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June 11, 1998

MEMORANDUM

TO: CHAIRPERSON IVERSON, VICE CHAIRPERSON CORBETT, AND MEMBERS OF THE LEGISLATIVE COUNCIL

FROM: DIANE BOLENDER, DIRECTOR *DB*

RE: AGENDAS FOR JUNE LEGISLATIVE COUNCIL MEETING

In order to provide adequate room for the presentation on the Capitol Space Report by Herbert Lewis Kruse and Blunck, the afternoon portion of the Tuesday, June 23, 1998, Legislative Council meeting will be held in the Historical Building Auditorium. Tables and chairs will be set up on the stage for the meeting portion and following that, the members will be able to sit in the audience for the presentation by the space consultants. We are investigating whether shuttle transportation service might be necessary from the State Capitol to the Historical Building.

The schedule for the Legislative Council and its committees is as follows:

Tuesday, June 23, 1998

9:00 a.m.	International Relations Committee	Room 118, State Capitol
11:00 a.m.	Studies Committee	Room 118, State Capitol
1:00 p.m.	Service Committee	State Historical Building Auditorium
2:00 p.m.	Legislative Council	State Historical Building Auditorium

Enclosed are copies of the tentative agendas for the meetings and copies of Minutes of the May 27 meetings of the Studies Committee, Service Committee, and Legislative Council.

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

June 3, 1998

The Fiscal Committee met June 3, 1998, in Room 19 of the State Capitol Building.

The Committee discussed:

- A revenue update presented by Dennis Prouty, Director, Legislative Fiscal Bureau (LFB).
 - Balance Sheet
 - Governor's item vetoes
 - Rebuild Iowa Infrastructure Fund (RIIF), after vetoes
 - Balances in the Cash Reserve and Economic Emergency Funds, after vetoes
 - FY 2000 "Built-in increases"
 - Prison Infrastructure Fund
 - Estimated Reversions and allocations from the Reversion Technology Fund
- Appropriations Transfers:
 - Allocation transfer per Section 904.116, Code of Iowa - \$826,000 to the Mount Pleasant Correctional Facility from the Iowa State penitentiary.
 - Allocation transfer per Section 904.116, Code of Iowa - \$440,000 to the Iowa Correctional Institution for Women and the Mount Pleasant Correctional Facility.
- Lease-purchase Notifications (since Session ended):
 - University of Iowa - \$506,000 for a dictation system for the University of Iowa Hospitals and Clinic.
 - Department of Public Safety - \$175,000 to replace the existing Iowa Criminal Justice Information System to make the system compatible with Year 2000 upgrades of the National Crime Information Center.
 - Department of Corrections - \$187,500 for the purchase of a digital telephone and voice mail system for the North Central Correctional Facility in Rockwell City.
- An Iowa Communications Network update by Douglas Wulf, LFB. This included reviewing the financial statements for the period ending April 30, 1998.
- An update of the Oversight and Communications Committee by Representative Jacobs.

- Medical Assistance Provision of Viagra:
 - Margaret Buckton, LFB, reviewed a memo regarding Viagra.
 - Karla McHenry, Department of Human Services, was present to answer questions.
- Racing and Gaming Commission - revenue implications of proposed administrative rules:
 - Jack Ketterer, Director of the Racing and Gaming Commission, was available to respond to questions as was Brett Payton, Vice Chairman of the Racing and Gaming Commission.
- Issues for possible consideration by the Committee during this interim.

The next meeting is tentatively scheduled for Wednesday, July 15, 1998, in the State Capitol.

Respectfully submitted,

Senator Derryl McLaren
Co-chairperson

Representative Dave Millage
Co-chairperson

REPORT OF THE INTERNATIONAL RELATIONS COMMITTEE TO THE LEGISLATIVE COUNCIL

June 23, 1998

The members of the International Relations Committee of the Legislative Council met on June 23, 1998. The meeting was called to order by Senator Nancy Boettger, Chairperson, at 10:10 a.m. in Room 118 of the Statehouse.

The International Relations Committee respectfully submits to the Legislative Council the following report and recommendations for approval:

1. That the International Relations Committee reaffirms the charge of the Committee to:
 - ◆ Develop goals and procedures that will facilitate communication between the Iowa General Assembly and international governments on several levels, including but not limited to interpersonal interaction between state legislators and legislative staff and international visitors, instruction about state and local democratic institutions, and the development of trade in international markets.

2. That the International Relations Committee intends to become more involved in the various aspects of international relations, including the greeting and hosting of international visitors, and that the International Relations Committee requests that the leadership of the General Assembly include the Committee in planning for and hosting of international visitors.

3. That the International Relations Committee reaffirms the approved 1996 report of the International Relations Committee to the Legislative Council, attached to this report, with the following amendments to items #4 and #9:
 - ◆ #4 . That the Legislative Council allocates, from moneys available pursuant to section 2.12 of the Code, the amount of \$10,000 for each two-year period beginning July 1, 1998, to the Legislative Service Bureau to be used by the Legislative Information Office for the purchase of official gifts for presentation to official international visitors, and for use by representatives of the Iowa General Assembly on official visits to other countries.
 - ◆ #9. That the Legislative Council allocates, from moneys available pursuant to section 2.12 of the Code, the amount of \$15,000, to be used by the Iowa General Assembly to pay expenses of hosting official international delegations, for whom a request to host has been made to the General Assembly or the Committee, during each two-year period beginning July 1, 1998. The moneys allocated may also be used to host other official international visitors. If appropriate, moneys may be used to reimburse expenses of international visitors and members of the General Assembly who act as hosts, including but not limited to expenses associated with meals and accommodations, within limitations established by the International Relations Committee. Expenditures under this provision must be approved by the Chairperson and Vice-Chairperson of the Committee.

