

**PROOF**

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**STATE OF IOWA**

**House Journal**

**MONDAY, JANUARY 12, 2004**

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(The official bound copy will be available after a reasonable time upon adjournment.)

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# JOURNAL OF THE HOUSE

First Calendar Day - First Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Monday, January 12, 2004

Pursuant to chapter two (2), section two point one (2.1), Code of Iowa, the House of Representative of the Eightieth General Assembly of Iowa, 2004 Regular Session, convened at 10:00 a.m., Monday, January 12, 2004.

The House was called to order by the Honorable Christopher Rants, Speaker of the House.

Prayer was offered by Reverend Valerie Heller, pastor of Grace United Methodist Church, Sioux City. She was the guest of Speaker Rants.

The Journal of Thursday, May 1, 2003 was approved.

## PLEDGE OF ALLEGIENCE

The Pledge of Allegiance was led by the Speakers Page, Kirk Bates.

## COMMITTEE ON CREDENTIALS

MR. SPEAKER: We, your committee on credentials, respectfully report that we find the following named persons duly elected to and entitled to a seat in the House of Representatives of the Eightieth General Assembly as shown by duplicate copies of the certificate of election on file in the office of the Secretary of State:

### CERTIFICATION

STATE OF IOWA  
Office of

### THE SECRETARY OF STATE

To the Honorable, Margaret Thomson, Clerk of the House of Representatives:

I, CHESTER J. CULVER, Secretary of the State of Iowa: custodian of the files and records pertaining to the elections in the state,

DO HEREBY CERTIFY that the State Canvassing Board has declared that at a special election held on August 5, 2003, **PAUL SHOMSHOR** was elected to fill a vacancy in the office of State Representative of the One-hundredth District, for the balance of the term which began on January second, 2003.

(Seal)

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Statehouse, in Des Moines, this eleventh day of August, 2003.

CHESTER J. CULVER, Secretary of State

I hereby acknowledge receipt of the original copy of this document on the 19<sup>th</sup> day of August, 2003.

MARGARET A. THOMSON, Chief Clerk of the House of Representatives

CERTIFICATION

STATE OF IOWA  
Office of

THE SECRETARY OF STATE

To the Honorable, Margaret Thomson, Clerk of the House of Representatives:

I, CHESTER J. CULVER, Secretary of the State of Iowa: custodian of the files and records pertaining to the elections in the state,

DO HEREBY CERTIFY that the State Canvassing Board has declared that a special election held on August 26, 2003, **DAVE JACOBY** was elected to fill a vacancy in the office of State Representative of the Thirtieth District, for the balance of the term that began on January second, 2003.

(Seal)

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Statehouse, in Des Moines, this second day of September, 2003.

CHESTER J. CULVER, Secretary of State

I hereby acknowledge receipt of the original copy of this document on the 15<sup>th</sup> day of September, 2003.

MARGARET A. THOMSON, Chief Clerk of the House of Representatives

OATH OF OFFICE

The following oath of office was administered to Representatives David Jacoby of Johnson County and Paul Shomshor of Pottawattamie County by the Chief Clerk:

"I do solemnly swear or affirm that I will support the Constitution of the United States and the Constitution of the State of Iowa and that I will faithfully and impartially discharge the duties of the office of Representative in the General Assembly of the State of Iowa according to the best of my ability, so help me God."

DAVID JACOBY  
PAUL SHOMSHOR

Gipp of Winneshiek moved that the report of the committee on credentials be adopted.

The motion prevailed and the report was adopted.

Struyk of Pottawattamie moved that a committee of four be appointed to escort the Representatives to their desks.

The motion prevailed and the Speaker appointed Struyk of Pottawattamie and Watts of Dallas to escort Representative Shomshor to his desk and Foege of Linn and Upmeyer of Hancock to escort Representative Jacoby to his desk.

#### COMMITTEE TO NOTIFY THE GOVERNOR

Boggess of Page moved that a committee of three be appointed to notify the Governor that the House was duly organized and ready to receive any communication that he may desire to transmit.

The motion prevailed and the following committee was appointed: Boggess of Page, Hanson of Benton and Reasoner of Union.

#### COMMITTEE TO NOTIFY THE SENATE

Chambers of O'Brien moved that a committee of three be appointed to notify the Senate that the House was duly organized and ready to receive any communication that the Senate may desire to transmit.

The motion prevailed and the following committee was appointed: Chambers of O'Brien, Van Engelenhoven of Marion and Swaim of Davis.

## RULE 57 SUSPENDED

Gipp of Winneshiek asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for committee meetings today.

ADOPTION OF [HOUSE CONCURRENT RESOLUTION 101](#)

Gipp of Winneshiek asked and received unanimous consent for the immediate consideration of the following resolution and moved its adoption:

1           [HOUSE CONCURRENT RESOLUTION 101](#)  
2           By Rants and Murphy  
3    *Be It Resolved by the House of Representatives, The*  
4    *Senate Concurring*, That a joint convention of the two  
5    houses of the 2004 session of the Eightieth General  
6    Assembly be held on Tuesday, January 13, 2004, at  
7    10:00 a.m.; and  
8    *Be It Further Resolved*, That Governor Thomas J.  
9    Vilsack be invited to deliver his condition of the  
10   state and budget message at this joint convention of  
11   the two houses of the General Assembly, and that the  
12   Speaker of the House of Representatives and the  
13   President of the Senate be designated to extend the  
14   invitation to him.

The motion prevailed and the resolution was adopted.

