

PROOF

STATE OF IOWA

House Journal

WEDNESDAY, FEBRUARY 11, 2004

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JOURNAL OF THE HOUSE

Thirty-first Calendar Day - Twenty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 11, 2004

The House met pursuant to adjournment at 8:47 a.m., Speaker Rants in the chair.

Prayer was offered by Reverend Tom Bowers, pastor of Windsor Presbyterian Church, Des Moines. He was the guest of Representative Gene Maddox from Polk County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Speaker Rants.

The Journal of Tuesday, February 10, 2004 was approved.

INTRODUCTION OF BILLS

[House File 2207](#), by committee on judiciary, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective and retroactive applicability date provisions.

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

[House File 2208](#), by committee on judiciary, a bill for an act relating to nonsubstantive Code corrections and including effective and retroactive applicability date provisions.

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

[House File 2209](#), by Carroll, a bill for an act relating to the provision of a copy of a certificate of birth to a biological parent.

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

[House File 2210](#), by Granzow, a bill for an act relating to administrative rules for controlling fugitive dust.

Read first time and referred to committee on **environmental protection**.

[House File 2211](#), by Stevens, a bill for an act providing for grandparent or other relative visitation under certain circumstances with a child adjudicated as a child in need of assistance.

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

[House File 2212](#), by Tymeson, a bill for an act relating to certain voluntary annexations and providing an effective date.

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

[House File 2213](#), by Whitaker, a bill for an act relating to the eligibility for the homestead credit of the owner of a dwelling located on land owned by another person or entity and including an effective date.

Read first time and referred to committee on **ways and means**.

[House File 2214](#), by Baudler, a bill for an act relating to the allocation of natural gas delivery taxes on delivery of natural gas to a new electric power generating peaking plant.

Read first time and referred to committee on **ways and means**.

[House File 2215](#), by Carroll, a bill for an act allowing retired peace officers to carry weapons.

Read first time and referred to committee on **public safety**.

[House File 2216](#), by Heaton, Freeman, Boggess, Rasmussen, Lalk, Tjepkes, Schickel, Manternach, Raecker, Roberts, Jenkins, Greiner, Rayhons, J. R. Van Fossen, S. Olson, Tymeson, Jones, Sands, Jacobs, Arnold, Horbach, Lukan, Van Engelenhoven, Granzow, Hahn, Kramer, Huseman, Dennis, Upmeyer, Hutter and Paulsen, a bill for an act relating to the establishment of a

prescription drug assistance program by the commissioner of insurance, and providing for a contingent appropriation.

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

[House File 2217](#), by Granzow, a bill for an act allowing counties to share the services of certain elective county officers.

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

[House File 2218](#), by Heaton and Connors, a bill for an act relating to licensure requirements for American sign language and manual English interpreters, making an appropriation, making penalties applicable, and providing an effective date.

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

[House File 2219](#), by Quirk, Stevens, Dandekar, and Struyk, a bill for an act creating a Vietnam conflict veterans bonus for a certain period of active duty military service, and providing a tax exemption and a penalty.

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

[House File 2220](#), by Struyk, Dandekar, Quirk and Stevens, a bill for an act relating to the deduction from the individual income tax of active duty pay for military personnel serving in operation Iraqi freedom, operation noble eagle, and operation enduring freedom and including effective and applicability date provisions.

Read first time and referred to committee on **ways and means**.

[House File 2221](#), by Hutter, a bill for an act to prohibit the printing of credit card numbers and expiration dates on sales receipts and providing a penalty.

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

[House File 2222](#), by Struyk, Stevens, Dandekar and Quirk, a bill for an act relating to compensation for members of county commissions of veteran affairs.

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

[House File 2223](#), by Hutter, a bill for an act relating to required notices and disclosures of delayed deposit services, prohibited acts by licensees, and providing for fees.

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

[House File 2224](#), by Quirk, a bill for an act relating to serving a period of confinement in lieu of paying an outstanding fine.