4. That the International Relations Committee will explore means of developing an international relations agenda which coordinates the efforts of the Committee with state agencies, state universities, and members of the Iowa congressional delegation.

5. That the director of each nonpartisan and caucus staff of the General Assembly be directed to designate a contact person who may be called upon by the Legislative Information Office to assist in international relations efforts, including planning for and the hosting of international visitors.

June 1996

**REPORT
ON BEHALF OF THE
INTERNATIONAL RELATIONS COMMITTEE
TO THE
LEGISLATIVE COUNCIL**

The International Relations Committee met on October 10, 1995 and April 15, 1996, Chairperson Churchill and Senator Szymoniak reviewed draft documents relating to the recommendations made at those meetings during the week beginning June 17, and they make the following report to the Legislative Council on behalf of the Committee:

1. That the Legislative Council adopt a policy that actively involves the General Assembly in developing relationships with other countries, including educating legislators regarding international relations, welcoming visitors from other countries and assisting them in understanding Iowa's governmental process and traditions, working with the various state agencies and other entities which promote international relations, participating in developing Iowa's trade with other nations, and establishing a budget to accomplish these goals.
2. That the Legislative Council adopt a policy that visits by officials from other countries, for which the Legislative Council provides financial support, be approved by legislative leadership in advance of the arrival of the visitors.
3. That the following be adopted as the protocol for introduction of individuals from other countries visiting the Iowa General Assembly:

The Majority Leader of the Senate or the Speaker of the House of Representatives will determine who will introduce the visitor. The visitor may be introduced by the Majority Leader of the Senate, the Speaker of the House of Representatives, the Chairperson of the International Relations Committee, a member of the International Relations Committee, or a member of the chamber.

A visitor from another country who is not an elected or appointed official should be introduced from the rear area of the chamber. The visitor will be asked to make remarks to the chamber only under extraordinary circumstances.

A visitor from another country who is an elected or appointed official should be escorted to the front of the well for introduction and at the discretion of the Majority Leader of the Senate or the Speaker of the House of Representatives may be asked to address the chamber.

4. That the Legislative Council allocate from moneys available pursuant to section 2.12 of the Code, the amount of \$10,000 to the Legislative Service Bureau to be used by the Legislative Information Office during the period beginning July 1, 1996, and ending June 30, 1998, for the purchase of gifts for presentation to individuals from other countries visiting Iowa, and for use by representatives from the Iowa General Assembly who may be traveling to other countries and visiting their governments. A listing of examples of items that might be purchased as gifts and their attendant costs is attached to this report. In addition, the Legislative Service Bureau may

acquire gifts to be purchased by representatives of the Iowa General Assembly and other Iowa officials for presentation to visitors and hosts in accordance with recommendation 6.

5. That the Legislative Council adopt a policy that gifts shall be provided, without cost, for presentation to individuals who are being introduced to the Iowa General Assembly and for use by representatives of the Iowa General Assembly who are traveling to other countries as official representatives of the Iowa General Assembly. A subcommittee of the International Relations Committee shall review and approve requests for provision of gifts, without cost, in advance. If a request is denied, the decision may be appealed to the Legislative Council for a final determination.

6. That the Legislative Council adopt a policy that gifts may be purchased by representatives of the Iowa General Assembly and other Iowa officials to be presented to visitors from other countries when they are in Iowa and to be presented to international hosts during Iowa officials' travels to other countries.

7. That the International Relations Committee establish the value or types of gifts that may be presented to elected or appointed officials from other countries with the highest value gifts presented to officials hosted by the Iowa General Assembly, the next highest value gifts presented to officials hosted by representatives of the executive branch, the next highest value gifts presented to officials hosted by the federal government who are visiting Iowa, and the lowest value of gifts presented to officials sent by another country to visit Iowa.

8. That the International Relations Committee establish the value or types of gifts that may be presented to visitors from other countries who are not elected or appointed officials with the highest value gifts presented to visitors hosted by the Iowa General Assembly, the next highest value gifts presented to visitors hosted by representatives of the executive branch, the next highest value gifts presented to visitors hosted by the federal government who are visiting Iowa, the next highest value gifts presented to officials sent by another country to visit Iowa, and the lowest value gifts presented to visitors who are not officially representing their countries who are introduced by a member of the Iowa General Assembly.

9. That the Legislative Council allocate \$15,000 from moneys available pursuant to section 2.12 of the Code, to be used by the Iowa General Assembly to pay the costs of hosting official delegations of visitors from other countries, for whom a request to host has been made to the General Assembly and approved by legislative leadership, during the period beginning July 1, 1996, and ending June 30, 1998. The leadership of the Iowa General Assembly shall designate members to host official delegations of visitors from other countries with equal representation from both political parties and both chambers. The moneys allocated may also be used to host other official visitors from other countries, as necessary, if the purpose of the visit is promotion of international relations, including education of visitors regarding representative government or economic development.