ADOPTION OF [HOUSE CONCURRENT RESOLUTION 102](#)

Gipp of Winneshiek asked and received unanimous consent for the immediate consideration of the following resolution and moved its adoption:

1           [HOUSE CONCURRENT RESOLUTION 102](#)  
2           By Rants and Murphy  
3    *Be It Resolved by the House of Representatives, The*  
4    *Senate Concurring*, That a joint convention of the two  
5    houses of the 2004 session of the Eightieth General  
6    Assembly be held on Wednesday, January 14, at  
7    10:00 a.m.; and  
8    *Be It Further Resolved*, That Chief Justice Lavorato  
9    be invited to present his message of the condition of  
10   the judicial branch at this convention, and recommend  
11   such matters as the Chief Justice deems expedient,  
12   pursuant to section 602.1207 of the Code.

The motion prevailed and the resolution was adopted.

#### IMMEDIATE MESSAGES

Gipp of Winneshiek asked and received unanimous consent that **House Concurrent Resolutions 101 and 102** be immediately messaged to the Senate.

#### REMARKS BY THE MAJORITY LEADER

Gipp of Winneshiek addressed the House as follows:

Thank you, Mr. Speaker! Mr. Speaker, Ladies and Gentlemen of the House, I will be brief!

Welcome back to the second session of the Eightieth General Assembly. I trust that you have had time this summer and fall to relax, spend time with your families and businesses away from Des Moines. I suspect that you have also reflected on the accomplishments of last year's session. Rest assured, I have.

We did good work last year. We recognized the need for systemic change in order to expand our economy and spur business development. We focused on changes in our tax structure and a regulatory environment that tends to stifle entrepreneurship and business growth. We set aside resources to aid businesses to expand and provide for job training and retraining opportunities. We must do more of the same this session.

It will, in effect, be the same song; second verse!

With continued slow growth in our Iowa economy, it is imperative that we once again strive to improve the job-creation climate in this state.

In the long term, our shared budget priorities of public safety and education depend on it.

We will balance our budget and fund our priorities, but we must resist the shortsighted temptation of increasing the tax burden on the very same Iowan's we are trying to keep in our state.

Instead, we must do what Iowa families and businesses always do--- live within present revenues and establish spending priorities.

As I have stated repeatedly everyone's top priorities should be public safety and education and the infrastructure that supports public safety and education. The reason governments exist is to first ensure the safety of its citizens and, secondly, provide educational opportunities that allow for productive tax-paying citizens. Everything else is secondary.

In order to properly fund public safety and education be prepared to eliminate lower priority line items. That is our challenge! I look forward to working with all the members of this body to meet that challenge. Let's get on with it!

Thank you, Mr. Speaker.

### REMARKS BY THE MINORITY LEADER

**Murphy of Dubuque addressed the House as follows:**

Thank you, Mr. Speaker, Ladies and Gentlemen of the House.

As you know I'm the new minority leader, coming in after Dick Myers resigned last year. If anyone had told me a year ago or fifteen years ago that I would be sitting here as Minority Leader I would have wondered what they were thinking. I thank my caucus very much for electing me as their leader. Hopefully I will be able to do a good job for you and for the state of Iowa.

Before I go any further I want to thank my wife and my daughter for being here today. When I came here 15 years ago my daughter was only two years old and now she's seventeen. So it's nice to have the two most important women in my life here today.

Needless to say I have a pair of big shoes to fill. Dick Myers is one of those persons that was a great leader for this state and for Johnson County, and he will be very sorely missed. Dick was one of those few people that had unbelievable knowledge when it came to business or government or mental health issues.

I'd also like to welcome the two new members – Representative Dave Jacoby and Representative Paul Shomshor. I, too, was elected at a special election. I remember that day when I went down to the well to be sworn in with another special election winner, current Senate Majority Leader Stew Iverson. Perhaps someday both of you will have leadership roles in this chamber as well. You'll find a lot of challenges ahead, but you both have done an excellent job in your campaigns and you both have great leadership skills so I'm sure you'll hit the ground running this week.

On a personal note I'd like to ask both of you to bring back some of the warm days we had last August when we worked so hard to get you elected. In Representative Shomshor's case, the day you got elected I think it was 96 degrees and in Representative Jacoby's case it was 100 degrees. I just don't feel it being that warm around here in the near future, so if you can do anything to help us with the weather it would be very appreciated.

Now I'd like to address what I see as House Democrats' priorities in this coming legislative session.

Democrats want to work with the majority party as much as we can. We're going to have our differences but we're going to work with you whenever possible. We need to move the state forward. When we don't agree we will let the majority party know and we will propose changes that we feel are necessary.

When we take a look at where we've been in the last four years, we have eliminated 10% of the state budget. Ten percent. That is a lot of funding decreases over the last four years.

If we are going to talk about eliminating additional funding for programs in this state this year, then we need to eliminate the parts of the code that deal with those issues. We cannot expect government to do the same amount of work, have the same responsibilities with fewer and fewer dollars.

In budget discussions, Democrats will be guided by a few principles. First, the minority party will not support any cuts to education this year. As I mentioned earlier in my remarks, we have eliminated 10% of the state budget in the last four years. If we truly want this state to grow we have to guarantee that education remains strong and gives our children the best opportunities to get high-skilled jobs. That can't be done if education is cut any further.

Second, Democrats will oppose any measures that will harm the health care system that Iowans depend on that is now funded by the state. That includes the Medicaid budget and the HAWK-I program. Last year we debated a bill aimed at reforming or reinventing Medicaid. We don't want to see that type of "reform" this year. We must guarantee the health care services that senior citizens and children are receiving. We will not support any draconian measures that will affect health care or education.

