

PROOF

STATE OF IOWA

Senate Journal

MONDAY, MARCH 2, 2009

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JOURNAL OF THE SENATE

FIFTIETH CALENDAR DAY
TWENTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 2, 2009

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

Prayer was offered by Reverend Susan Guy, pastor of the Walnut Hills United Methodist Church in Urbandale, Iowa. She was the guest of Senator Zaun.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Nathan Winters.

The Journal of Thursday, February 26, 2009, was approved.

The Senate stood at ease at 1:09 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:05 p.m., President Kibbie presiding.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration Senate Files 237, 207, 203, 199, and 176.

[Senate File 237](#)

On motion of Senator Soddors, [Senate File 237](#), a bill for an act relating to pseudoephedrine product sales by pharmacies and retailers, and providing penalties and contingent applicability, was taken up for consideration.

Senator Quirnbach offered amendment [S-3050](#), filed by him on February 26, 2009, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment [S-3050](#) be adopted?" ([S.F. 237](#)), the vote was:

Yeas, 9:

Beall	Dvorsky	McCoy
Bolkcom	Hatch	Olive
Dotzler	Jochum	Quirnbach

Nays, 41:

Appel	Gronstal	Kettering	Seymour
Bartz	Hahn	Kibbie	Sodders
Behn	Hamerlinck	Kreiman	Stewart
Black	Hancock	McKinley	Ward
Boettger	Hartsuch	Noble	Warnstadt
Courtney	Heckroth	Ragan	Wieck
Dandekar	Hogg	Reynolds	Wilhelm
Danielson	Horn	Rielly	Zaun
Dearden	Houser	Schmitz	
Feenstra	Johnson	Schoenjahn	
Fraise	Kapucian	Seng	

Absent, none.

Amendment [S-3050](#) lost.

Senator Sodders 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. 237](#)), the vote was:

Yeas, 44:

Appel	Feenstra	Jochum	Schmitz
Bartz	Fraise	Kapucian	Schoenjahn
Beall	Gronstal	Kettering	Seng
Behn	Hahn	Kibbie	Seymour
Black	Hamerlinck	Kreiman	Sodders
Boettger	Hancock	McKinley	Stewart

Courtney	Hartsuch	Noble	Ward
Dandekar	Hatch	Olive	Warnstadt
Danielson	Heckroth	Ragan	Wieck
Dearden	Hogg	Reynolds	Wilhelm
Dotzler	Houser	Rielly	Zaun

Nays, 6:

Bolkcom	Horn	McCoy
Dvorsky	Johnson	Quirmbach

Absent, none.

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

[Senate File 207](#)

On motion of Senator Stewart, [Senate File 207](#), a bill for an act relating to the Iowa finance authority by providing immunity for board members, providing administrative authority for the executive director, eliminating duties of the council on homelessness, defining projects under the bond bank program, and defining assets in, and providing for the use of moneys in, the housing trust fund, was taken up for consideration.

Senator Kapucian withdrew amendment [S-3052](#), filed by him from the floor to page 2 of the bill.

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?" ([S.F. 207](#)), the vote was:

Yeas, 50:

Appel	Feenstra	Johnson	Schmitz
Bartz	Fraise	Kapucian	Schoenjahn
Beall	Gronstal	Kettering	Seng
Behn	Hahn	Kibbie	Seymour
Black	Hamerlinck	Kreiman	Sodders
Boettger	Hancock	McCoy	Stewart
Bolkcom	Hartsuch	McKinley	Ward
Courtney	Hatch	Noble	Warnstadt
Dandekar	Heckroth	Olive	Wieck
Danielson	Hogg	Quirmbach	Wilhelm

Dearden	Horn	Ragan	Zaun
Dotzler	Houser	Reynolds	
Dvorsky	Jochum	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.

[Senate File 203](#)

On motion of Senator Wilhelm, [Senate File 203](#), a bill for an act relating to the identification of the eligibility of tenants of an assisted living program for benefits through the United States department of veterans affairs, was taken up for consideration.

