

**PROOF**

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**STATE OF IOWA**

**House Journal**

**MONDAY, MARCH 3, 2003**

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(The official bound copy will be available after a reasonable time upon adjournment.)

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## JOURNAL OF THE HOUSE

Fiftieth Calendar Day - Thirty-fifth Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Monday, March 3, 2003

The House met pursuant to adjournment at 1:06 p.m., Speaker Rants in the chair.

Prayer was sung by Miss Iowa, Stephanie Moore from Okoboji. She was the guest of Representative Greg Stevens of Dickinson County.

The Journal of Friday, February 28, 2003 was approved.

### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Adam Frei, the House Journal Room Page from Johnston.

### INTRODUCTION OF BILLS

[House Joint Resolution 8](#), by Heaton, a joint resolution to nullify administrative rules of the department of human services relating to case management for persons with mental retardation, chronic mental illness, or developmental disabilities, and providing an effective date.

Read first time and referred to committee on **human resources**.

[House File 372](#), by Eichhorn, a bill for an act relating to the exemption from land ownership restrictions for nonresident aliens under the new jobs and income program.

Read first time and referred to committee on **economic growth**.

[House File 373](#), by Myers, a bill for an act establishing a courthouse security surcharge on criminal fines, creating a courthouse security fund, making an appropriation of surcharge moneys, and making related changes.

Read first time and referred to committee on **judiciary**.

[House File 374](#), by Kurtenbach, a bill for an act relating to the operation of an all-terrain vehicle with a passenger.

Read first time and referred to committee on **transportation**.

[House File 375](#), by Osterhaus, a bill for an act relating to the establishment of a senior pharmaceutical assistance program and making an appropriation.

Read first time and referred to committee on **human resources**.

[House File 376](#), by Mertz, a bill for an act regulating farm deer, providing for penalties, and providing an effective date.

Read first time and referred to committee on **agriculture**.

[House File 377](#), by Mascher, a bill for an act providing for the retention of licensing and renewal fees received by the board of nursing, and providing an effective date.

Read first time and referred to committee on **state government**.

[House File 378](#), by Jochum, Reasoner, Murphy, Oldson, Whitead, Lykam, Quirk, D. Olson, Myers, Bukta, Mascher, Whitaker, Hogg, Gaskill, Berry, Frevert, Wendt, Winckler, Lensing, Miller, Petersen, Thomas, Dandekar, and Foege, a bill for an act relating to genetic information privacy, including the requirement of informed consent to test and written authorization prior to disclosure, prohibitions on certain uses of genetic information, and creating a private cause of action.

Read first time and referred to committee on **commerce, regulation and labor**.

[House File 379](#), by Heddens, Greimann, Whitead, D. Taylor, Bukta, Mascher, Winckler, Gaskill, Foege, Ford, Lensing, Jochum, Shultz, Whitaker, and Miller, a bill for an act relating to beverage container control laws and making appropriations.

Read first time and referred to committee on **environmental protection**.

[House File 380](#), by committee on agriculture, a bill for an act providing for the administration of funds for animal agriculture, including moneys transferred from and deposited into these funds, and providing an effective date.

Read first time and placed on the **calendar**.

[House File 381](#), by committee on commerce, regulation and labor, a bill for an act relating to anatomical gifts including bone marrow and organ donation by state employees and grants from the anatomical gift public awareness and transplantation fund.

Read first time and placed on the **calendar**.

[House File 382](#), by Heaton, a bill for an act providing for offset of certain billings to counties for mental health, mental retardation, and developmental disabilities services.

Read first time and referred to committee on **human resources**.

[House File 383](#), by Heaton, a bill for an act relating to contractors under a medical assistance program waiver.

Read first time and referred to committee on **human resources**.

[House File 384](#), by Heaton, a bill for an act relating to providing coverage under the healthy and well kids in Iowa (hawk-i) program as an option for medical support of a dependent.

Read first time and referred to committee on **human resources**.

[House File 385](#), by Heaton, a bill for an act providing for a fee for transporting an inmate for medical or dental care.

Read first time and referred to committee on **public safety**.

[House File 386](#), by committee on human resources, a bill for an act relating to the department of elder affairs including provisions relating to the elder Iowans Act.

Read first time and placed on the **calendar**.

[House File 387](#), by committee on human resources, a bill for an act relating to mental health and developmental disabilities by revising life safety requirements for intermediate care facilities for persons with mental retardation, expanding an exemption to health care licensing requirements for certain residential programs that receive funding under a medical assistance home and community-based services waiver and approval from the department of human services, and revising membership requirements for the mental health and developmental disabilities commission, and providing an effective date.

Read first time and placed on the **calendar**.