10. That the International Relations Committee has not reached agreement regarding allocation of funding to pay for official visits by members of the Iowa General Assembly to other countries.

**REPORT OF THE STUDIES COMMITTEE
TO THE LEGISLATIVE COUNCIL
(As Amended and Adopted by the Legislative Council)
June 23, 1998**

The Studies Committee of the Legislative Council met on June 23, 1998, and makes the following report and recommendations:

1. That approval be given to the establishment of and authorizations for interim studies as provided in the following listing.

Public Retirement Systems Committee. The Public Retirement Systems Committee is on-call if necessary to meet concerning the comprehensive examination of the plan design for the Public Safety Peace Officers' Retirement, Accident, and Disability System, the Statewide Fire and Police Retirement System, and members of special classifications within the Iowa Public Employees' Retirement System and other public retirement system studies in 1998 Iowa Acts, HF 2496.

Sentencing Commission. Review current criminal penalties and sentencing practices, including but not limited to the effects mandatory minimum penalties, mandatory service of sentence requirements, and sentence enhancements have on sentencing practices. Consider the effects that those sentencing practices and restrictions on Board of Parole discretion have on populations at state and community-based correctional facilities, as well as the numbers of persons on probation and on parole. Conduct a comparative assessment of the relative penalties imposed for various crimes based not only on the threat posed by the prohibited criminal conduct, but also by the risk associated with particular criminal offenders. Review the efforts of other states to implement reforms of sentencing policy which permit the effective management of correctional resources while accommodating public safety concerns. Review the treatment approaches available and used in the United States and other countries to rehabilitate juvenile and adult sex offenders and to deter those persons from engaging in criminal sexual acts or activities in the future. Make an interim report for the 1999 Legislative Session and a final report for the 2000 Legislative Session. The Commission may seek and utilize grants or other outside funding and assistance provided for research and other purposes of the Commission. Not more than \$65,000 is authorized for LSB to retain administrative staffing and cover other costs for this Commission.

6 Meeting Days

5 Senate/5 House Members (Initially, those assigned to the 1997 Interim criminal sentencing committee)

14 other members as follows:

- Three members of the Judicial Branch nominated by the Supreme Court
- The Attorney General or an individual nominated by the Attorney General
- A county attorney nominated by an organization which represents county attorneys
- An individual nominated by the Office of the State Public Defender
- A private criminal defense attorney nominated by the Iowa State Bar Association
- A director of a judicial district department of correctional services nominated by agreement of the directors of the judicial district departments of correctional services
- The Director of the Department of Corrections or an individual nominated by the director
- An individual nominated by the Iowa Board of Parole
- A victim rights advocate nominated by victims rights organizations
- The Commissioner of Public Safety or an individual nominated by the Commissioner
- Two members of the general public selected by the joint legislative leadership

Deregulation and Restructuring of the Electric Utility Industry. Review the actions of other states in deregulating and restructuring the electric utility industry and other states' experiences in enacting legislation for this purpose. Consider the potential impacts of deregulating and restructuring upon electric utilities and commercial, business, and residential consumers. Develop recommendations regarding deregulation and restructuring of this industry.

5 Meeting Days

5 Senate/5 House Members

Libraries. Review issues concerning libraries. The review shall include the issues surrounding changing regional library staff from regional board employees to state employees. In addition, review the funding for the State Library and its programs and consider local library funding issues.

1 Meeting Day

3 Senate/3 House Members

Treatment of Indigent Persons through University of Iowa Hospitals and Clinics. Review the programs for treatment of indigent persons by the University of Iowa Hospitals and Clinics under Iowa Code chapters 255 and 255A. The review shall include current programs and services and consideration of providing these services at alternative locations throughout the state.

1 Meeting Day

3 Senate/3 House Members

Teacher Preparation Study Committee

The importance of teachers in education reform has been highlighted in several recent reports. The report of the National Commission on Teaching and America's Future, *What Matters Most: Teaching for America's Future*, calls for plans to ensure all communities have teachers with the knowledge and skills needed to teach so children can learn, and that all school systems are organized to support teachers in this work.

The report of the Governor's Commission on Educational Excellence for the 21st Century calls for Iowa to continue recruiting, educating, and supporting a force of teachers who are well prepared in content and pedagogy, knowledgeable in research on teaching, and enthusiastic and capable learners.

While there is general growing consensus among educators and policymakers regarding these goals, more information is needed to assess the degree to which Iowa already meets the goals, to identify appropriate actions Iowa may take to move more rapidly to implementing the goals, and to project the resources needed to achieve the goals.

The study committee shall address the status of existing teacher and administrator preparation programs and support for beginning teachers. The review shall involve formulating and exploring teacher preparation options, including opportunities to augment or transform the teaching experience in areas such as student teaching, internship, and mentoring. The study committee shall consider proposals for expanding, improving, and retaining the supply of quality teachers to meet the impending increase in demand. The study committee shall issue a request for suggestions for program improvements and provide for review of relevant task force recommendations. The review shall include testimony from Regents' institutions, private institutions of higher learning, national and local organizations, administrators, practitioners, and other knowledgeable persons. The study committee shall identify policy options for consideration by the General Assembly.

