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**STATE OF IOWA**

**Senate Journal**

**MONDAY, JANUARY 12, 2004**

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# JOURNAL OF THE SENATE

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FIRST CALENDAR DAY  
FIRST SESSION DAY

Senate Chamber  
Des Moines, Iowa, Monday, January 12, 2004

Pursuant to chapter two (2), sections two point one (2.1) and two point three (2.3), Code of Iowa, the 2004 Regular Session of the Eightieth General Assembly convened at 10:03 a.m. The Senate was called to order by President Mary Kramer.

Prayer was offered by Father Greg Leach of Our Lady's Immaculate Heart Church in Ankeny, Iowa. He was the guest of Senator Lamberti.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Nancy J. Boettger, member of the Senate from Shelby County, Harlan, Iowa.

## OPENING REMARKS BY THE PRESIDENT OF THE SENATE

Good morning, and welcome back to this beautiful, tradition-rich chamber. What a gift it is to work in this historic place. Attempting to be worthy of our history is often a daunting task.

Today begins a year of new opportunity and many changes for many people. New beginnings bring optimism and energy—great gifts.

Much has been written and spoken regarding the current situation in Iowa. While it is true that problem solving begins by defining the problems, common sense tell us that at some point is it absolutely necessary to agree on a problem definition and move to possible solutions!

Joan Rivers is fond of saying "Can We Talk?" So many problems roll around our state—begging for a forum, a stage, a someplace where we might spread them before us and talk them through. But either the someplace does not exist, or we as leaders have little interest in looking for it. Is there no Grange hall in Iowa where citizens can sit down and talk?

The Iowa caucus process shows the world our capacity to sit down in small groups throughout the state and discuss issues, seeking candidates that best reflect our view of these issues. Perhaps that process can be continued—by discussing ideas and solutions to move our state forward. How about an Envision Iowa? A process to encourage our fellow Iowans to understand Iowa's issues, then seek a common vision for the desired future.

Still, we remember our most important protections in this new world will be our old values. Nothing we learn on the Internet or in the latest polls gives us deeper insights than the answers found in the desert 2,000 years ago—or at our parents' knees. As Iowans, we owe an extraordinary debt to those generations who have brought us to the brink of a promised land. Their sacrifices not only brought us a good life, but in the face of war and hard times, they kept the values alive. These values are the greatest gift we can share with those who follow.

In Iowa we are blessed with the freedom, the values, and the people to create our desired future. Men and women in public life can provide inspiration, vision, and a belief in a common purpose. Is that a hope for those of us in public service? No, it's the job. It's what we were elected to do—a goal for me in my new location, and hopefully a goal for all of you here as well.

Thank you.

### REMARKS BY THE MAJORITY LEADER

I want to take this opportunity to welcome everyone back for the 2004 Regular Session of the 80th General Assembly.

One year ago I stood before you in the depths of a budget crisis and talked about opportunity. Today, I stand before you still facing a difficult budget situation but committed to building on the opportunities we created last session.

Much has been made about the 2003 session. In fact, just last week a newspaper was still speculating what the impact of the last legislative session will be on this one. Never before in my time has one session been so directly linked to another session.

My vision for Iowa has not changed since last session. I will continue my efforts to create an Iowa with the most competitive business climate and tax policy in the country, an Iowa where our children's test scores are the best in the nation, rather than just near the top, and finally, an Iowa where health insurance costs and saving for college don't consume your entire paycheck.

I want to build on our accomplishments last session and keep Iowa moving forward.

Unfortunately, last session will not change the course of Iowa forever. Iowa still faces serious challenges. We are the worst state in the nation in which to operate a small business. We have a premier education system, but we can do better. And, health care costs continue to rise. We have much work to do.

In our quest to attract the “front page” industries, we have neglected their smaller counterparts. In this legislative session, we will not forget those small businesses that are responsible for two-thirds of all new jobs. Small businesses have remained the unsung heroes of Iowa’s economy, and I will not forget them this legislative session.

I will again keep education a top priority this legislative session. Whether a child attends school in Dows or West Des Moines, they should be challenged in the classroom by teachers focused on providing the very best education. While serving on the school board many years ago, I preached the importance of teaching the basics: reading, writing, and arithmetic. I hope today our classrooms keep these basics a priority.

Unfortunately, many Iowa families woke up again this morning without health insurance. Some employers around the state have found they are no longer able to provide both a good job AND good health care benefits. Sadly, these companies are unable to continue benefits. I believe some changes can be made that help both the employee and the employer.