Third, when we talk about public safety as the majority leader did, we need to make sure that we guarantee public safety at the local level. That means we cannot walk away from our responsibilities to the cities and counties as we did last year in the reinvention bill. We must guarantee funding for property tax credits for the future of the Iowa's communities.

Those are our immediate budget tasks, but we must look to the future as well. Nationally, as well as in the state, the economy is not doing as well as it should. To help stimulate development, Democrats in the next few weeks will be making proposals and introducing legislation that will revise the Iowa Values Fund to permit more regional development and longer term funding. Last year the House produced a very bipartisan bill. But when funding for the Iowa Values was changed to a short-term approach instead of the long-term approach that we worked on, the legislation lost Democratic support. We need to be concerned about Iowa's growth and prosperity for the long haul and our funding must reflect that.

Our future also includes the small businesses in this state. Health care seems to be one of the biggest concerns that small businesses have today because of the rising costs. Democrats are going to address that with proposals that we hope the majority party join us in enacting.

In closing, we need to take responsibility for funding the programs that we have laid here before us. When you look at Medicaid and Medicare, those were programs that were created by Harry Truman and implemented by Lyndon Johnson with the funding of the Medicare/Medicaid program in 1965. The HAWK-I program was something that was developed under President Clinton's administration. We need to live up to our responsibility to make sure these programs that were started by people that served before us are properly funded.



The same is true with education. When we talk about education, the last four governors of this state - Governor Hughes, Governor Ray, Governor Branstad and Governor Vilsack - have had a strong commitment towards education. We, as a body, need to have the same commitment to education as the people that came before us.

And, when we talk about public safety, we need to make sure we don't walk away from the tax credits that local communities have come to expect as assistance from state government.

These are the things Democrats will be talking about this session. We're ready to work with the majority party. Mr. Speaker, Mr. Majority Leader, I thank you for your time. I look forward to working with you in this tough legislative session on the budget and the other issues we address.

#### REPORT OF THE COMMITTEE TO NOTIFY THE GOVERNOR

Boggess of Page, Chair of the committee to notify the Governor that the House was duly organized and ready to receive any communication he might desire to transmit, reported that the committee had performed its duty.

The report was accepted and the committee discharged.

#### REMARKS BY THE SPEAKER

Speaker Rants addressed the House as follows:

Ladies and Gentlemen of the House, family members, honored guests and visitors, welcome to the Iowa House, on a glorious morning, the first day of a new session filled with the promise of a better tomorrow for Iowa. A promise that we must fulfill.

Last week I had the opportunity to travel around the state driving from border to border. Granted, I didn't visit all ninety-nine counties as Representative Fallon did; however I tried to spend a little more time in those I did visit.

As my travels continued, and I visited with more Iowans, I became concerned about the attitude of many of the people I talked with. Perhaps I was overly sensitive, but it appears that there are very low expectations and an almost pessimistic attitude about this session we begin today. I heard about budget challenges darkening the mood at the state house, last year's special session bringing tensions to a boil, and the potential for election year politics to drag down this session. At every turn I was met with a negative question or concern.

But I do not share that attitude. In fact, those that have asked know that I've been looking forward to starting this session. There are so many exciting things happening across our state today that provide so much promise for our tomorrow.

We need to tout that while some states suffered electrical black outs this summer, Iowa has new power plants being built – a fact that shouldn't be lost on manufacturers across the country. Our communities are seeing the fruits of the Vision Iowa program as new cultural attractions are opening their doors giving our families more entertainment opportunities. Personal income is up, and growing faster than our surrounding states. Our children are improving on their math and reading scores for the second year in a row. Is it any wonder that Iowa has been ranked the 2<sup>nd</sup> most livable state in the country? (*2003 Morgan Quitno Press*)

We all know these facts, so how can we allow a negative attitude about our state to take hold? This year provides us an opportunity to capitalize on these good things growing across our state to leave for our children an even better Iowa tomorrow.

To have a successful session, we must all begin today and everyday with the right attitude. At last evening's pre-session prayer dinner, Representative Roberts shared these thoughts from Charles Swindoll, about having the right attitude and I wanted to share them with all of you.

He said, "attitude is more important than facts. It is more important than the past, than education, than money, than circumstances, than failures, than successes, than what other people think or say or do. It is more important than appearance, giftedness or skill. It will make or break a company... a church... a home. The remarkable thing is we have a choice every day regarding the attitude we will embrace for that day. We cannot change our past... we cannot change the fact that people will act in a certain way. We cannot change the inevitable. The only thing we can do is play on the one string we have, and that is our attitude. I am convinced that life is 10% what happens to me and 90% how I react to it. And so it is with you... we are in charge of our attitudes."

And so it is with this new legislative session. The attitudes we each bring with us as we climb those steps every morning will have more to do with the success of this session than what news the Revenue Estimating Conference brings.

Now I won't diminish the budgetary challenges we will have to grapple with. We have about the same amount of taxpayer's dollars to spend this year as was spent last year. What is more important is how we spend our time working to ensure that Iowa's economy is a growing one, so that Iowa families will have more to spend in their family budgets than they had the previous year.

To me this session is very much an instance of the same song, the second verse. We must continue to focus on ensuring a healthy economy. This may not be a session that is known for a marquee piece of legislation as last year, but I hope it will be one known as taking a nuts and bolts approach to improving our business climate.

Each day our small business owners and entrepreneurs struggle to make a profit, and provide jobs for their neighbors. We should examine those costs of doing business, those regulations, those per employee insurance cost, and compare the cost in Iowa with those of our neighboring states and see how we can ease their burden so they are able to expand, grow and employ more of their neighbors.