3 Meeting Days

5 Senate/5 House Members

Private Industry Employment of Inmates. Review private industry employment of inmates under the custody of the department of corrections. The review shall include the economic impact of private industry employment, including the recoupment of inmate earnings, on the department of corrections, the benefits of private industry employment for inmates, and the effect of permitting private industry employment of inmates on the local community and on private sector industry and employment.

2 Meeting Days

5 Senate/5 House Members

2. **Studies Completion Date.** That interim studies shall complete their deliberations on or before Friday, December 18.
3. **Century Date Change Oversight.** That the Legislative Oversight Committee shall issue a request for proposals (RFP) or request for information (RFI) or otherwise develop a proposal and cost estimate for an independent review of state progress in implementing century date change programming. The Committee is authorized to award a contract for an independent review subject to approval of the Legislative Leaders.
4. **Child Protection System Review.** That the Legislative Council authorize \$150,000 as a supplemental budget item for the Office of the Citizens' Aide/Ombudsman to review the state's child protection system as provided in 1998 Iowa Acts, Senate File 2359.
5. **State Medical Examiner's Office.** The question of a study of the State Medical Examiner's Office is to be referred to the Legislative Fiscal Committee for its consideration.
6. **Previously Approved Items:**
 - Task Force to Study Iowa's System of State and Local Taxation. Five meeting days to continue this study in the 1998 Interim.
 - Commission on Urban Planning, Growth Management of Cities, and Protection of Farmland. Funding in the amount of \$50,000 was approved for consultant work and other assistance for the second year of this study.
 - School Finance Working Committee. This committee was created with 5 Senate and 5 House of Representatives members and 6 meeting days.
 - Continuation of Child Welfare Work Group. This work group consisting of various members of the public who work with or are knowledgeable concerning child welfare programs was originally created in November 1997. The work group is to report to the members of the Joint Appropriations Subcommittee on Human Services.

Respectfully submitted,

Representative Chuck Gipp
Chairperson

REPORT OF THE SERVICE COMMITTEE TO THE LEGISLATIVE COUNCIL

June 23, 1998

The Service Committee of the Legislative Council met on June 23, 1998, and makes the following report and recommendations to the Legislative Council:

1. The Service Committee received and filed the June 1998 and the annual personnel report from the Legislative Fiscal Bureau and recommends that the following employees be promoted:
 - Mr. Scott Miller, from Computer Systems Analyst 1, grade 27, step 4, to Computer Systems Analyst 2, grade 29, step 4, effective September 1998.
 - Ms. Deb Kozel, from Legislative Analyst, grade 27, step 3, to Legislative Analyst 1, grade 29, step 2, effective October 1998.
 - Ms. Deb Anderson, from Legislative Analyst, grade 27, step 3, to Legislative Analyst 1, grade 29, step 2, effective September 1998.
 - Mr. Ron Robinson, from Legislative Analyst, grade 27, step 3, to Legislative Analyst 1, grade 29, step 2, effective September 1998.
 - Mr. Larry Sigel, from Legislative Analyst 3, grade 35, step 3, to Senior Analyst, grade 38, step 2, effective September 1998.
 - Ms. Margaret Buckton, from Legislative Analyst 1, grade 29, step 3, to Legislative Analyst 2, grade 32, step 2, effective November 1998.
 - Ms. Darlene Kruse, from Legislative Analyst 1, grade 29, step 3, to Legislative Analyst 2, grade 32, step 1, effective November 1998.

2. The Service Committee received and filed the June 1998 and the annual personnel report from the Legislative Service Bureau and recommends the following:
 - That the following employees be promoted:
 - Ms. Diane Ackerman, from Assistant Editor 1, grade 24, step 3, to Assistant Editor 2, grade 27, step 2, effective June 1998.
 - Mr. Ed Cook, from Legal Counsel 1, grade 32, step 6, to Legal Counsel 2, grade 35, step 4, effective June 1998.
 - That the Legislative Service Bureau be authorized to negotiate a salary, above the entry level if necessary, in hiring an experienced legal counsel to assist with codification work and editing of bills and amendments, subject to approval of the negotiated salary by the Service Committee.

3. The Service Committee received and filed the June 1998 and the annual personnel report from the Legislative Computer Support Bureau and recommends that the following employees be promoted:
 - Mr. Jason Hunt, from Computer Systems Analyst 1, grade 27, step 4, to Computer Systems Analyst 2, grade 29, step 3, effective July 1998.
 - Mr. Scott Mathews, from Computer Systems Analyst 1, grade 27, step 4, to Computer Systems Analyst 2, grade 29, step 3, effective July 1998.
4. The Service Committee received and filed the June 1998 and the annual personnel report from the Office of Citizens' Aide/Ombudsman and recommends that the following employee be promoted:
 - Ms. Maureen Lee, from Administrative Secretary, grade 21, step 6, to Executive Secretary, grade 24, step 5, effective June 1998.
5. The Service Committee recommends that the Computer Support Bureau shall continue to store home pages for each of the four legislative caucuses on the Iowa General Assembly's Internet home page for an additional six month trial period or until the next Legislative Council meeting following the additional six month period.
6. The Service Committee received an oral report from the Director of the Legislative Service Bureau concerning hiring, retention, and cross training of support personnel within the Bureau. The Director may forward suggestions to address these issues to the Service Committee before its next meeting.

