilloon	Higgins	Hines
Husak	Jesse	Jochum	Newhard
Pellett	Rinas	Scheelhaase	Smalley
Varley			

On motion by Fitzgerald of Webster, the House was recessed until 3:00 p.m.

AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

COMMUNICATION FROM THE COMMONWEALTH OF MASSACHUSETTS.

There is on file in the office of the Chief Clerk a resolution from The Commonwealth of Massachusetts, requesting the Congress of the United States to call a convention for the purpose of proposing an amendment to the Constitution of the United States protecting the right to life of all human beings during every stage of biological development.

HOUSE CONCURRENT RESOLUTION 57

By Lipsky

1 *Whereas, Paul Engle, a professor at the State*

- 2 University of Iowa, was born in Cedar Rapids, Iowa,
 3 studied at Coe College in Iowa, and is a resident
 4 of this state; and,
 5 *Whereas*, Paul Engle was instrumental in establishing
 6 the Creative Writing Workshop and the International
 7 Writers Workshop at the State University of Iowa;
 8 and
 9 *Whereas*, Paul Engle was awarded the Pulitzer prize
 10 for a collection of poetry entitled "An American
 11 Child"; and
 12 *Whereas*, Paul Engle was nominated for the 1976
 13 Nobel peace prize by poets from twenty-five countries;
 14 and
 15 *Whereas*, Paul Engle's most recent poem "Heartland"
 16 is about the state of Iowa; *Now Therefore*,
 17 *Be It Resolved by the House of Representatives*,
 18 *the Senate Concurring*, That Paul Engle is designated
 19 as an honorary poet laureate of the state of Iowa;
 20 and
 21 *Be It Further Resolved*, That a copy of this
 22 concurrent resolution shall be transmitted to Paul
 23 Engle.

Laid over under Rule 25.

HOUSE CONCURRENT RESOLUTION 58
 By Miller of Calhoun, Wyckoff and Perkins

- 1 *Be It Resolved by the House of Representatives, the*
 2 *Senate Concurring*, That in addition to the subject matter
 3 described in Senate Concurrent Resolution 26, Sixty-
 4 seventh General Assembly, 1977 Session, enumerating the
 5 subject matters that may be debated during any extraordi-
 6 nary session occurring before the convening of the 1978
 7 Session of the Sixty-seventh General Assembly, pursuant to
 8 Joint Rule 3, the business before the General Assembly at
 9 an extraordinary session shall also consist of laws con-
 10 cerning the maximum school levy and the guaranteed state
 11 aid provisions of Chapter four hundred forty-two (442) of
 12 the Code.

Laid over under Rule 25.

The House stood at ease until the fall of the gavel.

The House resumed session, Speaker Cochran in the chair.

QUORUM CALL

Roll call was requested by Byerly of Polk and Baker of Buena Vista to determine that a quorum was present. Rule 70 was invoked. The vote revealed:

Present: 88

Anderson	Avenson	Baker	Bennett
Bina	Binneboese	Brandt	Branstad
Brockett	Byerly	Clark, B.J.	Clark, J.H.
Connors	Crabb	Crawford	Cusack
Daggett	Danker	Davitt	Den Herder
Dieleman	Doyle	Egenes	Evans
Fitzgerald	Garrison	Gentleman	Gettings
Gilloon	Gilson	Griffee	Halvorson
Hansen	Harbor	Hargrave	Harvey
Higgins	Hinkhouse	Hoffmann	Horn
Howell	Hullinger	Husak	Jesse
Jochum	Junker	Koogler	Krause
Krewson	Lageschulte	Lindeen	Lipsky
Lonergan	Menke	Middleswart	Millen
Miller, K.D.	Miller, O.L.	Monroe	Nielsen
O'Halloran	Oxley	Patchett	Pavich
Pellett	Pelton	Perkins	Poncy
Rinas	Scheelhaase	Schnekloth	Schroeder
Shimanek	Small	Spear	Spencer
Stephens	Stromer	Svoboda	Tauke
Thompson	Tofte	Varley	Walter
Wells	Woods	Wyckoff	Mr. Speaker

Absent: 12

Brunow	Chiodo	Conlon	Dunton
Dyrland	Hines	Newhard	Norland
Smalley	Welden	West	Wulff

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 23, 1977, adopted the following concurrent resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 31, providing for an addition to the subject

matter to be debated during the Extraordinary Session concerning the maximum school levy and guaranteed state aid provisions of Chapter four hundred forty-two (442) of the Code.

STEVEN C. CROSS, Secretary

ADOPTION OF SENATE CONCURRENT RESOLUTION 31

Fitzgerald of Webster asked for unanimous consent to suspend the rules for the immediate consideration of Senate Concurrent Resolution 31 as follows:

SENATE CONCURRENT RESOLUTION 31

By Rules and Administration Committee

- 1 *Be It Resolved by the Senate, the House of Represen—*
- 2 *tatives Concurring, That in addition to the subject*
- 3 *matter described in Senate Concurrent Resolution 26,*
- 4 *Sixty—seventh General Assembly, 1977 Session, enumer—*
- 5 *ating the subject matters that may be debated during*
- 6 *any extraordinary session occurring before the conven—*
- 7 *ing of the 1978 Session of the Sixty—seventh General*
- 8 *Assembly, pursuant to Joint Rule 3, the business before*
- 9 *the General Assembly at an extraordinary session shall*
- 10 *also consist of laws concerning the maximum school levy*
- 11 *and the guaranteed state aid provisions of Chapter four*
- 12 *hundred forty—two (442) of the Code.*

Objection was raised.

Fitzgerald of Webster moved that the rules be suspended for the immediate consideration of Senate Concurrent Resolution 31.

Roll call was requested by Gilloon of Dubuque and Pelton of Clinton.

Rule 70 was invoked.

On the question "Shall the rules be suspended to consider Senate Concurrent Resolution 31?"

The ayes were, 51:

Anderson

Avenson

Baker

Bina

Binneboese	Brandt.	Brunow	Byerly
Connors	Cusack	Davitt	Dieleman
Doyle	Fitzgerald	Garrison	Gettings
Gilloon	Gilson	Griffie	Hargrave
Higgins	Hinkhouse	Horn	Howell
Hullinger	Jesse	Jochum	Koogler
Krause	Loneragan	Middleswart	Miller, K.D.
Miller, O.L.	Monroe	Nielsen	Norland
O'Halloran	Oxley	Patchett	Pavich
Perkins	Poncy	Scheelhaase	Small
Spear	Spencer	Svoboda	Walter
Wells	Wyckoff	Mr. Speaker	

The nays were, 37:

Bennett	Branstad	Brockett	Clark, B.J.
Clark, J.H.	Conlon	Crawford	Daggett
Danker	Egenes	Evans	Gentleman
Halvorson	Hansen	Harbor	Harvey
Hoffmann	Husak	Junker	Krewson
Lageschulte	Lindeen	Lipsky	Menke
Millen	Pellett	Pelton	Schnekloth
Schroeder	Shimanek	Stephens	Stromer
Tauke	Thompson	Tofte	Varley
West			

Absent or not voting, 12:

Chiodo	Crabb	Den Herder	Dunton
Dyrland	Hines	Newhard	Rinas
Smalley	Welden	Woods	Wulff

The motion prevailed and the rules were suspended to consider Senate Concurrent Resolution 31.

Miller of Calhoun moved the adoption of Senate Concurrent Resolution 31.

Roll call was requested by Avenson of Fayette and Patchett of Johnson.

On the question "Shall the resolution be adopted?" (SCR-31)

The ayes were, 54:

Anderson	Avenson	Baker	Bina
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Binneboese	Brandt	Brunow	Byerly
Chiodo	Connors	Cusack	Davitt
Dieleman	Doyle	Fitzgerald	Garrison
Gettings	Gilloon	Gilson	Griffiee
Hargrave	Higgins	Hinkhouse	Horn
Howell	Hullinger	Jesse	Jochum
Koogler	Krause	Loneragan	Middleswart
Miller, K.D.	Miller, O.L.	Monroe	Nielsen
Norland	O'Halloran	Oxley	Patchett
Pavich	Perkins	Poncy	Rinas
Scheelhaase	Schnekloth	Small	Spear
Spencer	Svoboda	Walter	Wells
Wyckoff	Mr. Speaker		

The nays were, 38:

Bennett	Branstad	Brockett	Clark, B.J.
Clark, J.H.	Conlon	Crabb	Crawford
Daggett	Danker	Den Herder	Egenes
Evans	Gentleman	Halvorson	Hansen
Harbor	Harvey	Hoffmann	Husak
Junker	Krewson	Lageschulte	Lindeen
Lipsky	Menke	Millen	Pellett
Pelton	Schroeder	Shimanek	Stephens
Stromer	Tauke	Thompson	Tofte
Varley	West		

Absent or not voting, 8:

Dunton	Dyrland	Hines	Newhard
Smalley	Welden	Woods	Wulff

The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGE (Senate Concurrent Resolution 31)

Avenson of Fayette asked and received unanimous consent that Senate Concurrent Resolution 31 be immediately messaged to the Senate.

EXPLANATION OF VOTE

We were in the Governor's office for a bill signing Thursday morning, June 23, 1977, and were, therefore, necessarily absent

from the House chamber when the record vote was taken on the quorum present.

PELLETT of Cass
HUSAK of Tama

STUDY BILL COMMITTEE ASSIGNMENT

S.B. 270 Budget

Relating to compensation and benefits for state employees by ratifying collective bargaining agreements, providing salary adjustments for state employees and officials who have not received salary adjustments pursuant to legislation previously approved by the Sixty-seventh General Assembly, providing employee benefits relating to holidays and sick leave, providing for state employee insurance programs, and appropriating moneys to fund such programs including moneys to fund increases in compensation rates previously approved by the general assembly.

On motion by Fitzgerald of Webster the House adjourned at 5:58 p.m. until 9:00 a.m., Friday, June 24, 1977.

JOURNAL OF THE HOUSE

Fourth Calendar Day -- Fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, June 24, 1977

The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Reverend H. Lavern Kinzel, pastor of the Capitol Hill Christian Church, Des Moines, Iowa.

The Journal of Thursday, June 23, 1977 was approved.

PETITION FILED

The following petition was received and placed on file:

By Brunow of Appanoose from six constituents who are state employees requesting increased wages equal to unemployment compensation increases.

INTRODUCTION OF BILL

HOUSE FILE 634, by committee on budget, a bill for an act relating to compensation and benefits for state employees and regional librarians and their staffs, providing exceptions for provisions of the Code in conflict with collective bargaining agreements, specifying a completion date for the negotiation of collective bargaining agreements, providing salary adjustments for state employees and officials who have not received salary adjustments pursuant to legislation previously approved by the Sixty-seventh General Assembly, providing employee benefits relating to holidays and sick leave, providing for state employee insurance programs, and appropriating moneys to fund such programs including moneys to fund increases in compensation rates previously approved by the general assembly.

Read first time and PLACED ON THE BUDGET CALENDAR.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 23, 1977, passed the following bill in which the concurrence of the House is asked:

Senate File 415, a bill for an act relating to school funding providing for a repeal of the maximum school district property tax and elimination of the guaranteed state aid provisions and an appropriation to provide school district loans and repayment.

STEVEN C. CROSS, Secretary

SENATE MESSAGE CONSIDERED

SENATE FILE 415, a bill for an act relating to school funding providing for a repeal of the maximum school district property tax and elimination of the guaranteed state aid provisions and an appropriation to provide school district loans and repayment.

Read first time and PASSED ON FILE.

QUORUM CALL

Roll call was requested by Junker of Woodbury and Husak of Tama to determine that a quorum was present. The vote revealed:

Present: 85

Anderson	Baker	Bennett	Bina
Binneboese	Brandt	Branstad	Brockett
Brunow	Clark, B.J.	Clark, J.H.	Conlon
Connors	Crabb	Crawford	Cusack
Daggett	Danker	Davitt	Den Herder
Dieleman	Doyle	Egenes	Evans
Fitzgerald	Garrison	Gentleman	Gettings
Gilson	Griffee	Halvorson	Hansen
Harbor	Hargrave	Harvey	Higgins
Hinkhouse	Hoffmann	Horn	Howell
Hullinger	Husak	Jochum	Junker
Koogler	Krewson	Lageschulte	Lindeen
Lipsky	Lonergan	Menke	Middleswart
Millen	Miller, K.D.	Miller, O.L.	Monroe

Nielsen	Norland	O'Halloran	Oxley
Pavich	Pellett	Pelton	Poncy
Scheelhaase	Schnekloth	Schroeder	Shimanek
Small	Spear	Spencer	Stephens
Stromer	Tauke	Thompson	Tofte
Varley	Walter	Welden	Wells
West	Woods	Wulff	Wyckoff
			Mr. Speaker

Absent: 15

Avenson	Byerly	Chiodo	Dunton
Dyrland	Gilloon	Hines	Jesse
Krause	Newhard	Patchett	Perkins
Rinas	Smalley	Svoboda	

CONSIDERATION OF BILLS

Budget Calendar

Pursuant to Joint Rule 3, Fitzgerald of Webster called up for consideration, House File 634, a bill for an act relating to compensation and benefits for state employees and regional librarians and their staffs, providing exceptions for provisions of the Code in conflict with collective bargaining agreements, specifying a completion date for the negotiation of collective bargaining agreements, providing salary adjustments for state employees and officials who have not received salary adjustments pursuant to legislation previously approved by the Sixty-seventh General Assembly, providing employee benefits relating to holidays and sick leave, providing for state employee insurance programs, and appropriating moneys to fund such programs including moneys to fund increases in compensation rates previously approved by the general assembly.

