

PROOF

STATE OF IOWA

Senate Journal

SATURDAY, APRIL 28, 2007

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JOURNAL OF THE SENATE

ONE HUNDRED ELEVENTH CALENDAR DAY
SIXTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Saturday, April 28, 2007

The Senate met in regular session at 9:15 a.m., President Kibbie presiding.

Prayer was offered by Anthony Menendez from Estherville, Iowa, who is serving as a clerk in the House. He was the guest of Senator Kibbie.

The Journal of Friday, April 27, 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 April 27, 2007, **passed** the following bill in which the concurrence of the House was asked:

Senate File 590, a bill for an act relating to the state earned income tax credit by increasing the amount of the tax credit and making the tax credit refundable and including effective and retroactive applicability date provisions.

ALSO: That the House has on April 27, 2007, **adopted** the conference committee report and **passed** **Senate File 551**, a bill for an act relating to and making appropriations involving state government, by providing for agriculture, natural resources, and environmental protection.

ALSO: That the House has on April 27, 2007, **adopted** the conference committee report and **passed** **House File 909**, a bill for an act relating to and making appropriations for health and human services and including other related provisions and appropriations, and including effective date provisions.

ALSO: That the House has on April 27, 2007, **concurred in the Senate amendment and passed**, the following bill in which the concurrence of the House was asked:

[House File 556](#), a bill for an act establishing the Iowa propane education and research council, providing for the development of programs and projects related to propane, providing for an assessment on the sale of odorized propane, providing criminal penalties, and providing for a future repeal and for effective dates.

ALSO: That the House has on April 27, 2007, **amended the Senate amendment, concurred in the Senate amendment as amended, and passed**, the following bills in which the concurrence of the House was asked:

[House File 641](#), a bill for an act relating to judicial branch practices and procedures, including distribution of court revenue to cities and counties, and the state, and including applicability provisions. ([S-3526](#))

[House File 923](#), a bill for an act relating to the policy and technical administration of the tax and related laws by the department of revenue, including administration of income, sales, use, cigarette, and tobacco taxes, providing an effective date, and providing retroactive applicability date provisions. ([S-3527](#))

ALSO: That the House has on April 27, 2007, **passed** the following bill in which the concurrence of the Senate is asked:

[House File 908](#), a bill for an act relating to the licensing and regulation of plumbers and mechanical professionals, and providing an appropriation and penalties and providing an effective date.

Read first time and referred to committee on **Ways and Means**.

The Senate stood at ease at 9:28 a.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 10:35 a.m., President Kibbie presiding.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate Resolution 52](#).

[Senate Resolution 52](#)

On motion of Senator Kreiman, [Senate Resolution 52](#), a resolution honoring the Davis County Little League All-Star Team for winning the 2006 Iowa Little League State Championship, with report of committee recommending passage, was taken up for consideration.

Senator Kreiman moved the adoption of [Senate Resolution 52](#), which motion prevailed by a voice vote.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 897](#).

[House File 897](#)

On motion of Senator Dotzler, [House File 897](#), a bill for an act establishing statewide licensure and certification of electricians and installers, providing for inspections, establishing fees, and providing penalties, with report of committee recommending passage, was taken up for consideration.

Senator Dotzler 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. 897](#)), the vote was:

Yeas, 42:

Angelo	Dvorsky	Lundby	Schoenjahn
Appel	Fraise	McCoy	Seng
Beall	Gaskill	McKibben	Stewart
Behn	Gronstal	Mulder	Ward

Black	Hancock	Noble	Warnstadt
Bolkcom	Hatch	Olive	Wieck
Connolly	Heckroth	Putney	Wood
Courtney	Hogg	Quirnbach	Zaun
Danielson	Horn	Ragan	Zieman
Dearden	Kibbie	Rielly	
Dotzler	Kreiman	Schmitz	

Nays, 8:

Boettger	Hartsuch	Johnson	McKinley
Hahn	Houser	Kettering	Seymour

Absent, none.

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

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate Resolution 34](#).

[Senate Resolution 34](#)

On motion of Senator McCoy, [Senate Resolution 34](#), a resolution honoring the centennial of United Parcel Service of America, Inc., and recognizing the contributions of the company to the citizens of Iowa, with report of committee recommending passage, was taken up for consideration.

Senator McCoy moved the adoption of [Senate Resolution 34](#), which motion prevailed by a voice vote.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 924](#).

