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**STATE OF IOWA**

**House Journal**

**WEDNESDAY, FEBRUARY 4, 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

Twenty-fourth Calendar Day - Seventeenth Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Wednesday, February 4, 2004

The House met pursuant to adjournment at 8:45 a.m., Speaker Rants in the chair.

Prayer was offered by Reverend Troy Richmond, Associate Pastor of St. Mary's and St. Patrick's Church, Ottumwa, and St. Mary Magdeline of Bloomfield. He was the guest of Representative Mary Gaskill from Wapello County.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Speaker Rants.

The Journal of Tuesday, February 3, 2004 was approved.

## MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 3, 2004, passed the following bill in which the concurrence of the House is asked:

[Senate File 2059](#), a bill for an act relating to and making appropriations of birth certificate fees for the birth defects registry and child abuse prevention programs, and providing an effective date.

MICHAEL E. MARSHALL, Secretary

## INTRODUCTION OF BILLS

[House File 2147](#), by Mascher, a bill for an act relating to the reimbursement for services provided under a medical assistance home and community-based services waiver for the elderly.

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

[House File 2148](#), by Jacobs, a bill for an act relating to the use of a certain transaction fee collected by the county recorder.

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

[House File 2149](#), by committee on public safety, a bill for an act relating to the prosecution of certain simple misdemeanors committed in a city located in two or more counties.

Read first time and placed on the **calendar**.

[House File 2150](#), by committee on judiciary, a bill for an act establishing a child endangerment offense for permitting the presence of a child or minor at a location where a controlled substance manufacturing or product possession violation occurs and providing a penalty.

Read first time and placed on the **calendar**.

[House File 2151](#), by committee on public safety, a bill for an act creating a criminal offense for using any type of equipment capable of taking a photograph including but not limited to a cellular telephone with a fitted camera in certain areas, and providing a penalty.

Read first time and placed on the **calendar**.

[House File 2152](#), by Lukan, a bill for an act permitting games using pull-tab tickets conducted by qualified organizations.

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

[House File 2153](#), by Chambers, a bill for an act relating to the amount retained by county treasurers for issuance of motor vehicle registrations.

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

[House File 2154](#), by Mascher and Heddens, a bill for an act to require the Iowa finance authority to implement minimum universal design standards, relating to accessibility for persons with

disabilities, applicable to all public housing constructed using public funds.

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

[House File 2155](#), by Whitaker, Hogg, D. Taylor, Miller, Dandekar, Wendt, Davitt, Thomas, Bukta, Connors, Foege, Frevert, Berry, Mertz, and Jacoby, a bill for an act making an appropriation to the college student aid commission for purposes of the national guard educational assistance program.

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

[House File 2156](#), by Mascher and Heddens, a bill for an act to require that public housing constructed using public funds incorporate minimum universal design standards relating to accessibility.

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

[House File 2157](#), by Mascher and Heddens, a bill for an act to require that public housing constructed using Iowa finance authority funds incorporate minimum universal design standards relating to accessibility.

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

[House File 2158](#), by Mascher, a bill for an act relating to the use of a handheld cellular telephone while operating a motor vehicle and providing a penalty.

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

[House File 2159](#), by Mascher and Stevens, a bill for an act relating to increasing the personal needs allowance under the medical assistance program for residents of nursing facilities.

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

[House File 2160](#), by Mascher, a bill for an act relating to filling a vacancy in the office of county attorney.

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

[House File 2161](#), by Roberts, a bill for an act relating to the threshold at which a contract is required for certain corrections institution improvement projects where inmate labor is to be used.

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

[House File 2162](#), by Elgin, a bill for an act relating to activities of licensed private investigation businesses in regard to abandoned property.

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

[House File 2163](#), by Hunter, Gaskill, Shoultz, Lensing, Greimann, and Fallon, a bill for an act to increase the state minimum hourly wage rate.

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

[House File 2164](#), by Mascher, a bill for an act relating to professional licensing boards, authorizing specified licensing boards to obtain criminal history data relating to applicants for licensure and licensees, and authorizing the collection of fees for related costs.

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

[House File 2165](#), by Hunter, Greimann, and Foege, a bill for an act relating to the regulation of renal dialysis facilities and providing for injunctive relief.

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

[House File 2166](#), by Elgin, a bill for an act eliminating a time limit on executions of judgments and orders.

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

## SENATE MESSAGE CONSIDERED

[Senate File 2059](#), by committee on appropriations, a bill for an act relating to and making appropriations of birth certificate fees for the birth defects registry and child abuse prevention programs, and providing an effective date.

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

[HOUSE FILE 2094](#) REREFERRED

The Speaker announced that [House File 2094](#), previously referred to committee on **commerce, regulation and labor** was rereferred to committee on **judiciary**.