Hullinger of Decatur offered the following amendment H-4366 filed by him from the floor and moved its adoption:

H-4366

- 1 Amend House File 634 as follows:
- 2 1. Page 1, by striking lines 1 through 31
- 3 inclusive.

Roll call was requested by Harvey of Scott and Spencer of Clay.

On the question "Shall amendment H-4366 be adopted?"

The ayes were, 24:

Bennett	Binneboese	Branstad	Brockett
Conlon	Crabb	Daggett	Danker
Davitt	Doyle	Garrison	Gilson
Halvorson	Hansen	Harbor	Harvey
Hullinger	Middleswart	Monroe	Pellett
Scheelhaase	Spencer	Stephens	Wyckoff

The nays were, 69:

Anderson	Avenson	Baker	Bina
Brandt	Brunow	Byerly	Clark, B.J.
Clark, J.H.	Connors	Crawford	Cusack
Den Herder	Dieleman	Dunton	Dyrland
Egenes	Evans	Fitzgerald	Gentleman
Gettings	Griffiee	Hargrave	Higgins
Hinkhouse	Hoffmann	Horn	Howell
Husak	Jesse	Jochum	Junker
Koogler	Krause	Krewson	Lageschulte
Lindeen	Lipsky	Lonergan	Menke
Millen	Miller, K.D.	Nielsen	Norland
O'Halloran	Oxley	Patchett	Pavich
Pelton	Perkins	Poncy	Rinas
Schnekloth	Schroeder	Shimaneck	Spear
Stromer	Svoboda	Tauke	Thompson
Tofte	Varley	Walter	Welden
Wells	West	Woods	Wulff
			Mr. Speaker

Absent or not voting, 7:

Chiodo	Gilloon	Hines	Miller, O.L.
Newhard	Small	Smalley	

Amendment H-4366 lost.

Avenson of Fayette offered the following amendment H-4370 filed by him from the floor and moved its adoption:

H-4370

1 Amend House File 634 as follows:

- 2 1. Page 8, line 1, by striking the word "base".
- 3 2. Page 8, line 2, by striking the word "base".

Amendment H-4370 was adopted.

Spencer of Clay offered the following amendment H-4369 filed by him from the floor:-

H-4369

1 Amend House File 634 as follows:

2 1. Page 9, by striking lines 31 through 35.

3 2. Page 10, by striking lines 1 through 8 and insert—
4 ing in lieu thereof the following:

5 "Sec. 17. Section two point twelve (2.12), unnum—
6 bered paragraph two (2), Code 1977, is amended to read
7 as follows:

8 There is hereby appropriated out of any funds in the
9 state treasury not otherwise appropriated, such sums as
10 may be necessary, for each house of the general assem—
11 bly for the payment of any unpaid expense of the general
12 assembly incurred during or in the interim between
13 sessions of the general assembly, including but not limited
14 to salaries and necessary travel and actual expenses of
15 members and expenses of standing and interim committees
16 or subcommittees and per diem or expenses for members
17 of the general assembly who serve on statutory boards,
18 commissions, or councils for which per diem or expenses
19 are authorized by law. The state comptroller is hereby
20 authorized and directed to issue warrants for such items
21 of expense upon requisition of the president and secre—
22 tary of the senate for senate expense or the speaker
23 and chief clerk of the house for house expense.

24 Moneys to fund annual salaries provided for in section
25 two point ten (2.10) of the Code shall be provided for
26 by a specific appropriation bill approved annually by
27 the general assembly."

28 3. Page 17, by inserting after line 22 the follow—
29 ing:

30 "Sec. 41. Section seventeen (17) of this Act is
31 effective July 1, 1978."

Cusack of Scott rose on a point of order that amendment H-4369 was not germane.

The Speaker ruled the point well taken and amendment

H-4369 not germane.

Spencer of Clay moved that the rules be suspended for the consideration of amendment H-4369.

Roll call was requested by Spencer of Clay and Spear of Lee.

On the question "Shall the rules be suspended to consider amendment H-4369?"

The ayes were, 15:

Bennett	Branstad	Byerly	Conlon
Daggett	Danker	Davitt	Gentleman
Krause	Lageschulte	Pellett	Schroeder
Spear	Spencer	Woods	

The nays were, 77:

Anderson	Avenson	Baker	Bina
Binneboese	Brandt	Brockett	Brunow
Clark, B.J.	Clark, J.H.	Connors	Crabb
Crawford	Cusack	Den Herder	Dieleman
Doyle	Dunton	Dyrland	Egenes
Evans	Fitzgerald	Garrison	Gettings
Gilson	Griffie	Halvorson	Hansen
Harbor	Hargrave	Harvey	Higgins
Hinkhouse	Hoffmann	Horn	Howell
Husak	Jesse	Jochum	Junker
Koogler	Krewson	Lindeen	Lipsky
Lonergan	Menke	Millen	Miller, K.D.
Miller, O.L.	Monroe	Nielsen	Norland
O'Halloran	Oxley	Patchett	Pavich
Pelton	Perkins	Poncy	Rinas
Scheelhaase	Schneklath	Shimaneck	Small
Stephens	Svoboda	Tauke	Thompson
Tofte	Varley	Walter	Welden
Wells	West	Wulff	Wyckoff
			Mr. Speaker

Absent or not voting, 8:

Chiodo	Gilloon	Hines	Hullinger
Middleswart	Newhard	Smalley	Stromer

The motion lost.

Nielsen of Polk offered the following amendment H-4367 filed by him from the floor:

H-4367

- 1 Amend House File 634 as follows:
- 2 1. Page 13, by striking lines 21 through 24.

Scheelhaase of Woodbury in the chair at 11:42 a.m.

Nielsen of Polk moved the adoption of amendment H-4367.

Roll call was requested by Harvey of Scott and Pelton of Clinton.

On the question "Shall amendment H-4367 be adopted?"

The ayes were, 57:

Baker	Bennett	Binneboese	Branstad
Brockett	Brunow	Byerly	Chiodo
Clark, J.H.	Conlon	Crabb	Crawford
Daggett	Danker	Davitt	Den Herder
Dieleman	Dunton	Egenes	Gilson
Halvorson	Hansen	Harbor	Harvey
Hinkhouse	Hoffmann	Hullinger	Husak
Jesse	Junker	Koogler	Lageschulte
Lindeen	Lonergan	Menke	Middleswart
Millen	Miller, K.D.	Miller, O.L.	Nielsen
Oxley	Pellett	Pelton	Perkins
Schneklath	Schroeder	Shimanek	Stephens
Stromer	Tauke	Thompson	Tofte
Varley	Walter	Welden	West
Wyckoff			

The nays were, 37:

Anderson	Avenson	Bina	Brandt
Clark, B.J.	Cochran	Connors	Cusack
Doyle	Dyrland	Evans	Fitzgerald
Garrison	Gentleman	Gettings	Gilloon
Griffie	Hargrave	Higgins	Horn
Howell	Jochum	Krause	Krewson
Monroe	Norland	O'Halloran	Patchett
Pavich	Poncy	Rinas	Spear
Spencer	Svoboda	Wells	Wulff
			Mr. Speaker (Scheelhaase)

Absent or not voting, 6:

Hines
Smalley

Lipsky
Woods

Newhard

Small

Amendment H-4367 was adopted.

Koogler of Mahaska offered the following amendment H-4373 filed by Koogler, Cusack, Stromer and Welden from the floor and moved its adoption:

H-4373

- 1 Amend House File 634 as follows:
- 2 1. Page 3, line 10, by striking the figure
- 3 "735,856" and inserting in lieu thereof the figure
- 4 "794,856".
- 5 2. Page 3, line 12, by striking the figure
- 6 "1,474,296" and inserting in lieu thereof the figure
- 7 "1,532,651".

Amendment H-4373 was adopted.

Cusack of Scott offered the following amendment H-4374 filed by him and Welden of Hardin from the floor and moved its adoption:

H-4374

- 1 Amend House File 634 as follows:
- 2 1. Page 4, line 13, by striking the words "the
- 3 primary road" and inserting in lieu thereof the words
- 4 "road use tax".

Amendment H-4374 was adopted.

(House File 634 pending at recess.)

On motion by Fitzgerald of Webster, the House was recessed until 1:00 p.m.

AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

PRESENTATION

Miller of Buchanan presented to the House the Honorable Maurice Hennessey, former member of the House during the Sixty—fifth and Sixty—sixth General Assemblies, representing Delaware, Dubuque, Jackson and Jones Counties.

HOUSE RESOLUTION 24

By Krause and Branstad

- 1 *Whereas, St. Benedict Parish, Algona, Iowa is*
 2 *nearing the one hundredth anniversary of its Parish; and*
 3 *Whereas, Father McAlpin and the members of St.*
 4 *Benedict Parish are preparing for a celebration to*
 5 *commemorate the one hundredth anniversary with a*
 6 *mass of thanksgiving on Monday, July 11th, Bishop Berteman*
 7 *of Sioux City and former pastors of the Parish attending,*
 8 *and festivities and celebration on Saturday, July 16th,*
 9 *Now Therefore,*
 10 *Be It Resolved by the House of Representatives,*
 11 *That the membership of the House of Representatives of*
 12 *the Sixty—seventh General Assembly of the State of Iowa*
 13 *extends its heartiest congratulations to Father McAlpin*
 14 *and the members of St. Benedict Parish in commemoration*
 15 *of the one hundredth anniversary of their Parish; and*
 16 *Be It Further Resolved, That a copy of this resolution*
 17 *be forwarded to Father McAlpin and the members of St.*
 18 *Benedict Parish, Algona, Iowa.*

Laid over under Rule 25.

QUORUM CALL

Roll call was requested by Bina of Scott and Junker of Woodbury to determine that a quorum was present. Rule 69 was invoked. The vote revealed:

Present: 86

Anderson	Avenson	Baker	Bennett
Bina	Binneboese	Brandt	Branstad
Brockett	Brunow	Byerly	Chiodo
Clark, B.J.	Conlon	Connors	Crabb
Crawford	Cusack	Daggett	Danker
Davitt	Den Herder	Dieleman	Doyle

Dyrland	Evans	Fitzgerald	Garrison
Gentleman	Gettings	Gilson	Griffee
Halvorson	Hansen	Harbor	Hargrave
Hinkhouse	Hoffmann	Horn	Howell
Hullinger	Husak	Jesse	Jochum
Junker	Koogler	Krewson	Lageschulte
Lindeen	Lonergan	Menke	Middleswart
Millen	Miller, K.D.	Miller, O.L.	Norland
O'Halloran	Oxley	Pavich	Pellett
Pelton	Perkins	Poncy	Rinas
Scheelhaase	Schnekloth	Schroeder	Shimaneck
Smalley	Spear	Spencer	Stephens
Stromer	Svoboda	Tauke	Thompson
Tofte	Varley	Walter	Welden
Wells	West	Woods	Wulff
Wyckoff	Mr. Speaker		

Absent: 14

Clark, J.H.	Dunton	Egenes	Gilloon
Harvey	Higgins	Hines	Krause
Lipsky	Monroe	Newhard	Nielsen
Patchett	Small		

BUSINESS PENDING

The House resumed consideration of House File 634, a bill for an act relating to compensation and benefits for state employees and regional librarians and their staffs, providing exceptions for provisions of the Code in conflict with collective bargaining agreements, specifying a completion date for the negotiation of collective bargaining agreements, providing salary adjustments for state employees and officials who have not received salary adjustments pursuant to legislation previously approved by the Sixty-seventh General Assembly, providing employee benefits relating to holidays and sick leave, providing for state employee insurance programs, and appropriating moneys to fund such programs including moneys to fund increases in compensation rates previously approved by the general assembly.

