

PROOF

STATE OF IOWA

Senate Journal

THURSDAY, APRIL 24, 2014

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JOURNAL OF THE SENATE

ONE HUNDRED SECOND CALENDAR DAY
SIXTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 24, 2014

The Senate met in regular session at 9:07 a.m., President Jochum presiding.

Prayer was offered by the Honorable Nancy J. Boettger, member of the Senate from Shelby County, Harlan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Caleb Bell.

The Journal of Wednesday, April 23, 2014, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on April 23, 2014, **adopted** the conference committee report **and passed** [Senate File 2347](#), 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 for related matters.

ALSO: That the House has on April 23, 2014, **amended and passed** the following bill in which the concurrence of the Senate is asked:

[Senate File 2344](#), a bill for an act relating to renewable fuels, by providing for biobutanol and biobutanol blended gasoline, modifying the rate of the E-15 plus gasoline promotion tax credit and extending provisions for renewable fuel tax credits and a biodiesel production refund, and including effective date and retroactive applicability provisions. ([S-5178](#))

ALSO: That the House has on April 23, 2014, **passed** the following bill in which the concurrence of the Senate is asked:

House File 2474, a bill for an act expanding the criminal offense of and related penalties for sexual exploitation to include persons issued a school coaching authorization, and including effective date provisions.

Read first time and referred to committee on **Judiciary**.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Dotzler asked and received unanimous consent to take up for consideration [Senate Resolution 117](#).

[Senate Resolution 117](#)

On motion of Senator Johnson, [Senate Resolution 117](#), a resolution honoring Senator Nancy J. Boettger for her years of service to the people of Iowa, was taken up for consideration.

The Senate rose and expressed its tribute to Senator Boettger.

Senator Johnson moved the adoption of [Senate Resolution 117](#), which motion prevailed by a voice vote.

Senator Boettger addressed the Senate with brief remarks.

RECESS

On motion of Senator Hogg, the Senate recessed at 11:11 a.m. until the completion of a meeting of the committee on Judiciary.

RECONVENED

The Senate reconvened at 12:00 p.m., President Pro Tempore Soddors presiding.

The Senate stood at ease at 12:01 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 1:19 p.m., President Jochum presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Segebart and Zumbach, until they arrive, on request of Senator Dix.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate File 2360](#).

[Senate File 2360](#)

On motion of Senator Bolkcom, [Senate File 2360](#), a bill for an act creating the medical cannabidiol Act and providing penalties and including effective date provisions, 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?" ([S.F. 2360](#)), the vote was:

Yeas, 36:

Beall	Dearden	Horn	Ragan
Black	Dix	Houser	Schneider
Bolkcom	Dotzler	Jochum	Schoenjahn
Bowman	Dvorsky	Johnson	Seng
Brase	Ernst	Kapucian	Sinclair
Breitbach	Gronstal	Mathis	Sodders
Chelgren	Hart	McCoy	Taylor
Courtney	Hatch	Petersen	Wilhelm
Danielson	Hogg	Quirmbach	Zaun

Nays, 12:

Anderson	Boettger	Garrett	Rozenboom
Behn	Chapman	Greiner	Smith
Bertrand	Feenstra	Guth	Whitver

Absent, 2:

Segebart	Zumbach
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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 2360](#) be **immediately messaged** to the House.

President Pro Tempore Sodders took the chair at 2:35 p.m.

CONSIDERATION OF RESOLUTION
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [Senate Resolution 118](#).

[Senate Resolution 118](#)

On motion of Senator Dix, [Senate Resolution 118](#), a resolution honoring Senator Sandra H. Greiner for her years of service in the General Assembly, was taken up for consideration.

The Senate rose and expressed its tribute to Senator Greiner.

Senator Dix moved the adoption of [Senate Resolution 118](#), which motion prevailed by a voice vote.

Senator Greiner addressed the Senate with brief remarks.

The Senate stood at ease at 3:34 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 3:51 p.m., President Jochum presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Johnson, until he returns, on request of Senator Dix.

HOUSE AMENDMENT CONSIDERED

[Senate File 2344](#)

Senator Gronstal called up for consideration [Senate File 2344](#), a bill for an act relating to renewable fuels, by providing for biobutanol and biobutanol blended gasoline, modifying the rate of the E-15 plus

gasoline promotion tax credit and extending provisions for renewable fuel tax credits and a biodiesel production refund, and including effective date and retroactive applicability provisions, amended by the House in House amendment [S-5178](#), filed April 24, 2014.

Senator Hogg 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 Hogg 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. 2344](#)), the vote was:

Yeas, 48:

Anderson	Courtney	Hart	Rozenboom
Beall	Danielson	Hatch	Schneider
Behn	Dearden	Hogg	Schoenjahn
Bertrand	Dix	Horn	Seng
Black	Dotzler	Houser	Sinclair
Boettger	Dvorsky	Jochum	Smith
Bolkcom	Ernst	Kapucian	Sodders
Bowman	Feenstra	Mathis	Taylor
Brase	Garrett	McCoy	Whitver
Breitbach	Greiner	Petersen	Wilhelm
Chapman	Gronstal	Quirnbach	Zaun
Chelgren	Guth	Ragan	Zumbach

Nays, none.

