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**STATE OF IOWA**

**Senate Journal**

**MONDAY, MARCH 31, 2008**

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# JOURNAL OF THE SENATE

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SEVENTY-EIGHTH CALENDAR DAY  
FORTY-SIXTH SESSION DAY

Senate Chamber  
Des Moines, Iowa, Monday, March 31, 2008

The Senate met in regular session at 1:03 p.m., President Kibbie presiding.

Prayer was offered by Pastor Bill Tvedt of the Jubilee Family Church in Oskaloosa, Iowa. He was the guest of Senator Rielly.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Zakary Steib.

The Journal of Thursday, March 27, 2008, was approved.

## BILL REFERRED TO COMMITTEE

Senator Gronstal asked and received unanimous consent that [House File 2189](#) be referred from the Regular Calendar to the committee on **Appropriations**.

The Senate stood at ease at 1:20 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:23 p.m., President Kibbie presiding.

## LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Courtney, for the day, on request of Senator Gronstal.

## CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Gronstal called up the following eligible appointees on the En Bloc Confirmation Calendar:

Marianne Mickelson – Accountancy Examining Board

Jerome Thomas – Commission on the Status of African-Americans

Gregory Steelsmith – Agricultural Development Authority

Greg Nashleanas – Alcoholic Beverages Commission

Terry Allers – Architectural Examining Board

Pamela Davis – Board of Athletic Training

Melody Higgins – Board of Athletic Training

Lynn Lindaman – Board of Athletic Training

Clark (Sam) Kauffman – Board of Barbering

Robert Van Vooren – Board of Barbering

Darcie Davis-Gage – Board of Behavioral Science

Lonnie Marshall – Board of Behavioral Science

Marcia Michaels – Board of Behavioral Science

Sandra Ryan – Commission for the Blind

Carol Garrett – Iowa Capital Investment Board

Karla Henderson – Board of Chiropractic

Steven Kraus – Board of Chiropractic

Dori Rammelsberg-Dvorak – Board of Chiropractic

Amber Crystal Amos – Commission on Community Action Agencies

Michelle Hatfield – Commission on Community Action Agencies

Dana Atkins – Board of Cosmetology Arts and Sciences

Becky Brockmann – Board of Cosmetology Arts and Sciences

Karen Thomsen – Board of Cosmetology Arts and Sciences

Jacquelyn Fletcher – Commission on the Deaf

Perry Grimes – Board of Dentistry  
Diane Meier – Board of Dentistry  
VaLinda Parsons – Board of Dentistry

Robert Schweers – Board of Dietetics

Jude Fitzpatrick – State Board of Education  
Valorie Kruse – State Board of Education  
LaMetta Wynn – State Board of Education

Gloria Reber – Commission of Elder Affairs

Chad Campion – Electrical Examining Board  
Andrea Rivera-Harrison – Electrical Examining Board

John Calhoun – Iowa Empowerment Board  
John Dotson – Iowa Empowerment Board

Gary Benjamin – Engineering and Land Surveying Examining Board  
Gowri Kalavala – Engineering and Land Surveying Examining Board

Ragen Cote – Generation Iowa Commission  
Christian Fong – Generation Iowa Commission  
Emiliano Lerda – Generation Iowa Commission  
Sophia Magill – Generation Iowa Commission

Sandy Simpson – Iowa Grain Indemnity Fund Board  
Sharon Smith – Iowa Grain Indemnity Fund Board

Kimberly Carson – Healthy and Well Kids in Iowa (HAWK-I) Board

Mary Ricketts – Board of Hearing Aid Dispensers  
Virginia Rowen – Board of Hearing Aid Dispensers

Janet Piller – Iowa Higher Education Loan Authority

Patricia Higby – Iowa Power Fund Board  
Thomas Wind – Iowa Power Fund Board

Sheila Castaneda – IowAccess Advisory Council  
Kelly Hayworth – IowAccess Advisory Council  
Kathleen Richardson – IowAccess Advisory Council

Alma Reed – Commission on the Status of Iowans of Asian and  
Pacific Islander Heritage  
Kristopher Walters – Commission on the Status of Iowans of Asian  
and Pacific Islander Heritage

Angela Bonar – Iowa Law Enforcement Academy Council

Brad Schroeder – Lottery Board

Jeffrey Snyder – Board of Medicine  
Paul Thurlow – Board of Medicine  
Rodney Zeitler – Board of Medicine