The pundits will tell us that a legislative session during an election year will not produce great results, and that the only thing Iowans should expect is partisan bickering and grandstanding.

To my friends across the aisle, I know that you also share many of the same concerns I do. Our challenges transcend partisan affiliations, and our constituents deserve a bipartisan effort this legislative session.

While many think a dramatic legislative session is behind us, I believe we must have a focused session on the issues affecting real Iowans. Only then, can we have a state where businesses thrive, students excel, and providing our kids with health insurance and a college education doesn’t land us in bankruptcy.

Members of the Iowa Senate, we stand here today missing one of our own.

Senator Larson, like many other young men and women, has been called to aid in the effort to rebuild a country. His absence this legislative session will serve as a constant reminder of how families sacrifice to serve a greater good.

Every day I think about our brave Iowa soldiers that have given the ultimate sacrifice. I pray their families have the strength to carry on and I want them to know we will not forget the sacrifices made.

I am grateful every year to be standing before you and discussing the legislative session. In many countries around the world, the notion of a citizen legislature is nothing but a dream. I would like to remind everyone what a remarkable event it truly is to govern one’s self. Today, and the rest of the session, we will debate legislation without the threat of violence or civil war. And, in the end, we will all return to our homes.

Thank you, Madam President.

## REMARKS BY THE MINORITY LEADER

Thank you, Madam President.

Today is a new beginning for the Iowa Senate. While the faces are familiar and while it is true that every year we meet in January to begin a new session, the people of Iowa expect us to do things differently this year.

We must make a new beginning, because the way we've been doing things is not working. In fact, Iowa common sense says the Iowa legislature is broken. Here's why I say that.

This broken legislature can't pass a budget that most Iowa families believe is in tune with their values and their priorities.

The size of state government has decreased by 10 percent in the last few years. The cost of state government is the lowest it has been in 40 years.

Despite deep cuts in state services, the state budget is still overflowing with red ink. This year's deficit is more than \$340 million. On Iowa's main streets and rural roads, people are talking about how the "red ink Republicans" controlling the legislature have created a rising tide of red ink that is drowning the budgets of local school districts, local governments, and our public universities.

We've got to responsibly manage our resources. Can we agree today that we won't pass the buck—or in this case, the buck-et of red ink—on to local government? The proposal by some to eliminate property tax credits is outrageous.

Last year, a bare majority of this body voted to, in effect, slash economic development efforts, cut hours at many local libraries, lay off police officers and firefighters across the state, raise fees of all kinds, and INCREASE PROPERTY TAXES. That's what happened last year when the majority cut \$60 million from Iowa's cities and counties.

This year, let's not pretend we are solving problems by making them somebody else's problem. Let's not pretend we are holding the line on taxes by forcing cities and counties to increase local property taxes for thousands of working Iowa families.

I hope that by February 15, we can let the residents of our communities and counties know what the legislature has in store for them. If I have my way, we won't add to the damage done last year. If you plan to send more buckets of red ink their way, you should have the decency to let them know before they must certify their budgets.

This broken legislature is selling out Iowa workers.

The Republican path to economy prosperity is based on selling out the hopes and dreams of Iowans in favor of a low-wage, low quality-of life strategy that benefits a few and will fail in the long run. Last year, the majority voted to make it tougher for injured workers to get help, considered the elimination of collective bargaining, and refused to raise the minimum wage. The majority's agenda for economic development

is lower wages, tax increases for working families, cuts for the rich, inadequate public services, and tax giveaways for corporations.

Trying to compete on that basis with Mexico, India, and China is a losing strategy. Rather than undermining wages, we should be working to increase wages. Rather than making it more difficult for workers to improve their skills, we should be making educational opportunities more affordable for all Iowans. Rather than offer Iowa workers to the world at a discount—as people desperate for work at any wage—we should focus on our excellent work ethic, strong skills, and stable communities.

This broken legislature is taking education for granted.

The majority loves to talk about education, but our kids need more than talk. Most Iowa schools have not seen a penny's worth of increase in state aid for the last three years. Judged by our students' test scores, Iowa ranks among the top three states in the nation when it comes to education. But how long will that hold if we are reducing educational opportunities, and class sizes start to increase again? How long will this last when our best teachers are paid so much less than the national average? Is anyone listening when our school boards tell us our schools are in crisis?

