

PROOF

STATE OF IOWA

Senate Journal

MONDAY, JANUARY 28, 2008

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JOURNAL OF THE SENATE

FIFTEENTH CALENDAR DAY
NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, January 28, 2008

The Senate met in regular session at 1:05 p.m., President Kibbie presiding.

Prayer was offered by the Honorable Dave Mulder, member of the Senate from Sioux County, Sioux Center, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Raeann Batz.

The Journal of Thursday, January 24, 2008, was approved.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on January 24, 2008, **passed** the following bill in which the concurrence of the Senate is asked:

[House File 2065](#), a bill for an act relating to military leaves of absence and reemployment and providing an effective date.

Read first time and referred to committee on **Veterans Affairs**.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Gaskill and Putney, until they arrive, on request of Senator Zieman.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:20 p.m. until 8:45 a.m., Tuesday, January 29, 2008.

APPENDIX

COMMUNICATIONS RECEIVED

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

DEPARTMENT OF EDUCATION

Parent Liaison Program report, pursuant to 2006 Iowa Acts, [House File 2527](#). Report received on January 25, 2008.

DEPARTMENT OF HUMAN SERVICES

Healthy and Well Kids in Iowa (hawk-i) 2007 annual report, pursuant to Iowa Code section 514I.5(7)(g). Report received on January 28, 2008.

DEPARTMENT OF PUBLIC HEALTH

Nursing, Medical, Dental, and Pharmacy Boards Staff Sharing 2007 annual report, pursuant to Iowa Code section 147.80. Report received on January 25, 2008.

AGENCY ICN REPORT

Iowa Communications Network (ICN) usage report for FY 2007, pursuant to Iowa Code section 8D.10, was received from the following agency:

IOWA DIVISION OF BANKING – Report received on January 25, 2008.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the northwest Senate gallery:

FFA students from Sioux Central High School.

CERTIFICATES OF RECOGNITION

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

Lucille Balek, Mason City—For celebrating her 90th birthday. Senator Ragan (1/28/08).

Coach Ray Nacke—For his induction into the NAIA Hall of Fame and for his many great contributions to high school and college athletics. Senator Mulder (1/28/08).

Glen W. Smith—For celebrating his 90th birthday. Senator Gronstal (1/28/08).

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: January 16, 2008, 2:05 p.m.

Members Present: Dvorsky, Chair; Kettering, Ranking Member; Angelo, Behn, Boettger, Bolkom, Connolly, Danielson, Dotzler, Fraise, Gaskill, Hahn, Hancock, Hatch, Hogg, Putney, Ragan, Seng, Seymour, Ward, Warnstadt, and Wood.

Members Absent: McCoy, Vice Chair; Black and Johnson (all excused).

Committee Business: Organizational meeting. Approved [SSB 3024](#).

Recessed: 2:10 p.m.

Reconvened: 2:25 p.m.

Adjourned: 2:30 p.m.

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Convened: January 23, 2008, 10:05 a.m.

Members Present: McCoy, Chair; Putney, Ranking Member; Beall and McKibben.

Members Absent: Warnstadt, Vice Chair (excused).

Committee Business: Presentation by Legislative Services Agency staff.

Adjourned: 10:45 a.m.

LABOR AND BUSINESS RELATIONS

Convened: January 24, 2008, 3:10 p.m.

Members Present: Dearden, Chair; Ward, Ranking Member; Dotzler, Dvorsky, Hahn, Kettering, and Seng.

Members Absent: Courtney, Vice Chair; Behn, Hatch, and Horn (all excused).

Committee Business: Subcommittee assignments. Presentation by Elisabeth Buck, Department of Workforce Development.

Adjourned: 3:35 p.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: January 24, 2008, 10:10 a.m.

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

Members Absent: None.

Committee Business: Presentation by Legislative Services Agency, Fiscal Services Division, on the governor's budget recommendations.

Adjourned: 11:20 a.m.

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Convened: January 24, 2008, 10:00 a.m.

Members Present: McCoy, Chair; Putney, Ranking Member; and Beall.

Members Absent: Warnstadt, Vice Chair; and McKibben (both excused).

Committee Business: Presentation by Department of Transportation Office of Finance staff on FY 2009 budget request and an update on TIME-21 by Nancy Richardson, DOT director.

Adjourned: 11:35 a.m.

