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**STATE OF IOWA**

**Senate Journal**

**WEDNESDAY, JANUARY 24, 2007**

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# JOURNAL OF THE SENATE

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SEVENTEENTH CALENDAR DAY  
ELEVENTH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Wednesday, January 24, 2007

The Senate met in regular session at 8:46 a.m., President Kibbie presiding.

Prayer was offered by Dr. Bruce Murphy, president of Northwestern College in Orange City, Iowa. He was the guest of Senator Mulder.

The Journal of Tuesday, January 23, 2007, was approved.

## HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on January 23, 2007, **adopted** the following resolution in which the concurrence of the Senate is asked:

**House Concurrent Resolution 5**, a concurrent resolution for a joint convention to be held on Tuesday, January 30, 2007, at 10:00 a.m. for Governor Chester J. Culver to deliver his budget message.

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

ALSO: That the House has on January 23, 2007, **passed** the following bill in which the concurrence of the Senate is asked:

**House File 1**, a bill for an act relating to the state minimum hourly wage requirements and providing an effective date.

Read first time and referred to committee on **Labor and Business Relations**.

#### LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Putney, for the day, on request of Senator Angelo; and Senator Wieck, for the day, on request of Senator Gaskill.

#### CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Bolkcom asked and received unanimous consent to take up for consideration [Senate Resolution 4](#).

#### [Senate Resolution 4](#)

On motion of Senator Mulder, [Senate Resolution 4](#), a resolution to recognize Professor Jeff Barker of Northwestern College for being selected Iowa Professor of the Year for 2006 by the Carnegie Foundation for the Advancement of Teaching, with report of committee recommending passage, was taken up for consideration.

Senator Mulder moved the adoption of [Senate Resolution 4](#), which motion prevailed by a voice vote.

#### SPECIAL GUESTS

Senator Mulder introduced to the Senate chamber Professor Jeff Barker and his wife. Accompanying them were the President of Northwestern College, Dr. Bruce Murphy, and his wife.

The Senate rose and expressed its welcome.

#### CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Bolkcom asked and received unanimous consent to take up for consideration [House Concurrent Resolution 5](#).

### House Concurrent Resolution 5

On motion of Senator Bolkcom, House Concurrent Resolution 5, a concurrent resolution for a joint convention to be held on Tuesday, January 30, 2007, at 10:00 a.m. for Governor Culver to deliver his budget message, was taken up for consideration.

Senator Bolkcom moved the adoption of House Concurrent Resolution 5, which motion prevailed by a voice vote.

#### IMMEDIATELY MESSAGED

Senator Bolkcom asked and received unanimous consent that House Concurrent Resolution 5 be **immediately messaged** to the House.

#### RECESS

On motion of Senator Bolkcom, the Senate recessed at 9:28 a.m. until 5:00 p.m.

## APPENDIX—1

### REPORTS OF COMMITTEE MEETINGS

#### AGRICULTURE

**Convened:** Tuesday, January 23, 2007, 3:05 p.m.

**Members Present:** Fraise, Chair; Rielly, Vice Chair; Johnson, Ranking Member; Appel, Black, Boettger, Courtney, Gaskill, Hancock, Houser, Kibbie, Mulder, Olive, and Seng.

**Members Absent:** Putney (excused).

**Committee Business:** Presentation by the Department of Natural Resources.

**Adjourned:** 4:05 p.m.

#### ETHICS

**Convened:** Tuesday, January 23, 2007, 4:10 p.m.

**Members Present:** Kibbie, Chair; Connolly, Vice Chair; Behn, Ranking Member; Dearden and Wieck.

**Members Absent:** Putney (excused).

**Committee Business:** Approved SSBs 1053 and 1054.

**Adjourned:** 4:20 p.m.

#### GOVERNMENT OVERSIGHT

**Convened:** Tuesday, January 23, 2007, 9:30 a.m.

**Members Present:** Courtney, Chair; Connolly, Vice Chair; Wieck, Ranking Member; Lundby, and Schmitz.

**Members Absent:** None.

**Committee Business:** Presentations from Mediacom Communications Corp., Sinclair Broadcast Group, Drake University, and the NAACP.