Julie Fidler Dixon – Mental Health, Mental Retardation,  
Developmental Disabilities, and Brain Injury Commission  
Rick Hecht – Mental Health, Mental Retardation, Developmental  
Disabilities, and Brain Injury Commission  
Patricia Penning – Mental Health, Mental Retardation,  
Developmental Disabilities, and Brain Injury Commission  
John Willey – Mental Health, Mental Retardation, Developmental  
Disabilities, and Brain Injury Commission

Rebecca Eskildsen – Mental Health Risk Pool Board

Judith McClure – Board of Mortuary Science  
Martin Mitchell – Board of Mortuary Science

Joseph Hickey – Board of Nursing Home Administrators  
Richard Mishler – Board of Nursing Home Administrators  
Cynthia Thorland – Board of Nursing Home Administrators

John Connors – Board of Nursing  
Lisa Flanagan – Board of Nursing

Jeffrey Foreman – Board of Optometry  
Carolyn Warkentin – Board of Optometry

Vernon Benjamin – Board of Pharmacy  
Annabelle Diehl – Board of Pharmacy  
Edward Maier – Board of Pharmacy

Byron Bork – Board of Physical and Occupational Therapy  
Jenifer Furness – Board of Physical and Occupational Therapy

Daniel Gillette – Board of Physician Assistants

Patsy Hastings – Board of Podiatry

Brenda Payne – Board of Psychology

Neil Barrick – Public Employment Relations Board  
M. Sue Warner – Public Employment Relations Board

Kathryne Cutler – State Racing and Gaming Commission

Philip Dorweiler – Iowa Railway Finance Authority

Michael Lara – Real Estate Appraiser Examining Board

Daniel Berry – Real Estate Commission

Carrie Dodds – Renewable Fuels and Coproducts Advisory  
Committee

Akshay Mahadevia – Board of Respiratory Care

Amy Cook – Board of Sign Language Interpreters and  
Translitterators

LaMark Combs – Board of Social Work  
Beth Harms – Board of Social Work

Christopher Squier – Commission on Tobacco Use Prevention and  
Control

Deborah Durham – State Transportation Commission  
Amy Reasner – State Transportation Commission

Francis McAllister – Commission of Veterans Affairs  
Mickey Williams – Commission of Veterans Affairs

Tom Colvin – Iowa Board of Veterinary Medicine  
Rexanne Struve – Iowa Board of Veterinary Medicine

Charles Graf – Vision Iowa Board  
Tammy Robinson – Vision Iowa Board

Rizwana Amjed – Commission on the Status of Women  
Phyllis Peters – Commission on the Status of Women  
Judy Stafford – Commission on the Status of Women

Jean Logan – Iowa Workforce Development Board  
Karen Vanderhoef – Workforce Development Board

Senator Gronstal moved that the foregoing appointees be confirmed by the Senate.

On the question “Shall the appointees be confirmed?” the vote was:

Yeas, 49:

Angelo	Gaskill	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
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	
Fraise	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Courtney

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

CONSIDERATION OF BILL  
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 2403](#).

[Senate File 2403](#)

On motion of Senator Connolly, [Senate File 2403](#), a bill for an act concerning the ability of the lottery authority to operate a joint lottery with a lottery operated outside of the United States, placed on the Unfinished Business Calendar on March 27, 2008, was taken up for consideration.

Senator Connolly 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. 2403](#)), the vote was:

Yeas, 49:

Angelo	Gaskill	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
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	
Fraise	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Courtney

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

CONSIDERATION OF BILLS  
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2642, 2626, 2554, and 2553.

**House File 2642**

On motion of Senator Fraise, **House File 2642**, a bill for an act relating to issuance of a treasurer's deed after expiration of the period of redemption and including an effective and applicability date provision, with report of committee recommending passage, was taken up for consideration.

Senator Fraise 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. 2642**), the vote was:

Yeas, 49:

Angelo	Gaskill	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
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	
Fraise	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Courtney

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

### House File 2626

On motion of Senator Hogg, House File 2626, a bill for an act relating to the appointment or election of state judicial nominating commission members, with report of committee recommending passage, was taken up for consideration.

Senator Hogg 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. 2626), the vote was:

Yeas, 49:

Angelo	Gaskill	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
Cannolly	Hogg	Olive	Wood
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	
Fraise	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Courtney

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

[House File 2554](#)

On motion of Senator Olive, [House File 2554](#), a bill for an act providing monetary thresholds for actions by governing boards of drainage districts, with report of committee recommending passage, was taken up for consideration.