Avenson of Fayette offered the following amendment H-4372 filed by him from the floor and moved its adoption:

H-4372

- 1 Amend House File 634 as follows:
- 2 1. Page 11, by striking lines 23 through 35.
- 3 2. Page 12, by striking lines 1 through 28.
- 4 3. Page 15, by striking lines 24 through 35.
- 5 4. Page 16, by striking lines 1 through 11.
- 6 5. By renumbering the sections and internal refer-
- 7 ences as required.

Amendment H-4372 was adopted.

Miller of Buchanan offered the following amendment H-4368 filed by him from the floor and moved its adoption:

H-4368

- 1 Amend House File 634 as follows:
- 2 1. Page 13, by inserting after line 24 the
- 3 following:
- 4 "NEW SECTION. Public employees who are covered
- 5 under a bargaining unit but who are not members of
- 6 the employee organization certified as the bargaining
- 7 representative for that bargaining unit may request
- 8 of the employee organization, with the cooperation
- 9 of the public employer, a per capita estimate of the
- 10 cost of collective bargaining negotiations for those
- 11 items which will benefit all public employees of that
- 12 bargaining unit based upon the total cost of the
- 13 collective bargaining negotiations and the number
- 14 of employees covered under the bargaining unit. The
- 15 public employee may request a checkoff to be
- 16 administered in the same manner as the dues checkoff
- 17 authorized in section twenty point nine (20.9) of
- 18 the Code for an amount equal to or in excess of the
- 19 per capita amount submitted by the employee
- 20 organization."

Roll call was requested by Byerly of Polk and Rinas of Linn.

Rule 70 was invoked.

On the question "Shall amendment H-4368 be adopted?"

The ayes were, 48:

Anderson

Avenson

Baker

Bennett

Bina	Binneboese	Brandt	Brunow
Byerly	Chiodo	Connors	Cusack
Davitt	Dieleman	Doyle	Dunton
Dyrland	Evans	Fitzgerald	Garrison
Gettings	Griffee	Hargrave	Higgins
Hinkhouse	Howell	Hullinger	Jochum
Krause	Lageschulte	Miller, K.D.	Miller, O.L.
Monroe	Oxley	Patchett	Pavich
Perkins	Poncy	Rinas	Scheelhaase
Small	Spear	Spencer	Svoboda
Wells	West	Woods	Mr. Speaker

The nays were, 44:

Branstad	Brockett	Clark, B.J.	Conlon
Crabb	Crawford	Daggett	Danker
Den Herder	Egenes	Gentleman	Gilson
Halvorson	Hansen	Harbor	Hoffmann
Horn	Husak	Junker	Koogler
Krewson	Lindeen	Lipsky	Lonergan
Menke	Middleswart	Millen	Norland
Pellet	Pelton	Schnekloth	Schroeder
Shimanek	Smalley	Stephens	Stromer
Tauke	Thompson	Tofte	Varley
Walter	Welden	Wulff	Wyckoff

Absent or not voting, 8:

Clark, J.H.	Gilloon	Harvey	Hines
Jesse	Newhard	Nielsen	O'Halloran

Amendment H-4368 was adopted.

Harbor of Mills offered the following amendment H-4375 filed by him and Schroeder of Pottawattamie from the floor and moved its adoption:

H-4375

- 1 Amend House File 634 as follows:
- 2 1. Page 13, by inserting after line 24 the follow-
- 3 ing:
- 4 "NEW SECTION. In the layoff and reemployment
- 5 procedures specified in a collective bargaining
- 6 agreement for state employees, the agreement shall
- 7 provide that the public employer shall give primary
- 8 consideration to the performance record and secondary
- 9 consideration to seniority in service of an employee
- 10 subject to layoff or reemployment."

Roll call was requested by Higgins of Scott and Pavich of Pottawattamie.

On the question "Shall amendment H-4375 be adopted?"

The ayes were, 34:

Bennett	Branstad	Brockett	Clark, J.H.
Conlon	Crabb	Crawford	Daggett
Danker	Evans	Gilson	Halvorson
Hansen	Harbor	Harvey	Hoffmann
Hullinger	Junker	Lageschulte	Lindeen
Menke	Millen	Pellett	Pelton
Schnekloth	Schroeder	Shimanek	Smalley
Stephens	Stromer	Tauke	Tofte
Welden	West		

The nays were, 57:

Anderson	Avenson	Baker	Bina
Binneboese	Brandt	Byerly	Chioldo
Clark, B.J.	Connors	Cusack	Davitt
Dieleman	Doyle	Dunton	Dyrland
Egenes	Fitzgerald	Garrison	Gentleman
Gettings	Griffee	Hargrave	Higgins
Hinkhouse	Horn	Husak	Jesse
Jochum	Koogler	Krause	Krewson
Lipsky	Lonergan	Middleswart	Miller, K.D.
Miller, O.L.	Monroe	Nielsen	Norland
O'Halloran	Oxley	Patchett	Pavich
Perkins	Poncy	Rinas	Small
Spear	Spencer	Thompson	Varley
Walter	Wells	Wulff	Wyckoff
			Mr. Speaker

Absent or not voting, 9:

Brunow	Den Herder	Gilloon	Hines
Howell	Newhard	Scheelhaase	Svoboda
Woods			

Amendment H-4375 lost.

Byerly of Polk offered amendment H-4377 filed by him from the floor and requested division as follows:

H-4377

1 Amend House File 634 as follows:

H-4377A

- 2 1. Page 16, by striking lines 12 through 14
- 3 and inserting in lieu thereof the following:
- 4 "Sec. . The legislative council shall,
- 5 during the 1977 legislative interim, employ
- 6 actuaries to conduct actuarial studies of".

H-4377B

- 7 2. Page 16, line 20, by inserting after the
- 8 word "to" the words "early retirement provisions,".

H-4377A

- 9 3. Page 16, line 24, by striking the words
- 10 "state comptroller" and inserting in lieu thereof
- 11 the words "legislative council or its designee".

Action on amendment H-4377A was temporarily deferred.

On motion by Byerly of Polk amendment H-4377B was adopted.

On motion by Byerly of Polk amendment H-4377A was adopted.

Nielsen of Polk offered the following amendment H-4381 filed by him from the floor and moved its adoption:

H-4381

- 1 Amend House File 634 as follows:
- 2 1. Page 17 by inserting after line 13 the follow-
- 3 ing section:
- 4 "Sec. . Section twenty point fifteen (20.15),
- 5 subsection six (6), Code 1977, is amended to read as
- 6 follows:
- 7 6. A Petition for certification as an exclusive
- 8 bargaining representative shall not be considered by
- 9 the board for a period of one year from the date of
- 10 the certification or noncertification of an exclusive
- 11 bargaining representative or during the duration of
- 12 a collective bargaining agreement which shall not
- 13 exceed two years. A collective bargaining agreement
- 14 with the state, its boards, commissions, departments,

15 and agencies shall be for two years and the provisions
16 of a collective bargaining agreement or arbitrators'
17 award affecting state employees shall not provide for
18 renegotiations which would require the refinancing of
19 salary and fringe benefits for the second year of the
20 term of the agreement, except as provided in section
21 twenty point seventeen (20.17) subsection six (6) and
22 the effective date of any such agreement shall be July
23 1 of odd-numbered years. However, if a petition for
24 decertification is filed during the duration of a
25 collective bargaining agreement, the board shall award
26 an election under this section not more than one hun-
27 dred fifty days prior to the expiration of the collect-
28 ive bargaining agreement. If an employee organization
29 is decertified, the board may receive petitions under
30 section 20.14, provided that no such petition and no
31 election conducted pursuant to such petition within
32 one year from decertification shall include as a party
33 the decertified employee organization."
34 2. Page 13 by striking lines 16 through 20.

Amendment H-4381 was adopted.

Varley of Adair offered the following amendment H-4379 filed by him from the floor and moved its adoption:

H-4379

1 Amend House File 634 as follows:
2 1. Page 17, line 15, by inserting after the
3 word "agreements" the words "entered into between
4 the state and the state employees' bargaining
5 representatives and".

Amendment H-4379 was adopted.

Cusack of Scott offered the following amendment H-4382 filed by him from the floor and moved its adoption:

H-4382

1 Amend House File 634 as follows:
2 1. Page 5, lines 6 and 7, by striking the words
3 and numeral "an agreement ratified pursuant to section
4 one (1) of this Act" and inserting in lieu thereof
5 the words and numerals "a collective bargaining

6 agreement made final under chapter twenty (20) of
7 the Code”.

Amendment H-4382 was adopted.

Jesse of Polk offered the following amendment H-4384 filed by Jesse, Byerly and Spencer from the floor:

H-4384

- 1 Amend House File 634 as follows:
- 2 1. Page 9, by striking lines 31 through 35.
- 3 2. Page 10, by striking lines 1 through 8.

Harbor of Mills rose on a point of order that amendment H-4384 was not included in Senate Concurrent Resolution 26 and was, therefore, not in order.

The Speaker ruled the point not well taken and amendment H-4384 in order.

Jesse of Polk moved the adoption of amendment H-4384.

Amendment H-4384 lost.

Monroe of Des Moines offered the following amendment H-4383 filed by Monroe, Doyle and Schroeder from the floor and moved its adoption:

H-4383

- 1 Amend House File 634 as follows:
- 2 1. Page 14, line 8, by inserting after the word
- 3 “disabilities” the words “, including disabilities”.

Amendment H-4383 was adopted.

West of Marshall moved to reconsider the vote by which amendment H-4368 was adopted by the House on June 24, 1977.

Roll call was requested by West of Marshall and Menke of O'Brien.

On the question "Shall the vote by which amendment H-4368 was adopted be reconsidered?"

The ayes were, 57:

Avenson	Baker	Bennett	Branstad
Brockett	Clark, B.J.	Clark, J.H.	Conlon
Connors	Crabb	Crawford	Daggett
Danker	Davitt	Den Herder	Egenes
Gentleman	Gilson	Halvorson	Hansen
Harbor	Harvey	Hines	Hinkhouse
Hoffmann	Horn	Husak	Junker
Koogler	Krewson	Lageschulte	Lindeen
Lipsky	Lonergan	Menke	Millen
Miller, O.L.	Norland	Pellett	Pelton
Perkins	Scheelhaase	Schneklath	Schroeder
Shimanek	Smalley	Spencer	Stephens
Stromer	Tauke	Thompson	Tofte
Varley	Welden	West	Wulff
Wyckoff			

The nays were, 36:

Anderson	Bina	Binneboese	Brandt
Brunow	Byerly	Cusack	Dieleman
Doyle	Dunton	Dyrland	Evans
Garrison	Gettings	Griffie	Hargrave
Higgins	Howell	Jesse	Jochum
Krause	Miller, K.D.	Newhard	O'Halloran
Oxley	Patchett	Pavich	Poncy
Rinas	Small	Spear	Svoboda
Walter	Wells	Woods	Mr. Speaker

Absent or not voting, 7:

Chiodo	Fitzgerald	Gilloon	Hullinger
Middleswart	Monroe	Nielsen	

The motion prevailed and the House reconsidered amendment H-4368.

Miller of Buchanan moved the adoption of amendment H-4368.

Roll call was requested by Miller of Buchanan and Junker of Woodbury.

On the question "Shall amendment H-4368 be adopted?"

The ayes were, 29:

Anderson	Avenson	Bina	Binneboese
Byerly	Cusack	Dieleman	Dunton
Evans	Garrison	Gettings	Gilloon
Hargrave	Higgins	Howell	Jesse
Jochum	Krause	Miller, K.D.	Newhard
Nielsen	Oxley	Patchett	Pavich
Rinas	Small	Spear	Svoboda
Wells			

The nays were, 66:

Baker	Bennett	Brandt	Branstad
Brockett	Brunow	Clark, B.J.	Clark, J.H.
Conlon	Connors	Crabb	Crawford
Daggett	Danker	Davitt	Den Herder
Dyrland	Egenes	Gentleman	Gilson
Halvorson	Hansen	Harbor	Harvey
Hines	Hinkhouse	Hoffmann	Horn
Husak	Junker	Koogler	Krewson
Lageschulte	Lindeen	Lipsky	Loneragan
Menke	Middleswart	Millen	Miller, O.L.
Monroe	Norland	O'Halloran	Pellett
Pelton	Perkins	Poncy	Scheelhaase
Schneklath	Schroeder	Shimanek	Smalley
Spencer	Stevens	Stromer	Tauke
Thompson	Tofte	Varley	Walter
Welden	West	Woods	Wulff
Wyckoff	Mr. Speaker		

Absent or not voting, 5:

Chiodo	Doyle	Fitzgerald	Griffee
Hullinger			

Amendment H-4368 lost.

Small of Johnson offered the following amendment H-4385 filed by him from the floor:

H-4385

- 1 Amend House File 634 as follows:
- 2 1. Page 5, line 23, by inserting after the

3 word "year" the words "or thirty—two cents per
4 hour, whichever is greater".