Senator Wilhelm 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. 203](#)), the vote was:

Yeas, 50:

Appel	Feenstra	Johnson	Schmitz
Bartz	Fraise	Kapucian	Schoenjahn
Beall	Gronstal	Kettering	Seng
Behn	Hahn	Kibbie	Seymour
Black	Hamerlinck	Kreiman	Sodders
Boettger	Hancock	McCoy	Stewart
Bolkcom	Hartsuch	McKinley	Ward
Courtney	Hatch	Noble	Warnstadt
Dandekar	Heckroth	Olive	Wieck
Danielson	Hogg	Quirnbach	Wilhelm
Dearden	Horn	Ragan	Zaun
Dotzler	Houser	Reynolds	
Dvorsky	Jochum	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.

Senate File 199

On motion of Senator Jochum, [Senate File 199](#), a bill for an act relating to the uniform athlete agents Act and providing remedies and penalties, was taken up for consideration.

Senator Jochum 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. 199](#)), the vote was:

Yeas, 50:

Appel	Feenstra	Johnson	Schmitz
Bartz	Fraise	Kapucian	Schoenjahn
Beall	Gronstal	Kettering	Seng
Behn	Hahn	Kibbie	Seymour
Black	Hamerlinck	Kreiman	Sodders
Boettger	Hancock	McCoy	Stewart
Bolkcom	Hartsuch	McKinley	Ward
Courtney	Hatch	Noble	Warnstadt
Dandekar	Heckroth	Olive	Wieck
Danielson	Hogg	Quirnbach	Wilhelm
Dearden	Horn	Ragan	Zaun
Dotzler	Houser	Reynolds	
Dvorsky	Jochum	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.

Senate File 176

On motion of Senator Schmitz, [Senate File 176](#), a bill for an act allowing the waiver of certain administrative penalties for late annual reports concerning cemetery and funeral merchandise, and funeral services, upon a showing of good cause or financial hardship and providing an immediate effective date, 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?" ([S.F. 176](#)), the vote was:

Yeas, 50:

Appel	Feenstra	Johnson	Schmitz
Bartz	Fraise	Kapucian	Schoenjahn
Beall	Gronstal	Kettering	Seng
Behn	Hahn	Kibbie	Seymour
Black	Hamerlinck	Kreiman	Sodders
Boettger	Hancock	McCoy	Stewart
Bolkcom	Hartsuch	McKinley	Ward
Courtney	Hatch	Noble	Warnstadt
Dandekar	Heckroth	Olive	Wieck
Danielson	Hogg	Quirnbach	Wilhelm
Dearden	Horn	Ragan	Zaun
Dotzler	Houser	Reynolds	
Dvorsky	Jochum	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 **Senate Files 176, 199, 203, 207, and 237** be **immediately messaged** to the House.

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:

Susan E. Voss, Commissioner of Insurance

Todd Jacobus, Commission of Veterans Affairs

Darlene McMartin, Commission of Veterans Affairs

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

On the question "Shall the appointees be confirmed?" the vote was:

Yeas, 50:

Appel	Feenstra	Johnson	Schmitz
Bartz	Fraise	Kapucian	Schoenjahn
Beall	Gronstal	Kettering	Seng
Behn	Hahn	Kibbie	Seymour
Black	Hamerlinck	Kreiman	Sodders
Boettger	Hancock	McCoy	Stewart
Bolkcom	Hartsuch	McKinley	Ward
Courtney	Hatch	Noble	Warnstadt
Dandekar	Heckroth	Olive	Wieck
Danielson	Hogg	Quirnbach	Wilhelm
Dearden	Horn	Ragan	Zaun
Dotzler	Houser	Reynolds	
Dvorsky	Jochum	Rielly	

Nays, none.

Absent, none.

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

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 2:54 p.m. until 8:45 a.m., Tuesday, March 3, 2009.

APPENDIX

CERTIFICATES OF RECOGNITION

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

Sister Mary Carla Koestner—For celebrating her 99th birthday. Senator Courtney (3/2/09).

Dorothy Klaus, Burlington—For celebrating her 100th birthday. Senator Courtney (3/2/09).