**Adjourned:** 11:25 a.m.

#### TRANSPORTATION

**Convened:** Tuesday, January 23, 2007, 2:10 p.m.

**Members Present:** Rielly, Chair; Danielson, Vice Chair; Noble, Ranking Member; Beall, Dearden, Hancock, Heckroth, Houser, Warnstadt, Zaun, and Ziemann.

**Members Absent:** McCoy and Putney (both excused).

**Committee Business:** Presentation by the Department of Transportation Director Nancy Richardson.

**Adjourned:** 3:00 p.m.

## VETERANS AFFAIRS

**Convened:** Tuesday, January 23, 2007, 4:40 p.m.

**Members Present:** Beall, Chair; Warnstadt, Vice Chair; Seymour, Ranking Member; Danielson, Hartsuch, Horn, Kibbie, McKibben, McKinley, and Ragan.

**Members Absent:** Black.

**Committee Business:** Presentation by LSA.

**Adjourned:** 4:55 p.m.

## APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

**Convened:** Tuesday, January 23, 2007, 9:35 a.m.

**Members Present:** Danielson, Chair; Appel, Vice Chair; Hahn, Ranking Member; Hartsuch and Stewart.

**Members Absent:** None.

**Committee Business:** Presentations by the Department of Revenue and the Wapello County Treasurer.

**Adjourned:** 11:25 a.m.

## APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

**Convened:** Tuesday, January 23, 2007, 9:35 a.m.

**Members Present:** Hatch, Chair; Kreiman, Vice Chair; Johnson, Ranking Member; Ragan and Seymour.

**Members Absent:** None.

**Committee Business:** Presentations by Insurance Commissioner Susan Voss, Department of Human Services Director Kevin Concannon, Iowa Medicaid Enterprise, and the hawk-i program.

**Adjourned:** 11:25 a.m.

#### **LABOR AND BUSINESS RELATIONS**

**Convened:** Wednesday, January 24, 2007, 2:00 p.m.

**Members Present:** Dearden, Chair; Courtney, Vice Chair; Ward, Ranking Member; Dotzler, Dvorsky, Hahn, Hatch, Horn, McKinley, and Seng.

**Members Absent:** Wieck (excused).

**Committee Business:** Passed [HF 1](#).

**Adjourned:** 2:35 p.m.

#### **APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION**

**Convened:** Wednesday, January 24, 2007, 9:40 a.m.

**Members Present:** Danielson, Chair; Appel, Vice Chair; Hahn, Ranking Member; Hartsuch and Stewart.

**Members Absent:** None.

**Committee Business:** Presentation by the Secretary of State on the Help America Vote Act.

**Adjourned:** 10:40 a.m.

#### **APPROPRIATIONS SUBCOMMITTEE ON ECONOMIC DEVELOPMENT**

**Convened:** Wednesday, January 24, 2007, 9:30 a.m.

**Members Present:** Dotzler, Chair; Heckroth, Vice Chair; Kettering, Ranking Member; Olive and Ward.

**Members Absent:** None.

**Committee Business:** Presentation by the Department of Cultural Affairs.

**Adjourned:** 11:30 a.m.

#### **APPROPRIATIONS SUBCOMMITTEE ON EDUCATION**

**Convened:** Wednesday, January 24, 2007, 9:40 a.m.

**Members Present:** Wood, Chair; Horn, Vice Chair; Boettger, Ranking Member; Quirnbach and Ziemann.

**Members Absent:** None.

**Committee Business:** Presentations by state special schools, Iowa School for the Deaf, and Iowa Braille and Sight Saving School.

**Adjourned:** 10:50 a.m.

#### **APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM**

**Convened:** Wednesday, January 24, 2007, 10:10 a.m.

**Members Present:** Hancock, Chair; Fraise, Vice Chair; McKinley, Ranking Member; Hogg and Noble.

**Members Absent:** None.

**Committee Business:** Presentations on Fort Des Moines and ankle bracelets.

**Adjourned:** 11:15 a.m.

#### **APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS**

**Convened:** Wednesday, January 24, 2007, 9:30 a.m.

**Members Present:** McCoy, Chair; Warnstadt, Vice Chair; and Beall.

**Members Absent:** Putney, Ranking Member; and McKibben.

**Committee Business:** Presentation by Iowa Technology Governance Board.

**Adjourned:** 11:00 a.m.

### **INTRODUCTION OF RESOLUTIONS**

[Senate Resolution 5](#), by committee on Ethics, a resolution relating to the Senate Rules Governing Lobbyists and their interactions with the Senate and members of the Senate during the Eighty-second General Assembly.