Each day our small businesses and entrepreneurs struggle to provide health insurance to their employees. The good news is that 90% of Iowans are covered by

health insurance. Yet each day it becomes more and more of a financial hurdle to be overcome. We should look for new ways to assist small business with this challenge and at the same time consider if there isn't a more cost effective way for we in state government and all of those in local government to pool our resources as we too struggle with the cost of health insurance for our employees.

Each day our small businesses are confronted by a marketplace for their goods and services that is becoming increasingly global in nature, and that where the pace of change is rapidly increasing. In that environment, we must consider how we assist them and their employees acquire the skills and the training they will need to be successful.

If we are able to improve in these three categories, that success coupled with the other positive things going on in Iowa, including the private and public investments being made in our economic infrastructure; Iowa's economy is poised for a bright tomorrow. One cautionary note, however, that we must first do no harm. With so many aspects of our economy just beginning to move in the right direction, we must be wary of actions that could serve to undermine it.

All of these things, I'm convinced, are within our reach if we bring the right attitude to work with us, and we keep our focus on tomorrow. It is not yesterday, or last year, that should dominate our thoughts; but what kind of a "tomorrow" we will build in our state.

One of our native sons, John Wayne, from Winterset said it best. "Tomorrow is the most important thing in life. It comes to us at midnight very clean. It's perfect when it arrives and puts itself in our hands. It hopes we've learned something from yesterday."

Ladies and Gentlemen: let us work to realize the promise that is tomorrow.

#### REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Chambers of O'Brien, Chair of the committee to notify the Senate that the House was duly organized and ready to receive any communication that the Senate might desire to transmit, reported that the committee had performed its duty.

The report was accepted and the committee discharged.

#### COMMITTEE FROM THE SENATE

Senator Kettering of Sac appeared and notified the House that the Senate was duly organized and ready to receive any communication that the House might desire to transmit.

## INTRODUCTION OF BILLS

[House File 2001](#), by Elgin, a bill for an act to rescind certain notice requirements by landlords to municipal water utilities relating to liens for delinquent tenant charges.

Read first time and referred to committee on **commerce, regulation and labor**.

[House File 2002](#), by Raecker and Elgin, a bill for an act relating to electronic filing of campaign finance organizational statements and disclosure reports by candidates for statewide office or for the general assembly and by political committees and state statutory political committees, making penalties applicable, and providing an effective date.

Read first time and referred to committee on **state government**.

[House File 2003](#), by Murphy and Heddens, a bill for an act relating to the birth defects institute central registry and making an appropriation and providing an effective date.

Read first time and referred to committee on **human resources**.

[House File 2004](#), by Paulsen and Foege, a bill for an act relating to local laws and regulations relating to smoking prohibitions.

Read first time and referred to committee on **local government**.

[House File 2005](#), by Wise, a bill for an act relating to teacher salary requirements and professional development programs and making appropriations.

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

[House File 2006](#), by Smith, a bill for an act making changes to sex offender registry requirements for persons convicted of incest.

Read first time and referred to committee on **human resources**.

[House File 2007](#), by Thomas, a bill for an act establishing a special distinguished service cross motor vehicle registration plate and providing a fee.

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

**House File 2008**, by Gaskill, a bill for an act relating to ongoing absentee voter status.

Read first time and referred to committee on **state government**.

**House File 2009**, by Connors, a bill for an act relating to provision of information contained in adoption records to the mutual consent voluntary adoption registry.

Read first time and referred to committee on **human resources**.

**House File 2010**, by Whitead and Wendt, a bill for an act relating to waiver of penalties for late motor vehicle registration for activated national guard members.

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

#### 2004 HOUSE COMMITTEE REVISIONS

The Speaker announced the following appointments to the standing committees of the House due to the resignations of Representative Hansen of Pottawattamie and Representative Myers of Johnson:

**Dennis Cohoon**

Removed from Local Government

**Jeff Elgin**

Local Government

**Mary Lou Freeman**

Commerce, Regulation and Labor

**Dave Jacoby**

Commerce Regulation and Labor

Human Resources

Transportation, Infrastructure and Capitals Budget Subcommittee

**Mark Kuhn**

Appropriations, Ranking Member

Removed from Ranking Member of Agriculture, remains on committee

Removed from Transportation, Infrastructure and Capitals Budget Subcommittee

Removed from Ways and Means

**Kevin McCarthy**

Remove from Justice System Budget Subcommittee

**Dolores Mertz**

Agriculture, Ranking Member

**Pat Murphy**

Administration and Rules

Removed from Appropriations

Removed from Human Resources

Removed from Commerce, Regulation and Labor

**Steve Olson**

Ways and Means

**Paul Shomshor**

Local Government

Justice Systems Budget Subcommittee

Ways and Means

**Linda Upmeyer**

Education

Removed from Environmental Protection

**Ralph Watts**

Environmental Protection

**Roger Wendt**

Education, Ranking Member

**John Whitaker**

Agriculture and Natural Resources Budget Subcommittee, Ranking Member

### STANDING COMMITTEES APPOINTED

The Speaker announced the following appointments to the standing committees of the House:

#### ADMINISTRATION AND RULES – 14 Members

|                |            |         |            |
|----------------|------------|---------|------------|
| Roberts, Chair | Gipp       | Mascher | Stevens    |
| Boal*          | Jacobs     | Murphy  | Taylor, T. |
| Bukta**        | Klemme     | Quirk   |            |
| Carroll        | Manternach | Rants   |            |