5 2. Page 6, by striking lines 1 through 4 and
6 inserting in lieu thereof the following:

7 "For the fiscal year beginning July 1, 1977 and
8 ending June 30, 1978.....\$7,380,352.

9 For the fiscal year beginning July 1, 1978 and
10 ending June 30, 1979.....\$15,343,802.

11 3. Page 6, by striking lines 15 through 18
12 and inserting in lieu thereof the following:

13 "For the fiscal year beginning July 1, 1977 and
14 ending June 30, 1978.....\$334,941.

15 For the fiscal year beginning July 1, 1978 and
16 ending June 30, 1979.....\$709,138."

17 4. Page 6, by striking lines 29 through 32
18 and inserting in lieu thereof the following:

19 "For the fiscal year beginning July 1, 1977 and
20 ending June 30, 1978.....\$2,438,304.

21 For the fiscal year beginning July 1, 1978 and
22 ending June 30, 1979.....\$5,066,760."

23 5. Page 8, line 26, by inserting after the
24 word "year" the words "or thirty—two cents per
25 hour, whichever is greater".

26 6. Page 9, by striking lines 1 through 16 and
27 inserting in lieu thereof the following:

28 "State University	\$5,085,372	\$10,444,654
29 State Sanatorium	24,625	50,091
30 Hospital School	175,643	357,678
31 Psychiatric Hospital	241,447	492,663
32 Hygienic Laboratory	127,341	260,702
33 University Hospitals	934,681	1,904,905
34 Iowa State University of		
35 Science and Technology	4,032,914	8,177,490
36 Experiment Station	521,363	1,056,631
37 Cooperative Extension		
38 Service	635,554	1,293,602
39 University of Northern		
40 Iowa	1,398,045	2,912,287
41 School for the Deaf	151,764	308,955
42 Iowa Braille and Sight—		
43 saving school	106,025	220,695

Bina of Scott in the chair at 3:03 p.m.

Byerly of Polk moved to reconsider the vote by which amendment H-4384 failed to be adopted by the House.

Tauke of Dubuque asked and received unanimous consent that the motion to reconsider be deferred until action was completed on amendment H-4385.

Small of Johnson moved the adoption of amendment H-4385.

Roll call was requested by Small of Johnson and Spencer of Clay.

Rules 69 and 70 were invoked.

On the question "Shall amendment H-4385 be adopted?"

The ayes were, 48:

Brandt	Branstad	Brockett	Byerly
Clark, B.J.	Clark, J.H.	Conlon	Crabb
Crawford	Daggett	Danker	Davitt
Egenes	Evans	Garrison	Halvorson
Hansen	Hargrave	Harvey	Higgins
Hoffmann	Krause	Lageschulte	Lindeen
Lipsky	Loneragan	Menke	Middleswart
Millen	O'Halloran	Patchett	Pellett
Pelton	Shimanek	Small	Smalley
Spencer	Stephens	Stromer	Svoboda
Tauke	Thompson	Tofte	Welden
West	Woods	Wulff	Wyckoff

The nays were, 52:

Anderson	Avenson	Baker	Bennett
Binneboese	Brunow	Chiodo	Cochran
Connors	Cusack	Den Herder	Dieleman
Doyle	Dunton	Dyrland	Fitzgerald
Gentleman	Gettings	Gilloon	Gilson
Griffee	Harbor	Hines	Hinkhouse
Horn	Howell	Hullinger	Husak
Jesse	Jochum	Junker	Koogler
Krewson	Miller, K.D.	Miller, O.L.	Monroe
Newhard	Nielsen	Norland	Oxley
Pavich	Perkins	Poncy	Rinas
Scheelhaase	Schneklath	Schroeder	Spear
Varley	Walter	Wells	Mr. Speaker (Bina)

Absent or not voting, none.

Amendment H-4385 lost.

The House resumed consideration of the Byerly motion to reconsider amendment H-4384.

On the motion to reconsider, roll call was requested by Woods of Polk and Chiodo of Polk.

Rule 70 was invoked.

On the question "Shall the vote by which amendment H-4384 failed to be adopted be reconsidered?"

The ayes were, 32:

Anderson	Avenson	Bennett	Branstad
Byerly	Chiodo	Conlon	Daggett
Danker	Davitt	Dyrland	Evans
Gilloon	Halvorson	Harbor	Hoffmann
Horn	Jesse	Koogler	Lageschulte
Lindeen	Norland	O'Halloran	Rinas
Smalley	Spear	Spencer	Stephens
Svoboda	West	Woods	Wyckoff

The nays were, 66:

Baker	Binneboese	Brandt	Brockett
Brunow	Clark, B.J.	Clark, J.H.	Cochran
Connors	Crabb	Crawford	Cusack
Den Herder	Dieleman	Doyle	Dunton
Egenes	Fitzgerald	Garrison	Gentleman
Gettings	Gilson	Hansen	Hargrave
Harvey	Higgins	Hines	Hinkhouse
Howell	Hullinger	Husak	Jochum
Junker	Krewson	Lipsky	Lonergan
Menke	Middleswart	Millen	Miller, K.D.
Miller, O.L.	Monroe	Newhard	Nielsen
Oxley	Patchett	Pavich	Pellet
Pelton	Perkins	Poncy	Scheelhaase
Schneklath	Schroeder	Shimanek	Small
Stromer	Tauke	Thompson	Tofte
Varley	Walter	Welden	Wells
Wulff	Mr. Speaker (Bina)		

Absent or not voting, 2:

Griffiee

Krause

The motion lost.

Smalley of Polk offered the following amendment H-4386 filed by him and Wyckoff of Benton from the floor:

H-4386

- 1 Amend House File 634 as follows:
- 2 1. Page 6, by inserting after line 4 the
- 3 following section:
- 4 "Sec. . In addition to any funds distributed
- 5 to the office of the attorney general pursuant to
- 6 sections two (2) and eleven (11) of this Act, there
- 7 is appropriated to the office of the attorney general
- 8 the sum of one hundred eighty thousand (180,000)
- 9 dollars for salary adjustments, which sum shall be in
- 10 addition to appropriations heretofore made."

Schroeder of Pottawattamie offered the following amendment H-4388, to amendment H-4386, filed by him from the floor and moved its adoption:

H-4388

- 1 Amend the amendment H-4386 to House File 634 as follows:
- 2 1. Page 1, line 6, by striking the word "sections" and
- 3 inserting in lieu thereof the word "section".
- 4 2. Page 1, line 6, by inserting after the word "and" the
- 5 words "appropriated by section".

Amendment H-4388 was adopted.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Hines of Story for the remainder of the session on request of Rinas of Linn.

Smalley of Polk moved the adoption of amendment H-4386, as amended.

Roll call was requested by Smalley of Polk and Junker of Woodbury.

Rule 70 was invoked.

On the question "Shall amendment H-4386, as amended, be adopted?"

The ayes were, 45:

Branstad	Brockett	Brunow	Byerly
Clark, B.J.	Clark, J.H.	Conlon	Crabb
Crawford	Daggett	Danker	Doyle
Egenes	Evans	Garrison	Gilson
Halvorson	Hansen	Harbor	Harvey
Hoffmann	Horn	Junker	Krewson
Lageschulte	Lindsen	Lipsky	Menke
Middleswart	Millen	Nielsen	Pellett
Schnekloth	Schroeder	Shimaneck	Smalley
Stephens	Stromer	Tauke	Thompson
Tofte	Varley	West	Wulff
Wyckoff			

The nays were, 50:

Anderson	Avenson	Baker	Binneboese
Brandt	Chiado	Cochran	Connors
Cusack	Davitt	Den Herder	Dieleman
Dunton	Dyrland	Fitzgerald	Gentleman
Gettings	Gilloon	Griffee	Hargrave
Hinkhouse	Howell	Hullinger	Husak
Jesse	Jochum	Koogler	Krause
Lonergan	Miller, K.D.	Miller, O.L.	Monroe
Newhard	Norland	O'Halloran	Oxley
Patchett	Pavich	Pelton	Perkins
Poncy	Rinas	Scheelhaase	Spear
Spencer	Svoboda	Walter	Welden
Wells	Mr. Speaker (Bina)		

Absent or not voting, 5:

Bennett	Higgins	Hines	Small
Woods			

Amendment H-4386, as amended, lost.

Brandt of Black Hawk offered the following amendment H-4387 filed by her from the floor and moved its adoption:

H-4387

- 1 Amend House File 634 as follows:
- 2 1. Page 9, by striking lines 17 through 30.

Roll call was requested by Brandt of Black Hawk and Wulff of Black Hawk.

On the question "Shall amendment H-4387 be adopted?"

The ayes were, 25:

Anderson	Brandt	Brockett	Brunow
Byerly	Clark, B.J.	Connors	Dyrland
Evans	Garrison	Gentleman	Gilloon
Higgins	Hoffmann	Horn	Jesse
Krause	Monroe	O'Halloran	Poncy
Schroeder	Stromer	Svoboda	Thompson
Wulff			

The nays were, 69:

Avenson	Baker	Bennett	Binneboese
Branstad	Chiodo	Clark, J.H.	Cochran
Conlon	Crabb	Crawford	Cusack
Daggett	Danker	Davitt	Dieleman
Doyle	Egenes	Gettings	Gilson
Griffiee	Halvorson	Hansen	Harbor
Hargrave	Harvey	Hinkhouse	Howell
Hullinger	Husak	Jochum	Junker
Krewson	Lageschulte	Lindeen	Lipsky
Loneran	Menke	Middleswart	Millen
Miller, K.D.	Miller, O.L.	Newhard	Nielsen
Norland	Oxley	Patchett	Pavich
Pellett	Pelton	Perkins	Rinas
Scheelhaase	Schnekloth	Small	Smalley
Spear	Spencer	Stephens	Tauke
Tofte	Varley	Walter	Welden
Wells	West	Woods	Wyckoff
			Mr. Speaker
			(Bina)

Absent or not voting, 6:

Den Herder
Koogler

Dunton
Shimanek

Fitzgerald

Hines

Amendment H-4387 lost.

Smalley of Polk offered the following amendment H-4389 filed by him and Jesse of Polk from the floor and moved its adoption:

H-4389

- 1 Amend House File 634 as follows:
- 2 1. Page 6, by inserting after line 4 the
- 3 following section:
- 4 "Sec. . In addition to any funds distributed
- 5 to the office of the attorney general pursuant to
- 6 section two (2) and appropriated in section eleven
- 7 (11) of this Act, there is allocated to the office
- 8 of the attorney general the sum of fifty thousand
- 9 (50,000) dollars to be used for salary adjustments
- 10 of assistant attorneys general whose annual salaries
- 11 are less than fifteen thousand (15,000) dollars."

A non-record roll call was requested.

The ayes were 62, nays 27.

Amendment H-4389 was adopted.

Cusack of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 634)

The ayes were, 91:

Anderson
Binneboese
Byerly
Cochran
Crawford
Dieleman

Avenson
Brandt
Chiodo
Conlon
Cusack
Doyle

Baker
Branstad
Clark, B. J.
Connors
Davitt
Dunton

Bennett
Brunow
Clark, J. H.
Crabb
Den Herder
Dyrland

Egenes	Fitzgerald	Garrison	Gentleman
Gettings	Gilloon	Gilson	Griffee
Hálvorson	Hansen	Harbor	Hargrave
Harvey	Higgins	Hinkhouse	Hoffmann
Horn	Howell	Hullinger	Husak
Jesse	Jochum	Junker	Koogler
Krause	Krewson	Lageschulte	Lindeñ
Lipsky	Lonergan	Menke	Middleswart
Millen	Miller, K. D.	Miller, O. L.	Monroe
Newhard	Nielsen	Norland	O'Halloran
Oxley	Patchett	Pavich	Pellett
Pelton	Perkins	Poncy	Rinas
Scheelhaase	Schneklath	Schroeder	Shimanek
Small	Smalley	Spear	Stromer
Svoboda	Thompson	Tofte	Varley
Walter	Wells	West	Woods
Wulff	Wyckoff	Mr. Speaker (Bina)	

The nays were, 8:

Brockett	Daggett	Danker	Evans
Spencer	Stephens	Tauke	Welden

Absent or not voting, 1:

Hines

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

(House File 634)

Cusack of Scott asked and received unanimous consent that House File 634 be immediately messaged to the Senate.

Speaker Cochran in the chair at 5:58 p.m.

SPONSOR ADDED

(House File 365)

Davitt of Warren requested to be added as a sponsor of House File 365.

REPORTS OF COMMITTEE MEETINGS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following reports of committee meetings have been received and are on file in the office of the Chief Clerk.