Read first time under Rule 28 and **placed on calendar.**

[Senate Resolution 6](#), by committee on Ethics, a resolution relating to the Senate Code of Ethics governing the conduct of members of the Senate in relation to their senatorial duties during the Eighty-second General Assembly.

Read first time under Rule 28 and **placed on calendar.**

## INTRODUCTION OF BILLS

[Senate File 46](#), by McCoy, a bill for an act relating to school nutritional standards by requiring a ban on certain sales of unhealthy individual food items and requiring the director of the department of education to adopt guidelines for minimum nutritional standards.

Read first time under Rule 28 and referred to committee on **Education**.

[Senate File 47](#), by Bolkom, a bill for an act relating to reporting requirements for a candidate's committee of a candidate for city office, school board, or any other political subdivision office except for county office.

Read first time under Rule 28 and referred to committee on **State Government**.

[Senate File 48](#), by committee on Natural Resources and Environment, a bill for an act concerning the limitation of actions for prosecution of violations under certain statutes administered by the natural resource commission.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 49](#), by committee on Natural Resources and Environment, a bill for an act providing for a .08 blood alcohol limit for motorboat or sailboat operating while intoxicated offenses.

Read first time under Rule 28 and **placed on calendar**.

## STUDY BILLS RECEIVED

[SSB 1085](#)      **Judiciary**

Restricting the presence of a registered sex offender on the real property comprising a school or child care facility and providing a penalty.

**SSB 1086 State Government**

Relating to the disposition of certain unclaimed property.

**SSB 1087 State Government**

Concerning whistleblower complaints received by the citizens' aide.

**SSB 1088 State Government**

Prohibiting discrimination based upon a person's sexual orientation or gender identity under the Iowa civil rights Act.

**SSB 1089 State Government**

Relating to the regulation of pharmacy benefits managers and providing penalties.

**SSB 1090 Human Resources**

Relating to dependent adult abuse.

**SSB 1091 Judiciary**

Relating to the payment of costs of reasonable attorney fees related to certain paternity and adoption proceedings.

**SSB 1092 Judiciary**

Relating to the duties of directors of nonprofit corporations.

**SSB 1093 Judiciary**

Relating to the consideration of inherited or gifted property in dissolution-of-marriage property division proceedings.

**SSB 1094 Judiciary**

Relating to expert witness, notice of claim, and certificate of merit requirements in medical malpractice actions.

**SSB 1095**      **Judiciary**

Relating to the standardized training and state certification of reserve peace officers.

**SSB 1096**      **Judiciary**

Relating to business corporations, by providing for information required to be filed with the secretary of state and providing for shareholder voting.

**SSB 1097**      **Judiciary**

Relating to communications made in professional confidence concerning health care and health care records and providing for fees.

**SSB 1098**      **Judiciary**

Concerning limitations on actions for civil liability related to the dramshop Act and providing an effective and applicability date provision.

**SSB 1099**      **Judiciary**

Relating to a debtor's exempt personal injury payments in state court debt collection and federal bankruptcy actions.

**SSB 1100**      **Judiciary**

Relating to the conveyance or encumbrance of a homestead.

**SSB 1101**      **State Government**

Requiring a political committee expressly advocating the passage or defeat of a ballot issue to file four disclosure reports in an election year.

**SSB 1102 State Government**

Making changes to the time frames and the duties of the legislative services agency concerning the process of congressional and legislative redistricting.

**SSB 1103 State Government**

Relating to an agreement among the states to elect the president by national popular vote and providing an effective date.

**SSB 1104 State Government**

Relating to voting machines, including by requiring that direct recording electronic voting machines used in the state produce paper records to be verified by voters.