#### AGRICULTURE – 21 Members

|              |           |            |          |
|--------------|-----------|------------|----------|
| Drake, Chair | De Boef   | Klemme     | Rayhons  |
| Olson, S.*   | Dolecheck | Kuhn       | Stevens  |
| Mertz**      | Frevert   | Lalk       | Struyk   |
| Alons        | Greiner   | Manternach | Swaim    |
| Baudler      | Huseman   | Quirk      | Whitaker |
| Davitt       |           |            |          |

#### APPROPRIATIONS – 25 Members

|            |           |          |            |
|------------|-----------|----------|------------|
| Dix, Chair | Dandekar  | Huseman  | Roberts    |
| Jenkins*   | De Boef   | Jacobs   | Smith      |
| Kuhn**     | Dolecheck | Mertz    | Taylor, T. |
| Alons      | Eichhorn  | Petersen | Thomas     |
| Bell       | Heaton    | Quirk    | Upmeyer    |
| Bogges     | Horbach   | Reasoner | Wise       |
| Chambers   |           |          |            |

#### COMMERCE, REGULATION AND LABOR – 23 Members

|                |            |            |                  |
|----------------|------------|------------|------------------|
| Jenkins, Chair | Freeman    | Manternach | Taylor, T.       |
| Sands*         | Hoffman    | Oldson     | Van Fossen, J.K. |
| Petersen**     | Horbach    | Osterhaus  | Watts            |
| Connors        | Jacobs     | Quirk      | Wilderdyke       |
| Dix            | Jacoby     | Raecker    | Wise             |
| Ford           | Kurtenbach | Taylor, D. |                  |

#### ECONOMIC GROWTH– 21 Members

|                |         |           |                  |
|----------------|---------|-----------|------------------|
| Hoffman, Chair | Granzow | Lensing   | Stevens          |
| Lukan*         | Hanson  | Miller    | Struyk           |
| Thomas**       | Jenkins | Olson, D. | Swaim            |
| Bogges         | Kramer  | Olson, S. | Van Fossen, J.K. |
| Dandekar       | Lalk    | Smith     | Wilderdyke       |
| Dix            |         |           |                  |

## EDUCATION – 23 Members

|                |           |          |          |
|----------------|-----------|----------|----------|
| Tymeson, Chair | Carroll   | Kramer   | Stevens  |
| Chambers*      | Cohoon    | Mascher  | Tjepkes  |
| Wendt**        | Dandekar  | Paulsen  | Upmeyer  |
| Berry          | Dennis    | Raecker  | Winckler |
| Boal           | Dolecheck | Roberts  | Wise     |
| Bukta          | Foege     | Schickel |          |

## ENVIRONMENTAL PROTECTION – 21 Members

|                |         |         |            |
|----------------|---------|---------|------------|
| Greiner, Chair | Fallon  | Heddens | Olson, D.  |
| Kurtenbach*    | Ford    | Hogg    | Olson, S.  |
| Greimann**     | Gaskill | Klemme  | Shoultz    |
| De Boef        | Hahn    | Kuhn    | Watts      |
| Drake          | Hanson  | Maddox  | Wilderdyke |
| Elgin          |         |         |            |

## ETHICS – 6 Members

|                |           |         |          |
|----------------|-----------|---------|----------|
| Raecker, Chair | Mascher** | Huseman | McCarthy |
| Dennis*        | Bukta     |         |          |

## GOVERNMENT OVERSIGHT – 9 Members

|              |         |        |        |
|--------------|---------|--------|--------|
| Alons, Chair | Baudler | Kramer | Thomas |
| Raecker*     | Jenkins | Oldson | Wendt  |
| Lensing**    |         |        |        |

## HUMAN RESOURCES – 21 Members

|                  |          |        |            |
|------------------|----------|--------|------------|
| Boddicker, Chair | Foege    | Hunter | Roberts    |
| Granzow*         | Freeman  | Hutter | Tymeson    |
| Smith**          | Greimann | Jacoby | Upmeyer    |
| Berry            | Heaton   | Lukan  | Watts      |
| Carroll          | Heddens  | Miller | Wendt      |
|                  |          |        | Wilderdyke |

## JUDICIARY – 21 Members

|               |           |         |                  |
|---------------|-----------|---------|------------------|
| Maddox, Chair | Boddicker | Heaton  | Reasoner         |
| Paulsen*      | Dennis    | Hutter  | Schickel         |
| Swaim**       | Eichhorn  | Jochum  | Struyk           |
| Baudler       | Foege     | Kramer  | Van Fossen, J.R. |
| Berry         | Greimann  | Lensing | Winckler         |
| Boal          |           |         |                  |

## LOCAL GOVERNMENT – 21 Members

|                         |         |           |                  |
|-------------------------|---------|-----------|------------------|
| Van Engelenhoven, Chair | Elgin   | Huser     | Reasoner         |
| Schickel*               | Gaskill | Jones     | Shomshor         |
| Fallon**                | Hahn    | Lensing   | Tjepkes.         |
| Arnold                  | Hanson  | Maddox    | Van Fossen, J.K. |
| Boal                    | Hoffman | Olson, D. | Whitead          |
| Connors                 |         |           |                  |



## NATURAL RESOURCES – 21 Members

|                |         |          |                  |
|----------------|---------|----------|------------------|
| Freeman, Chair | Bogges  | Lukan    | Taylor, D.       |
| Rasmussen*     | Davitt  | Lykam    | Van Engelenhoven |
| Bell**         | Dix     | McCarthy | Van Fossen, J.R. |
| Arnold         | Frevert | Mertz    | Whitaker         |
| Baudler        | Granzow | Rayhons  | Whitead          |
| Boddicker      |         |          |                  |