DAVID L. WRAY
Chief Clerk of the House

COMMITTEE ON BUDGET

Scheduled: 10:30 a.m., June 22, 1977

Convened: 10:30 a.m.

Adjourned: 12:00 noon.

Present: Cusack, chair; Dunton, vice-chair; Den Herder, ranking member; Avenson, Koogler, Norland, O'Halloran, Stromer, Varley, Welden, Wells and Wulff.

Absent: Jesse.

General discussion of Study Bill 270 with Mr. Gene Vernon.

Decided to meet jointly with Senate Budget Committee.

COMMITTEE ON BUDGET.

Scheduled: 8:00 a.m., June 23, 1977

Convened: 8:15 a.m.

Adjourned: 10:40 a.m.

Present: Cusack, chair; Dunton, vice-chair; Den Herder, ranking member; Avenson, Koogler, Norland, O'Halloran, Stromer, Varley, Welden, Wells and Wulff.

Absent: Jesse (arrived 9:00 a.m.).

Discussed Study Bill 270.

COMMITTEE ON BUDGET

Scheduled: 10:45 a.m., June 23, 1977

Convened: 10:45 a.m.

Adjourned: 3:00 p.m.

Present: Cusack, chair; Dunton, vice-chair; Den Herder, ranking member; Avenson, Jesse, Koogler, Norland, O'Halloran, Stromer, Varley, Welden, Wells and Wulff.

Absent: None.

Considered Study Bill 270 and proposed amendments to be re-drafted into the study bill.

COMMITTEE ON BUDGET

Scheduled: 7:00 p.m., June 23, 1977

Convened: 7:00 p.m.

Adjourned: 10:00 p.m.

Present: Cusack, chair; Dunton, vice-chair; Avenson, Jesse, Koogler, Norland, O'Halloran, Stromer, Varley, Welden, Wells and Wulff.

Absent: None.

Excused: Den Herder.

Study Bill 270, a bill for an act relating to compensation and benefits for state employees and regional librarians and their staffs, providing exceptions for provisions of the Code in conflict with collective bargaining agreements, specifying a completion date for the negotiation of collective bargaining agreements, providing salary adjustments for state employees and officials who have not received salary adjustments pursuant to legislation previously approved by the Sixty-seventh General Assembly, providing employee benefits relating to holidays and sick leave, providing for state employee insurance programs, and appropriating moneys to fund such programs including moneys to fund increases in compensation rates previously approved by the general assembly.

Recommended AMEND AND DO PASS.

Aye: Cusack, Dunton, Avenson, Jesse, Norland, O'Halloran, Stromer, Varley, Welden, Wells and Wulff.

Nay: Koogler.

Absent or Not Voting: Den Herder.

AMENDMENTS FILED

H-4365	S.F. 415	Branstad of Winnebago
H-4378	S.F. 415	Stromer of Hancock
H-4380	S.F. 415	Schroeder of Pottawattamie

On motion by Fitzgerald of Webster the House adjourned at 6:03 p.m. until 10:00 a.m., Saturday, June 25, 1977.

JOURNAL OF THE HOUSE

Fifth Calendar Day -- Fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Saturday, June 25, 1977

The House met pursuant to adjournment, Speaker Cochran in the chair.

Prayer was offered by the Honorable William W. (Bill) Dieleman, State Representative from Marion County.

The Journal of Friday, June 24, 1977 was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Jochum of Dubuque on request of Bina of Scott; Wulff of Black Hawk for a portion of the day on request of Clark of Cerro Gordo.

QUORUM CALL

Roll call was requested by Wyckoff of Benton and Junker of Woodbury to determine that a quorum was present. The vote revealed:

Present: 82

Anderson	Baker	Bennett	Bina
Binneboese	Brandt	Branstad	Brockett
Brunow	Clark, B.J.	Conlon	Connors
Crabb	Crawford	Daggett	Danker
Davitt	Den Herder	Dieleman	Doyle
Dunton	Dyrland	Egenes	Evans
Fitzgerald	Garrison	Gettings	Gilloon
Gilson	Halvorson	Hansen	Harbor
Hargrave	Harvey	Hinkhouse	Hoffmann
Horn	Howell	Hullinger	Husak
Jesse	Junker	Koogler	Krause
Krewson	Lageschulte	Lindeen	Lipsky
Lonergan	Menke	Middleswart	Millen
Miller, K.D.	Miller, O.L.	Newhard	Nielsen

Oxley	Pavich	Pellett	Pelton
Perkins	Poncy	Scheelhaase	Schnekloth
Schroeder	Shimaneck	Small	Spear
Spencer	Stevens	Stromer	Svoboda
Tauke	Thompson	Tofte	Varley
Walter	Welden	Wells	West
Wyckoff	Mr. Speaker		

Absent: 18

Avenson	Byerly	Chiodo	Clark, J.H.
Cusack	Gentleman	Griffee	Higgins
Hines	Jochum	Monroe	Norland
O'Halloran	Patchett	Rinas	Smalley
Woods	Wulff		

CONSIDERATION OF BILLS

Pursuant to Joint Rule 3, Fitzgerald of Webster called up for consideration Senate File 415, a bill for an act relating to school funding providing for a repeal of the maximum school district property tax and elimination of the guaranteed state aid provisions and an appropriation to provide school district loans and repayment.

Stromer of Hancock offered the following amendment H-4378 filed by him:

H-4378

- 1 Amend Senate File 415, as passed by the Senate
- 2 as follows:
- 3 1. By striking everything after the enacting
- 4 clause and inserting in lieu thereof the following:
- 5 "Section 1. Section four hundred forty-two point
- 6 ten (442.10), Code 1977, is amended to read as follows:
- 7 442.10 MAXIMUM LEVY. For the purpose of
- 8 determining the maximum tax levy for the general fund
- 9 in a school district, the state comptroller shall
- 10 determine the sum of the foundation property tax levy
- 11 and the additional property tax levy, in dollars and
- 12 cents per thousand dollars of assessed value. When
- 13 this total levy exceeds the district general fund
- 14 levy for the school year which began July 1, 1970,
- 15 he shall adjust the district general fund levy to
- 16 a rate equal to the levy for the school year beginning

17 July 1, 1970, except that an excess tax levy authorized
18 by the school budget review committee, as provided
19 in section 442.13, subsection 7, may be added to that
20 rate. However, in making this adjustment for the
21 school years beginning July 1, 1975, and July 1, 1976,
22 and for the school years in the period beginning July
23 1, 1978 and ending June 30, 1983 the general fund
24 levy for each district for the school year which began
25 July 1, 1970, shall be determined by including the
26 levy certified by the county school system or joint
27 county system in which the district was located, for
28 the school year which began July 1, 1970.

29 Sec. 2. Section four hundred forty—two point
30 eleven (442.11), Code 1977, is amended to read as
31 follows:

32 442.11 GUARANTEED STATE AID. For the school year
33 beginning July 1, 1972, and for the next four nine
34 succeeding school years, the state shall provide
35 specific funds, called guaranteed state aid, to any
36 school district in which the amount to be raised by
37 the maximum levy plus the state school foundation
38 aid, does not meet the district cost.

39 There is hereby appropriated from the general fund
40 of the state to the department of public instruction
41 moneys sufficient to pay the guaranteed state aid
42 provided in this section. The state comptroller shall
43 pay this aid in installments, at the same time as
44 the installments of state school foundation aid are
45 paid.

46 Sec. 3. This Act shall take effect and be in force
47 on and retroactive to July 1, 1977, after its
48 publication in The Des Moines Register, a newspaper
49 published in Des Moines, Iowa, and in The Britt News—
50 Tribune, a newspaper published in Britt, Iowa."

Husak of Tama rose on a point of order that amendment H-4378 was not germane.

The Speaker ruled the point not well taken and amendment H-4378 germane.

Stromer of Hancock asked and received unanimous consent to withdraw amendment H-4378.

Branstad of Winnebago offered the following amendment H-4365 filed by him:

H-4365

- 1 Amend Senate File 415, as passed by the
2 Senate, as follows:
3 1. Page 1, by inserting before line 1 the
4 following section:
5 "Section. Section two hundred eighty point
6 fifteen (280.15), Code 1977, is amended to read
7 as follows:
8 280.15 JOINT EMPLOYMENT AND SHARING. Any
9 two or more public school districts may jointly
10 employ and share the services of any school
11 personnel, or acquire and share the use of class-
12 rooms, laboratories, equipment and facilities.
13 Classes and any of grades kindergarten through
14 eight made available to students in the manner
15 provided in this section shall be considered as
16 complying with the requirements of section two
17 hundred seventy-five point one (275.1) of the
18 Code relating to the maintenance of twelve grades
19 by a school district."

Anderson of Jasper rose on a point of order that amendment H-4365 was not germane.

The Speaker ruled the point well taken and amendment H-4365 not germane.

Schroeder of Pottawattamie offered the following amendment H-4380 filed by him:

H-4380

- 1 Amend Senate File 415, as passed by the Senate as
2 follows:
3 1. Page 3, by inserting after line 28 the follow-
4 ing:
5 "Sec. Notwithstanding other provisions of
6 this Act, a school district shall not borrow any
7 amount from the guaranteed state aid loan fund in
8 excess of an amount equal to the difference between
9 the amount of the loan the district would otherwise
10 be eligible to receive except for the provisions of
11 this section less any positive unobligated secretary's
12 balance available to the school district for the
13 school year beginning July 1, 1977 and ending June 30,
14 1978."

Schroeder of Pottawattamie asked and received unanimous consent to withdraw amendment H-4380.

Miller of Calhoun moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 415)

The ayes were, 79:

Anderson	Avenson	Baker	Bennett
Bina	Binneboese	Brandt	Brockett
Brunow	Chiodo	Conlon	Connors
Crabb	Crawford	Cusack	Daggett
Davitt	Den Herder	Dieleman	Doyle
Dunton	Dyrland	Egenes	Evans
Fitzgerald	Garrison	Gentleman	Gettings
Gilloon	Gilson	Griffie	Halvorson
Harbor	Hargrave	Harvey	Hinkhouse
Hoffmann	Horn	Howell	Hullinger
Jesse	Junker	Krause	Krewson
Lageschulte	Lindeen	Loneran	Middleswart
Miller, K.D.	Miller, O.L.	Monroe	Newhard
Nielsen	O'Halloran	Oxley	Pavich
Pellett	Pelton	Perkins	Poney
Rinas	Scheelhaase	Schneklath	Schroeder
Shimanek	Small	Smalley	Spear
Spencer	Svoboda	Tauke	Thompson
Tofte	Varley	Walter	Wells
West	Wyckoff	Mr. Speaker	

The nays were, 14:

Branstad	Byerly	Clark, B.J.	Clark, J.H.
Danker	Hansen	Husak	Koogler
Lipsky	Menke	Millen	Stephens
Stromer	Welden		

Absent or not voting, 7:

Higgins	Hines	Jochum	Norland
Patchett	Woods	Wulff	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

On motion by Fitzgerald of Webster, the House was recessed until 12:45 p.m.

AFTERNOON SESSION

The House reconvened, Speaker Cochran in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Norland of Worth on request of Anderson of Jasper.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 25, 1977, amended and passed the following bill in which the concurrence of the Senate was asked:

House File 634, a bill for an act relating to compensation and benefits for state employees and regional librarians and staffs and providing exceptions in conflict with collective bargaining agreements and appropriating moneys to fund increases in compensation rates previously approved by the general assembly.

STEVEN C. CROSS, Secretary

HOUSE CONCURRENT RESOLUTION 59

By Bina

- 1 *Whereas*, the Palmer Junior College basketball team
- 2 of Davenport, Iowa has been ranked nationally third,
- 3 fourth and eighth during its 1976-77 basketball season
- 4 by the National Junior College Athletic Association;
- 5 and
- 6 *Whereas*, the team ranking for the year was twelfth
- 7 nationally; and
- 8 *Whereas*, eight of the team's members are Iowa residents,
- 9 the members being:
- 10 Bob Aye, Davenport, Iowa
- 11 Bruce Jackson, Davenport, Iowa
- 12 Jeff Levetzow, Davenport, Iowa
- 13 Kevin Levetzow, Davenport, Iowa

- 14 Leon Lytle, New Rochelle, New York
 15 Donald McLoyd, Cleveland, Ohio
 16 Fred McPherson, Bronx, New York
 17 Randy Rudeen, Davenport, Iowa
 18 Scott Rudeen, Davenport, Iowa
 19 Cleveland Shelvy, Chicago, Illinois
 20 Theodis Tensley, Davenport, Iowa
 21 Art Wulf, Bettendorf, Iowa
 22 *Whereas*, the team's season record was 26 wins and only
 23 7 losses; and
 24 *Whereas*, Coach Dennis Aye and his Palmer Lions were
 25 ranked second nationally in defense and Kevin Levezow
 26 was rated first in the nation in field goal percentage
 27 accuracy; and
 28 *Whereas*, the Palmer Lions won the Barracuda Classic
 29 basketball tournament in Miami, Florida; *Now Therefore*,
 30 *Be It Resolved by the House of Representatives, the*

Page 2

- 1 *Senate Concurring*, That we extend heartiest congratula—
 2 tions to the Palmer Junior College Lions basketball
 3 team for its excellence and sportsmanship.