Respectfully submitted,

Representative Brent Siegrist
Chairperson

RULES FOR PREFILING LEGISLATIVE BILLS
19981999 SESSION
IOWA GENERAL ASSEMBLY

A. Legislative Bills

Section 2.16, Code 1997, authorizes the prefiling of legislative bills and reads as follows:

2.16 PREFILING LEGISLATIVE BILLS.

Any member of the general assembly or any person elected to serve in the general assembly, or any standing committee, may sponsor and submit legislative bills and joint resolutions for consideration by the general assembly, before the convening of any session of the general assembly. Each house may approve rules for placing prefiled standing committee bills or joint resolutions on its calendar. Such bills and resolutions shall be numbered, printed, and distributed in a manner to be determined by joint rule of the general assembly or, in the absence of such rule, by the legislative council. All such bills and resolutions, except those sponsored by standing committees, shall be assigned to regular standing committees by the presiding officers of the houses when the general assembly convenes.

Departments and agencies of state government shall, at least forty-five days prior to the convening of each session of the general assembly, submit copies to the legislative service bureau of proposed legislative bills and joint resolutions which such departments desire to be considered by the general assembly. The proposed legislative bills and joint resolutions of the governor must be submitted by the Friday prior to the convening of the session of the general assembly, except in the year of the governor's initial inauguration. The legislative service bureau shall review such proposals and submit them in proper form to the presiding officer in each house of the general assembly for referral to the proper standing committee. Before submitting any proposal prepared under this section to the presiding officers, the legislative service bureau shall return it for review to, as appropriate, the relevant department or agency or the governor's office and such department or agency or governor's office shall review and return it within seven days of such delivery.

The costs of carrying out the provisions of this section shall be paid pursuant to section 2.12.

In accordance with section 2.16 the following rules for the prefiling of legislative bills and resolutions shall be in effect for the ~~Second~~ First Session of the ~~Seventy-seventh~~ Seventy-eighth General Assembly.

NOTE: For the purpose of the following rules, a reference to bills shall be interpreted to include both bills and resolutions.

1. Drafting of Legislative Bills

Any person who is presently a member of the Seventy-seventh General Assembly or elected to serve in the Seventy-eighth General Assembly may request the Legislative Service Bureau to draft a bill at any time prior to the convening of the 1999 Session of the Seventy-eighth General Assembly and a member may request such a draft at any time during the legislative session, subject to any time limitations established by the Senate or House of Representatives. A request to have a bill drafted for the 1999 Session of the Seventy-eighth General Assembly, which is received prior to or during the 1999 Session, is only considered a valid request for that session. In order for a member to have a bill drafted for the 2000 Session of the Seventy-eighth General Assembly, the member must submit a new request prior to or during the 2000 Session. A bill drafted for the 1999 Session cannot normally be introduced or filed in the 2000 Session due to intervening changes in the law as enacted during the 1999 Session. If a bill is requested prior to the convening of the 1999 Session of the Seventy-seventh-~~Seventy-eighth~~ General Assembly, unless the bill is specified to be prefiled, the bill will be held by the Legislative Service Bureau until the General Assembly convenes; however, a copy will be sent to the legislator if the bill draft is completed prior to the convening of the session. If the bill is not prefiled, the text of the bill will only be released if the legislator specifically consents to the release.

2. Request for Prefiling

Any person who is presently a member of the Seventy-seventh General Assembly or elected to serve in the Seventy-eighth General Assembly may prefile a legislative bill by making a request to the Legislative Service Bureau by ~~December 5, 1997~~ December 4, 1998. The request may be in writing and signed by the legislator, may be transmitted electronically through the legislative computer system, or may be made orally and reduced to writing by a member of the Legislative Service Bureau staff. The prefiling request may be made at the time of requesting a bill draft or may be made after the legislator has had the opportunity to review the bill draft. If possible, the names of all sponsors of the prefiled bill shall be given to the Legislative Service Bureau at the time of making the prefiling request.

a. **Drafting of Prefiled Bill.** When a prefiling request for a bill is received, if time allows, the bill draft will be completed prior to the convening of the General Assembly on ~~January 12, 1998~~ January 11, 1999. A copy of the bill will be mailed to the legislator who requested the bill prior to the actual filing of the bill and the procedures noted in these rules will be followed.

b. **Introduction of Prefiled Bill.** When the legislator receives a copy of a bill which the legislator has requested to be prefiled, the legislator should review the bill to determine if it has been drafted as requested. The legislator should then notify the

Legislative Service Bureau requesting any changes in the bill or informing the Bureau that the bill has been drafted as requested. The names of all sponsors should be given to the Bureau.

If the legislator agrees that the bill meets the specifications required and confirms that the bill should be prefiled, the bill will be packaged and forwarded to the legal counsel of the house of introduction for review. **Please note that at this point the bill is considered a public record and the text is available for review by the public. If the legislator does not want the text to be available for review by the public at this time, the legislator should inform the Bureau and the Bureau will not prefile the bill but will hold it for the legislator so that the legislator can personally introduce the bill. A prefiled bill will be introduced, numbered, and printed prior to the convening of the General Assembly, and its title will be read at the earliest possible time following the convening of the General Assembly.** No further action will be required by the legislator. The Bureau will provide appropriate forms in order that the legislator will be able to make final confirmation of the desire to prefile the bill.