Henry and Alice Thie, Mediapolis—For celebrating their 45th wedding anniversary. Senator Courtney (3/2/09).

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Monday, March 2, 2009, 3:05 p.m.

Members Present: Schmitz, Chair; Schoenjahn, Vice Chair; Boettger, Ranking Member; Appel, Beall, Dvorsky, Feenstra, Hamerlinck, Heckroth, Johnson, Kreiman, Quirnbach, Soddors, and Wilhelm.

Members Absent: McKinley (excused).

Committee Business: Presentation by the PK-12 Division Administrator and the Iowa Testing on Writing Assessment.

Adjourned: 4:00 p.m.

GOVERNMENT OVERSIGHT

Convened: Tuesday, February 24, 2009, 10:15 a.m.

Members Present: Olive, Chair; Courtney, Vice Chair; Ward, Ranking Member; Soddors and Wieck.

Members Absent: None.

Committee Business: Discussion of issues related to the Iowa Agriculture Development Authority.

Adjourned: 11:10 a.m.

HUMAN RESOURCES

Convened: Monday, March 2, 2009, 4:10 p.m.

Members Present: Ragan, Chair; Schmitz, Vice Chair; Hartsuch, Ranking Member; Bartz, Boettger, Bolkcom, Dotzler, Hatch, Johnson, Kreiman, Quirmbach, Seymour, and Wilhelm.

Members Absent: None.

Committee Business: Approved [SSB 1074](#), as amended.

Adjourned: 4:20 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Monday, March 2, 2009, 3:05 p.m.

Members Present: Courtney, Chair; Jochum, Vice Chair; Ward, Ranking Member; Dearden, Dotzler, Hatch, Horn, Houser, Wieck, and Zaun.

Members Absent: Gronstal (excused).

Committee Business: Discussed [SSB 1071](#) and approved [SSB 1051](#), as amended.

Adjourned: 3:40 p.m.

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

Convened: Thursday, February 26, 2009, 10:15 a.m.

Members Present: McCoy, Chair; Warnstadt, Vice Chair; Seymour, Ranking Member; and Beall.

Members Absent: Hamerlinck (excused).

Committee Business: Presentations by the Iowa Natural Heritage Foundation and the Hungry Canyons Alliance.

Adjourned: 11:25 a.m.

INTRODUCTION OF RESOLUTIONS

[Senate Resolution 11](#), by Black, a resolution supporting a proposal to invite the Republic of China (Taiwan) to participate in the upcoming meeting of the World Health Assembly as an observer.

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

[Senate Resolution 12](#), by Black, Beall, and Boettger, a resolution supporting a free trade agreement between the Republic of China on Taiwan and the United States.

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

INTRODUCTION OF BILLS

[Senate File 278](#), by committee on Commerce, a bill for an act relating to acceptance and recognition of the national criminal history record check required of applicants for certain real estate licenses.

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

[Senate File 279](#), by committee on Commerce, a bill for an act providing for the establishment of an abbreviated electric transmission franchise process, and providing an effective date.

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

[Senate File 280](#), by committee on Rebuild Iowa, a bill for an act relating to disaster emergency assistance immunity.

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

[Senate File 281](#), by committee on Veterans Affairs, a bill for an act to require the department of veterans affairs to conduct a study concerning the restoration and maintenance of the medal of honor memorial for the state of Iowa.

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

[Senate File 282](#), by committee on State Government, a bill for an act relating to public records and open meetings, including the creation of the public records, open meetings, and privacy advisory committee, and providing an effective date.

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

[Senate File 283](#), by committee on Judiciary, a bill for an act relating to the appointment of judicial officers, the appointment and retirement of senior judges, and providing for a future repeal.

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

[Senate File 284](#), by committee on Transportation, a bill for an act relating to the hours of service for regional transit district drivers.

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

[Senate File 285](#), by committee on Judiciary, a bill for an act relating to magistrate jurisdiction, specifying certain traffic-related offenses as simple misdemeanors, making other related changes to simple misdemeanor offenses, and providing a penalty.