Laid over under Rule 25.

QUORUM CALL

Roll call was requested by Schroeder of Pottawattamie and Garrison of Black Hawk to determine that a quorum was present. The vote revealed:

Present: 89

Anderson	Avenson	Baker	Bennett
Bina	Binneboese	Brunow	Byerly
Chiodo	Clark, B.J.	Clark, J.H.	Conlon
Connors	Crabb	Crawford	Cusack
Daggett	Danker	Davitt	Den Herder
Dieleman	Doyle	Dunton	Dyrland
Egenes	Fitzgerald	Garrison	Gentleman
Gettings	Gilloon	Gilson	Griffee
Halvorson	Hansen	Harbor	Hargrave
Harvey	Hinkhouse	Hoffmann	Horn
Howell	Hullinger	Husak	Jesse
Junker	Koogler	Krause	Krewson
Lageschulte	Lindeen	Lipsky	Loneragan

Menke	Middleswart	Millen	Miller, K.D.
Miller, O.L.	Monroe	Newhard	Nielsen
O'Halloran	Oxley	Patchett	Pavich
Pellett	Pelton	Perkins	Poncy
Rinas	Scheelhaase	Schnekloth	Schroeder
Shimanek	Small	Smalley	Spear
Spencer	Stromer	Svoboda	Tauke
Thompson	Tofte	Varley	Walter
Welden	Wells	Woods	Wyckoff
			Mr. Speaker

Absent: 11

Brandt	Branstad	Brockett	Evans
Higgins	Hines	Jochum	Norland
Stephens	West	Wulff	

SENATE AMENDMENT CONSIDERED

Cusack of Scott called up for consideration House File 634, a bill for an act relating to compensation and benefits for state employees and regional librarians and their staffs, providing exceptions for provisions of the Code in conflict with collective bargaining agreements, specifying a completion date for the negotiation of collective bargaining agreements, providing salary adjustments for state employees and officials who have not received salary adjustments pursuant to legislation previously approved by the Sixty-seventh General Assembly, providing employee benefits relating to holidays and sick leave, providing for state employee insurance programs, and appropriating moneys to fund such programs including moneys to fund increases in compensation rates previously approved by the general assembly, amended by the Senate amendment H-4390 as follows:

H-4390

- 1 Amend House File 634 as amended, passed and
- 2 reprinted by the House as follows:
- 3 1. Page 8, line 14, by striking the word "base".
- 4 2. Page 8, line 15, by striking the word "base".
- 5 3. Page 11, by inserting after line 23 the
- 6 following:
- 7 "Sec. . . . Section nineteen A point twenty-two
- 8 (19A.22), Code 1977, is amended by striking the sec-
- 9 tion and inserting in lieu thereof the following:

10 19A.22 COLLECTIVE BARGAINING AGREEMENTS—OTHER
 11 INCONSISTENT LAWS. A collective bargaining agreement
 12 entered into between the state and a state employee
 13 organization under chapter twenty (20) of the Code
 14 made final after July 1, 1977 shall not adopt by
 15 reference any merit pay adjustment or step increase
 16 provided in a merit pay plan adopted under section
 17 nineteen A point nine (19A.9), subsection two (2)
 18 of the Code, longevity pay as provided in section
 19 three hundred thirteen point four (313.4), subsection
 20 three (3) of the Code, or any other pay plan or system
 21 in effect before July 1, 1977.” *

22 4. Page 11, by inserting before line 24 the
 23 following:

24 “Sec. . Section twenty point nine (20.9), un-
 25 numbered paragraph three (3), Code 1977, is amended
 26 to read as follows:

27 ~~The public employee~~ All retirement systems pro-
 28 ~~vided under chapters 97A, 97B, 410, and 411~~ shall
 29 be excluded from the scope of negotiations.”

30 5. Page 12, line 24, by inserting after the word
 31 “departments,” the word “boards,”.

32 6. Page 13, line 14, by inserting after the word
 33 “department,” the word “board,”.

34 7. Page 14, by inserting after line 10 the
 35 following:

36 “Sec. . Section eighty point eight (80.8),
 37 Code 1977, is amended by adding the following new
 38 unnumbered paragraph:

39 **NEW UNNUMBERED PARAGRAPH.** A collective bargaining
 40 agreement entered into between the state and a state
 41 employee organization under chapter twenty (20) of
 42 the Code made final after July 1, 1977 shall not
 43 include any pay adjustment or increase authorized
 44 under this section.”

45 8. Page 14, line 11, by inserting after the word
 46 “council” the words “in cooperation with the state
 47 comptroller”.

48 9. Page 14, line 24, by inserting after the word
 49 “designee” the words “in cooperation with the state
 50 comptroller”.

Page 2

1 10. Page 14, line 30, by inserting after the word
 2 “permanent” the words “and permanent probationary”.

3 11. Page 14, line 31, by inserting after the word
 4 “department,” the word “board,”.

5 12. Page 15, line 25, by inserting after the word

- 6 "agreement" the words "except agreements agreed to
7 or tentatively agreed to prior to July 1, 1977."
8 13. Page 16, line 15, by striking the word
9 "allocated" and inserting in lieu thereof the word
10 "appropriated".
11 14. Renumbering sections in accordance with this
12 amendment.

Nielsen of Polk offered amendment H-4391, to the Senate amendment H-4390, filed by him from the floor and requested division as follows:

H-4391

- 1 Amend the Senate amendment H-4390, to House File
2 634 as amended, passed, and reprinted by the House
3 as follows:

H-4391A

- 4 1. Page 2, by striking lines 5, 6, and 7.

H-4391B

- 5 2. Page 2, by inserting after line 10, the
6 following:
7 "14. Page 8, line 1, by striking the words "each
8 fiscal year" and inserting in lieu thereof the words
9 "the fiscal year commencing July 1, 1977".
10 15. Page 9, line 14, by striking the figure
11 "2,826,067" and inserting in lieu thereof the figure
12 "1,117,486".
13 16. Page 9, line 21, by striking the word "years"
14 and inserting in lieu thereof the word "year".
15 17. Page 9, lines 21 and 22, by striking the words
16 "and July 1, 1978".
17 3. Renumber the amendment.

Nielsen of Polk moved the adoption of amendment H-4391A, to the Senate amendment H-4390.

Roll call was requested by Nielsen of Polk and Harvey of Scott.

Rule 70 was invoked.

On the question "Shall amendment H-4391A, to the Senate

amendment H-4390, be adopted?"

The ayes were, 37:

Baker	Byerly	Daggett	Davitt
Dieleman	Dunton	Gilson	Halvorson
Hansen	Harbor	Harvey	Hinkhouse
Horn	Howell	Hullinger	Husak
Jesse	Koogler	Lonergan	Menke
Middleswart	Millen	Miller, K.D.	Miller, O.L.
Nielsen	Oxley	Pellett	Perkins
Shimanek	Smalley	Stromer	Tauke
Tofte	Varley	Walter	Woods
Wyckoff			

The nays were, 58:

Anderson	Avenson	Bennett	Bina
Binneboese	Brandt	Branstad	Brockett
Brunow	Chiodo	Clark, B.J.	Clark, J.H.
Conlon	Connors	Crabb	Crawford
Cusack	Danker	Den Herder	Doyle
Dyrland	Egenes	Evans	Fitzgerald
Garrison	Gentleman	Gettings	Giloon
Griffiee	Hargrave	Higgins	Hoffmann
Junker	Krause	Krewson	Lageschulte
Lipsky	Monroe	Newhard	O'Halloran
Patchett	Pavich	Pelton	Poncy
Rinas	Scheelhaase	Schneklath	Schroeder
Small	Spear	Spencer	Svoboda
Thompson	Welden	Wells	West
Wulff	Mr. Speaker		

Absent or not voting, 5:

Hines	Jochum	Lindeen	Norland
Stephens			

Amendment H-4391A lost.

Nielsen of Polk moved the adoption of amendment H-4391B, to the Senate amendment H-4390.

Roll call was requested by Nielsen of Polk and Woods of Polk.

Rule 70 was invoked.

On the question "Shall amendment H-4391B, to the Senate amendment H-4390, be adopted?"

The ayes were, 16:

Baker	Byerly	Chiodo	Dieleman
Dyrland	Evans	Halvorson	Hansen
Horn	Howell	Hullinger	Koogler
Nielsen	Poncy	Walter	Woods

The nays were, 78:

Anderson	Avenson	Bennett	Bina
Binneboese	Brandt	Branstad	Brockett
Brunow	Clark, B.J.	Clark, J.H.	Conlon
Connors	Crabb	Crawford	Cusack
Daggett	Danker	Davitt	Den Herder
Doyle	Dunton	Egenes	Fitzgerald
Garrison	Gentleman	Gettings	Gilloon
Gilson	Griffie	Harbor	Hargrave
Harvey	Higgins	Hinkhouse	Hoffmann
Husak	Jesse	Junker	Krause
Krewson	Lageschulte	Lipsky	Lonergan
Menke	Millen	Miller, K.D.	Miller, O.L.
Monroe	Newhard	O'Halloran	Oxley
Patchett	Pavich	Pellett	Pelton
Perkins	Rinas	Scheelhaase	Schnekloth
Schroeder	Shimanek	Small	Smalley
Spear	Spencer	Stromer	Svoboda
Tauke	Thompson	Tofte	Varley
Welden	Wells	West	Wulff
Wyckoff	Mr. Speaker		

Absent or not voting, 6:

Hines	Jochum	Lindeen	Middleswart
Norland	Stephens		

Amendment H-4391B lost.

Jesse of Polk offered the following amendment H-4392, to the Senate amendment H-4390, filed by him from the floor:

H-4392

- 1 Amend the Senate amendment, H-4390 to House
- 2 File 634, as amended, passed and reprinted by the

3 House as follows:

4 1. Page 2, by inserting after line 10 the
5 following:

6 " . Page 16, by inserting after line 18,
7 the following:

8 "Sec. . The attorney general shall prepare
9 and maintain a position classification plan and a
10 pay plan for each position and type of employment
11 in the department, based upon duties performed \\
12 and responsibilities assumed, so that the same
13 qualifications may reasonably be required for and
14 the same schedule of pay may be equitably applied
15 to all positions in the same class. After such
16 classification has been approved by the executive
17 council, the attorney general shall allocate the
18 position of every employee to one of the classes
19 in the plan. Each employee shall be paid at one
20 of the rates set forth in the pay plan for the
21 class of position in which employed and, unless
22 otherwise designated, shall begin employment at the
23 first step of the established range for the
24 employee's class. The pay plan and position
25 classification plan shall be presented to the
26 budget committee of the house and senate on or
27 before September 1, 1977. The appropriations
28 contained in this Act, to the office of the
29 attorney general, are specifically contingent upon
30 the preparation and submission of a position
31 classification plan of the attorney general's
32 office to the budget committees of the house and
33 senate prior to September 1, 1977.

Schroeder of Pottawattamie rose on a point of order that amendment H-4392 was not germane.

The Speaker ruled the point not well taken and amendment H-4392 germane.

Jesse of Polk moved the adoption of amendment H-4392, to the Senate amendment H-4390.

A non-record roll call was requested.

The ayes were 60, nays 32.

Amendment H-4392 was adopted.

Cusack of Scott moved that the House concur in the Senate amendment H-4390, as amended.

A non-record roll call was requested.

The ayes were 78, nays 13.

The motion prevailed and the House concurred in the Senate amendment H-4390, as amended.

Cusack of Scott moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 634)

The ayes were, 87:

Anderson	Avenson	Baker	Bennett
Bina	Binneboese	Brandt	Branstad
Brunow	Byerly	Chiodo	Clark, B.J.
Clark, J.H.	Conlon	Connors	Crabb
Crawford	Cusack	Davitt	Den Herder
Dieleman	Doyle	Dunton	Dyrland
Egenes	Fitzgerald	Garrison	Gentleman
Gettings	Gilloon	Gilson	Griffee
Halvorson	Hansen	Harbor	Hargrave
Higgins	Hinkhouse	Hoffmann	Horn
Howell	Hullinger	Husak	Jesse
Junker	Koogler	Krause	Krewson
Lageschulte	Lipsky	Lonerган	Menke
Middleswart	Millen	Miller, K.D.	Miller, O.L.
Monroe	Newhard	Nielsen	O'Halloran
Oxley	Patchett	Pavich	Pellett
Pelton	Perkins	Poncy	Rinas
Scheelhaase	Schnekloth	Schroeder	ShimaneK
Small	Smalley	Spear	Stromer
Svoboda	Thompson	Tofte	Varley
Walter	Wells	West	Woods
Wulff	Wyckoff	Mr. Speaker	

The nays were, 8:

Brockett	Daggett	Danker	Evans
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Harvey

Spencer

Tauke

Welden

Absent or not voting, 5:

Hines

Jochum

Lindeen

Norland

Stephens

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE
(House File 634)

Cusack of Scott asked and received unanimous consent that House File 634 be immediately messaged to the Senate.