House File 924

On motion of Senator McCoy, [House File 924](#), a bill for an act relating to qualifications for licensure as a real estate broker or salesperson upon conviction of specified offenses, with report of committee recommending passage, was taken up for consideration.

Senator McCoy 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. 924](#)), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 896](#).

House File 896

On motion of Senator Ragan, [House File 896](#), a bill for an act creating a disaster aid individual assistance grant fund, with report of committee recommending passage, was taken up for consideration.

Senator Ragan 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. 896](#)), the vote was:

Yeas, 50:

Angelo	Fraise	Kibbie	Schmitz
Appel	Gaskill	Kreiman	Schoenjahn
Beall	Gronstal	Lundby	Seng
Behn	Hahn	McCoy	Seymour
Black	Hancock	McKibben	Stewart
Boettger	Hartsuch	McKinley	Ward
Bolkcom	Hatch	Mulder	Warnstadt
Connolly	Heckroth	Noble	Wieck
Courtney	Hogg	Olive	Wood
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirmbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	

Nays, none.

Absent, none.

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 Files 896, 897, and 924** be **immediately messaged** to the House.

CONFERENCE COMMITTEE REPORT RECEIVED

House File 909

A conference committee report, signed by the following Senate and House members, was filed April 28, 2007, on [House File 909](#), a bill for an act relating to and making appropriations for health and human services and including other related provisions and appropriations, and including effective date provisions:

On the part of the Senate:

JACK HATCH, Chair
JOE BOLKCOM
ROBERT E. DVORSKY

On the part of the House:

RO FOEGE, Chair
JO OLDSON
PHILIP WISE

CONFERENCE COMMITTEE REPORT CONSIDERED

House File 909

Senator Hatch called up the conference committee report on [House File 909](#) and moved its adoption.

The motion prevailed by a voice vote, and the conference committee report, and the recommendations and amendments contained therein, was adopted.

Senator Hatch 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. 909](#)), the vote was:

Yeas, 34:

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

Nays, 16:

Angelo	Houser	McKibben	Ward
Behn	Johnson	McKinley	Wieck
Hahn	Kettering	Noble	Zaun
Hartsuch	Lundby	Seymour	Zieman

Absent, none.

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

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 April 28, 2007, **adopted** the following resolutions in which the concurrence of the House was asked:

Senate Joint Resolution 4, a joint resolution authorizing the temporary use and consumption of wine in the State Capitol, and the temporary display of ceremonial banners, in conjunction with the awards ceremony of the World Food Prize Foundation.

Senate Joint Resolution 5, a joint resolution authorizing the temporary use and consumption of alcoholic beverages on the state capitol complex grounds in conjunction with the Hy-Vee BG World Cup Triathlon, and providing an effective date.

Senate Joint Resolution 6, a joint resolution approving the permanent acknowledgement of elementary and secondary schools and individual citizens of this state for their contributions of foliage and items to be permanently located on the west capitol terrace and other capitol grounds and providing an effective date.

ALSO: That the House has on April 28, 2007, **amended and passed** the following bill in which the concurrence of the House was asked:

Senate File 579, a bill for an act relating to a pharmaceutical collection and disposal pilot project. (**S-3528**)

HOUSE AMENDMENT CONSIDERED

Senate File 579

Senator Bolkom called up for consideration Senate File 579, a bill for an act relating to a pharmaceutical collection and disposal pilot project, amended by the House in House amendment S-3528, filed April 28, 2007.

Senator Bolkom moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Bolkom moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 579), the vote was:

Yeas, 50:

Angelo	Fraise	Kibbie	Schmitz
Appel	Gaskill	Kreiman	Schoenjahn
Beall	Gronstal	Lundby	Seng
Behn	Hahn	McCoy	Seymour
Black	Hancock	McKibben	Stewart
Boettger	Hartsuch	McKinley	Ward
Bolkom	Hatch	Mulder	Warnstadt
Connolly	Heckroth	Noble	Wieck
Courtney	Hogg	Olive	Wood
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	

Nays, none.

Absent, none.

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

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [Senate File 579](#) and [House File 909](#) be **immediately messaged** to the House.

HOUSE AMENDMENT TO
SENATE AMENDMENT CONSIDERED[House File 923](#)

Senator Stewart called up for consideration [House File 923](#), a bill for an act relating to the policy and technical administration of the tax and related laws by the department of revenue, including administration of income, sales, use, cigarette, and tobacco taxes, providing an effective date, and providing retroactive applicability date provisions, amended by the Senate and further amended by the House in House amendment [S-3527](#) to Senate amendment [H-2110](#), filed April 28, 2007.