Senator Olive 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. 2554](#)), the vote was:

Yeas, 49:

Angelo	Gaskill	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
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	
Fraise	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Courtney

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

[House File 2553](#)

On motion of Senator Gaskill, [House File 2553](#), a bill for an act relating to per diem compensation for directors of the Iowa soybean association board, with report of committee recommending passage, was taken up for consideration.

Senator Gaskill 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. 2553](#)), the vote was:

Yeas, 49:

Angelo	Gaskill	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
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirmbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	
Fraise	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Courtney

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 File 2403](#) and **House Files 2553, 2554, 2626, and 2642** be **immediately messaged** to the House.

#### CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 247, 2551, 2452, 2450, and 2423.

### [House File 247](#)

On motion of Senator Schoenjahn, [House File 247](#), a bill for an act providing voting member representation on joint E911 service boards for cities or townships providing fire protection services through a volunteer fire department, with report of committee recommending passage, was taken up for consideration.

Senator Schoenjahn 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. 247](#)), the vote was:

Yeas, 49:

Angelo	Gaskill	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
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	
Fraise	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Courtney

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

### [House File 2551](#)

On motion of Senator Rielly, [House File 2551](#), a bill for an act providing requirements for a nonresident of this state engaged in the aerial application of pesticides, making penalties applicable, and providing an effective date, with report of committee recommending passage, was taken up for consideration.

Senator Rielly 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. 2551](#)), the vote was:

Yeas, 49:

Angelo	Gaskill	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
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirmbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	
Fraise	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Courtney

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

### [House File 2452](#)

On motion of Senator Danielson, [House File 2452](#), a bill for an act relating to vehicle titles and registration plates for specialty vehicles, and providing a penalty and an effective date, with report of committee recommending passage, was taken up for consideration.

Senator Danielson 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. 2452](#)), the vote was:

Yeas, 49:

Angelo	Gaskill	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
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	
Fraise	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Courtney

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

### [House File 2450](#)

On motion of Senator Stewart, [House File 2450](#), a bill for an act relating to certain department of economic development programs including vision Iowa board membership, renewable fuels marketing, film project tax credits, the promotion of Iowa tourism experiences, the consolidation of reporting requirements, the administration of targeted industries development, and providing an effective date, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Stewart offered amendment [S-5149](#), filed by the committee on Economic Growth on March 19, 2008, to pages 3 and 4 of the bill, and moved its adoption.

Amendment [S-5149](#) was adopted by a voice vote.

Senator Stewart 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. 2450](#)), the vote was:

Yeas, 43:

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

Nays, 6:

Behn	Hartsuch	McKibben
Hahn	Kettering	McKinley

Absent, 1:

Courtney

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

### [House File 2423](#)

On motion of Senator Bolkcom, [House File 2423](#), a bill for an act relating to the risk pool for county mental health, mental retardation, and developmental disabilities services by revising procedural and qualifying requirements, 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. 2423](#)), the vote was:

Yeas, 49:

Angelo	Gaskill	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
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	
Fraise	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Courtney

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 247, 2423, 2450, 2452, and 2551** be **immediately messaged** to the House.

#### CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2407, 2393, 2383, 2372, and 2364.

#### [House File 2407](#)

On motion of Senator Beall, [House File 2407](#), a bill for an act relating to the annual registration fee for certain motor vehicles equipped for persons with disabilities or used by persons with wheelchairs, with report of committee recommending passage, was taken up for consideration.

Senator Beall 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. 2407](#)), the vote was:

Yeas, 49:

Angelo	Gaskill	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
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	
Fraise	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Courtney

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

### [House File 2393](#)

On motion of Senator Hatch, [House File 2393](#), a bill for an act providing requirements for minority impact statements in relation to state grant applications and correctional impact statements for legislation, and providing effective and applicability dates, with report of committee recommending passage, was taken up for consideration.

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. 2393](#)), the vote was:

Yeas, 47:

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

Nays, 2:

Behn	Zaun
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Absent, 1:

Courtney

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

### [House File 2383](#)

On motion of Senator Rielly, [House File 2383](#), a bill for an act making nonsubstantive corrections to certain provisions relating to insurance and making repeals, with report of committee recommending passage, was taken up for consideration.