**SUBCOMMITTEE ASSIGNMENTS****Senate File 30**

STATE GOVERNMENT: Kibbie, Chair; Schmitz and Zieman

**Senate File 35**

JUDICIARY: Horn, Chair; Kreiman and Zieman

**Senate File 38**

COMMERCE: McCoy, Chair; Heckroth and Putney

**Senate File 44**

JUDICIARY: Kreiman, Chair; Hartsuch and Noble

**House File 1**

LABOR AND BUSINESS RELATIONS: Courtney, Chair; Dotzler and Ward

**SSB 1085**

JUDICIARY: Kreiman, Chair; Dvorsky, Hogg, McKibben, and Noble

**SSB 1086**

STATE GOVERNMENT: Horn, Chair; Gaskill and Kibbie

[SSB 1087](#)

STATE GOVERNMENT: Wood, Chair; Danielson and McKibben

[SSB 1088](#)

STATE GOVERNMENT: Hatch, Chair; Behn and Connolly

[SSB 1089](#)

STATE GOVERNMENT: Danielson, Chair; Connolly and Zieman

[SSB 1090](#)

HUMAN RESOURCES: Seymour, Chair; Ragan and Schmitz

[SSB 1091](#)

JUDICIARY: Quirnbach, Chair; Fraise and Ward

[SSB 1092](#)

JUDICIARY: Hogg, Chair; Kreiman and Zieman

[SSB 1093](#)

JUDICIARY: Kreiman, Chair; Behn and Quirnbach

[SSB 1094](#)

JUDICIARY: Hogg, Chair; Hartsuch and Kreiman

[SSB 1095](#)

JUDICIARY: Kreiman, Chair; Hancock and Noble

[SSB 1096](#)

JUDICIARY: Quirnbach, Chair; Schoenjahn and Ward

[SSB 1097](#)

JUDICIARY: Hogg, Chair; Hartsuch and Kreiman

[SSB 1098](#)

JUDICIARY: Hogg, Chair; Kreiman and Zieman

[SSB 1099](#)

JUDICIARY: Hogg, Chair; Behn and Horn

[SSB 1100](#)

JUDICIARY: Fraise, Chair; Quirmbach and Zieman

[SSB 1101](#)

STATE GOVERNMENT: Appel, Chair; Kettering and Kibbie

[SSB 1102](#)

STATE GOVERNMENT: Connolly, Chair; Behn and Kibbie

[SSB 1103](#)

STATE GOVERNMENT: Danielson, Chair; McKibben and Schmitz

[SSB 1104](#)

STATE GOVERNMENT: Connolly, Chair; Kibbie and Zieman

## FINAL COMMITTEE REPORTS OF BILL ACTION

### ETHICS

**Bill Title:** [SENATE RESOLUTION 5 \(SSB 1054\)](#), a resolution relating to the Senate Rules Governing Lobbyists and their interactions with the Senate and members of the Senate during the Eighty-second General Assembly.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 5: Kibbie, Connolly, Behn, Dearden, and Wieck. Nays, none. Absent, 1: Putney.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

### ALSO:

**Bill Title:** [SENATE RESOLUTION 6 \(SSB 1053\)](#), a resolution relating to the Senate Code of Ethics governing the conduct of members of the Senate in relation to their senatorial duties during the Eighty-second General Assembly.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 5: Kibbie, Connolly, Behn, Dearden, and Wieck. Nays, none. Absent, 1: Putney.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

**LABOR AND BUSINESS RELATIONS**

**Bill Title:** [HOUSE FILE 1](#), a bill for an act relating to the state minimum hourly wage requirements and providing an effective date.

**Recommendation:** DO PASS.

**Final Vote:** Ayes, 8: Dearden, Courtney, Ward, Dotzler, Dvorsky, Hatch, Horn, and Seng. Nays, 2: Hahn and McKinley. Absent, 1: Wieck.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

**NATURAL RESOURCES AND ENVIRONMENT**

**Bill Title:** [SENATE FILE 48](#) (formerly [SF 3](#)), a bill for an act concerning the limitation of actions for prosecution of violations under certain statutes administered by the natural resource commission.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 15: Black, Hancock, Gaskill, Behn, Bolkcom, Dearden, Hogg, Johnson, Kettering, Lundby, Noble, Ragan, Schoenjahn, Seng, and Wood. Nays, none. Absent, none.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

**ALSO:**

**Bill Title:** [SENATE FILE 49](#) (formerly [SF 18](#)), a bill for an act providing for a .08 blood alcohol limit for motorboat or sailboat operating while intoxicated offenses.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 15: Black, Hancock, Gaskill, Behn, Bolkcom, Dearden, Hogg, Johnson, Kettering, Lundby, Noble, Ragan, Schoenjahn, Seng, and Wood. Nays, none. Absent, none.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

## EVENING SESSION

The Senate reconvened at 5:16 p.m., President Kibbie presiding.