## PUBLIC SAFETY – 21 Members

|                   |          |         |            |
|-------------------|----------|---------|------------|
| Baudler, Chair    | Chambers | Heddens | Osterhaus  |
| Van Fossen, J.R.* | De Boef  | Hogg    | Sands      |
| McCarthy**        | Eichhorn | Horbach | Shultz     |
| Alons             | Ford     | Hunter  | Taylor, T. |
| Bell              | Freeman  | Klemme  | Tjepkes    |
| Boddicker         |          |         |            |

## STATE GOVERNMENT – 21 Members

|              |         |            |           |
|--------------|---------|------------|-----------|
| Elgin, Chair | Gaskill | Lykam      | Raecker   |
| Dennis*      | Greiner | Manternach | Rasmussen |
| Jochum**     | Hutter  | Mascher    | Roberts   |
| Connors      | Jacobs  | Oldson     | Watts     |
| Drake        | Jones   | Petersen   | Whitead   |
| Fallon       |         |            |           |

## TRANSPORTATION – 21 Members

|               |           |          |                  |
|---------------|-----------|----------|------------------|
| Arnold, Chair | Cohoon    | Huseman  | Olson, S.        |
| Rayhons*      | Dolecheck | Klemme   | Rasmussen        |
| Huser**       | Elgin     | Lykam    | Thomas           |
| Alons         | Greiner   | McCarthy | Van Engelenhoven |
| Bukta         | Hunter    | Miller   | Whitaker         |
| Chambers      |           |          |                  |

## WAYS AND MEANS – 25 Members

|                         |         |            |            |
|-------------------------|---------|------------|------------|
| Van Fossen, J.K., Chair | Frevert | Kurtenbach | Sands      |
| Kramer*                 | Hahn    | Lalk       | Shomshor   |
| Shultz**                | Hogg    | Lukan      | Taylor, D. |
| Boal                    | Huser   | Oldson     | Tymeson    |
| Carroll                 | Jochum  | Olson, S.  | Wendt      |
| Davitt                  | Jones   | Paulsen    | Winckler   |
| Drake                   |         |            |            |

## HOUSE APPROPRIATIONS SUBCOMMITTEES

## ADMINISTRATION AND REGULATION – 9 Members

|                 |       |       |          |
|-----------------|-------|-------|----------|
| Eichhorn, Chair | Elgin | Lykam | Paulsen. |
|-----------------|-------|-------|----------|

|           |        |           |                  |
|-----------|--------|-----------|------------------|
| Lalk*     | Hunter | Olson, D. | Van Engelenhoven |
| Connors** |        |           |                  |

AGRICULTURE AND NATURAL RESOURCES – 9 Members

|                |          |       |           |
|----------------|----------|-------|-----------|
| De Boef, Chair | Bell     | Hahn  | Rasmussen |
| Tjepkes*       | Chambers | Mertz | Reasoner  |
| Whitaker**     |          |       |           |

ECONOMIC DEVELOPMENT – 9 Members

|                |          |         |          |
|----------------|----------|---------|----------|
| Boggess, Chair | Dandekar | Hoffman | Sands    |
| Wilderdyke*    | Gaskill  | Hogg    | Schickel |
| Ford**         |          |         |          |

EDUCATION – 9 Members

|                  |        |          |            |
|------------------|--------|----------|------------|
| Dolecheck, Chair | Davitt | Frevert  | Kurtenbach |
| Upmeyer*         | Dennis | Greimann | Tymeson    |
| Winckler**       |        |          |            |

HEALTH AND HUMAN SERVICES – 9 Members

|               |           |         |        |
|---------------|-----------|---------|--------|
| Heaton, Chair | Berry     | Granzow | Hutter |
| Jones*        | Boddicker | Heddens | Smith  |
| Osterhaus**   |           |         |        |

JUSTICE SYSTEMS – 9 Members

|                |        |          |                   |
|----------------|--------|----------|-------------------|
| Horbach, Chair | Lukan  | Miller   | Swaim             |
| Hanson*        | Maddox | Shomshor | Van Fossen, J. R. |
| Foege**        |        |          |                   |

TRANSPORTATION, INFRASTRUCTURE AND CAPITALS – 9 Members

|                |         |         |         |
|----------------|---------|---------|---------|
| Huseman, Chair | Arnold  | Jacoby  | Struyk  |
| Watts*         | Freeman | Rayhons | Whitead |
| Cohoon**       |         |         |         |

\* Vice Chair

\*\* Ranking Member

**[HOUSE FILE 309](#) REREFERRED**

The Speaker announced that [House File 309](#), previously referred to committee on Local Government was rereferred to committee on Ways and Means.

**COMMUNICATIONS RECEIVED****AUDITOR OF STATE**

Audit of the State's Comprehensive Annual Financial Report for the year ended June 30, 2002, pursuant to Chapter 11.25, Code of Iowa.

**BOARD OF PAROLE**

Report on options to improve Iowa's Criminal Justice System, pursuant to Chapter 13.34, Code of Iowa.

**BOARD OF REGENTS**

Annual Report of the College Bound and IMAGES Programs at the Regent universities, pursuant to Chapter 262.92 and 269.93, Code of Iowa.

Annual Report on the sale of ISU Ankeny Experimental Farm, pursuant to Chapter 1143, 2002 Iowa Acts of the 79<sup>th</sup> General Assembly.

**University Hospitals and Clinics**

Annual Report of receipts, disbursements and fund balances, pursuant to Chapter 263A.13, Code of Iowa.