Senator Rielly 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. 2383](#)), the vote was:

Yeas, 49:

Angelo	Gaskill	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
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	
Fraise	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Courtney

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

### [House File 2372](#)

On motion of Senator Wood, [House File 2372](#), a bill for an act limiting the scope of the electronic benefits transfer program maintained by the department of human services, with report of committee recommending passage, was taken up for consideration.

Senator Wood 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. 2372](#)), the vote was:

Yeas, 49:

Angelo	Gaskill	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
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	
Fraise	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Courtney

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

### [House File 2364](#)

On motion of Senator Schoenjahn, [House File 2364](#), a bill for an act relating to school district financing arrangements, specifying funds into which loan proceeds shall be deposited and from which principal and interest payments shall be expended, and authorizing utilization of physical plant and equipment levy revenue to guarantee school district energy savings contracts, with report of committee recommending passage, was taken up for consideration.

Senator Schoenjahn 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. 2364](#)), the vote was:

Yeas, 49:

Angelo	Gaskill	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
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	
Fraise	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Courtney

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 2364, 2372, 2383, 2393, and 2407** be **immediately messaged** to the House.

#### CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2328, 2197, 2196, and 2145.

#### [House File 2328](#)

On motion of Senator Ragan, [House File 2328](#), a bill for an act relating to services associated with the family investment program by moving the family development and self-sufficiency council and grant program to the department of human rights and revising confidentiality provisions involving the programs, 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. 2328](#)), the vote was:

Yeas, 49:

Angelo	Gaskill	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
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	
Fraise	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Courtney

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

### [House File 2197](#)

On motion of Senator Quirnbach, [House File 2197](#), a bill for an act requiring institutions of higher learning and community colleges to provide students with specific textbook information, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Quirnbach offered amendment [S-5236](#), filed by the committee on Education on March 27, 2008, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment [S-5236](#) was adopted by a voice vote.

Senator Quirnbach 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. 2197](#)), the vote was:

Yeas, 49:

Angelo	Gaskill	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
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	
Fraise	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Courtney

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

### House File 2196

On motion of Senator Rielly, [House File 2196](#), a bill for an act requiring the department of transportation to study the acceptance of electronic payments at its customer service sites and sites operated by county treasurers, with report of committee recommending passage, was taken up for consideration.

Senator Rielly 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. 2196](#)), the vote was:

Yeas, 49:

Angelo	Gaskill	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
Cannolly	Hogg	Olive	Wood
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	
Fraise	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Courtney

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

## House File 2145

On motion of Senator Bolkcom, [House File 2145](#), a bill for an act to require insurers offering certain individual or group health insurance contracts, policies, or plans to provide coverage for vaccinations for human papilloma virus, with report of committee recommending passage, was taken up for consideration.

Senator Olive withdrew amendment [S-5232](#), filed by him on March 27, 2008, to page 2 and to the title page of the bill.

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. 2145](#)), the vote was:

Yeas, 41:

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

Nays, 8:

Behn	Hancock	McKinley	Seng
Boettger	Hartsuch	Mulder	Zaun

Absent, 1:

Courtney

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 2145, 2196, 2197, and 2328** be **immediately messaged** to the House.

CONSIDERATION OF BILLS  
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration House Files 2609 and 2591.

House File 2609

On motion of Senator Schmitz, House File 2609, a bill for an act relating to the public release of information relating to elder group homes, assisted living facilities, and adult day services programs and providing for an effective date, with report of committee recommending passage, was taken up for consideration.

Senator Schmitz 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. 2609), the vote was:

Yeas, 49:

Angelo	Gaskill	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
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	
Fraise	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Courtney

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

### [House File 2591](#)

On motion of Senator Dotzler, [House File 2591](#), a bill for an act relating to dependent adult abuse in certain facilities and programs 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. 2591](#)), the vote was:

Yeas, 49:

Angelo	Gaskill	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
Cannolly	Hogg	Olive	Wood
Danielson	Horn	Putney	Zaun
Dearden	Houser	Quirnbach	Zieman
Dotzler	Johnson	Ragan	
Dvorsky	Kettering	Rielly	
Fraise	Kibbie	Schmitz	

Nays, none.

Absent, 1:

Courtney

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 2591** and **2609** be **immediately messaged** to the House.

## ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:38 p.m. until 8:45 a.m., Tuesday, April 1, 2008.

## APPENDIX

### CERTIFICATES OF RECOGNITION

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

Richard and Betty Barber—For celebrating their 50th wedding anniversary. Senator Gronstal (3/31/08).

Ida Grace Gibler—For celebrating her 100th birthday. Senator Gronstal (3/31/08).

Eileen and Roland Hilty—For celebrating their 50th wedding anniversary. Senator Gronstal (3/31/08).

Parker Johnson, Marshalltown—For achieving the rank of Eagle Scout, Boy Scout Troop 357. Senator McKibben (3/31/08).

Alice Amelia Steers—For celebrating her 100th birthday. Senator Gronstal (3/31/08).

Dorothy and Richard Wick—For celebrating their 60th wedding anniversary. Senator Gronstal (3/31/08).

### REPORT OF COMMITTEE MEETING

#### APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

**Convened:** March 31, 2008, 12:10 p.m.

**Members Present:** Hatch, Chair; Ragan and Seymour.

**Members Absent:** Kreiman, Vice Chair; and Johnson, Ranking Member (both excused).

**Committee Business:** Discussion of proposed budget.

**Adjourned:** 12:35 p.m.

### INTRODUCTION OF RESOLUTION

**Senate Resolution 125**, by Angelo, Wieck, Zieman, Kettering, Boettger, Ward, Mulder, Johnson, Zaun, McKinley, Noble, Putney, Gaskill, Lundby, Houser, Seymour, Wood, Heckroth, Rielly, Schoenjahn, Olive, Kreiman, Stewart, Quirnbach, Warnstadt, Ragan, Bolkcom, Fraise, Dotzler, Hatch, Dvorsky, Connolly, Seng, Appel, Hogg, Dearden, Gronstal, Courtney, Hancock, Kibbie, Danielson, Schmitz, and Horn, a resolution honoring Iowa's Olympic athletes.

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

#### INTRODUCTION OF BILLS

[Senate File 2405](#), by committee on Ways and Means, a bill for an act relating to renewable energy, providing for state bank acquisition of equity interests in wind energy production facilities, providing for qualification for specified tax credits and refunds by state banks and by owners or manufacturing facilities generating wind energy for on-site consumption rather than sale, providing for the establishment or participation in a program to track, record, or verify the trading of credits for electricity generated from specified sources, and providing effective and retroactive applicability dates.

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

[Senate File 2406](#), by Gronstal, a bill for an act relating to appointments by members of the general assembly to statutory boards, commissions, councils, and committees, abolishing certain related entities, and including effective date and applicability provisions.

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

#### STUDY BILLS RECEIVED

##### [SSB 3293](#)      **Government Oversight**

Relating to postsecondary education financial assistance requirements for lending institutions, the Iowa student loan liquidity corporation, the college student aid commission, accredited postsecondary institutions, and private student loan creditors, and providing for properly related matters.

##### [SSB 3294](#)      **Appropriations**

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, providing for related matters and including an effective date provision.

## SUBCOMMITTEE ASSIGNMENTS

### [House File 2589](#)

WAYS AND MEANS: Dotzler, Chair; Seng and Ward

### [SSB 3293](#)

GOVERNMENT OVERSIGHT: Courtney, Chair; Connolly and Lundby

### [SSB 3294](#)

APPROPRIATIONS: Wood, Chair; Boettger, Connolly, Dvorsky, and Kettering

## FINAL COMMITTEE REPORTS OF BILL ACTION

### NATURAL RESOURCES AND ENVIRONMENT

**Bill Title:** [HOUSE FILE 2612](#), a bill for an act relating to natural resources, including by providing for the powers and duties of the department's director and natural resource commission, and the regulation of public lands and outdoor recreation, providing for fees, providing for penalties and making penalties applicable.

**Recommendation:** AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-5239](#).

**Final Vote:** Ayes, 14: Black, Hancock, Behn, Bolkcom, Dearden, Hogg, Johnson, Kettering, Lundby, Noble, Ragan, Schoenjahn, Seng, and Wood. Nays, none. Absent, 1: Gaskill.