Our public universities are losing some of their best professors and becoming less affordable. Families working to improve themselves saw tuition increase 60 percent in three years! Tuition at our community colleges is the highest in the nation.

The legislature is broken, but, together, we can fix it. We can start by setting aside the wedge issues and leave the campaigning for the fall elections. Let's focus on improving our economy and protecting the quality of life that Iowans demand for themselves and their children.

Let's also set aside the backroom deal-making. Let's revive the traditional committee process. Let's do our work in public, so the people of Iowa can see what we are doing and play a role in our decisions.

If we are to ensure every Iowan's right to economic security, educational excellence, and strong families and communities, our state government must commit to a policy of inclusion and our citizens must commit to active political participation. Only when these are combined can we begin to work toward providing the tools Iowans need.

We know that government cannot do it alone. It will require a partnership that includes the private sector, communities, and nonprofit organizations. With that in mind, here are ten ideas that the Democratic members of the Iowa Senate will work to offer during this session.

One, the state's minimum wage should be raised. This would help 100,000 Iowans who need the money to pay for their family's health care and education.

Two, to ensure greater economic security for working families, we should require that companies receiving "Iowa Values" incentives must provide adequate health-care insurance for their employees.

Three, we must oppose additional property tax increases. Instead of reducing taxes for all Iowa families, Republicans have shifted cost of government from income taxes to

property taxes. As income tax rates for wealthy Iowans have fallen, property taxes have increased due to cuts in state aid to cities and counties, cuts to local schools, cuts to community colleges, and cuts to property tax credits.

Democrats believe property taxes should be reduced because the property taxes take a much bigger bite out of the incomes of seniors and working families than the budgets of Iowa's richest families.

Four, to harness the full potential of agriculture in Iowa, our state must be a leader in the life sciences revolution. We are well positioned, thanks to our farmers and related businesses—and thanks to our research universities—to harness the benefits of agricultural innovation.

Five, we should nurture and promote producer-owned facilities. More than 75 percent of Iowa's raw commodities (hogs and cattle) are exported out of state. If Iowa helped producers to process their hogs or cattle, the farmer would increase their share of the commodity prices and thus increase their profit, and create high-paying Iowa jobs and increase tax revenue.

Six, we should increase our commitment to wind energy and other renewable energy. By helping businesses build their own renewable energy production facilities, we can create more high-skill, high-wage jobs.

Iowa can also help the companies cut their costs by producing their own energy and boost the state's overall production of cleaner energy. By investing in wind energy, we will be creating a cleaner, more economically secure future for the state of Iowa, especially in our rural areas.

Seven, we must ensure affordable health care for all Iowans. As the average age of our state's population increases, we need to make sure that the most vulnerable Iowans have access to affordable, high-quality health care. We should also expand Iowa Priority, the state prescription drug program for seniors eligible for Medicare and disabled Iowans, to include families whose children are on Medicaid or have enrolled in HAWK-I.

Eight, we should guarantee affordable health care for more Iowa children. 32,500 Iowa children still are without health insurance. We should continue to expand and enhance our outreach efforts for the state's HAWK-I children's health insurance program.

Nine, since taking control of the legislature in 1997, Republicans have been too eager to balance the state's budget on the backs of Iowa schoolchildren and college students. Higher education is becoming an economic burden on working families and a barrier to opportunity for Iowa high school graduates.

If Iowans are going to feel economically secure in the future, the state must renew its commitment to affordable higher education for all Iowa students, smaller class sizes and higher test scores, and ensuring that the best teachers are recruited and retained in our classrooms.

Ten, we must build stronger communities and neighborhoods. We should support community development by encouraging housing rehabilitation, expanding the Main Street initiative, increasing historic tax credits, and revitalizing the economy in rural Iowa. We should also support our communities by cleaning our impaired waters, an action which will protect the health of citizens, create more recreational opportunities, and encourage economic activity in rural Iowa.

This is an ambitious agenda, but it is one which reflects the hopes Iowans have for the future of our state and families. Rather than managing and facilitating the decline of Iowa, the citizens of Iowa expect us to lead and lay the groundwork for a prosperous future.

Thank you, Madam President.

#### COMMITTEE FROM THE HOUSE

A committee from the House appeared and notified the Senate that the House was duly organized and ready to receive any communication the Senate might be ready to transmit.

#### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Larson, for the remainder of the 2004 Session until he returns from his military service in Iraq, on request of Senator Iverson.