The Senate stood at ease at 5:18 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 6:34 p.m., President Kibbie presiding.

CONSIDERATION OF BILL  
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 1](#).

[House File 1](#)

On motion of Senator Courtney, [House File 1](#), a bill for an act relating to the state minimum hourly wage requirements and providing an effective date, with report of committee recommending passage, was taken up for consideration.

Senator McKinley offered amendment [S-3008](#), filed by Senator McKinley, et al., from the floor to page 1 and to the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-3008](#) be adopted?" ([H.F. 1](#)), the vote was:

Yeas, 17:

Angelo	Hartsuch	McKibben	Zaun
Behn	Houser	McKinley	Zieman
Boettger	Johnson	Mulder	
Gaskill	Kettering	Noble	
Hahn	Lundby	Seymour	

Nays, 31:

Appel	Dotzler	Horn	Schmitz
Beall	Dvorsky	Kibbie	Schoenjahn

Black	Fraise	Kreiman	Seng
Bolkcom	Gronstal	McCoy	Stewart
Connolly	Hancock	Olive	Ward
Courtney	Hatch	Quirnbach	Warnstadt
Danielson	Heckroth	Ragan	Wood
Dearden	Hogg	Rielly	

Absent, 2:

Putney	Wieck
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Amendment [S-3008](#) lost.

Senator Angelo offered amendment [S-3005](#), filed by him from the floor to pages 1 and 2 and to the title page of the bill.

Senator Gronstal raised the point of order that amendment [S-3005](#) was not germane to the bill.

The Chair ruled the point well-taken and amendment [S-3005](#) out of order.

Senator McKinley offered amendment [S-3007](#), filed by Senator McKinley, et al., from the floor to page 1 and to the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3007](#) be adopted?” ([H.F. 1](#)), the vote was:

Yeas, 16:

Angelo	Hahn	Kettering	Noble
Behn	Hartsuch	Lundby	Seymour
Boettger	Houser	McKibben	Zaun
Gaskill	Johnson	McKinley	Zieman

Nays, 32:

Appel	Dotzler	Horn	Rielly
Beall	Dvorsky	Kibbie	Schmitz
Black	Fraise	Kreiman	Schoenjahn
Bolkcom	Gronstal	McCoy	Seng
Connolly	Hancock	Mulder	Stewart

Courtney	Hatch	Olive	Ward
Danielson	Heckroth	Quirnbach	Warnstadt
Dearden	Hogg	Ragan	Wood

Absent, 2:

Putney	Wieck
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Amendment [S-3007](#) lost.

Senator Ward offered amendment [S-3009](#), filed by Senator Ward, et al., from the floor to pages 1 and 2 and to the title page of the bill.

Senator Gronstal raised the point of order the amendment [S-3009](#) was not germane to the bill.

The Chair ruled the point well-taken and amendment [S-3009](#) out of order.

Senator Zaun offered amendment [S-3002](#), filed by Senator Zaun, et al., from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3002](#) be adopted?” ([H.F. 1](#)), the vote was:

Yeas, 17:

Angelo	Hartsuch	McKibben	Zaun
Behn	Houser	McKinley	Zieman
Boettger	Johnson	Mulder	
Gaskill	Kettering	Noble	
Hahn	Lundby	Seymour	

Nays, 31:

Appel	Dotzler	Horn	Schmitz
Beall	Dvorsky	Kibbie	Schoenjahn
Black	Fraise	Kreiman	Seng
Bolkcom	Gronstal	McCoy	Stewart
Connolly	Hancock	Olive	Ward
Courtney	Hatch	Quirnbach	Warnstadt
Danielson	Heckroth	Ragan	Wood
Dearden	Hogg	Rielly	

Absent, 2:

Putney                      Wieck

Amendment [S-3002](#) lost.