EDUCATION

Convened: January 28, 2008, 3:05 p.m.

Members Present: Schoenjahn, Chair; Appel, Vice Chair; Mulder, Ranking Member; Connolly, Heckroth, Johnson, Kreiman, McKinley, Quirnbach, Schmitz, Wood, and Zieman.

Members Absent: Beall, Boettger and Zaun (all excused).

Committee Business: Discussion of pending bills.

Adjourned: 3:10 p.m.

STATE GOVERNMENT

Convened: January 28, 2008, 2:25 p.m.

Members Present: Connolly, Chair; Horn, Vice Chair; Zieman, Ranking Member; Appel, Behn, Danielson, Hahn, Hatch, Kettering, Kibbie, McKibben, Schmitz, and Wood.

Members Absent: Black and Gaskill (both excused).

Committee Business: Approved [SSB 3030](#).

Adjourned: 2:45 p.m.

INTRODUCTION OF RESOLUTION

[Senate Resolution 102](#), by Gronstal and Wieck, a resolution designating February 5, 2008, as Iowa Insurance Day.

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

INTRODUCTION OF BILLS

[Senate File 2048](#), by Beall and Appel, a bill for an act concerning eligibility criteria for special gold star motor vehicle registration plates.

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

[Senate File 2049](#), by Hogg, a bill for an act relating to renewable energy production by establishing a county biomass project siting program.

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

[Senate File 2050](#), by Schoenjahn, Beall, Hatch, Black, Kibbie, Appel, Courtney, Fraise, Dearden, Wood, Olive, Quirmbach, Hogg, Seng, Horn, Warnstadt, Heckroth, Dotzler, Danielson, Schmitz, Ragan, Stewart, Connolly, Bolkcom, McCoy, and Kreiman, a bill for an act relating to reimbursements under medical assistance home and community-based services waivers for the elderly.

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

[Senate File 2051](#), by Danielson, a bill for an act beginning the compulsory education attendance age at age five, providing for related matters, and providing an effective date.

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

[Senate File 2052](#), by Danielson, Hatch, Beall, Black, Kibbie, Appel, Courtney, Fraise, Dearden, Wood, Olive, Quirmbach, Hancock, Hogg, Seng, Horn, Dvorsky, Heckroth, Dotzler, Schmitz, Ragan, Stewart, Connolly, Schoenjahn, Bolkcom, McCoy, and Kreiman, a bill for an act establishing standardized requirements for long-term care insurance policies advertised, marketed, offered, delivered, or issued for delivery in the state, and providing an applicability date.

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

[Senate File 2053](#), by Danielson, a bill for an act concerning the scope of negotiations in public employment collective bargaining.

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

STUDY BILLS RECEIVED

[SSB 3093](#) **State Government**

Relating to whistleblower complaints received by the citizens' aide.

[SSB 3094](#) **State Government**

Modifying provisions relating to statewide licensure and certification of electricians and alarm system contractors and installers, and providing an effective date.

[SSB 3095](#) **Judiciary**

Relating to adjudications of persons with mental illness and providing an effective date.

SSB 3096 **Judiciary**

Relating to the regulation of explosives, and the possession of an incendiary or explosive device or material, and providing penalties.

SUBCOMMITTEE ASSIGNMENTS**Senate File 434**

JUDICIARY: Dvorsky, Chair; Quirnbach and Zieman

Senate File 458

JUDICIARY: Kreiman, Chair; Behn and Hogg

Senate File 491

JUDICIARY: Kreiman, Chair; Dvorsky and Zieman

Senate File 552

JUDICIARY: Hogg, Chair; Kreiman and Zieman

Senate File 2037

STATE GOVERNMENT: Schmitz, Chair; McKibben and Wood

Senate File 2039

JUDICIARY: Schoenjahn, Chair; Behn and Kreiman

Senate File 2043

JUDICIARY: Hancock, Chair; Hogg and Noble

Senate File 2046

STATE GOVERNMENT: Kibbie, Chair; Connolly and Kettering

SSB 3093

STATE GOVERNMENT: Schmitz, Chair; Danielson and McKibben

SSB 3094

STATE GOVERNMENT: Danielson, Chair; Horn and Kettering

SSB 3095

JUDICIARY: Schoenjahn, Chair; Hartsuch and Horn

SSB 3096

JUDICIARY: Fraise, Chair; Horn and Noble