#### COMMITTEE TO NOTIFY THE GOVERNOR

Senator Iverson moved that a committee of five be appointed to notify the Governor that the Senate was organized and ready to receive any communication that he might be ready to transmit.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Angelo, Chair; Redfern, Hosch, Courtney, and Ragan.

#### COMMITTEE TO NOTIFY THE HOUSE

Senator Iverson moved that a committee of five be appointed to notify the House of Representatives that the Senate was organized and ready for business.



The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Kettering, Chair; Behn, Johnson, Connolly, and Dotzler.

APPOINTMENT OF PERMANENT OFFICERS AND EMPLOYEES

Senator Iverson asked and received unanimous consent to take up the following supplemental report of the committee on Rules and Administration:

MADAM PRESIDENT: Your committee on Rules and Administration begs leave to submit the names of the following personnel for appointment as officers and employees of the Senate for the 2004 Session of the Eightieth General Assembly:

Majority Caucus

Administrative Asst. to Majority Leader .....Katie Koberg
Secretary ..... Kyle McCullough
Secretary ..... Janet Schwarz

Minority Caucus

Sr. Legislative Research Analyst ..... Dick Oshlo
Secretary ..... Josh Heggen
Secretary ..... Josh Valdez

Administrative

Confidential Secretary to the Secretary ..... Stacy L. Beattie
Admin. Secretary to the Secretary ..... Ember Leonard

Legal Counsel

Assistant to Legal Counsel..... Donald Clarke

Services

Doorkeeper ..... James Douglas

Secretaries to Senators

Committee Secretary ..... Heath Bartness
Committee Secretary ..... Carla Batchelor-Caster
Committee Secretary ..... John Good
Committee Secretary ..... Katie McKibben
Committee Secretary ..... Ellen Wagner-Kerber
Secretary ..... Kristie Blunt
Secretary ..... Martha Connolly

Secretary ..... Catherine Engel  
 Secretary ..... Mac McDonald  
 Secretary ..... Phyllis Peterson  
 Secretary ..... Greg Pklapp  
 Secretary ..... Regan Roberts  
 Secretary ..... Lynzey Tharp  
 Secretary ..... Mary Welter

STEWART E. IVERSON, JR., Chair

Senator Iverson moved the adoption of the supplemental report and the appointment of the permanent officers and employees of the Senate.

The motion prevailed by a voice vote and the foregoing officers and employees appeared before the bar of the Senate and were duly sworn.

APPOINTMENT OF PAGES

Senator Iverson asked and received unanimous consent to take up the following report of the committee on Rules and Administration:

MADAM PRESIDENT: Your committee on Rules and Administration begs leave to submit the names of the following persons as Pages for the Senate for the 2004 Session of the Eightieth General Assembly:

- SARAH BATTANI, Ankeny
- THERESA BITTNER, Des Moines
- DEXTER CHAN, Milford
- LINDSAY DAVIS, Waterloo
- JEREMY DUNKIN, Bondurant
- CAROLYN KISTLER, Olin
- KRISTA KREIMAN, Bloomfield
- MATT KRONLAGE, Dyersville
- JOHN LANDE, Huxley
- MARGUERITE MOELLER, Decorah
- SAMARA PALS, Orange City
- AMY PENNISTON, Ottumwa
- MADDISON SIECK, Glenwood
- LAURA THOMAS, West Union
- ALLISON VENNERBERG, Stanton
- ASHLEY WILSON, Ames

STEWART E. IVERSON, JR., Chair

Senator Iverson moved the adoption of the report and the appointment of the Senate Pages.

The motion prevailed by a voice vote and the foregoing Senate Pages appeared before the bar of the Senate and were duly sworn to their oaths of office.

#### SPECIAL GUEST

Senator Beall welcomed to the Senate chamber former Senator Rod Halvorson of Webster County.

The Senate rose and expressed its welcome.

#### REPORT OF THE COMMITTEE TO NOTIFY THE HOUSE

Senator Kettering reported that the committee assigned to notify the House that the Senate was organized and ready for business had performed its duty.

The report was accepted and the committee discharged.

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

Senator Angelo reported that the committee assigned to notify the Governor that the Senate was organized and ready to receive communication had performed its duty.

The report was accepted and the committee discharged.

#### RECESS

On motion of Senator Iverson, the Senate recessed at 10:55 a.m. until 1:30 p.m.