ADOPTION OF HOUSE RESOLUTION 24

Krause of Kossuth asked and received unanimous consent for the immediate consideration of House Resolution 24 filed on June 24, 1977 and found on page 31 of the House Journal, and moved its adoption.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE RESOLUTION 25

Lipsky of Linn asked and received unanimous consent for the immediate consideration of House Resolution 25 as follows and moved its adoption:

HOUSE RESOLUTION 25

By Lipsky

- 1 *Whereas*, Paul Engle, a professor at the State
- 2 University of Iowa, was born in Cedar Rapids, Iowa,
- 3 studied at Coe College in Iowa, and is a resident
- 4 of this state; and
- 5 *Whereas*, Paul Engle was instrumental in establishing
- 6 the Creative Writing Workshop and the International
- 7 Writers Workshop at the State University of Iowa;
- 8 and
- 9 *Whereas*, Paul Engle was awarded the Pulitzer prize

10 for a collection of poetry entitled "An American
11 Child"; and
12 *Whereas*, Paul Engle was nominated for the 1976
13 Nobel Peace prize by poets from twenty-five countries;
14 and
15 *Whereas*, Paul Engle's most recent poem "Heartland"
16 is about the state of Iowa; *Now Therefore*,
17 *Be It Resolved by the House of Representatives*,
18 That Paul Engle is designated
19 as an honorary poet laureate of the state of Iowa;
20 and
21 *Be It Further Resolved*, That a copy of this
22 resolution shall be transmitted to Paul
23 Engle.

The motion prevailed and the resolution was adopted.

The House stood at ease until the fall of the gavel.

The House resumed session, Speaker Cochran in the chair.

ADOPTION OF HOUSE RESOLUTION 26

Miller of Calhoun asked and received unanimous consent for the immediate consideration of House Resolution 26 as follows and moved its adoption:

HOUSE RESOLUTION 26 By Miller of Calhoun and Perkins

1 *Whereas*, the city of Breda, Iowa, is nearing the
2 centennial anniversary of its incorporation as a
3 city; and
4 *Whereas*, the citizens of Breda, Iowa are prepar-
5 ing for a centennial celebration July 22 and 23, 1977
6 to commemorate the one-hundredth anniversary of the
7 city's incorporation; *Now Therefore*,
8 *Be It Resolved by the House of Representatives*,
9 That the membership of the House of Representatives
10 of the Sixty-seventh General Assembly of the State of
11 Iowa extends its heartiest congratulations to the
12 city of Breda, Iowa in commemoration of the Centennial
13 anniversary of its incorporation in this year of 1977;
14 and
15 *Be It Further Resolved*, That a copy of this resolution
16 be forwarded to the mayor, Leo A. Heisterkamp, the city

17 council, and the citizens of Breda who are in charge of
18 making preparations for the centennial celebration.

The motion prevailed and the resolution was adopted.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 25, 1977, concurred in the House amendment to the Senate amendment, and passed the following bill in which the concurrence of the Senate was asked:

House File 634, a bill for an act relating to compensation and benefits to state employees and regional librarians and staffs and providing exceptions in conflict with collective bargaining agreements and appropriating moneys to fund increases in compensation rates previously approved by the general assembly.

STEVEN C. CROSS, Secretary

EXPLANATION OF VOTE

I was necessarily absent from the House chamber on the morning of June 24th, 1977. Had I been present, I would have voted "aye" on amendment H-4366 and "nay" on H-4367, H-4375 and the motion to suspend the rules to consider H-4369.

HINES of Story

ADOPTION OF HOUSE CONCURRENT RESOLUTION 60

Fitzgerald of Webster asked and received unanimous consent for the immediate consideration of House Concurrent Resolution 60 as follows and moved its adoption:

HOUSE CONCURRENT RESOLUTION 60

By Fitzgerald

- 1 *Be It Resolved by the House of Representatives,*
- 2 *the Senate Concurring: That the Sixty-seventh*
- 3 *General Assembly in Extraordinary Session adjourn*
- 4 *sine die on Saturday, June 25, 1977.*

The motion prevailed and the resolution was adopted.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 25, 1977, adopted the following concurrent resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 60, providing for the adjournment of the 1977 Extraordinary Session of the Sixty-seventh General Assembly.

STEVEN C. CROSS, Secretary

APPOINTMENTS BY THE SPEAKER

The Speaker announced the following appointments:

COMMISSION ON THE AGING

Ingwer L. Hansen, HartleyTerm expiring June 30, 1981

CHILD ABUSE INFORMATION COUNCIL

John H. Connors, Des MoinesServes at pleasure of Speaker
Joan Lipsky, Cedar RapidsServes at pleasure of Speaker

COMPENSATION COMMISSION (SALARY REVIEW)

Tom Miller, CherokeeTerm expiring June 30, 1982

CONFIDENTIAL RECORDS COUNCIL

Laverne W. Schroeder, McClellandServes at pleasure of Speaker
Arthur A. Small, Jr., Iowa CityServes at pleasure of Speaker

EDUCATION COMMISSION OF THE STATES

Sonja Egenes, Story CityTerm expiring June 30, 1981

ENERGY POLICY COUNCIL

Mary O'Halloran, Cedar FallsTerm expiring June 30, 1979
 Andrew Varley, AdairTerm expiring June 30, 1979

IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM
ADVISORY INVESTMENT BOARD

John Connors, Des MoinesTerm expiring June 30, 1979

MEDICAL ASSISTANCE ADVISORY COUNCIL

Keith Baker, Linn GroveTerm expiring June 30, 1979
 Reid W. Crawford, AmesTerm expiring June 30, 1979

BILL ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bill has been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 25th day of June, 1977:

House File 634

DAVID L. WRAY
 Chief Clerk of the House

Report adopted.

MESSAGE TO SENATE AND GOVERNOR

Fitzgerald of Webster moved that the Chief Clerk of the House be directed to send a written message to the Senate and to the Governor informing them that the House of Representatives was prepared to adjourn sine die pursuant to House Concurrent Resolution 60.

The motion prevailed.

MESSAGE FROM THE SENATE

MR. SPEAKER, MEMBERS OF THE HOUSE OF REPRESENTATIVES: The Senate has directed me to inform you

that the Senate is prepared to adjourn sine die pursuant to House Concurrent Resolution 60.

STEVEN C. CROSS, Secretary

COMMUNICATION FROM THE GOVERNOR

The Chief Clerk of the House presented the following communication received from the Governor:

OFFICE OF THE GOVERNOR

The Honorable Dale M. Cochran
Speaker of the House
Sixty-seventh General Assembly
State Capitol
Des Moines, Iowa 50319

Honorable Members of the General Assembly:

I am pleased that you have been able to resolve the last remaining item on the 1977 legislative agenda—that of approving appropriations measures for state employees.

Last Tuesday, I detailed my recommendations for funding salaries and other benefits for employees, coupled with a request that you approve the agreements reached as a result of collective bargaining. During this busy week, you have worked hard to deal with the many complicated issues related to this process.

I want to thank you for fulfilling the purpose for which you met, and I particularly commend the leadership and the Joint Budget Committee for their cooperation and the manner in which they worked with my office and me. I appreciate the dedication, discipline, and attention to the task at hand which resulted in the legislation now passed.

This legislation meets the tests of the two principles which I laid down in my address to you—fairness and responsibility. It also meets the guideline which I set forth in my message last January and again this week—no new taxes and no tax increases to fund state government.

The passage of legislation reducing the amount of sick leave accrual per year, while in return giving employees longer protection for serious injury or illness and setting up provisions for credits for unused sick leave on retirement will be of particular benefit towards increasing the efficiency and service of state government.

The lengthy and complex collective bargaining process as it relates to state government has been a first-time experience for all of us. We have learned a great deal, and we can look forward to future decision-making knowing that the reasonable and rational action you have taken this year is indeed a good precedent.

I want to again note that I welcome the opportunity to work with you at anytime and to repeat my best wishes for an enjoyable summer for all of you.

Sincerely
ROBERT D. RAY
Governor

FINAL ADJOURNMENT

By virtue of House Concurrent Resolution 60, duly adopted, and on motion by Fitzgerald of Webster, the day of June 25, 1977 having arrived, the Speaker of the House declared the 1977 Extraordinary Session of the House of Representatives of the Sixty-seventh General Assembly adjourned sine die.

SUPPLEMENT TO THE HOUSE JOURNAL

BILLS APPROVED SUBSEQUENT TO ADJOURNMENT

The following is a record of the action of the Governor on bills passed by the 1977 Extraordinary Session of the Sixty-seventh General Assembly and which action was had subsequent to the date of final adjournment:

- HF 634— Relating to compensation and benefits for state employees and regional librarians and their staffs, providing exceptions for provisions of the Code in conflict with collective bargaining agreements, specifying a completion date for the negotiation of collective bargaining agreements, providing salary adjustments for state employees and officials who have not received salary adjustments pursuant to legislation previously approved by the Sixty-seventh General Assembly, providing employee benefits relating to holidays and sick leave, providing for state employee insurance programs, and appropriating moneys to fund such programs including moneys to fund increases in compensation rates previously approved by the General Assembly. Approved June 30, 1977.

- SF 415— Relating to school funding providing for a repeal of the maximum school district property tax and elimination of the guaranteed state aid provisions and an appropriation to provide school district loans and repayment. Approved July 11, 1977.

COMMUNICATIONS FROM THE SECRETARY OF STATE

July 20, 1977

Mr. David L. Wray
Chief Clerk of the House
State Capitol Building
Des Moines, Iowa

I hereby certify that House File 634, was published in The Des Moines Register, Des Moines, Iowa on July 9, 1977, and in The Cedar Rapids Gazette, Cedar Rapids, Iowa on July 8, 1977.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

July 22, 1977

Mr. David L. Wray
Chief Clerk of the House
State Capitol Building
Des Moines, Iowa

I hereby certify that Senate File 415, was published in The Des Moines Register, Des Moines, Iowa on July 18, 1977, and in the Iowa City Press-Citizen, Iowa City, Iowa on July 16, 1977.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

GENERAL INDEX

ADDRESSED THE HOUSE—
(See Joint Convention)

ADVISORY INVESTMENT BOARD OF THE
IOWA PUBLIC EMPLOYEES'
RETIREMENT SYSTEM—
(See Iowa Public Employees' Retirement System, Advisory Investment
Board)

AGING, COMMISSION ON—
Appointments to—69

AGRICULTURE, COMMITTEE ON—
Appointments to—11

ANDERSON, ROBERT T.—Representative Jasper-Marion-Polk-Warren
Counties, Assistant Majority Floor Leader
Committee appointments—4

ASSISTANT MAJORITY FLOOR LEADERS—
Robert T. Anderson, Representative Jasper-Marion-Polk-Warren Counties
(See Anderson, Robert T.—Representative Jasper-Marion-Polk-Warren
Counties, Assistant Majority Floor Leader)
Donald D. Avenson, Representative Bremer-Chickasaw-Fayette-Howard-
Winneshiek Counties
(See Avenson, Donald D.—Representative Bremer-Chickasaw-Fayette-
Howard-Winneshiek Counties, Assistant Majority Floor Leader)
William J. Hargrave, Representative Johnson County
(See Hargrave, William J.—Representative Johnson County, Assistant
Majority Floor Leader)

ASSISTANT MINORITY FLOOR LEADERS—
Joan Lipsky, Representative Linn County
(See Lipsky, Joan—Representative Linn County, Assistant Minority Floor
Leader)
Delwyn Stromer, Representative Cerro Gordo-Franklin-Hancock-Wright
Counties
(See Stromer, Delwyn—Representative Cerro Gordo-Franklin-Hancock-
Wright Counties, Assistant Minority Floor Leader)
Andrew Varley, Representative Adair-Dallas-Guthrie Counties
(See Varley, Andrew—Representative Adair-Dallas-Guthrie Counties,
Assistant Minority Floor Leader)

AVENSON, DONALD D.—Representative Bremer-Chickasaw-Fayette-Howard-
Winneshiek Counties, Assistant Majority Floor Leader

