

FINAL

MINUTES OF OPEN SESSION LEGISLATIVE COUNCIL MEETING

Tuesday, February 25, 1997
12:30 p.m.
State Capitol Building - Room 402-403

ATTENDANCE

Present were:

Senator Dick Posthumus, Chair
Speaker Curtis Hertel, Alternate Chair
Representative Tom Alley, Member
Senator Dan L. DeGrow, Member
Representative Pat Gagliardi, Member
Representative Michael J. Hanley, Member
Representative Charles R. Perricone, Member
Senator John J.H. Schwarz, Member
Representative Kenneth Sikkema, Member
Senator Virgil Clark Smith, Member
Senator Glenn Steil, Member
Representative Deborah L. Cherry, Alternate Member
Representative Dan Gustafson, Alternate Member
Representative Samuel Buzz Thomas, Alternate Member

Representative Terry Geiger
Dianne M. Odrobina, Legislative Council Administrator
Terry Jacobson, Secretary to the Council Administrator
Clayton Burch, Legislative Corrections Ombudsman
Doug Miller, JCAR Administrator
George Needham, State Librarian
Robin VanAlstine, Director of Human Resources, Library of Michigan
Janet Laverty, Director of Internal Operations, Library of Michigan
Tina Deitrich, Administrative Assistant, Library of Michigan
Elliott Smith, Director of the Legislative Service Bureau
Marcia Cornell, Human Resources Director, Legislative Service Bureau
Carol Cousineau, Director of Legal Division, Legislative Service Bureau
Carlo P. Ginotti, Attorney/Administrator of the Sentencing Guidelines Commission
Margaret-Mary Chiara, Administrator of the Trial Court Assessment Commission
Ray Brennan, Assistant Secretary of the Senate
Mark Howe, Legislative Assistant to Representative Geiger
Helen Freeman, Chief of Staff and Legislative Coordinator, Office of Senator Steil
Susan Ruch, Executive Assistant to Senator Schwarz

Present were (continued):

Fred Hall, Deputy Director of SMPO
Phil Douma, Legal Counsel, Representative Sikkema's Office
David Oppliger, Democratic House Legal Counsel
Alan Canady, Senate Democratic Counsel
Kristen Beltzer, Deputy Chief of Staff for Senator Posthumus
Cindy Peruchietti, Deputy Chief of Staff for Speaker Hertel
Judy Allen, Administrative Aide to Senator DeGrow
Robin Risko, Financial Analyst, House Fiscal Agency

A number of other individuals were present but did not identify themselves.

Members Excused:

Senator John D. Cherry, Jr., Member
Senator Jon A. Ciskey, Alternate Member
Senator Michael J. O'Brien, Alternate Member
Senator Bill Schuette, Alternate Member

ITEM 1. Convening of the Meeting

The Chair called the meeting to order at 12:37 p.m. A quorum was present.

ITEM 2. Approval of Minutes of the February 13, 1997, Legislative Council Meeting

The Chair asked for a motion to adopt the minutes of the February 13, 1997, Legislative Council meeting. **Representative Hanley moved, supported by Representative Perricone, to adopt the minutes of the February 13, 1997, Council meeting. There was no discussion. The minutes were unanimously adopted.**

ITEM 3. Old Business - Legislative Council Budget for 1997-98 Fiscal Year

Senator Posthumus asked Dianne Odrobina to give an overview of the Legislative Council budget. Ms. Odrobina began with an organizational sketch and a historical perspective, noting that more and more functions have been entrusted to the Legislative Council in recent years. Elsewhere in the country as previously in Michigan, these functions have been found in the Executive (e.g. Facilities Agency) or Judicial (e.g.. Sentencing Guidelines) branches.

Ms. Odrobina recommended for fiscal year 1997-98, that all non-library Council agencies receive the budget increases proposed by the Executive branch.

Ms. Odrobina recommended that the Library of Michigan receive a 3.5% increase in a modified proposal from the Library of Michigan Board of Trustees. An additional increase in the operations line reflected a request by the Legislative Council Facilities Agency for their responsibilities for the building and grounds. This explains the 3.7% total increase request.

A copy of the budget recommendation is attached and will be part of the minutes by this

reference.

A copy of all budget information provided to Council members (TAB 3 in Council notebooks) is attached and will be part of the minutes by this reference.

The Chair asked for discussion.

Representative Gagliardi raised questions regarding the progress of the Legislative Session Integration System project, inquired about the status of the liquidated damages provisions for delay in delivery and about the budget implications of the project. The Legislative Council Administrator responded to his questions.

Senator Posthumus and Speaker Hertel stated that the Quadrant leaders have met and discussed this issue at length and they unanimously feel the best course is to move forward with ISSC at this point.

Ms. Odrobina sought direction from Council members in reference to staffing the State Court Information Management Commission. This commission has no funding at this time.

Senator Posthumus asked Representative Geiger to give background information with regard to how the State Court Information Management Commission came to be part of the Legislative Council. Representative Geiger provided the requested information to the Council.

After discussion, a motion was made by Representative Perricone, supported by Senator Steil, to amend the Legislative Council budget recommendation by requesting \$250,000 for the 1997-98 fiscal year for the State Court Information Management Commission.

The Chair asked for further discussion. Representative Alley reminded members that the Council does have the right to say “no” to additions to the Council.

The Chair asked the Secretary to call the roll for the vote. The vote follows:

Senator Posthumus	no
Speaker Hertel	no
Representative Alley	no
Senator DeGrow	no
Representative Gagliardi	no
Representative Hanley	no
Representative Perricone	yes
Senator Schwarz	yes
Representative Sikkema	yes
Senator Steil	yes

The motion was defeated with (6) six “no” votes and (4) four “yes” votes.

Speaker Hertel moved, supported by Senator DeGrow, that the Legislative Council submit to the appropriations subcommittee for approval, the executive budget recommendation for all Legislative Council agencies excluding the Library of Michigan budget and a Library of Michigan budget increase of 3.7%.

There was no discussion.

The Chair asked the Secretary to call the roll for the vote. The vote follows:

Senator Posthumus	yes
Speaker Hertel	yes
Representative Alley	yes
Senator DeGrow	yes
Representative Gagliardi	yes
Representative Hanley	yes
Representative Perricone	yes
Senator Schwarz	yes
Representative Sikkema	yes
Senator Steil	yes

The motion was passed unanimously.

Senator Posthumus asked if there was any other Old Business. There was none.

ITEM 4. New Business

Senator Posthumus asked if there was any New Business. There was none.

ITEM 5. Public Participation

The Chair asked if anyone in the audience wished to address the Council. No one responded.

ITEM 6. Date of Next Legislative Council Meeting

The next Legislative Council meeting will be held on Tuesday, April 29, 1997, at 12:30 p.m. in Room 402-403 of the Capitol.

The Chair asked for a motion to excuse absent members. **Representative Gagliardi moved, supported by Speaker Hertel, to excuse absent members of the Council. The motion was unanimously approved.**

ADJOURNMENT

The Chair asked for a motion to adjourn. **Senator Schwarz so moved, and was unanimously supported. Senator Posthumus adjourned the meeting at 1:25 p.m.**

Respectfully submitted,

Dianne M. Odrobina, Secretary

DMO/tj

(Minutes approved at the May 15, 1997 Legislative Council meeting.)