**AFTERNOON SESSION**

The Senate reconvened at 1:39 p.m., Senator Lamberti presiding.

**ADJOURNMENT**

On motion of Senator Iverson, the Senate adjourned at 1:40 p.m. until 8:30 a.m., Tuesday, January 13, 2004.

**APPENDIX****COMMUNICATIONS RECEIVED**

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency during the 2003 interim, after the adjournment of the 2003 Extraordinary Session:

June 10, 2003

**IOWA CIVIL RIGHTS COMMISSION**

2001–2002 Annual Report — notification that the report in electronic form is available online.

June 16, 2003

**DEPARTMENT OF PUBLIC HEALTH**

2002 Termination of Pregnancy Report — notification that the report in electronic form is available online.

July 2, 2003

**OFFICE OF AUDITOR OF STATE**

Report of Recommendations to the Iowa Legislature, as included in the State's Comprehensive Annual Financial Report for the year ended June 30, 2002.

September 30, 2003

**DEPARTMENT OF HUMAN RIGHTS**

2003 Annual Report for the Division of Persons with Disabilities — notification that the report in electronic form is available online.

October 1, 2003

DEPARTMENT OF ADMINISTRATIVE SERVICES

Annual Report of Internal Service Funds — notification that the report in electronic form is available online.

DEPARTMENT OF ELDER AFFAIRS

Report on Proposed Changes in the Case Management Program for the Frail Elderly (CMPFE).

October 2, 2003

DEPARTMENT OF ADMINISTRATIVE SERVICES

Affirmative Action Report for FY 2003, pursuant to Iowa Code section 19B.5.

October 29, 2003

BOARD OF REGENTS

Annual Report of the College Bound/IMAGES Programs — notification that the report in electronic form is available online.

October 31, 2003

DEPARTMENT OF REVENUE

2003 Iowa Property Tax Implementation Committee: Report to the Legislature — notification that the report in electronic form is available online.

November 3, 2003

OFFICE OF DRUG CONTROL POLICY

Iowa's Drug Control Strategy 2004, pursuant to Iowa Code chapter 80.E.

November 13, 2003

DEPARTMENT OF JUSTICE

Reports of the department's actual costs and estimate of time expended enforcing the Iowa competition law and providing public education relating to consumer fraud and enforcement of Iowa Code section 714.16, pursuant to 2003 Acts, [Senate File 439](#).

November 17, 2003

TREASURER OF STATE

Recording and Transaction Fee Report, pursuant to 2003 Acts, [Senate File 453](#).

November 18, 2003

DEPARTMENT OF PUBLIC SAFETY

2003 Annual Report — notification that the report in electronic form is available online.

IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION

Five-Year Financial Plan, pursuant to Iowa Code section 8D.3.

Review of Maintenance Contract, pursuant to Iowa Code section 8D.3.

December 1, 2003

DEPARTMENT OF REVENUE

Department of Revenue Tax Gap Compliance Project Annual Report.

December 2, 2003

DEPARTMENT OF CORRECTIONS

Legislative Response on Organic Farming — notification that the report in electronic form is available online.

IOWA UTILITIES BOARD

Report on rate-regulated electric utilities' multityear plans and budgets and recommendation of filing or emissions plans and budgets, pursuant to 2001 Acts, [House File 577](#).

December 9, 2003

IOWA BOARD OF PAROLE

Report on Options to Improve Iowa's Criminal Justice System — notification that the report in electronic form is available online.

DEPARTMENT OF JUSTICE and DEPARTMENT OF REVENUE

Report on the collection of delinquent fines, fees, surcharges, and court costs, pursuant to 2003 Acts, [Senate File 439](#).

December 11, 2003

DEPARTMENT OF HUMAN RIGHTS

2003 Annual Report for the Iowa Commission on the Status of African-Americans — notification that the report in electronic form is available online.

## DEPARTMENT OF MANAGEMENT

Utility Replacement Tax Task Force Report, pursuant to Iowa Code section 437A.15(7).

December 15, 2003

## STATE PUBLIC DEFENDER

State Public Defender Efficiency Report — notification that the report in electronic form is available online.

## DEPARTMENT OF PUBLIC SAFETY

Security Needs at Iowa Lab Facilities — notification that the report in electronic form is available online.

December 16, 2003

## IOWA VALUES FUND BOARD

Report to the General Assembly.

December 17, 2003

## DEPARTMENT OF NATURAL RESOURCES

Oil Overcharge Restitution Programs Annual Report.