Amendments filed—26-27, 32-33
Amendments offered—26, 32
Committee appointments—5
Presided at sessions of the House—13

BAKER, KEITH—Representative Buena Vista-Cherokee-Clay-O'Brien-Palo Alto-Pocahontas Counties
Appointments to—70

BECAME LAW BY PUBLICATION—

House File 634 —72
Senate File 415 —73

BILLS—

Reports of House (Sent to Governor)—70

BINA, ROBERT F.—Representative Scott County
Presided at sessions of the House—41
Resolutions offered—57

BINNEBOESE, DONALD H.—Representative Cherokee-Plymouth-Woodbury Counties
Committee appointments—4

BRANDT, DIANE—Representative Black Hawk County
Amendments filed—46
Amendments offered—46

BRANSTAD, TERRY E.—Representative Emmett-Hancock-Kossuth-Winnebago Counties
Amendments filed—51
Amendments offered—54
Resolutions offered—31

BRUNOW, JOHN B.—Representative Appanoose-Clarke-Lucas-Monroe-Wayne Counties
Petitions filed—23

BUDGET, COMMITTEE ON—

Bills introduced—634
Reports—49-50

**BUDGET SUBCOMMITTEE ON
REGULATORY AND FINANCE—**
Appointments to—11

BYERLY, RICHARD L.—Representative Polk County
Amendments filed—35-36, 38
Amendments offered—35

CHIEF CLERK OF THE HOUSE, David L. Wray

Communications received and on file—1, 16
 Communication from Governor—71-72
 Message to Senate and Governor—70
 Reports of committee meetings—49-50
 Reports—70

CHILD ABUSE INFORMATION COUNCIL—

Appointments to—69

COCHRAN, DALE M.—

(See Speaker of the House—Dale M. Cochran, Representative Humboldt-Webster Counties)

COMMISSIONS, COMMITTEES, BOARDS

and/or COUNCILS

(See Communications and/or individual headings)

COMMITTEES, COMMISSIONS, BOARDS

and/or COUNCILS—

(See Communications and/or individual headings)

COMMITTEES, SPECIAL—

Appointments—4, 5

Notify and escort Governor Robert D. Ray—5-6

Notify and escort President of the Senate, Arthur A. Neu—5

Escort Secretary of Senate—5

Notify Senate—4

Reports—4-5

COMMUNICATIONS FROM—

Governor Robert D. Ray—1, 71-72

Commonwealth of Massachusetts—16

Secretary of State—73

COMPANION BILLS—

(List of House and Senate Companion Bills listed in Legislative Index Volume)

COMPENSATION COMMISSION—

(Salary Review)

Appointments to—69

CONFIDENTIAL RECORDS COUNCIL—

Appointments to—69

CONNORS, JOHN H.—Representative Polk County

Committee appointments—69, 70

CRAWFORD, REID W.—Representative Boone-Polk-Story Counties
Appointments to—70

CUSACK, GREGORY D.—Representative Scott County
Amendments filed—30, 37-38
Amendments offered—30, 37

DAVITT, PHILIP A.—Representative Adair-Clarke-Dallas-Madison-Warren
Counties
Committee appointments—13
Request that his name be added as a sponsor of House File 365—48

DOYLE, DONALD V.—Representative Woodbury County
Amendments filed—38

EDUCATION COMMISSION OF THE STATES—
Appointments to—69

EGENES, SONJA—Representative Boone-Hamilton-Story-Webster Counties
Committee appointments—69

ENERGY POLICY COUNCIL—
Appointments to—70

ENROLLED BILLS—
(See Bills, Report of House; Chief Clerk of House, David L. Wray, and/or
Speaker of the House, Dale M. Cochran)

EXPLANATION OF VOTES—
House File 634, H—4366, H—4367, H—4375, H—4369—Representative
Hines—68
Quorum Call—Representatives Husak and Pelton—21-22

FITZGERALD, JEROME—Representative Webster County, Majority Floor
Leader
Organization of House—3
Resolutions offered—3, 68
Received consent that Marvin Selden, State Comptroller and Gene Vernon,
Chief Negotiator for the State of Iowa be permitted in the House
chamber for discussion of the collective bargaining negotiations—4

GENERAL ASSEMBLY-HOUSE—
(See House Concurrent Resolutions, House Resolutions, and Senate
Concurrent Resolutions listed in Legislative Index Volume)

GENTLEMAN, JULIA B.—Representative Polk County
Committee appointments—5

GETTINGS, DON E.—Representative Appanoose-Davis-Wapello Counties
Committee appointments—11

GOVERNOR RAY, ROBERT D.—
Committee to notify—5
Committee to escort—6, 10
Addressed joint convention—6-10
Bills signed by—72-73
Proclamation—2
Resolution relating to Special Message, HCR 56—3-4 adopted
Special address—6-10

HANSEN, INGWER L.—Representative Clay-Dickinson-Lyon-O'Brien-Osceola
Sioux Counties
Committee appointments—69

HARBOR, WILLIAM H.—Representative Fremont-Mills-Montgomery-Page
Counties
Amendments filed—34
Amendments offered—34

HARGRAVE, WILLIAM J.—Representative Johnson County, Assistant
Majority Floor Leader
Reports—11-12

HARVEY, LaVERN R.—Representative Scott County
Petitions filed—13

HINKHOUSE, HERBERT C.—Representative Cedar-Clinton-Johnson-Scott
Counties
Reports—11-12

HOFFMANN, BETTY A.—Representative Johnson-Louisa-Muscatine Counties
Committee appointments—4

HULLINGER, ARLO — Representative Clarke-Decatur-Madison-Ringgold
Union-Wayne Counties
Amendments filed—25
Amendments offered—25

**IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM
ADVISORY INVESTMENT BOARD—**
Committee appointments—70

JESSE, NORMAN G.—Representative Polk County
Amendments filed—38, 47, 63-64
Amendments offered—38, 63

JOINT CONVENTION—
Resolution relating to:

House Concurrent Resolution 56-3-4 adopted
Lieutenant Governor Arthur A. Neu presided-5
Governor Robert D. Ray delivered Special Address-6-10

JUNKER, WILLIS E.—Representative Woodbury County
Petitions filed-15

KOOGLER, FRED—Representative Keokuk-Lucas-Mahaska-Marion-Monroe-
Poweshiek Counties
Amendments filed-30
Amendments offered-30

KRAUSE, ROBERT A.—Representative Hancock-Humboldt-Kossuth-Palo
Alto-Pocahontas Counties
Resolutions offered-31

LIPSKY, JOAN—Representative Linn County, Assistant Minority Floor
Leader
Committee appointments-69
Resolutions offered-16, 66-67

MAJORITY FLOOR LEADER, Jerome Fitzgerald—Representative Webster County
(See Fitzgerald, Jerome—Representative Webster County, Majority Floor
Leader)

MEDICAL ASSISTANCE ADVISORY COUNCIL—
Appointments to-70

MESSAGES—
(Also see Communications and Joint Convention)
From Senate-4, 18-19, 24, 57, 68, 69, 70-71
To Senate and Governor-70

MILEAGE, COMMITTEE ON—
Supplemental report-11-12

MILLER, KENNETH D.—Representative Black Hawk-Buchanan Counties
Amendments filed-33
Amendments offered-33
Presented to the House the Honorable Maurice Hennessey, former member
of the House-31

MILLER, OPAL—Representative Calhoun-Carroll-Greene-Pocahontas-Sac
Counties
Resolutions offered-17, 67-68

MONROE, W.R. "Bill", JR.—Representative Des Moines County
Amendments filed-38

Amendments offered—38

Reports—11-12

MOTIONS TO RECONSIDER—(from the floor)

House File 634, H-4368-38

House File 634, H-4384-41

Prevailed:

House File 634, H-4368-39

Deferred:

House File 634, H-4384-42

Lost:

House File 634, H-4384-44

NIELSEN, CARL V.—Representative Polk County, Speaker Pro Tempore

Amendments filed—29, 36-37, 61

Amendments offered—29, 36, 61

O'HALLORAN, MARY—Representative Black Hawk County

Committee appointments—70

ORGANIZATION OF HOUSE—

Extraordinary Session—3

PERKINS, CARROLL—Representative Audubon-Carroll-Crawford-Greene-Guthrie Counties

Resolutions offered—17, 67-68

POINTS OF ORDER RAISED—

House File 634, H-4369-Representative Cusack—27

House File 634, H-4392-Representative Schroeder—64

Senate File 415, H-4378-Representative Husak—54

Senate File 415, H-4365-Representative Anderson—55

Senate Concurrent Resolution 26, H-4384-Representative Harbor—38

PRESIDENT OF THE SENATE—

(See Joint Convention, Lieutenant Governor Arthur A. Neu)

QUORUM CALLS—

10-11, 15-16, 18, 24-25, 31, 52-53, 58-59

RAY, GOVERNOR ROBERT D.—

(See Governor Ray, Robert D.)

RESOLUTIONS—

(See Legislative Index Volume)

RULES—

Motion to suspend—

House File 634, H-4369-28

Senate Concurrent Resolution 31-19

Prevailed:

Senate Concurrent Resolution 31-20

Lost:

House File 634, H-4369-28

Rule 20 Suspended:

Marvin Selden, State Comptroller and Gene Vernon, Chief Negotiator for the State of Iowa be permitted in the House chamber for discussion of the collective bargaining negotiations-4

Rule 69 invoked:

House File 634, H-4385-42

Quorum Call-31-32

Rule 70 invoked:

House File 634, H-4368-33

House File 634, H-4385-42

House File 634, H-4384-43

House File 634, H-4386-45

House File 634, H-4391A to H-4390-61

House File 634, H-4391B to H-4390-62

Senate Concurrent Resolution 31-19

Quorum Call-18

RULES, COMMITTEE ON-

Appointments to-11

SCHEELHAASE, LYLE-Representative Monona-Woodbury Counties

Presided at sessions of the House-29

SCHNEKLOTH, HUGO-Representative Clinton-Scott Counties

Petitions filed-13

SCHROEDER, LAVERNE W.-Representative Mills-Pottawattamie Counties

Amendments filed-34, 38, 44, 51

Amendments offered-44, 55

Amendments withdrawn-56

Committee appointments-69

SECRETARY OF STATE-

Communications from-72-73

SIXTY-SEVENTH GENERAL ASSEMBLY

EXTRAORDINARY SESSION-

(See House Concurrent Resolutions, House Resolutions, and Senate Concurrent Resolutions listed in Legislative Index Volume)

SMALL, ARTHUR A., JR.-Representative Johnson County

Amendments filed-40-41

Amendments offered-40

Committee appointments-5, 69

SMALLEY, DOUGLAS R.—Representative Polk County
 Amendments filed—44, 47
 Amendments offered—44, 47

SPEAKER OF THE HOUSE—Dale M. Cochran, Representative Webster-Humboldt Counties
 Bills signed by—70
 Committees appointed by—4, 69-70
 Committee assignments—11, 13
 Presided at sessions of the House—1, 10, 13, 15, 16, 17, 23, 30, 48, 52, 57, 67
 Resolution relating to:
 House Concurrent Resolution 56—3-4 adopted
 Rulings made—27, 38, 54, 55, 64
 Final adjournment, Sixty-seventh General Assembly in Extraordinary Session, HCR 60—68-69 adopted
 Final adjournment—72

SPEAKER PRO TEMPORE, Carl V. Nielsen—Representative Polk County
 (See Nielsen, Carl V.—Representative Polk County, Speaker Pro Tempore)

SPECIAL ADDRESS—

Resolution relating to, HCR 56—3-4 adopted
 Delivered by Governor Robert D. Ray—6-10

SPENCER, DON W.—Representative Clay-Dickinson-Emmet-Palo Alto Counties
 Amendments filed—27, 38
 Amendments offered—27

STROMER, DELWYN—Representative Cerro Gordo-Franklin-Hancock-Wright Counties, Assistant Minority Floor Leader
 Amendments filed—30, 51
 Amendments offered—53
 Amendments withdrawn—54

SVOBODA, LINDA A. — Representative Benton-Iowa-Johnson-Keokuk-Poweshiek Counties
 Petitions filed—15

TRANSPORTATION, COMMITTEE ON—
 Appointments to—11, 13

VARLEY, ANDREW—Representative Adair-Dallas-Guthrie Counties, Assistant Minority Floor Leader
 Amendments filed—37
 Amendments offered—37
 Committee appointments—70

WELDEN, RICHARD W.—Representative Franklin-Hardin-Wright Counties
Amendments filed—30

WYCKOFF, RUSSELL L.—Representative Benton-Black Hawk-Buchanan-Linn
Tama Counties
Amendments filed—44
Resolutions offered—17