B. Bill Drafting Request Forms

The Legislative Service Bureau has bill drafting request forms available for legislators. If possible the request form should be completed by the legislator but a request form will be completed by Bureau personnel if the legislator does not have an opportunity to do so. Bill drafting request forms can be obtained from the Bureau upon request and requests can be submitted electronically through the legislative computer system. The Bureau will normally confirm the electronic receipt of a request by electronic message.

C. Confidential Records

It should be noted that the bill drafting request form contains a space for indicating if a drafting request is to be confidential. If a legislator desires that no information be released in regard to a request, including the subject matter of the request, the legislator should indicate on the request form that the bill request is confidential. A designation that a bill request is to be confidential means that the request will not be listed in the index of bill requests and that Bureau personnel will not release any information in regard to the request. The confidential designation also means that the bill draft will not be sent to the Legislative Fiscal Bureau for fiscal note review unless the legislator specifically requests the Legislative Service Bureau to send the bill draft to the Legislative Fiscal Bureau.

It is the policy of the Legislative Council that either a confidential or a nonconfidential request from a legislator creates a personal relationship between the Bureau and the legislator, and only such information as the legislator desires will be released to the press or other interested persons. In this regard, cognizance must be given to the public records law. Many records of the Bureau are public records and frequent inquiries are made by the

press and other interested persons concerning bill drafting requests which have been received by the Bureau. It is the policy of the Legislative Council that a bill draft is not a public record until released by the legislator. A copy of a bill draft will not be released to a person other than the legislator without the legislator's implied or expressed consent or unless the bill draft has been introduced or otherwise placed in the public domain by the legislator.

D. Departmental Requests

Submission of Requests for Prefiled Proposed Bills. Drafting requests for prefiled proposed bills of state departments and agencies shall be submitted to the Legislative Service Bureau beginning ~~August 4, 1997~~ August 3, 1998, but no later than ~~November 28, 1997~~ November 27, 1998. However, because ~~Friday, November 28, 1997~~ November 27, 1998, is a state holiday, requests will be accepted until 4:30 p.m. on ~~Monday, December 1, 1997~~ November 30, 1998. Code Section 2.16 requires state departments and agencies to submit their recommendations that they wish to be considered by the General Assembly in bill draft format. The Legislative Council requires that bill drafts submitted by departments and agencies be specific enough to complete the final draft for the department or agency. If the submission by the department or agency is not specific enough to complete the final draft, the Legislative Service Bureau will contact the department or agency and provide the department or agency with a three-business-day period to provide the needed information. If the needed information is not provided by the department or agency within the three-business-day period, the request is rejected and the department or agency will be required to seek a legislative sponsor for the proposal.

To the extent feasible, departments and agencies shall submit only two requests for prefiled proposed bills. One request for a bill shall contain the department's technical or corrective Code changes and the other request shall contain the department's legislative policy proposals. The Bureau will confer with the department's representative regarding combination or division of its technical proposal and its policy proposal into separate legislative bill drafts which can most efficiently be considered by the General Assembly given the General Assembly's customary division of subject matter jurisdiction among the standing committees and subcommittees.

Departments and agencies are requested to include a separate memorandum addressed to the members of the General Assembly which describes the need for, purpose of, and intent of the requested bill, including a description of the problem or problems the bill is intended to address. The Legislative Service Bureau will use the memorandum in its completion of the final draft of the department or agency and will forward the memorandum to the legislative leaders at the same time that the bill draft approved by the department or agency is transmitted to the legislative leaders. The separate memorandum will be copied and attached to the back of the bill draft when it is filed as a study bill.

The Legislative Service Bureau will review the proposal submitted by the department or agency, make suggestions as to nonsubstantive changes or corrections, confer with the department or agency representative in regard to the proposal, draft an objective explanation for the bill, and prepare the bill in final form.

Additional drafting instructions requested from the department or agency by the Bureau must be received within seven calendar days of being requested by the Bureau or the drafting request will be considered withdrawn. Approval of the initial draft sent to the department or agency must be received by the Bureau within seven calendar days after its receipt by the department or agency or the drafting request will be considered withdrawn. The Legislative Service Bureau will redraft the bill per the department's or agency's instructions only once following the initial delivery to the department or agency. The department or agency cannot modify the drafting request after the Bureau delivers the redrafted bill to the department or agency for the second time. Once the bill is in final form, the Legislative Service Bureau, not the department or agency, will submit the bill in proper form to the presiding officer of each house for referral to the proper standing committee. All approvals of final bill drafts are to be received no later than ~~January 12, 1998~~ January 11, 1999. Bill drafting requests from legislators will receive priority consideration by the Legislative Service Bureau over departmental and agency bills.

Proposed bill draft requests submitted by departments and agencies after ~~December 4, 1997~~ November 30, 1998, will not be assigned to a staff member unless a legislative sponsor is obtained. Departments and agencies are strongly urged to submit their proposals as soon as possible after ~~August 4, 1997~~ August 3, 1998, in order that the Legislative Service Bureau has adequate time to provide assistance in drafting. Lengthy or complex proposals should be submitted far in advance of the deadline date. This will allow the Bureau to provide assistance before a large quantity of legislative requests is received.