Senator Stewart moved that the Senate concur in the House amendment to the Senate amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment to the Senate amendment.

Senator Stewart moved that the bill, as amended by the Senate, further amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 923](#)), the vote was:

Yeas, 50:

Angelo	Fraise	Kibbie	Schmitz
Appel	Gaskill	Kreiman	Schoenjahn
Beall	Gronstal	Lundby	Seng
Behn	Hahn	McCoy	Seymour
Black	Hancock	McKibben	Stewart
Boettger	Hartsuch	McKinley	Ward
Bolkcom	Hatch	Mulder	Warnstadt
Connolly	Heckroth	Noble	Wieck
Courtney	Hogg	Olive	Wood

Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	

Nays, none.

Absent, none.

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 923](#) be **immediately messaged** to the House.

RECESS

On motion of Senator Gronstal, the Senate recessed at 11:35 a.m. until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened at 1:35 p.m., Senator Appel presiding.

QUORUM CALL

Senator Courtney requested a nonrecord roll call to determine that a quorum was present.

The vote revealed 44 present, 6 absent, and a quorum present.

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: [SENATE RESOLUTION 55](#), a resolution to honor Webster City and Hamilton County, Iowa, on their sesquicentennial anniversary.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Gronstal, Kibbie, Lundby, Angelo, Courtney, Danielson, Dearden, Dvorsky, Mulder, Ragan, and Wieck. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate Resolution 55](#).

[Senate Resolution 55](#)

On motion of Senator Olive, [Senate Resolution 55](#), a resolution to honor Webster City and Hamilton County, Iowa, on their sesquicentennial anniversary, with report of committee recommending passage, was taken up for consideration.

Senator Olive moved the adoption of [Senate Resolution 55](#), which motion prevailed by a voice vote.

The Senate stood at ease at 2:07 p.m. until the fall of the gavel.

The Senate resumed session at 5:11 p.m., President Kibbie presiding.

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 April 28, 2007, **passed** the following bill in which the concurrence of the House was asked:

[Senate File 369](#), a bill for an act relating to voting machines and optical scan voting systems.

ALSO: That the House has on April 28, 2007, **concurred in the Senate amendment to the House amendment, and passed** the following bill in which the concurrence of the House was asked:

[Senate File 588](#), a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing effective dates.

ALSO: that the House has on April 28, 2007, **amended and passed** the following bill in which the concurrence of the House was asked:

[Senate File 510](#), a bill for an act concerning electrical and mechanical amusement devices and providing penalties. ([S-3530](#))

RECESS

On motion of Senator Dotzler, the Senate recessed at 5:14 p.m. until 8:30 p.m.

EVENING SESSION

The Senate reconvened at 8:40 p.m., Senator Kreiman presiding.

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 April 28, 2007, **amended and passed** the following bill in which the concurrence of the House was asked:

[Senate File 601](#), a bill for an act relating to state and local finances by providing for funding of property tax credits and reimbursements, by making, increasing and reducing appropriations, providing for salaries and compensation of state employees, providing for fees and penalties, and providing for properly related matters, and including effective date provisions. ([S-3532](#))

ALSO: That the House has on April 28, 2007, **amended the Senate amendment, concurred in the Senate amendment as amended, and passed** the following bill in which the concurrence of the House was asked:

[House File 911](#), a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, vertical infrastructure fund, the endowment for Iowa's health restricted capitals fund, and the technology reinvestment fund, and related matters, and providing an effective date. ([S-3531](#))

QUORUM CALL

Senator Gronstal requested a nonrecord roll call to determine that a quorum was present.

The vote revealed 40 present, 10 absent, and a quorum present.

The Senate stood at ease at 8:45 p.m. until the fall of the gavel for the purpose of party caucuses.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Gaskill, until he returns, on request of Senator Putney.

The Senate resumed session at 9:26 p.m., Senator Kreiman presiding.

HOUSE AMENDMENT TO SENATE AMENDMENT CONSIDERED

[House File 641](#)

Senator Hogg called up for consideration [House File 641](#), a bill for an act relating to judicial branch practices and procedures, including distribution of court revenue to cities and counties, and the state, and including applicability provisions, amended by the Senate and further amended by the House in House amendment [S-3526](#) to Senate amendment [H-1971](#), filed April 28, 2007.