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

[Senate File 286](#), by committee on State Government, a bill for an act establishing a recreational therapy board, requiring the licensure of recreational therapists, and providing for fees and penalties.

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

[Senate File 287](#), by committee on State Government, a bill for an act establishing campaign contribution limits for candidates for statewide office or the general assembly and making civil and criminal penalties applicable and including an effective date.

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

[Senate File 288](#), by committee on Local Government, a bill for an act relating to county recorders by making changes to fees charged by the county recorder, information required to be endorsed on certain recorded documents and instruments, and standards for indexes maintained by the county recorder.

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

[Senate File 289](#), by committee on Rebuild Iowa, a bill for an act relating to loan forgiveness under the jumpstart housing assistance program.

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

[Senate File 290](#), by committee on Rebuild Iowa, a bill for an act creating a disaster aid local government assistance grant program and fund.

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

[Senate File 291](#), by committee on Local Government, a bill for an act providing for the recognition and promotion of certified retirement communities.

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

[Senate File 292](#), by committee on State Government, a bill for an act concerning the acquisition of certain goods and services provided through the department of administrative services.

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

[Senate File 293](#), by Bolckom, a bill for an act creating the medical marijuana Act including the creation of compassion centers, and providing for civil and criminal penalties and fees.

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

[Senate File 294](#), by Kibbie, Kreiman, Schoenjahn, Olive, McCoy, Beall, Quirnbach, Hancock, Schmitz, Warnstadt, Stewart, Ragan, Fraise, Bartz, Bolkcom, Dotzler, Jochum, Dearden, Horn, Dvorsky, Soddors, Appel, Houser, Hogg, Danielson, Black, Heckroth, Wilhelm, Seng, Courtney, and Rielly, a bill for an act providing for motor fuel containing biodiesel, providing for tax credits, making penalties applicable, and including effective date and applicability provisions.

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

[Senate File 295](#), by committee on State Government, a bill for an act concerning the authority of the department of administrative services relative to existing leases on real property acquired by the department.

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

[Senate File 296](#), by Appel, a bill for an act relating to resources for families with premature infants.

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

[Senate File 297](#), by committee on Veterans Affairs, a bill for an act relating to an additional homestead credit for disabled veterans and including effective and applicability date provisions.

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

[Senate File 298](#), by Seng, a bill for an act providing for the disposal of dead animal bodies by persons practicing veterinary medicine.

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

[Senate File 299](#), by Black, a bill for an act relating to hybrid cats, by providing that a person may possess, breed, and transport the offspring of a domestic cat and a cat classified as a dangerous wild animal or a subsequent generation originating from that offspring, and providing an effective date.

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

[Senate File 300](#), by Black, a bill for an act requiring additional information in a petition for involuntary annexation.

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

[Senate File 301](#), by committee on State Government, a bill for an act relating to bidding requirements for public improvement projects completed by certain state entities.

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

[Senate File 302](#), by committee on Economic Growth, a bill for an act providing a sales and use tax exemption, sales and use tax refunds, and a property tax exemption to certain data center businesses and including an applicability date provision.

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

[Senate File 303](#), by Dotzler, a bill for an act relating to permissible prizes for use of an electrical and mechanical amusement device.

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

[Senate File 304](#), by committee on Economic Growth, a bill for an act relating to withholding agreements and local match requirements of the targeted jobs withholding tax credit program.

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

[Senate File 305](#), by committee on State Government, a bill for an act concerning audits conducted by a licensee conducting pari-mutuel wagering or gambling games and providing an effective date.

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

STUDY BILLS RECEIVED

[SSB 1272](#) **Environment and Energy Independence**

Extending the time period during which a wind energy conversion facility shall be considered approved for purposes of the renewable energy tax credit under specified circumstances.

[SSB 1273](#) **Environment and Energy Independence**

Authorizing cities to establish storm water drainage system utility districts for purposes of special assessments.