Annual Report on Technology Transfer and Economic Development, pursuant to Chapter 15.365, Code of Iowa.

**CIVIL RIGHTS COMMISSION**

Annual Savings Report on Iowa Communications Network (ICN) usage for Fiscal Year 2003, pursuant to Chapter 8D.10, Code of Iowa.

**DEPARTMENT OF ADMINISTRATIVE SERVICES**

2003 Affirmative Action in Iowa Report, pursuant to Chapter 19B.5, Code of Iowa.

Report of Internal Service Funds, pursuant to Chapter 8A.123, Code of Iowa.

**DEPARTMENT OF COMMERCE**

Iowa Utilities Board Report, pursuant to Chapter 476.6(25)g, Code of Iowa.

**DEPARTMENT OF CORRECTIONS**

Report of the Community-Based Corrections strategic plan, pursuant to Chapters 905.7 and 905.9, Code of Iowa.

Report regarding organic farming, pursuant to Chapters 904.702, 904.809 and 905.14, Code of Iowa.

Vocational Program Updates as of December 2003, pursuant to Chapter 904.701, Code of Iowa.

Fiscal Year 2003 Iowa Corrections Offender Network (ICON) Status Report, pursuant to Chapter 904, Code of Iowa.

#### DEPARTMENT OF EDUCATION

Report on Student Achievement and Teacher Quality-Inclusion Study, pursuant to Chapter 272, Code of Iowa.

Iowa Communications Network (ICN) Report Assumptions and Comments for Fiscal Year 2003, pursuant to Chapter 8D.10, Code of Iowa.

#### DEPARTMENT OF ELDER AFFAIRS

Proposed changes in the Case Management Program for the Frail Elderly (CMPFE), pursuant to Chapter 231, Code of Iowa.

#### DEPARTMENT OF HUMAN RIGHTS Division of Persons with Disabilities

Annual Report, pursuant to Chapter 216A.60, Code of Iowa.

#### Iowa Commission on the Status of African-Americans

Annual Report for Fiscal Year 2003, pursuant to Chapter 216A.142, Code of Iowa.

#### Division of Persons with Disabilities

Iowa Client Assistance Program 2003 Annual Report, pursuant to Chapter 216A.77(8), Code of Iowa.

#### DEPARTMENT OF HUMAN SERVICES

Annual Report concerning youth who received independent living (IL) foster care services, pursuant to Chapter 232.2, Code of Iowa.

Annual Report of savings realized through use of the Iowa Communications Network (ICN), pursuant to Chapter 8D.10, Code of Iowa.

Report relative to a special needs population at the Department of Human Services' State Resource Centers, pursuant to Chapter 249A.11, Code of Iowa.

2003 Toledo Iowa Communications Network (ICN) Savings Report, pursuant to Chapter 8D.10, Code of Iowa.

Report relative to the Department's plan for implementing an electronic billing and payments system for child care providers, pursuant to Chapter 178.48, Code of Iowa.

Report and recommendations relative to the Fatherhood, Marriage, and Family Support Advisory Group, pursuant to Chapter 175, Code of Iowa.

Iowa Mental Health and Developmental Disabilities Commission

Report concerning redesign of Iowa's adult mental health and developmental disability (MHDD) system, pursuant to Chapter 225C.6(1)(q), Code of Iowa.

DEPARTMENT OF JUSTICE  
Office of Consumer Advocate

Bi-annual Report, pursuant to Chapter 476, Code of Iowa.

Report of the Department's actual costs and an estimate of time expended enforcing the Iowa competition law, pursuant to Chapter 8.23, Code of Iowa.

DEPARTMENT OF MANAGEMENT

Utility Replacement Tax Force Study Report, pursuant to Chapter 437A.15(7), Code of Iowa.

DEPARTMENT OF PUBLIC HEALTH

2002 Fiscal Report, pursuant to Chapter 100(1)(c), Code of Iowa.

DEPARTMENT OF PUBLIC SAFETY  
Iowa Laboratories Facilities

Report of security needs for the Iowa Laboratories Facilities, pursuant to Chapter 97, Code of Iowa.

Annual Report for Fiscal Year 2003, pursuant to Chapter 80, Code of Iowa.

DEPARTMENT OF REVENUE  
Implementation Committee

2003 report addressing the progress of the Property Tax Implementation Committee, pursuant to Chapter 444.3.41, Code of Iowa.

Annual Report of costs incurred and paid, for services to support the departments Tax Gap Compliance Project, pursuant to Chapter 421.17(22A), Code of Iowa.

DEPARTMENT OF TRANSPORTATION

Recycled content plastic bag and soy inks report, pursuant to Chapter 307.21, Code of Iowa.

2004 Highway Accomplishment Program Report, pursuant to Chapter 7A.9, Code of Iowa.

2004-2008 State Park and Institutional Roads Program Report, pursuant to Chapter 7A.9, Code of Iowa.

Report of use of recycled content products and soybean-based inks, pursuant to Chapter 307.21(4)b+c, Code of Iowa.

Report on use of funds that did not revert, pursuant to Chapter 307.46(2), Code of Iowa.

Report on equipment and vehicle purchases revolving fund, pursuant to Chapter 307.47(4), Code of Iowa.

Secondary Road Research Report, pursuant to Chapter 310.36, Code of Iowa.

Street Research Report, pursuant to Chapter 312.3A, Code of Iowa.

Street Construction Fund Distribution Advisory Committee

Report on Iowa's public road system, pursuant to Chapter 312.3D, Code of Iowa.