Senator Hogg moved that the Senate concur in the House amendment to the Senate amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment to the Senate amendment.

Senator Hogg moved that the bill, as amended by the Senate, further amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote and the bill was read the last time.

On the question “Shall the bill pass?” ([H.F. 641](#)), the vote was:

Yeas, 45:

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

Nays, 4:

Hahn	Kettering	McKinley	Zaun
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Absent, 1:

Gaskill

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

HOUSE AMENDMENT CONSIDERED

[Senate File 510](#)

Senator Wood called up for consideration [Senate File 510](#), a bill for an act concerning electrical and mechanical amusement devices and providing penalties, amended by the House in House amendment [S-3530](#), filed April 28, 2007.

Senator Wood moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Wood moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed

upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([S.F. 510](#)), the vote was:

Yeas, 48:

Angelo	Dvorsky	Kettering	Ragan
Appel	Fraise	Kibbie	Rielly
Beall	Gronstal	Kreiman	Schmitz
Behn	Hahn	Lundby	Schoenjahn
Black	Hancock	McCoy	Seng
Boettger	Hartsuch	McKibben	Seymour
Bolkcom	Hatch	McKinley	Stewart
Connolly	Heckroth	Mulder	Ward
Courtney	Hogg	Noble	Warnstadt
Danielson	Horn	Olive	Wieck
Dearden	Houser	Putney	Wood
Dotzler	Johnson	Quirmbach	Zieman

Nays, 1:

Zaun

Absent, 1:

Gaskill

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

FINAL COMMITTEE REPORT OF BILL ACTION

WAYS AND MEANS

Bill Title: [HOUSE FILE 908](#), a bill for an act relating to the licensing and regulation of plumbers and mechanical professionals, and providing an appropriation and penalties and providing an effective date.

Recommendation: DO PASS.

Final Vote: Ayes, 17: Bolkcom, McCoy, McKibben, Angelo, Appel, Connolly, Dotzler, Hogg, Houser, Noble, Putney, Quirmbach, Schmitz, Seng, Stewart, Ward, and Wieck. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 908](#).

[House File 908](#)

On motion of Senator Bolkcom, [House File 908](#), a bill for an act relating to the licensing and regulation of plumbers and mechanical professionals, and providing an appropriation and penalties and providing an effective date, with report of committee recommending passage, was taken up for consideration.

Senator Bolkcom 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. 908](#)), the vote was:

Yeas, 39:

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

Nays, 10:

Behn	Hartsuch	McKinley	Zieman
Boettger	Houser	Mulder	
Hahn	Kettering	Seymour	

Absent, 1:

Gaskill

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

HOUSE AMENDMENT TO
SENATE AMENDMENT CONSIDERED

[House File 911](#)

Senator McCoy called up for consideration [House File 911](#), a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, vertical infrastructure fund, the endowment for Iowa's health restricted capitals fund, and the technology reinvestment fund, and related matters, and providing an effective date, amended by the Senate and further amended by the House in House amendment [S-3531](#) to Senate amendment [H-2114](#), filed April 28, 2007.

Senator McCoy moved that the Senate concur in the House amendment to the Senate amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment to the Senate amendment.

Senator McCoy moved that the bill, as amended by the Senate, further amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote and the bill was read the last time.

On the question "Shall the bill pass?" ([H.F. 911](#)), the vote was:

Yeas, 30:

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

Nays, 18:

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

Present, 1:

Putney

Absent, 1:

Gaskill

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

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 607](#).

[Senate File 607](#)

On motion of Senator Hatch, [Senate File 607](#), a bill for an act relating to increases in the reimbursement rates or amounts for certain providers under the purview of the department of human services or the department of public health, and providing appropriations, was taken up for consideration.

Senator Hatch offered amendment [S-3529](#), filed by Senator Dvorsky from the floor to page 1 of the bill, and moved its adoption.

Amendment [S-3529](#) was adopted by a voice vote.

Senator Hatch 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?” ([S.F. 607](#)), the vote was:

Yeas, 49:

Angelo	Fraise	Kreiman	Schoenjahn
Appel	Gronstal	Lundby	Seng
Beall	Hahn	McCoy	Seymour
Behn	Hancock	McKibben	Stewart
Black	Hartsuch	McKinley	Ward
Boettger	Hatch	Mulder	Warnstadt
Bolkcom	Heckroth	Noble	Wieck

Connolly	Hogg	Olive	Wood
Courtney	Horn	Putney	Zaun
Danielson	Houser	Quirnbach	Zieman
Dearden	Johnson	Ragan	
Dotzler	Kettering	Rielly	
Dvorsky	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Gaskill

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

The Senate stood at ease at 9:56 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:38 p.m., President Kibbie presiding.