[HOUSE FILE 2097](#) REREFERRED

The Speaker announced that [House File 2097](#), previously referred to committee on **commerce, regulation and labor** was rereferred to committee on **judiciary**.

## 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\314 Earl Anderson, Coralville – For celebrating his 90<sup>th</sup> birthday.
- 2004\315 Walt Stevens, Fort Dodge – For recognition for his 50 years of dedicated service to the Fort Dodge and surrounding community in his capacity as Editor and Editor Emeritus of the Messenger.
- 2004\316 Patrick Krier, Ollie – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2004\317 Eric Kephart, Ollie – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2004\318 Lucia Swaim, Drakesville – For celebrating her 90<sup>th</sup> birthday.
- 2004\319 Helen Wiggins, North English – For celebrating her 102<sup>nd</sup> birthday.

- 2004\320 Opal Mason, North English – For celebrating her 101<sup>st</sup> birthday.
- 2004\321 Don and Marilyn Morrison, South English – For celebrating their 50<sup>th</sup> wedding anniversary.
- 2004\322 Freda Winter, Iowa Falls – For celebrating her 90<sup>th</sup> birthday.
- 2004\323 Rollie and Marguerite Markle, Newton – For celebrating their 50<sup>th</sup> wedding anniversary.

SUBCOMMITTEE ASSIGNMENTS

**House Joint Resolution 2002 Reassigned**

Judiciary: Boddicker, Chair; Eichhorn and Greimann.

**House File 257 Reassigned**

Natural Resources: Boddicker, Chair; Freeman and Mertz.

**House File 2027**

Commerce, Regulation and Labor: Horbach, Chair; Dix and Taylor, T.

**House File 2051**

Commerce, Regulation and Labor: Wilderdyke, Chair; Manternach and Taylor, D.

**House File 2101**

Commerce, Regulation and Labor: Dix, Chair; Horbach and Taylor, T.

**House File 2120**

Environmental Protection: Greiner, Chair; Ford and Klemme.

**House File 2123**

State Government: Roberts, Chair; Dennis and Oldson.

**House File 2131**

State Government: Elgin, Chair; Fallon, Hutter, Jochum, Oldson, Roberts and Watts.

**House File 2137**

Public Safety: Tjepkes, Chair; Bell and Chambers.

**House File 2139**

State Government: Drake, Chair; Connors, Elgin, Jones and Lykam.

[House File 2141](#)

Natural Resources: Lukan, Chair; Davitt and Granzow.

[House File 2152](#)

State Government: Raecker, Chair; Gaskill, Jochum, Jones, Lykam, Rasmussen and Roberts.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

[House Study Bill 600](#)

Environmental Protection: Olson S., Chair; Greimann and Hahn.

[House Study Bill 601](#)

Judiciary: Eichhorn, Chair; Boal and Swaim.

[House Study Bill 602](#)

Judiciary: Kramer, Chair; Jochum and Schickel.

[House Study Bill 603](#)

Agriculture: Rayhons, Chair; Frevert and Olson S.

[House Study Bill 604](#)

Agriculture: Rayhons, Chair; Olson S. and Struyk.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

[H.S.B. 606](#) **Public Safety**

Relating to the selling and purchasing of products containing pseudoephedrine, and providing penalties.

[H.S.B. 607](#) **Commerce, Regulation and Labor**

Authorizing the creation of and regulating private health insurance purchasing cooperatives.

[H.S.B. 608](#) **Commerce, Regulation and Labor**

Relating to the collection of costs associated with residential real estate loans.

**H.S.B 609 Commerce, Regulation and Labor**

Relating to fees charged for delayed redemption of electronic gift cards.

**H.S.B. 610 Education**

Relating to residency qualifications for purposes of postsecondary tuition and fees paid at public institutions of higher education in this state.

**H.S.B. 611 Human Resources**

Relating to family investment program eligibility requirements involving motor vehicle equity, family investment plans, limited benefit plans, and required school attendance and including an applicability provision.

**H.S.B. 612 Commerce, Regulation and Labor**

Relating to immunity from third-party liability for claims resulting from contaminated property.

**H.S.B. 613 Commerce, Regulation and Labor**

Relating to powers and duties of state credit unions, including amendment of bylaws, account liens and setoffs, examinations, boards of directors and officers, expulsion of members, suspension or restriction of services, and related matters.

**H.S.B 614 Human Resources**

Relating to child protection confidentiality requirements involving the department of human services.

**COMMITTEE RECOMMENDATION**

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk.

MARGARET A. THOMSON  
Chief Clerk of the House

COMMITTEE ON NATURAL RESOURCES

**Committee Bill** (Formerly [House File 2062](#)), increasing the damages payable upon conviction of certain unlawful activities involving antlered deer.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 04, 2004.

On motion by Jacobs of Polk the House adjourned at 8:51 a.m., until 8:45 a.m., Thursday, February 5, 2004.