[SSB 1274](#) **Appropriations**

Relating to the issuance of bonds including the issuance of annual appropriation bonds, creating an annual appropriation bond debt service fund and an appropriation bonds capitals fund, making and revising appropriations, and including effective date provisions.

[SSB 1275](#) **Judiciary**

Relating to the reorganization of operating-while-intoxicated criminal offenses, making related changes, and providing an effective date.

[SSB 1276](#) **Judiciary**

Relating to the applicability of the motor vehicle dealer licensing requirements to certain financial institutions which are holders of retail installment contracts secured by motor vehicles.

SSB 1277 Judiciary

Relating to nonsubstantive Code corrections and providing effective dates and for retroactive applicability.

SSB 1278 Appropriations

Relating to and making appropriations involving state government, by providing for agriculture, natural resources, and environmental protection.

SSB 1279 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, and providing for related matters.

SSB 1280 Appropriations

Relating to and making appropriations for health and human services and including other related provisions and appropriations, and providing effective, retroactive, and applicability date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 142**

APPROPRIATIONS: Dotzler, Chair; Kapucian and Warnstadt

Senate File 235

AGRICULTURE: Hancock, Chair; Hahn and Kibbie

Senate File 271

HUMAN RESOURCES: Schmitz, Chair; Bartz and Kreiman

Senate File 274

EDUCATION: Heckroth, Chair; Beall and Boettger

House File 414

APPROPRIATIONS: Dvorsky, Chair; Kettering and McCoy

[SSB 1161](#)
(Reassigned)

LOCAL GOVERNMENT: Quirnbach, Chair; Kreiman and Reynolds

[SSB 1272](#)

ENVIRONMENT AND ENERGY INDEPENDENCE: Hogg, Chair; Rielly and Reynolds

[SSB 1273](#)

ENVIRONMENT AND ENERGY INDEPENDENCE: Hogg, Chair; Rielly and Ward

[SSB 1274](#)

APPROPRIATIONS: McCoy, Chair; Dvorsky and Kettering

[SSB 1275](#)

JUDICIARY: Kreiman, Chair; Hancock and Ward

[SSB 1276](#)

JUDICIARY: Kreiman, Chair; Schoenjahn and Boettger

[SSB 1277](#)

JUDICIARY: Sodders, Chair; Horn and Kettering

[SSB 1278](#)

APPROPRIATIONS: Seng, Chair; Dvorsky and Hahn

[SSB 1279](#)

APPROPRIATIONS: Schoenjahn, Chair; Dvorsky and Boettger

[SSB 1280](#)

APPROPRIATIONS: Hatch, Chair; Ragan and Johnson

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: [SENATE FILE 278 \(SSB 1249\)](#), a bill for an act relating to acceptance and recognition of the national criminal history record check required of applicants for certain real estate licenses.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Warnstadt, Heckroth, Wieck, Behn, Bolkcom, Courtney, Dandekar, Hartsuch, Kettering, McCoy, Olive, Rielly, Schmitz, Stewart, and Ward. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 279 \(SSB 1250\)](#), a bill for an act providing for the establishment of an abbreviated electric transmission franchise process, and providing an effective date.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Warnstadt, Heckroth, Wieck, Behn, Bolkcom, Courtney, Dandekar, Hartsuch, Kettering, McCoy, Olive, Rielly, Schmitz, Stewart, and Ward. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ECONOMIC GROWTH

Bill Title: *[SENATE FILE 302 \(SSB 1087\)](#), a bill for an act providing a sales and use tax exemption, sales and use tax refunds, and a property tax exemption to certain data center businesses and including an applicability date provision.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Stewart, Olive, Houser, Beall, Dandekar, Dotzler, Hamerlinck, Hatch, Heckroth, Kapucian, Reynolds, Rielly, Schmitz, Wieck, and Wilhelm. Nays, none. Absent, none.

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 Economic Growth Committee on [Senate File 302](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 304](#) (formerly [SF 110](#)), a bill for an act relating to withholding agreements and local match requirements of the targeted jobs withholding tax credit program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Stewart, Olive, Houser, Beall, Dandekar, Dotzler, Hamerlinck, Heckroth, Kapucian, Reynolds, Rielly, Schmitz, Wieck, and Wilhelm. Nays, none. Absent, 1: Hatch.