HOUSE AMENDMENT CONSIDERED

[Senate File 601](#)

Senator Dvorsky called up for consideration [Senate File 601](#), a bill for an act relating to state and local finances by providing for funding of property tax credits and reimbursements, by making, increasing and reducing appropriations, providing for salaries and compensation of state employees, providing for fees and penalties, and providing for properly related matters, and including effective date provisions, amended by the House in House amendment [S-3532](#), filed April 28, 2007.

Senator Dvorsky offered amendment [S-3536](#), filed by him from the floor to pages 2, 5, 7, and 9 of amendment [S-3532](#).

Senator Dvorsky offered amendment [S-3538](#), filed by him from the floor to pages 1 and 10–13 of amendment [S-3536](#) to House amendment [S-3532](#), and moved its adoption.

Amendment [S-3538](#) was adopted by a voice vote.

Senator Dvorsky moved the adoption of amendment [S-3536](#), as amended.

A record roll call was requested.

On the question “Shall amendment [S-3536](#) be adopted?” ([S.F. 601](#)), the vote was:

Yeas, 31:

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

Nays, 18:

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

Absent, 1:

Gaskill

Amendment [S-3536](#) was adopted.

Senator Noble offered amendment [S-3535](#), filed by him from the floor to page 7 of amendment [S-3532](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3535](#) be adopted?” ([S.F. 601](#)), the vote was:

Yeas, 23:

Angelo	Heckroth	McKinley	Ward
Behn	Houser	Mulder	Wieck
Boettger	Johnson	Noble	Wood
Hahn	Kettering	Olive	Zaun
Hancock	Lundby	Putney	Zieman
Hartsuch	McKibben	Seymour	

Nays, 26:

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

Absent, 1:

Gaskill

Amendment [S-3535](#) lost.

Senator Behn offered amendment [S-3534](#), filed by him from the floor to page 7 of amendment [S-3532](#), and moved its adoption.

A record roll call was requested.

On the question “Shall amendment [S-3534](#) be adopted?” ([S.F. 601](#)), the vote was:

Yeas, 22:

Angelo	Hartsuch	McKinley	Ward
Behn	Houser	Mulder	Wieck
Black	Johnson	Noble	Zaun
Boettger	Kettering	Putney	Zieman
Fraise	Lundby	Seng	
Hahn	McKibben	Seymour	

Nays, 27:

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

Absent, 1:

Gaskill

Amendment [S-3534](#) lost.

Senator Wieck offered amendment [S-3533](#), filed by Senator Wieck, et al., from the floor to page 59 of the bill.

Senator Wieck offered amendment [S-3537](#), filed by him from the floor to page 1 of amendment [S-3533](#), and moved its adoption.

Amendment [S-3537](#) was adopted by a voice vote.

Senator Gronstal raised the point of order that amendment [S-3533](#) was not germane to the bill.

The Chair ruled the point well-taken and amendment [S-3533](#), out of order.

Senator Dvorsky moved that the Senate concur in the House amendment, as amended.

A record roll call was requested.

On the question “Shall the motion to concur be adopted?” ([S.F. 601](#)), the vote was:

Yeas, 31:

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

Nays, 18:

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

Absent, 1:

Gaskill

The motion prevailed and the Senate **concurred** in the House amendment, as amended.

Senator Dvorsky moved that the bill, as amended by the House, further amended and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” ([S.F. 601](#)), the vote was:

Yeas, 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	

Nays, 19:

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

Absent, 1:

Gaskill

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 **Senate Files 510, 601, and 607** and **House Files 641, 908, and 911** be **immediately messaged** to the House.

RECESS

On motion of Senator Lundby, the Senate recessed at 11:52 p.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 12:03 a.m., President Kibbie presiding.

INTRODUCTION OF RESOLUTION

[Senate Concurrent Resolution 8](#), by committee on Rules and Administration, a Senate concurrent resolution to provide for adjournment sine die.

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

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: [SENATE CONCURRENT RESOLUTION 8](#), a Senate concurrent resolution to provide for adjournment sine die.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Gronstal, Kibbie, Lundby, Angelo, Courtney, Danielson, Dearden, Dvorsky, Mulder, Ragan, and Wieck. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate Concurrent Resolution 8](#).