If departments and agencies know they will be submitting lengthy or complex legislation, it is suggested they submit or at least discuss the proposals in the **early fall of 1997**1998 even if they will not make final decisions in regard to all provisions until late fall.

For the purposes of these rules, in addition to the Governor, the following executive and judicial branch departments and agencies are authorized to prefile bills:

E. Authorized Prefiling Agencies

1. Executive Branch

a. Elected Officials

- Attorney General (Department of Justice)
- Auditor of State
- Department of Agriculture and Land Stewardship
- Secretary of State

- Treasurer of State

b. Nonelected Heads

- Board of Parole
- Civil Rights Commission
- Department for the Blind
- Department of Commerce
- Department of Commerce/Alcoholic Beverages Division
- Department of Commerce/Banking Division
- Department of Commerce/Credit Union Division
- Department of Commerce/Insurance Division
- Department of Commerce/Professional Licensing and Regulation Division
- Department of Commerce/Savings and Loan Division
- Department of Commerce/Utilities Division
- Department of Corrections
- Department of Cultural Affairs
- Department of Economic Development
- Department of Education
- Department of Education/Board of Educational Examiners
- Department of Education/College Student Aid Commission
- Department of Education/Public Broadcasting Division
- Department of Elder Affairs
- Emergency Response Commission
- Ethics and Campaign Disclosure Board
- Department of General Services
- Department of Human Rights
- Department of Human Rights/Community Action Agencies Division
- Department of Human Rights/Criminal and Juvenile Justice Planning Division
- Department of Human Rights/Deaf Services Division
- Department of Human Rights/Latino Affairs Division
- Department of Human Rights/Persons with Disabilities Division
- Department of Human Rights/Status of African-Americans Division
- Department of Human Rights/Status of Women Division
- Department of Human Services

- Department of Inspections and Appeals
- Department of Inspections and Appeals/Racing and Gaming Commission
- Iowa Finance Authority
- Law Enforcement Academy
- Department of Management
- Department of Natural Resources
- Department of Personnel
- Department of Public Defense
- Public Employment Relations Board
- Department of Public Health
- Department of Public Health/Board of Dental Examiners
- Department of Public Health/Board of Medical Examiners
- Department of Public Health/Board of Nursing Examiners
- Department of Public Health/Board of Pharmacy Examiners
- Department of Public Safety
- Board of Regents
- Department of Revenue and Finance
- Telecommunications and Technology Commission
- Department of Transportation
- Commission of Veterans Affairs
- Department of Workforce Development

2. Judicial Branch

- ~~Judicial Department~~ Judicial Branch

3. Legislative Branch

- Citizens' Aide/Ombudsman

NOTE: Governor's Proposals. Bill drafting requests from the Office of the Governor are governed by Iowa Code section 2.16 which requires that proposed legislative bills and joint resolutions be submitted by Friday, ~~January 9, 1998~~ January 8, 1999, except in the year of the Governor's initial inauguration. As part of the Legislative Service Bureau's review and preparation in proper form of the Governor's bill requests, the Bureau will make suggestions regarding the combination or division of proposals into separate legislative bill drafts which can most efficiently be considered by the General Assembly given the General

Assembly's customary division of subject matter jurisdiction among the standing committees and subcommittees. If specific drafting instructions for proposed legislative bills of the Governor are not received by the Legislative Service Bureau by ~~January 12, 1998~~ January 11, 1999, except in the year of the Governor's initial inauguration, work on completion of those legislative bills must compete with other legislative priorities. Approval of the final draft must be received by the Bureau within seven calendar days of its receipt by the Governor's Office. Once the bill is in final form, the Legislative Service Bureau will submit the bill in proper form to the presiding officer of each house for referral to the proper standing committee.

~~Pref98~~Pref99

REPORT OF THE STUDIES COMMITTEE TO THE LEGISLATIVE COUNCIL

June 23, 1998

The Studies Committee of the Legislative Council met on June 23, 1998, and makes the following report and recommendations:

1. That approval be given to the establishment of and authorizations for interim studies as provided in the following listing.

Public Retirement Systems Committee. The Public Retirement Systems Committee is on-call if necessary to meet concerning the comprehensive examination of the plan design for the Public Safety Peace Officers' Retirement, Accident, and Disability System, the Statewide Fire and Police Retirement System, and members of special classifications within the Iowa Public Employees' Retirement System and other public retirement system studies in 1998 Iowa Acts, HF 2496.

Sentencing Commission. Review current criminal penalties and sentencing practices, including but not limited to the effects mandatory minimum penalties, mandatory service of sentence requirements, and sentence enhancements have on sentencing practices. Consider the effects that those sentencing practices and restrictions on Board of Parole discretion have on populations at state and community-based correctional facilities, as well as the numbers of persons on probation and on parole. Conduct a comparative assessment of the relative penalties imposed for various crimes based not only on the threat posed by the prohibited criminal conduct, but also by the risk associated with particular criminal offenders. Review the efforts of other states to implement reforms of sentencing policy which permit the effective management of correctional resources while accommodating public safety concerns. Review the treatment approaches available and used in the United States and other countries to rehabilitate juvenile and adult sex offenders and to deter those persons from engaging in criminal sexual acts or activities in the future. Make an interim report for the 1999 Legislative Session and a final report for the 2000 Legislative Session. The Commission may seek and utilize grants or other outside funding and assistance provided for research and other purposes of the Commission. Not more than \$65,000 is authorized for LSB to retain administrative staffing and cover other costs for this Commission.