## MUNICIPAL FIRE AND POLICE RETIREMENT SYSTEM OF IOWA

Annual Report for the FY ended June 30, 2003.

December 18, 2003

## BOARD OF REGENTS

Annual Report on Sale of ISU Ankeny Experimental Farm — notification that the report in electronic form is available online.

## DEPARTMENT OF EDUCATION

Report on the Student Achievement and Teacher Quality-Inclusion Study, pursuant to 2002 Acts, [House File 2549](#).

## DEPARTMENT OF HUMAN SERVICES

Report regarding special needs populations at state resource centers, pursuant to 2003 Acts, [House File 667](#).

December 23, 2003

DEPARTMENT OF HUMAN SERVICES

Independent Living Services Annual Report, pursuant to 2003 Acts, [House File 457](#).

IOWA WORKFORCE DEVELOPMENT

Annual Surcharge Office Report, pursuant to Iowa Code section 96.7, subsection 12.

December 31, 2003

BOARD OF REGENTS

Annual Report on Technology Transfer and Economic Development, pursuant to 2003 Acts, [Senate File 433](#).

DEPARTMENT OF HUMAN SERVICES

The Fatherhood, Marriage, and Family Supports Advisory Group Reports and Recommendations, pursuant to 2003 Acts, [House File 667](#).

Mental Health and Developmental Disability System Redesign Report, pursuant to Iowa Code section 225C.6 and 2003 Acts, [House File 529](#).

DEPARTMENT OF TRANSPORTATION

Iowa Airport Directory — notification that the report in electronic form is available online.

Study regarding Street Construction Fund Distribution — notification that the report in electronic form is available online.

January 2, 2004

TREASURER OF STATE

Tobacco Settlement Authority Financial Statements and Independent Auditors' Reports for the years ending June 30, 2002 and 2003, pursuant to Iowa Code section 12E.15.

January 5, 2004

DEPARTMENT OF HUMAN SERVICES

Report regarding plan for implementing an electronic billing and payment system for child care providers, pursuant to 2003 Acts, [Senate File 453](#), section 48.

IOWA UTILITIES BOARD

Review of Utility Ratemaking Procedures, pursuant to 2003 Acts, [Senate File 458](#).



January 6, 2004

DEPARTMENT OF CORRECTIONS

Iowa Corrections Offender Network Status Report — notification that the report in electronic form is available online.

DEPARTMENT OF TRANSPORTATION

Treasurer's Consultant Report, pursuant to 2003 Acts, [Senate File 97](#).

January 8, 2004

DEPARTMENT OF NATURAL RESOURCES

Electronic Waste Management in Iowa — notification that the report in electronic form is available online.

January 9, 2004

DEPARTMENT OF CORRECTIONS

Community-Based Corrections Strategic Plan Report — notification that the report in electronic form is available online.

Vocational Education Programs for Inmates — notification that the report in electronic form is available online.

DEPARTMENT OF HUMAN SERVICES

Annual Report of the Healthy and Well Kids in Iowa (HAWK-I) Board, pursuant to Iowa Code section 514.I(7).

DEPARTMENT OF NATURAL RESOURCES

Report on Full-Size Off-Highway Vehicle Registration Program — notification that the report in electronic form is available online.

January 12, 2004

LEGISLATIVE OVERSIGHT COMMITTEE

Report of activities during the calendar year 2003, pursuant to 2002 Acts, [Senate File 2325](#).

DEPARTMENT OF NATURAL RESOURCES

Strategy Report for Electronics Waste Management in Iowa, pursuant to Iowa Code section 455D.6(7).

**AGENCY ICN REPORTS**

July 8, 2003

**IOWA CIVIL RIGHTS COMMISSION**

Iowa Communications Network (ICN) Usage for FY 2003, pursuant to Iowa Code section 8D.10.

November 6, 2003

**DEPARTMENT OF PUBLIC HEALTH**

Iowa Communications Network (ICN) Usage for FY 2003, pursuant to Iowa Code section 8D.10.

December 1, 2003

**DEPARTMENT OF EDUCATION**

Iowa Communications Network (ICN) Usage for FY 2003, pursuant to Iowa Code section 8D.10.

December 18, 2003

**DEPARTMENT OF HUMAN SERVICES**

Iowa Communications Network (ICN) Usage for FY 2003, pursuant to Iowa Code section 8D.10.