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 Economic Growth Committee on [Senate File 304](#), and they were attached to the committee report.

JUDICIARY

Bill Title: *[SENATE FILE 283](#) ([SSB 1078](#)), a bill for an act relating to the appointment of judicial officers, the appointment and retirement of senior judges, and providing for a future repeal.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Kreiman, Hogg, Kettering, Boettger, Fraise, Hancock, Horn, Jochum, Noble, Quirnbach, Schoenjahn, Sodders, Ward, Warnstadt, and Zaun. Nays, none. Absent, none.

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 Judiciary Committee on [Senate File 283](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 285](#) ([SSB 1171](#)), a bill for an act relating to magistrate jurisdiction, specifying certain traffic-related offenses as simple misdemeanors, making other related changes to simple misdemeanor offenses, and providing a penalty.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Kreiman, Hogg, Kettering, Boettger, Fraise, Hancock, Horn, Jochum, Noble, Quirnbach, Schoenjahn, Sodders, Ward, Warnstadt, and Zaun. Nays, none. Absent, none.

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 Judiciary Committee on [Senate File 285](#), and they were attached to the committee report.

LOCAL GOVERNMENT

Bill Title: *[SENATE FILE 288](#) ([SSB 1219](#)), a bill for an act relating to county recorders by making changes to fees charged by the county recorder, information required to be endorsed on certain recorded documents and instruments, and standards for indexes maintained by the county recorder.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Quirmbach, Beall, Reynolds, Hamerlinck, Houser, Kreiman, McCoy, Olive, Rielly, and Schoenjahn. Nays, none. Absent, 1: Kapucian.

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 Local Government Committee on [Senate File 288](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 291 \(SSB 1245\)](#), a bill for an act providing for the recognition and promotion of certified retirement communities.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Quirmbach, Beall, Reynolds, Hamerlinck, Houser, Kreiman, McCoy, Olive, Rielly, and Schoenjahn. Nays, none. Absent, 1: Kapucian.

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 Local Government Committee on [Senate File 291](#), and they were attached to the committee report.

REBUILD IOWA

Bill Title: [SENATE FILE 280 \(SSB 1099\)](#), a bill for an act relating to disaster emergency assistance immunity.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Hogg, Heckroth, Hamerlinck, Appel, Dandekar, Dvorsky, Feenstra, Hahn, Horn, Houser, Jochum, Reynolds, and Stewart. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 289 \(SSB 1240\)](#), a bill for an act relating to loan forgiveness under the jumpstart housing assistance program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Hogg, Heckroth, Hamerlinck, Appel, Dandekar, Dvorsky, Feenstra, Hahn, Horn, Houser, Jochum, Reynolds, and Stewart. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 290 \(SSB 1221\)](#), a bill for an act creating a disaster aid local government assistance grant program and fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Hogg, Heckroth, Hamerlinck, Appel, Dandekar, Dvorsky, Feenstra, Hahn, Horn, Houser, Jochum, Reynolds, and Stewart. Nays, none. Absent, none.

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 Rebuild Iowa Committee on [Senate File 290](#), and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: *[SENATE FILE 282 \(SSB 1231\)](#), a bill for an act relating to public records and open meetings, including the creation of the public records, open meetings, and privacy advisory committee, and providing an effective date.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Appel, Kibbie, Black, Courtney, Danielson, Dearden, Hatch, Horn, Jochum, and Sodders. Nays, 5: Feenstra, Behn, Hartsuch, Seymour, and Wieck. Absent, none.

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 State Government Committee on [Senate File 282](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 286](#) (formerly [SF 115](#)), a bill for an act establishing a recreational therapy board, requiring the licensure of recreational therapists, and providing for fees and penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Appel, Kibbie, Feenstra, Behn, Black, Courtney, Danielson, Dearden, Hatch, Horn, Jochum, Seymour, Sodders, and Wieck. Nays, 1: Hartsuch. Absent, none.