Iowa County Treasurers Association

Report on a study of the county driver's license issuance program, pursuant to Chapter 325A.78, Code of Iowa.

IOWA COMMUNICATIONS NETWORK

Report of Fiscal Year 2003 savings to K-12 schools that participated in Iowa Public Television sponsored ICN video sessions, pursuant to Chapter 8D.10, Code of Iowa.

Review of maintenance contract, pursuant to Chapter 8D.3(3)(g), Code of Iowa.

Five-year financial plan for ICN, pursuant to Chapter 8D.3.3.f, Code of Iowa.

IOWA ENERGY CENTER

Annual Report, pursuant to Chapter 476.10A(3), Code of Iowa.

IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Fiscal Year 2003 Iowa Communications Network (ICN) Report, pursuant to Chapter 97B, Code of Iowa.

IOWA UTILITIES BOARD

Review of utility ratemaking procedures, pursuant to Chapter 426B.5, Code of Iowa.

IOWA VALUES FUND BOARD

Iowa Values Fund Review Commission

Report of requirements outlined in the Iowa Values Fund legislation, pursuant to Chapters 79(4), 83(3)(b), and 83(3)(c), Code of Iowa.

Iowa Values Fund Review Commission

Report of the first five months of activities, pursuant to Chapter 79(4), 83(3)(b) and 83(3)(c), Code of Iowa.

**IOWA WORKFORCE DEVELOPMENT**

Annual Surcharge Office Report, pursuant to Chapter 96.7, Code of Iowa.

**MUNICIPAL FIRE AND POLICE RETIREMENT SYSTEM OF IOWA**

Annual Report, pursuant to Chapter 411.5, Code of Iowa.

**OFFICE OF DRUG CONTROL POLICY**

2004 Update to Iowa's Drug Control Strategy, pursuant to Chapter 80.E, Code of Iowa.

**OFFICE OF THE STATE PUBLIC DEFENDER  
Indigent Defense Advisory Commission**

Committee recommendations, pursuant to Chapter 13B.2A, Code of Iowa.

Report of efficiency and cost saving achievements within the Public Defender's Office, pursuant to Chapter 232.141, 2003 Acts of the 80<sup>th</sup> General Assembly.

**TREASURER OF STATE**

Recording and Transaction Fee Report, pursuant to Chapter 331.604 and 331.605C, Code of Iowa.

Annual Report of the Tobacco Settlement Authority, pursuant to Chapter 12E.15, Code of Iowa.

**CERTIFICATES OF RECOGNITION**

**MR. SPEAKER:** The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

**MARGARET A. THOMSON  
Chief Clerk of the House**

- |        |   |
|--------|---|
| 2004\1 | Tena Luppen, Iowa Falls – For celebrating her 85th birthday.  |
| 2004\2 | Bennie Hall, Alden – For celebrating his 90 <sup>th</sup> birthday.                                     |
| 2004\3 | Esther Lackman, Denison – For celebrating her 89 <sup>th</sup> birthday.                                |
| 2004\4 | Eleanor and Slim Boothby, Correctionville – For celebrating their 65 <sup>th</sup> wedding anniversary. |
| 2004\5 | Clark Weary, Ida Grove – For celebrating his 90 <sup>th</sup> birthday.                                 |
| 2004\6 | Ed Kuhlmann, Charter Oak – For celebrating his 80 <sup>th</sup> birthday.                               |

- 2004\7 Edna Schultz, Mapleton – For celebrating her 80<sup>th</sup> birthday.
- 2004\8 Luetta and Elmer Mordhorst, Denison – For celebrating their 60<sup>th</sup> wedding anniversary.
- 2004\9 Carolyn and Walter Babl, Mapleton – For celebrating their 60<sup>th</sup> anniversary.
- 2004\10 Alvin Petersen, Davenport – For celebrating his 80<sup>th</sup> birthday.

#### SUBCOMMITTEE ASSIGNMENTS

##### **House File 108 Reassigned**

Agriculture: Dolecheck, Chair; Klemme and Quirk.

#### HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

##### **H.S.B. 500 Ways and Means**

Relating to the phaseout of the sales and use taxes on the sale and furnishing of gas, electricity, and fuel to residential customers.

##### **H.S.B. 501 Appropriations**

Relating to the state general fund expenditure limitation by revising the percentage amount used for the limitation and including effective date and applicability provisions.

##### **H.S.B. 502 Education**

Relating to driver education by a teaching parent.

#### RESOLUTIONS FILED

**HCR 103**, by Wise, Petersen, Hogg, Struyk, Whitaker and Taylor, T., a concurrent resolution to provide for a temporary adjournment of the 2004 Regular Legislative Session for the purpose of awaiting the March 2004 report of the revenue estimating conference.

Referred to **Administration and Rules**.

**HR 101**, by Schickel, a resolution amending the permanent rules of the House for the Eightieth General Assembly.

Referred to **Administration and Rules**.



[\*\*HR 102\*\*](#), by Murphy, a resolution relating to the scheduling of multiple committee meetings.

Referred to **Administration and Rules**.

[\*\*HR 103\*\*](#), by Whitead and Wendt, a resolution urging the federal government to provide better access to veterans facilities and services.

Laid over under **Rule 25**.

[\*\*HR 104\*\*](#), by Wendt and Whitead, a resolution calling upon Congress to enact legislation to allow concurrent receipt of retirement and disability compensation by American veterans.

Laid over under **Rule 25**.

On motion by Gipp of Winneshiek the House adjourned at 10:47 a.m., until 8:45 a.m., Tuesday, January 13, 2004.