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

[House File 2225](#), by Mertz, a bill for an act relating to the establishment of drainage and levee districts, and providing an effective date.

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

[House File 2226](#), by Stevens, a bill for an act relating to hearings required for the physical or mental examination or chemical dependency evaluation of a child alleged to be delinquent or a child in need of assistance.

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

[House File 2227](#), by Struyk, Huser, Quirk and Mertz, a bill for an act concerning the use of moneys appropriated but unexpended for certain vacant state employee positions.

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

[House File 2228](#), by Carroll and Raecker, a bill for an act to establish a newslines for the blind program within the department for the blind and to establish telephone utility assessments.

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

[House File 2229](#), by Rants, a bill for an act providing for an annual tax levy on real property used in gaming operations and providing an effective date.

Read first time and referred to committee on **ways and means**.

SENATE MESSAGE CONSIDEREED

[Senate File 2066](#), by committee on transportation, a bill for an act modifying requirements for securing children transported in motor vehicles and making a penalty applicable.

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

[HOUSE FILE 2172](#) REREFERRED

The Speaker announced that [House File 2172](#), previously referred to committee on **education** was rereferred to committee on **state government**.

[HOUSE FILE 2183](#) REREFERRED

The Speaker announced that [House File 2183](#), previously referred to committee on **commerce, regulation and labor** was rereferred to committee on **local government**.

BILL ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bill has been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for his approval on this 11th day of February, 2004: [House File 2039](#).

COMMUNICATION RECEIVED

The following communication was received and filed in the office of the Chief Clerk:

THE IOWA CRIMINAL AND JUVENILE JUSTICE PLANNING ADVISORY
COUNCIL

2004 update of the five-year program, pursuant to chapter 216A.135, 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\393	Justin Long, Latimer – For receiving a 2004 Prudential Spirit of Community Award.
2004\394	Art and Darlene Hemann, Osage – For celebrating their 50 th wedding anniversary.
2004\395	Buzz and Edna King, Marble Rock – For celebrating their 58 th wedding anniversary.
2004\396	Royden and Gladys Putnam, Osage – For celebrating their 60 th wedding anniversary.
2004\397	Rozella Osborn, Charles City – For celebrating her 90 th birthday.
2004\398	Wes and Donna Koebrick, Charles City – For celebrating their 50 th wedding anniversary.

SUBCOMMITTEE ASSIGNMENTS

[House Joint Resolution 2003](#)

Judiciary: Van Fossen, J.R., Chair; Boal and Greimann.

[House File 2029](#)

Appropriations: Dix, Chair; Jenkins and Reasoner.

[House File 2060](#)

Commerce, Regulation and Labor: Jacobs, Chair; Jenkins and Wise.

[House File 2094](#) Reassigned

Judiciary: Heaton, Chair; Dennis and Struyk.

[House File 2118](#)

Judiciary: Maddox, Chair; Berry and Dennis.

[House File 2155](#)

Appropriations: Dolecheck, Chair; Horbach and Thomas.

[House File 2169](#)

Appropriations: Chambers, Chair; Dandekar and Eichhorn.

[House File 2172](#)

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

[House File 2175](#)

Environmental Protection: Kurtenbach, Chair; Hahn and Heddens.

[House File 2181](#)

Appropriations: Dix, Chair; Jenkins and Quirk.

[House File 2189](#)

Appropriations: Huseman, Chair; Mertz and Roberts.

[House File 2192](#)

Commerce, Regulation and Labor: Raecker, Chair; Jacobs and Taylor, T.

[House File 2203](#)

Human Resources: Boddicker, Chair; Roberts and Smith.

[House File 2204](#)

Commerce, Regulation and Labor: Van Fossen, J.K., Chair; Dix and Osterhaus.

[House File 2206](#)

Human Resources: Lukan, Chair; Boddicker and Smith.