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 State Government Committee on [Senate File 286](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 287](#) (formerly [SF 181](#)), a bill for an act establishing campaign contribution limits for candidates for statewide office or the general assembly and making civil and criminal penalties applicable and including an effective date.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Appel, Kibbie, Black, Courtney, Danielson, Dearden, Hatch, Horn, Jochum, and Sodders. Nays, 5: Feenstra, Behn, Hartsuch, Seymour, and Wieck. Absent, none.

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 State Government Committee on [Senate File 287](#), and they were attached to the committee report.

ALSO:

Bill Title: [SENATE FILE 292 \(SSB 1238\)](#), a bill for an act concerning the acquisition of certain goods and services provided through the department of administrative services.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Appel, Kibbie, Courtney, Danielson, Dearden, Horn, Jochum, and Sodders. Nays, 4: Feenstra, Behn, Hartsuch, and Wieck. Absent, 3: Black, Hatch, and Seymour.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 295 \(SSB 1225\)](#), a bill for an act concerning the authority of the department of administrative services relative to existing leases on real property acquired by the department.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Appel, Kibbie, Feenstra, Behn, Courtney, Danielson, Dearden, Hartsuch, Horn, Jochum, Sodders, and Wieck. Nays, none. Absent, 3: Black, Hatch, and Seymour.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 301 \(SSB 1224\)](#), a bill for an act relating to bidding requirements for public improvement projects completed by certain state entities.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Appel, Kibbie, Courtney, Danielson, Dearden, Horn, Jochum, and Sodders. Nays, 4: Feenstra, Behn, Hartsuch, and Wieck. Absent, 3: Black, Hatch, and Seymour.

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 State Government Committee on [Senate File 301](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 305 \(SSB 1222\)](#), a bill for an act concerning audits conducted by a licensee conducting pari-mutuel wagering or gambling games and providing an effective date.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Appel, Kibbie, Behn, Courtney, Danielson, Dearden, Hartsuch, Horn, Jochum, Sodders, and Wieck. Nays, 1: Feenstra. Absent, 3: Black, Hatch, and Seymour.

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 State Government Committee on [Senate File 305](#), and they were attached to the committee report.

TRANSPORTATION

Bill Title: *[SENATE FILE 284](#) (formerly [SF 33](#)), a bill for an act relating to the hours of service for regional transit district drivers.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Rielly, Beall, Noble, Dandekar, Danielson, Hahn, Hancock, Heckroth, McCoy, Reynolds, Warnstadt, and Zaun. Nays, none. Absent, 1: Kapucian.

Fiscal Note: APPROVED COMMITTEE BILL.

*Pursuant to Senate Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on [Senate File 284](#), and they were attached to the committee report.

VETERANS AFFAIRS

Bill Title: [SENATE FILE 281](#) (formerly [SF 189](#)), a bill for an act to require the department of veterans affairs to conduct a study concerning the restoration and maintenance of the medal of honor memorial for the state of Iowa.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Beall, Warnstadt, Seymour, Black, Danielson, Hartsuch, Kibbie, Noble, Ragan, Sodders, and Wieck. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 297](#) ([SSB 1066](#)), a bill for an act relating to an additional homestead credit for disabled veterans and including effective and applicability date provisions.

Recommendation: WITHOUT RECOMMENDATION.

Final Vote: Ayes, 11: Beall, Warnstadt, Seymour, Black, Danielson, Hartsuch, Kibbie, Noble, Ragan, Sodders, and Wieck. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on February 27, 2009, the Governor approved and transmitted to the Secretary of State the following bills:

[Senate File 217](#), a bill for an act providing for the establishment of the categorical state percent of growth for purposes of the state school foundation program, and providing an applicability date.

[Senate File 218](#), a bill for an act providing for the establishment of the state percent of growth for purposes of the state school foundation program, and providing an applicability date.

BILL REFERRED TO COMMITTEE

[House File 414](#) was referred to the committee on **Appropriations**.

AMENDMENT FILED

[S-3052](#) [S.F. 207](#) Tim L. Kapucian