Senator Zaun offered amendment [S-3004](#), filed by Senator Zaun, et al., from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3004](#) be adopted?” ([H.F. 1](#)), the vote was:

Yeas, 16:

Angelo	Hahn	Kettering	Mulder
Behn	Hartsuch	Lundby	Seymour
Boettger	Houser	McKibben	Zaun
Gaskill	Johnson	McKinley	Zieman

Nays, 32:

Appel	Dotzler	Horn	Rielly
Beall	Dvorsky	Kibbie	Schmitz
Black	Fraise	Kreiman	Schoenjahn
Bolkcom	Gronstal	McCoy	Seng
Connolly	Hancock	Noble	Stewart
Courtney	Hatch	Olive	Ward
Danielson	Heckroth	Quirnbach	Warnstadt
Dearden	Hogg	Ragan	Wood

Absent, 2:

Putney                      Wieck

Amendment [S-3004](#) lost.

Senator Zaun offered amendment [S-3003](#), filed by Senator Zaun, et al., from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3003](#) be adopted?” ([H.F. 1](#)), the vote was:

Yeas, 18:

Angelo	Hartsuch	McKibben	Ward
Behn	Houser	McKinley	Zaun
Boettger	Johnson	Mulder	Zieman
Gaskill	Kettering	Noble	
Hahn	Lundby	Seymour	

Nays, 30:

Appel	Dotzler	Horn	Schmitz
Beall	Dvorsky	Kibbie	Schoenjahn
Black	Fraise	Kreiman	Seng
Bolkcom	Gronstal	McCoy	Stewart
Cannolly	Hancock	Olive	Warnstadt
Courtney	Hatch	Quirnbach	Wood
Danielson	Heckroth	Ragan	
Dearden	Hogg	Rielly	

Absent, 2:

Putney	Wieck
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Amendment [S-3003](#) lost.

Senator Zieman offered amendment [S-3001](#), filed by Senator Zieman, et al., from the floor to page 1 and to the title page of the bill.

Senator Gronstal raised the point of order that amendment [S-3001](#) was not germane to the bill.

The Chair ruled the point well-taken and amendment [S-3001](#) out of order.

Senator McKibben offered amendment [S-3006](#), filed by Senator Putney, et al., from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3006](#) be adopted?” (HF.1), the vote was:

Yeas, 18:

Angelo	Hartsuch	McKibben	Ward
Behn	Houser	McKinley	Zaun
Boettger	Johnson	Mulder	Zieman
Gaskill	Kettering	Noble	
Hahn	Lundby	Seymour	

Nays, 30:

Appel	Dotzler	Horn	Schmitz
Beall	Dvorsky	Kibbie	Schoenjahn
Black	Fraise	Kreiman	Seng
Bolkcom	Gronstal	McCoy	Stewart
Connolly	Hancock	Olive	Warnstadt
Courtney	Hatch	Quirnbach	Wood
Danielson	Heckroth	Ragan	
Dearden	Hogg	Rielly	

Absent, 2:

Putney	Wieck
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Amendment [S-3006](#) lost.

Senator McKinley offered amendment [S-3010](#), filed by Senator McKinley, et al., from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3010](#) be adopted?” ([H.F. 1](#)), the vote was:

Yeas, 18:

Angelo	Hartsuch	McKibben	Ward
Behn	Houser	McKinley	Zaun
Boettger	Johnson	Mulder	Zieman
Gaskill	Kettering	Noble	
Hahn	Lundby	Seymour	

Nays, 30:

Appel	Dotzler	Horn	Schmitz
Beall	Dvorsky	Kibbie	Schoenjahn

Black	Fraise	Kreiman	Seng
Bolkcom	Gronstal	McCoy	Stewart
Connolly	Hancock	Olive	Warnstadt
Courtney	Hatch	Quirnbach	Wood
Danielson	Heckroth	Ragan	
Dearden	Hogg	Rielly	

Absent, 2:

Putney                      Wieck

Amendment [S-3010](#) lost.