[House File 388](#), by Horbach, Sands, Huser, Alons, Watts, Hahn, Freeman, Tjepkes, De Boef, Wilderdyke, Jenkins, Rasmussen, Dolecheck, Baudler, Wise, Mertz, Foege, Quirk, and Thomas, a bill for an act relating to the imposition of a revenue nondistribution tax on certain credit unions and including an applicability date provision.

Read first time and referred to committee on **ways and means**.

[House File 389](#), by committee on human resources, a bill for an act providing for miscellaneous technical and substantive changes relating to controlled and precursor substances.

Read first time and placed on the **calendar**.

#### RULES SUSPENDED

Jacobs of Polk asked and received unanimous consent to suspend the rules for the immediate consideration of House Resolutions 26 and 27.

#### ADOPTION OF [HOUSE RESOLUTION 27](#)

Stevens of Dickinson called up for consideration [House Resolution 27](#), a resolution congratulating Stephanie A. Moore on her service as Miss Iowa, and moved its adoption.

The motion prevailed and the resolution was adopted.

ADOPTION OF [HOUSE RESOLUTION 26](#)

Bogges of Taylor called up for consideration [House Resolution 26](#), a resolution honoring the City of Clarinda on its sesquicentennial year, and moved its adoption.

The motion prevailed and the resolution was adopted.

ADOPTION OF [SENATE CONCURRENT RESOLUTION 3](#)

Lukan of Dubuque called up for consideration [Senate Concurrent Resolution 3](#), a resolution requesting the establishment of standing Senate and House subcommittees on veterans affairs, and moved its adoption.

The motion prevailed and the resolution was adopted.

## EXPLANATION OF VOTE

I was necessarily absent from the House chamber on February 27, 2003. Had I been present, I would have voted "aye" on [Senate File 211](#).

ARNOLD of Lucas

## 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 3<sup>rd</sup> day of March, 2003: [House File 66](#).

MARGARET A. THOMSON  
Chief Clerk of the House

Report adopted.

## SUBCOMMITTEE ASSIGNMENTS

[House File 332](#)

Commerce, Regulation and Labor: Sands, Chair; J.K. Van Fossen and Wise.

[House File 362](#)

Education: Dolecheck, Chair; Schickel and Wendt.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

[House Study Bill 224](#)

State Government: Jacobs, Chair; Dennis, M. Gaskill, Greiner, Mascher, Petersen and Rasmussen.

[House Study Bill 225](#)

Environmental Protection: Greiner, Chair; D. Olson and Shultz.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

**H.S.B. 229 Ethics**

Relating to elected officials, including reports of official misconduct, and lobbyist and client reports and applying penalties.

**H.S.B. 230 Economic Growth**

Encouraging the purchase of software and information technology produced in this state in state procurement processes.

**H.S.B. 231 Commerce, Regulation and Labor**

Relating to an employer's liability for workers' compensation benefits.

COMMITTEE RECOMMENDATIONS

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

MARGARET A. THOMSON  
Chief Clerk of the House

COMMITTEE ON NATURAL RESOURCES

**Committee Bill** (Formerly [House File 238](#)), relating to the amount of mussels and shells which may be taken pursuant to a sport fishing license.

Fiscal Note is not required.

Recommended **Do Pass** March 3, 2003.

**Committee Bill** (Formerly [House File 244](#)), providing resident license fees for hunting, fishing, trapping, and related activities to certain persons in the armed forces of the United States.

Fiscal Note is not required.

Recommended **Do Pass** March 3, 2003.

**Committee Bill** (Formerly [House Study Bill 36](#)), relating to the registration of hunting outfitters or hunting guides and providing a penalty.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March, 3, 2003.

#### RESOLUTION FILED

**HCR 16**, by Freeman, Miller, Murphy, Wendt, Whitead, Mertz, Kuhn, D. Taylor, Shoultz, Osterhaus, Jochum, Thomas, Berry, Ford, Myers, Tjepkes, Rasmussen, Huseman, Chambers, Alons, Hoffman, Granzow, Roberts, Tymeson, Frevert, Rayhons, Lukan, Manternach, Dennis, D. Hanson, Eichhorn, Klemme, Rants, Upmeyer, Jenkins, Schickel, Dix and Gipp, a concurrent resolution supporting the completion of U.S. Highway 20 across northern Iowa and requesting federal assistance.

Laid over under **Rule 25**.

#### AMENDMENTS FILED

<a href="#">H-1031</a>	<a href="#">H.F. 235</a>	Carroll of Poweshiek
<a href="#">H-1032</a>	<a href="#">H.F. 381</a>	Watts of Dallas

On motion by Jacobs of Polk the House adjourned at 1:28 p.m., until 8:45 a.m., Tuesday, March 4, 2003.