[Senate Concurrent Resolution 8](#)

On motion of Senator Gronstal, [Senate Concurrent Resolution 8](#), a Senate concurrent resolution to provide for adjournment sine die, with report of committee recommending passage, was taken up for consideration.

Senator Gronstal moved the adoption of [Senate Concurrent Resolution 8](#), which motion prevailed by a voice vote.

IMMEDIATELY MESSAGED

Senator Gronstal asked and received unanimous consent that [Senate Concurrent Resolution 8](#) be **immediately messaged** to the House.

FINAL ADJOURNMENT

By virtue of [Senate Concurrent Resolution 8](#), duly adopted, the day of April 29, 2007, having arrived, President Kibbie declared the 2007 Regular Session of the Eighty-second General Assembly adjourned sine die.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Ashley Miller, Tipton—For her third 800 meter title and record time at the 2007 Drake Relays. Senator Johnson (4/28/07).

REPORTS OF COMMITTEE MEETINGS

RULES AND ADMINISTRATION

Convened: Saturday, April 28, 2007, 11:40 a.m.

Members Present: Gronstal, Chair; Kibbie, Vice Chair; Lundby, Ranking Member; Angelo, Courtney, Danielson, Dearden, Dvorsky, Mulder, Ragan, and Wieck.

Members Absent: None.

Committee Business: Approved [SR 55](#).

Adjourned: 11:45 a.m.

ALSO:

Convened: Saturday, April 28, 2007, 11:52 p.m.

Members Present: Gronstal, Chair; Kibbie, Vice Chair; Lundby, Ranking Member; Angelo, Courtney, Danielson, Dearden, Dvorsky, Mulder, Ragan, and Wieck.

Members Absent: None.

Committee Business: Approved [SCR 8](#).

Adjourned: 11:55 p.m.

WAYS AND MEANS

Convened: Saturday, April 28, 2007, 9:20 p.m.

Members Present: Bolkcom, Chair; McCoy, Vice Chair; McKibben, Ranking Member; Angelo, Appel, Connolly, Dotzler, Hogg, Houser, Noble, Putney, Quirmbach, Schmitz, Seng, Stewart, Ward, and Wieck.

Members Absent: None.

Committee Business: Passed [HF 908](#).

Adjourned: 9:25 p.m.

GOVERNOR'S DEFERRAL LETTER

The following letter from the Governor was received in the office of the Secretary of the Senate on April 28, 2007:

Pursuant to Iowa Code sections 2.32(1)(a) and 455A.6, please accept this letter as the notice of deferment of the appointment to the Environmental Protection Commission, formerly held by Dale Cochran. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Sincerely,
CHET CULVER
Governor

WITHDRAWAL OF GOVERNOR'S APPOINTEES

The following letters from the Governor were received in the office of the Secretary of the Senate on April 28, 2007:

I am withdrawing the name of Dale Cochran to serve as an Environmental Protection Commission member from further consideration by the Senate.

I am withdrawing the name of Rich Eychaner to serve as an Iowa State Civil Rights Commission member from further consideration by the Senate.

Sincerely,
CHET CULVER
Governor

AMENDMENTS FILED

S-3526	H.F. 641	House
S-3527	H.F. 923	House
S-3528	S.F. 579	House
S-3529	S.F. 607	Robert E. Dvorsky
S-3530	S.F. 510	House

<u>S-3531</u>	<u>H.F. 911</u>	House
<u>S-3532</u>	<u>S.F. 601</u>	House
<u>S-3533</u>	<u>S.F. 601</u>	Ron Wieck
		Jeff Angelo
		Larry McKibben
		John Putney
		Nancy J. Boettger
		Mark Zieman
		David L. Hartsuch
		Pat Ward
		David Johnson
		Dave Mulder
		Paul McKinley
		Larry Noble
		James A. Seymour
		Jerry Behn
		Steve Kettering
		Hubert Houser
		James F. Hahn
<u>S-3534</u>	<u>S.F. 601</u>	Jerry Behn
<u>S-3535</u>	<u>S.F. 601</u>	Larry Noble
<u>S-3536</u>	<u>S.F. 601</u>	Robert E. Dvorsky
<u>S-3537</u>	<u>S.F. 601</u>	Ron Wieck
<u>S-3538</u>	<u>S.F. 601</u>	Robert E. Dvorsky