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

### TRANSPORTATION

**Bill Title:** [HOUSE FILE 2651](#), a bill for an act relating to policies for the administration of highways and the regulation of motor vehicles and to deposits made by a county to the secondary road fund, physical ability tests required for fire fighter applicants, and certain obligations guaranteed by highway funds including matters concerning the bid threshold for emergency highway repairs, providing for new collegiate motor vehicle registration plates and providing fees, the fee for replacement of special dealer registration plates, antique motor vehicle registration fees, used motor vehicle dealer education requirements, disqualification from operating a commercial motor vehicle, penalties for speeding violations committed in road work zones, access to persons with disabilities parking spaces for certain disabled veterans, and permits and fees for the movement of certain oversize or overweight vehicles, drinking driver courses offered at state correctional facilities, establishment of benefited secondary

road services districts, and the defeasance of petroleum underground storage tank fund bonds, and providing an effective date.

**Recommendation:** AMEND AND DO PASS, AS PROVIDED IN AMENDMENT [S-5242](#).

**Final Vote:** Ayes, 11: Rielly, Danielson, Noble, Beall, Dearden, Hancock, Heckroth, Houser, Putney, Warnstadt, and Zaun. Nays, none. Absent, 2: McCoy and Zieman.

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

#### WAYS AND MEANS

**Bill Title:** [SENATE FILE 2405](#)\* (formerly [SF 2223](#)), a bill for an act relating to renewable energy, providing for state bank acquisition of equity interests in wind energy production facilities, providing for qualification for specified tax credits and refunds by state banks and by owners or manufacturing facilities generating wind energy for on-site consumption rather than sale, providing for the establishment or participation in a program to track, record, or verify the trading of credits for electricity generated from specified sources, and providing effective and retroactive applicability dates.

**Recommendation:** APPROVED COMMITTEE BILL.

**Final Vote:** Ayes, 15: Bolkom, McKibben, Angelo, Appel, Connolly, Dotzler, Hogg, Houser, Noble, Putney, Quirnbach, Schmitz, Seng, Stewart, and Ward. Nays, none. Absent, 2: McCoy and Zieman.

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

\*Pursuant to Senate Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on [Senate File 2405](#), and they were attached to the committee report.

#### REPORTS OF THE SECRETARY OF THE SENATE

MR. PRESIDENT: Pursuant to Senate Rule 21, I report that in enrolling [Senate File 2317](#), the following correction was made:

1. Page 6, line 26: It should be underscored statute, not statutue as shown.

ALSO:

MR. PRESIDENT: Pursuant to Senate Rule 21, I report that in enrolling [Senate File 2320](#), the following corrections were made:

1. Page 35, line 21: changed "is" to "are", per note.
2. Page 36, line 33: changed "is" to "are", per note.

ALSO:

MR. PRESIDENT: Pursuant to Senate Rule 21, I report that in enrolling [Senate File 261](#), the following correction was made:

1. Page 1, line 18: acknowledgement misspelled. Remove “e” after g.

MICHAEL E. MARSHALL  
Secretary of the Senate

## BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 31st day of March, 2008:

Senate Files 261, 2317, 2320, and 2347.

MICHAEL E. MARSHALL  
Secretary of the Senate

## BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on March 27, 2008, the Governor approved and transmitted to the Secretary of State the following bill:

[Senate File 2292](#) – Expanding the time period during which a complaint may be filed with the Iowa civil rights commission.

## REFERRALS TO INDIVIDUAL CONFIRMATION CALENDARS

MR. PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the following name be removed from the “En Bloc Calendar” and placed on the “Individual Confirmation Calendar”:

Lori Mease – Electrical Examining Board

STACI APPEL

ALSO:

MR PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the following name be removed from the "En Bloc Calendar" and placed on the "Individual Confirmation Calendar":

Monique Kuester – Employment Appeal Board

STEVE KETTERING

ALSO:

MR PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the following name be removed from the "En Bloc Calendar" and placed on the "Individual Confirmation Calendar":

Sarah Henderson – Psychology Board

RON WIECK

ALSO:

MR PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the following name be removed from the "En Bloc Calendar" and placed on the "Individual Confirmation Calendar":

J. Marc Ward – Commission on the Status of Women

BRAD ZAUN

#### AMENDMENTS FILED

<a href="#">S-5239</a>	<a href="#">H.F. 2612</a>	Natural Resources and Environment
<a href="#">S-5240</a>	<a href="#">H.F. 2266</a>	Keith A. Kreiman
<a href="#">S-5241</a>	<a href="#">H.F. 2103</a>	David Johnson
<a href="#">S-5242</a>	<a href="#">H.F. 2651</a>	Transportation