6 Meeting Days

5 Senate/5 House Members (Initially, those assigned to the 1997 Interim criminal sentencing committee)

14 other members as follows:

- Three members of the Judicial Branch nominated by the Supreme Court
- The Attorney General or an individual nominated by the Attorney General
- A county attorney nominated by an organization which represents county attorneys
- An individual nominated by the Office of the State Public Defender
- A private criminal defense attorney nominated by the Iowa State Bar Association
- A director of a judicial district department of correctional services nominated by agreement of the directors of the judicial district departments of correctional services
- The Director of the Department of Corrections or an individual nominated by the director
- An individual nominated by the Iowa Board of Parole
- A victim rights advocate nominated by victims rights organizations
- The Commissioner of Public Safety or an individual nominated by the Commissioner
- Two members of the general public selected by the joint legislative leadership

Deregulation and Restructuring of the Electric Utility Industry. Review the actions of other states in deregulating and restructuring the electric utility industry and other states' experiences in enacting legislation for this purpose. Consider the potential impacts of deregulating and restructuring upon electric utilities and commercial, business, and residential consumers. Develop recommendations regarding deregulation and restructuring of this industry.

5 Meeting Days

5 Senate/5 House Members

Libraries. Review issues concerning libraries. The review shall include the issues surrounding changing regional library staff from regional board employees to state employees. In addition, review the funding for the State Library and its programs and consider local library funding issues.

1 Meeting Day

3 Senate/3 House Members

Treatment of Indigent Persons through University of Iowa Hospitals and Clinics. Review the programs for treatment of indigent persons by the University of Iowa Hospitals and Clinics under Iowa Code chapters 255 and 255A. The review shall include current programs and services and consideration of providing these services at alternative locations throughout the state.

1 Meeting Day

3 Senate/3 House Members

Teacher Preparation Study Committee

The importance of teachers in education reform has been highlighted in several recent reports. The report of the National Commission on Teaching and America's Future, *What Matters Most: Teaching for America's Future*, calls for plans to ensure all communities have teachers with the knowledge and skills needed to teach so children can learn, and that all school systems are organized to support teachers in this work.

The report of the Governor's Commission on Educational Excellence for the 21st Century calls for Iowa to continue recruiting, educating, and supporting a force of teachers who are well prepared in content and pedagogy, knowledgeable in research on teaching, and enthusiastic and capable learners.

While there is general growing consensus among educators and policymakers regarding these goals, more information is needed to assess the degree to which Iowa already meets the goals, to identify appropriate actions Iowa may take to move more rapidly to implementing the goals, and to project the resources needed to achieve the goals.

The study committee shall address the status of existing teacher and administrator preparation programs and support for beginning teachers. The review shall involve formulating and exploring teacher preparation options, including opportunities to augment or transform the teaching experience in areas such as student teaching, internship, and mentoring. The study committee shall consider proposals for expanding, improving, and retaining the supply of quality teachers to meet the impending increase in demand. The study committee shall issue a request for suggestions for program improvements and provide for review of relevant task force recommendations. The review shall include testimony from Regents' institutions, private institutions of higher learning, national and local organizations, administrators, practitioners, and other knowledgeable persons. The study committee shall identify policy options for consideration by the General Assembly.

3 Meeting Days

3 Senate/3 House Members

Private Industry Employment of Inmates. Review private industry employment of inmates under the custody of the department of corrections. The review shall include the economic impact of private industry employment, including the recoupment of inmate earnings, on the department of corrections, the benefits of private industry employment for inmates, and the effect of permitting private industry employment of inmates on the local community and on private sector industry and employment.

2 Meeting Days

5 Senate/5 House Members

2. **Studies Completion Date.** That interim studies shall complete their deliberations on or before Friday, December 18.
3. **Century Date Change Oversight.** That the Legislative Oversight Committee shall issue a request for proposals (RFP) or request for information (RFI) or otherwise develop a proposal and cost estimate for an independent review of state progress in implementing century date change programming. The Committee is authorized to award a contract for an independent review subject to approval of the Legislative Leaders.
4. **Child Protection System Review.** That the Legislative Council authorize \$150,000 as a supplemental budget item for the Office of the Citizens' Aide/Ombudsman to review the state's child protection system as provided in 1998 Iowa Acts, Senate File 2359.
5. **State Medical Examiner's Office.** The question of a study of the State Medical Examiner's Office is to be referred to the Legislative Fiscal Committee for its consideration.
6. **Previously Approved Items:**
 - Task Force to Study Iowa's System of State and Local Taxation. Five meeting days to continue this study in the 1998 Interim.
 - Commission on Urban Planning, Growth Management of Cities, and Protection of Farmland. Funding in the amount of \$50,000 was approved for consultant work and other assistance for the second year of this study.
 - School Finance Working Committee. This committee was created with 5 Senate and 5 House of Representatives members and 6 meeting days.
 - Continuation of Child Welfare Work Group. This work group consisting of various members of the public who work with or are knowledgeable concerning child welfare programs was originally created in November 1997. The work group is to report to the members of the Joint Appropriations Subcommittee on Human Services.

Respectfully submitted,

Representative Chuck Gipp
Chairperson