Absent, 2:

Johnson Segebart

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

CONSIDERATION OF BILL
(Regular Calendar)

Senator Gronstal asked and received unanimous consent to take up for consideration [House File 2474](#).

House File 2474

On motion of Senator Hogg, [House File 2474](#), a bill for an act expanding the criminal offense of and related penalties for sexual exploitation to include persons issued a school coaching authorization, and including effective date provisions, 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. 2474](#)), the vote was:

Yeas, 48:

Anderson	Courtney	Hart	Rozenboom
Beall	Danielson	Hatch	Schneider
Behn	Dearden	Hogg	Schoenjahn
Bertrand	Dix	Horn	Seng
Black	Dotzler	Houser	Sinclair
Boettger	Dvorsky	Jochum	Smith
Bolkcom	Ernst	Kapucian	Sodders
Bowman	Feenstra	Mathis	Taylor
Brase	Garrett	McCoy	Whitver
Breitbach	Greiner	Petersen	Wilhelm
Chapman	Gronstal	Quirnbach	Zaun
Chelgren	Guth	Ragan	Zumbach

Nays, none.

Absent, 2:

Johnson Segebart

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 2344](#) and [House File 2474](#) be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 4:06 p.m. until 9:00 a.m., Friday, April 25, 2014.

APPENDIX

CERTIFICATES OF RECOGNITION

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

Edna Dukes, Council Bluffs – For celebrating her 80th birthday. Senator Gronstal.

Kenny Dukes, Council Bluffs – For celebrating his 80th birthday. Senator Gronstal.

Lynn Ferrell, Des Moines – For 30 years as Director of Polk County Mental Health Services and Advocacy. Senator Hatch.

Patrick and Connie Scoles, Council Bluffs – For celebrating their 40th anniversary. Senator Gronstal.

REPORT OF COMMITTEE MEETING

APPROPRIATIONS

Convened: Thursday, April 24, 2014, 4:15 p.m.

Members Present: Dvorsky, Chair; Danielson, Vice Chair; Chapman, Ranking Member; Black, Bolkcom, Courtney, Dotzler, Garrett, Guth, Hatch, Hogg, Kapucian, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith.

Members Absent: Ernst (excused).

Committee Business: Approved [SSB 3223](#).

Adjourned: 4:50 p.m.

INTRODUCTION OF BILLS

[Senate File 2361](#), by committee on Ways and Means, a bill for an act providing for the regulation of commercial establishments keeping nonagricultural animals, providing for fees and appropriations, and making penalties applicable.

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

[Senate File 2362](#), by committee on Appropriations, a bill for an act relating to pari-mutuel racetracks, including by providing for live dog racing at pari-mutuel dog racetracks, providing for alternative licensure for dog racetracks, and establishing fees, and including effective date provisions.

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

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: [SENATE FILE 2362 \(SSB 3223\)](#), a bill for an act relating to pari-mutuel racetracks, including by providing for live dog racing at pari-mutuel dog racetracks, providing for alternative licensure for dog racetracks, and establishing fees, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 20: Dvorsky, Danielson, Chapman, Black, Bolkcom, Courtney, Dotzler, Garrett, Guth, Hatch, Hogg, Kapucian, Mathis, McCoy, Petersen, Ragan, Rozenboom, Schoenjahn, Segebart, and Smith. Nays, none. Absent, 1: Ernst.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: [HOUSE FILE 2474](#), a bill for an act expanding the criminal offense of and related penalties for sexual exploitation to include persons issued a school coaching authorization, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Hogg, Courtney, Schneider, Boettger, Dvorsky, Garrett, Horn, Petersen, Quirnbach, Soddors, Taylor, Whitver, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: [*SENATE FILE 2361](#) (formerly [SF 2254](#)), a bill for an act providing for the regulation of commercial establishments keeping nonagricultural animals, providing for fees and appropriations, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Bolcom, Seng, Black, Chapman, Dotzler, Hogg, Jochum, McCoy, Petersen, and Quirnbach. Nays, 4: Feenstra, Behn, Schneider, and Smith. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Ways and Means Committee on [Senate File 2361](#), and they were attached to the committee report.

CONFERENCE COMMITTEE REPORT RECEIVED

[House File 2450](#)

A conference committee report, signed by the following Senate and House members, was filed April 24, 2014, on [House File 2450](#), a bill for an act relating to appropriations to the justice system and including effective date provisions:

On the part of the Senate:

THOMAS G. COURTNEY, Chair
JULIAN B. GARRETT
ROBERT M. HOGG
RICH TAYLOR

On the part of the House:

GARY WORTHAN, Chair
MARTI ANDERSON
STAN GUSTAFSON
MEGAN HESS
TODD TAYLOR

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 24, 2014, the Governor approved and transmitted to the Secretary of State the following bills:

[Senate File 2310](#) – Relating to the underage possession or consumption of alcohol and providing penalties.

[Senate File 2311](#) – Relating to the criminal offenses of enticing a minor, prostitution, sexual exploitation of a minor, and human trafficking, providing for a fee, and including effective date and applicability provisions.

AMENDMENT FILED

[S-5178](#) [S.F. 2344](#) House