Senator Courtney moved that the bill be read the last time now and placed upon its passage, which motion prevailed by a voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([H.F. 1](#)), the vote was:

Yeas, 40:

Angelo	Dvorsky	Johnson	Ragan
Appel	Fraise	Kibbie	Rielly
Beall	Gaskill	Kreiman	Schmitz
Black	Gronstal	Lundby	Schoenjahn
Bolkcom	Hancock	McCoy	Seng
Connolly	Hatch	McKibben	Seymour
Courtney	Heckroth	Mulder	Stewart
Danielson	Hogg	Noble	Ward
Dearden	Horn	Olive	Warnstadt
Dotzler	Houser	Quirnbach	Wood

Nays, 8:

Behn	Hahn	Kettering	Zaun
Boettger	Hartsuch	McKinley	Zieman

Absent, 2:

Putney                      Wieck

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

#### IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [House File 1](#) be **immediately messaged** to the House.

## ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:35 p.m. until 8:45 a.m., Thursday, January 25, 2007.

## APPENDIX—2

### COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

#### DEPARTMENT OF TRANSPORTATION

Fiscal Year 2006 Annual Report of the Iowa Highway Research Board Research and Development Activities, pursuant to Iowa Code sections 310.36 and 312.3A. Report received on January 24, 2007.

### REPORTS OF COMMITTEE MEETINGS

#### EDUCATION

**Convened:** Wednesday, January 24, 2007, 2:00 p.m.

**Members Present:** Schoenjahn, Chair; Appel, Vice Chair; Mulder, Ranking Member; Angelo, Beall, Boettger, Connolly, Heckroth, Johnson, Kreiman, Quirmbach, Schmitz, Wood, Zaun, and Ziemann.

**Members Absent:** None.

**Committee Business:** Approved SSBs 1048 (as amended) and 1021 (as amended).

**Adjourned:** 4:00 p.m.

#### WAYS AND MEANS

**Convened:** Wednesday, January 24, 2007, 4:10 p.m.

**Members Present:** Bolckcom, Chair; McCoy, Vice Chair; McKibben, Ranking Member; Angelo, Appel, Connolly, Dotzler, Hogg, Lundby, Noble, Quirmbach, Schmitz, Seng, Stewart, and Ward.

**Members Absent:** Putney and Wieck (both excused).

**Committee Business:** Passed [SF 21](#).

**Adjourned:** 4:20 p.m.

#### **APPROPRIATIONS SUBCOMMITTEE ON AGRICULTURE AND NATURAL RESOURCES**

**Convened:** Wednesday, January 24, 2007, 9:45 a.m.

**Members Present:** Seng, Chair; Schoenjahn, Vice Chair; Gaskill, Ranking Member; Black and Houser.

**Members Absent:** None.

**Committee Business:** Presentations by the State Soil Conservation Committee and the Soil and Water Conservation District Commissioner.

**Adjourned:** 10:20 a.m.

#### **APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES**

**Convened:** Wednesday, January 24, 2007, 9:45 a.m.

**Members Present:** Hatch, Chair; Kreiman, Vice Chair; Johnson, Ranking Member; Ragan and Seymour.

**Members Absent:** None.

**Committee Business:** Health care presentations.

**Adjourned:** 11:40 a.m.

### **INTRODUCTION OF BILLS**

**Senate File 50**, by Danielson, a bill for an act concerning suspension of a driver's license due to temporary loss of consciousness or lack of voluntary control.

Read first time under Rule 28 and referred to committee on **Transportation**.

**Senate File 51**, by Hancock, a bill for an act relating to social security numbers in court documents.

Read first time under Rule 28 and referred to committee on **Judiciary**.

**Senate File 52**, by Hancock, Bolkcom, Ragan, Stewart, Schmitz, Kreiman, Beall, Schoenjahn, Dotzler, Heckroth, Dvorsky, Warnstadt, Horn, Seng, Olive, Hatch, Dearden, Wood, Fraise, Courtney, Kibbie,

Appel, Connolly, Hogg, Black, Rielly, and Quirmbach, a bill for an act relating to services for which reimbursement may be provided under a medical assistance home and community-based services waiver for the elderly.

Read first time under Rule 28 and referred to committee on **Human Resources**.

[Senate File 53](#), by committee on Ways and Means, a bill for an act relating to the designation of pilot project cities for a targeted jobs withholding tax credit to be used for funding improvements in certain urban renewal areas and including effective and retroactive applicability date provisions.

Read first time under Rule 28 and **placed on calendar**.