[House File 2209](#)

Human Resources: Carroll, Chair; Jacoby and Roberts.

[House File 2211](#)

Human Resources: Roberts, Chair; Boddicker and Smith.

[House File 2215](#)

Public Safety: Alons, Chair; Bell and Van Fossen, J.R.

[House File 2216](#)

Human Resources: Heaton, Chair; Granzow and Smith.

[House File 2221](#)

Commerce, Regulation and Labor: Jacobs, Chair; Kurtenbach and Petersen.

[House File 2226](#)

Human Resources: Roberts, Chair; Boddicker and Hunter.

[House File 2228](#)

Human Resources: Carroll, Chair; Miller and Roberts.

[Senate File 2059](#)

Appropriations: Upmeyer, Chair; Jacobs and Smith.

HOUSE STUDY BILL SUMCOMMITTEE ASSIGNMENT

[House Study Bill 623](#)

Government Oversight: Alons, Chair; Kramer and Lensing.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

[H.S.B. 624](#) **Human Resources**

Providing for technical and substantive changes relating to the practice of cosmetology, establishing penalties, and making penalties applicable.

[H.S.B. 625](#) **Human Resources**

Relating to the disposition of medical assistance special needs trusts, including the payment rate for nursing facility levels of care.

[H.S.B. 626](#) **Human Resources**

Providing for specified changes regarding programs under the purview of the department of public health, providing a penalty, and making an appropriation.

H.S.B. 627 Natural Resources

Providing a free lifetime fishing license for persons who have certain mental and physical disabilities.

H.S.B. 628 Natural Resources

Relating to the issuance of free deer and wild turkey hunting licenses to certain landowners and other persons.

H.S.B. 629 Public Safety

Relating to various issues under the purview of the department of corrections including the creation of an inmate labor fund and establishing criminal offenses for certain interstate compact for adult offender supervision violations, and providing a penalty.

H.S.B. 630 Commerce, Regulation and Labor

To limit damages arising from motor vehicle accidents.

COMMITTEE RECOMMENDATIONS

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 EDUCATION

Committee Bill (Formerly [House Study Bill 514](#)), authorizing school districts and nonpublic schools to apply credit under the state education program for successful completion of military basic training.

Fiscal Note is not required.

Recommendation **Amend and Do Pass** February 11, 2004.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly [House Study Bill 509](#)), relating to the release of sex offender registry records, and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** February 10, 2004.

RESOLUTION FILED

[HR 112](#), by Upmeyer, Dennis, Schickel, Greiner, Wilderdyke, Hutter, Rasmussen, Boggess, De Boef, Boddicker, Raecker, Freeman, Jacobs, Rayhons, Huseman, Heaton, Lukan, J.R. Van Fossen, Jenkins, Tjepkes, Arnold, Chambers, Hanson, Hoffman, Tymeson, Granzow, Horbach, Drake, Manternach, S. Olson, Carroll, Dolecheck, Dix, Jacoby, Foege, Whitaker, Wise, Smith, Thomas, Fallon, Hogg, D. Olson, Mascher, Osterhaus, Bukta, Jochum, Ford, Frevert, Gaskill, Miller, Mertz, Lensing, Shoultz, Quirk, Bell, Struyk, Huser, D. Taylor, Hunter, Davitt, Heddens, Cohoon, Wendt, Shomshor, Dandekar, Petersen, Greimann, Oldson, Murphy and Kuhn, a resolution recognizing Iowa nursing students and faculty.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-8013	H.F. 2207	Committee on Judiciary
H-8014	H.F. 2208	Committee on Judiciary
H-8015	H.F. 2138	Hutter of Scott
H-8016	H.F. 2187	Roberts of Carroll
H-8017	H.F. 2201	Greiner of Washington
		Hutter of Scott
		Whitead of Woodbury

On motion by Gipp of Winneshiek the House adjourned at 8:57 a.m., until 8:45 a.m., Thursday, February 12, 2004.