## FINAL COMMITTEE REPORT OF BILL ACTION

### WAYS AND MEANS

**Bill Title:** [SENATE FILE 53](#) (formerly [SF 21](#)), a bill for an act relating to the designation of pilot project cities for a targeted jobs withholding tax credit to be used for funding improvements in certain urban renewal areas and including effective and retroactive applicability date provisions.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 15: Bolcom, McCoy, McKibben, Angelo, Appel, Connolly, Dotzler, Hogg, Lundby, Noble, Quirmbach, Schmitz, Seng, Stewart, and Ward. Nays, none. Absent, 2: Putney and Wieck.

**Fiscal Note:** NOT REQUIRED UNDER JOINT RULE 17.

### AMENDMENTS FILED

[S-3001](#)

[H.F. 1](#)

Mark Ziemann  
David L. Hartsuch  
Paul McKinley  
Brad Zaun  
Larry Noble  
E. Thurman Gaskill  
Jerry Behn  
Mary A. Lundby  
Jeff Angelo

		Larry McKibben
		Nancy J. Boettger
		David Johnson
		James F. Hahn
<u>S-3002</u>	<u>H.F. 1</u>	Brad Zaun
		Paul McKinley
		David Johnson
		Larry Noble
		E. Thurman Gaskill
		Dave Mulder
		Jerry Behn
		Mary A. Lundby
		Jeff Angelo
		Larry McKibben
		Nancy J. Boettger
		Mark Zieman
		David L. Hartsuch
		James F. Hahn
<u>S-3003</u>	<u>H.F. 1</u>	Brad Zaun
		Paul McKinley
		David Johnson
		James A. Seymour
		Larry Noble
		E. Thurman Gaskill
		Jerry Behn
		Mary A. Lundby
		Dave Mulder
		Jeff Angelo
		Nancy J. Boettger
		Mark Zieman
		David L. Hartsuch
		Steve Kettering
		James F. Hahn
<u>S-3004</u>	<u>H.F. 1</u>	Brad Zaun
		Paul McKinley
		David Johnson
		Jerry Behn
		Jeff Angelo
		Nancy J. Boettger
		Mark Zieman
		David L. Hartsuch

[S-3005](#)[H.F. 1](#)[S-3006](#)[H.F. 1](#)

James F. Hahn  
 Dave Mulder  
 Jeff Angelo  
 John Putney  
 Larry McKibben  
 Mark Zieman  
 David L. Hartsuch  
 James F. Hahn  
 Steve Kettering  
 Brad Zaun  
 Paul McKinley  
 David Johnson  
 Pat Ward  
 James A. Seymour  
 Larry Noble  
 E. Thurman Gaskill  
 Jerry Behn  
 Mary A. Lundby  
 Jeff Angelo  
 Dave Mulder  
 Paul McKinley  
 Brad Zaun  
 David Johnson  
 James A. Seymour  
 Larry Noble  
 E. Thurman Gaskill  
 Jerry Behn  
 Mary A. Lundby  
 Jeff Angelo  
 Larry McKibben  
 Nancy J. Boettger  
 Mark Zieman  
 David L. Hartsuch  
 James F. Hahn  
 Paul McKinley  
 Brad Zaun  
 David Johnson  
 James A. Seymour  
 Larry Noble  
 E. Thurman Gaskill  
 Jerry Behn

[S-3007](#)[H.F. 1](#)[S-3008](#)[H.F. 1](#)

S-3009H.F. 1

Mary A. Lundby  
 Jeff Angelo  
 Larry McKibben  
 Mark Zieman  
 Nancy J. Boettger  
 David L. Hartsuch  
 James F. Hahn  
 Pat Ward  
 James A. Seymour  
 Larry Noble  
 E. Thurman Gaskill  
 Jerry Behn  
 Mary A. Lundby  
 Dave Mulder  
 Jeff Angelo  
 Larry McKibben  
 Nancy J. Boettger  
 Mark Zieman  
 David L. Hartsuch  
 David Johnson  
 Paul McKinley  
 James F. Hahn  
 Brad Zaun  
 Paul McKinley  
 Jerry Behn  
 Brad Zaun  
 David Johnson  
 James F. Hahn

S-3010H.F. 1