**DEPARTMENT OF HUMAN SERVICES—IOWA JUVENILE HOME**

Iowa Communications Network (ICN) Usage for FY 2003, pursuant to Iowa Code section 8D.10.

December 30, 2003

**IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM**

Iowa Communications Network (ICN) Usage for FY 2003, pursuant to Iowa Code section 8D.10.

January 6, 2004

**DEPARTMENT OF JUSTICE—STATE COURT ADMINISTRATION**

Iowa Communications Network (ICN) Usage for FY 2003, pursuant to Iowa Code section 8D.10.

January 7, 2004

DEPARTMENT OF PUBLIC DEFENSE

Iowa Communications Network (ICN) Usage for FY 2003, pursuant to Iowa Code section 8D.10.

January 9, 2004

BOARD OF REGENTS

Iowa Communications Network (ICN) Usage for FY 2003, pursuant to Iowa Code section 8D.10.

IOWA COMMUNICATIONS NETWORK

Iowa Communications Network (ICN) Usage for FY 2003, pursuant to Iowa Code section 8D.10.

ANNOUNCEMENTS OF APPOINTMENTS BY  
THE PRESIDENT OF THE SENATE AND  
SENATE MAJORITY AND MINORITY LEADERS

CHILD WELFARE SERVICE SYSTEM REDESIGN MONITORING COMMITTEE

(2003 Acts, [Senate File 453](#), section 44)

Maggie Tinsman  
Ken Veenstra  
Jack Hatch

GROW IOWA VALUES BOARD

(Iowa Code section 15G.102)

Mark Zieman (term expires 4/30/2005)  
William A. Dotzler, Jr. (term expires 4/30/2006)

JUDICIAL DISTRICT AND JUDICIAL RESOURCES STUDY COMMITTEE

(2003 Acts, [Senate File 694](#), section 66)

Donald B. Redfern  
Keith A. Kreiman

DNR REGULATIONS APPLICABLE TO CITIES AND COUNTIES STUDY  
COMMITTEE

(2003 Acts, [Senate File 453](#), section 29)

David Johnson  
Ron Wieck  
Dennis H. Black

PUBLIC RETIREMENT SYSTEMS COMMITTEE

(Iowa Code section 97D.4)

Julie Hosch  
Paul McKinley  
Mark Zieman  
Mike Connolly  
John P. Kibbie

**SUPPLEMENTAL REPORT OF THE COMMITTEE ON  
RULES AND ADMINISTRATION**

MADAM PRESIDENT: Pursuant to [Senate Concurrent Resolution 2](#), the committee on Rules and Administration submits the following names of officers and employees of the Senate for the Eightieth General Assembly, 2004 Session, and their respective classifications, grades, and steps:

		<u>CLASS</u>	<u>GRADE</u>	<u>STEP</u>
Admin. Asst. to Maj. Ldr.	Katie Koberg	P/FT	Grade 27,	Step 1
Legislative Secretary	Janet Schwarz	S/O	Grade 15,	Step 2
Legislative Secretary	Kyle McCullough	S/O	Grade 18,	Step 1
Sr. Legis. Research Analyst	Dick Oshlo	P/FT	Grade 38,	Step 2
Legislative Secretary	Josh Heggen	S/O	Grade 15,	Step 1
Legislative Secretary	Josh Valdez	S/O	Grade 15,	Step 1
Conf. Sec. to Secretary	Stacy Beattie	P/FT	Grade 27,	Step 4
Admin. Sec. to Secretary	Ember Leonard	S/O	Grade 21,	Step 1
Asst. to Legal Counsel	Donald Clarke	S/O	Grade 19,	Step 1
Doorkeeper	James Douglas	S/O	Grade 11,	Step 2
Legis. Committee Secretary	Heath Bartness	S/O	Grade 18,	Step 1
Legis. Committee Secretary	Carla Batchelor-Caster	S/O	Grade 17,	Step 1
Legis. Committee Secretary	John Good	S/O	Grade 18,	Step 1
Legis. Committee Secretary	Katie McKibben	S/O	Grade 18,	Step 1
Legis. Committee Secretary	Ellen Wagner-Kerber	S/O	Grade 18,	Step 1
Legislative Secretary	Kristie Blunt	S/O	Grade 16,	Step 1
Legislative Secretary	Martha Connolly	S/O	Grade 18,	Step 1
Legislative Secretary	Catherine Engel	S/O	Grade 16,	Step 1
Legislative Secretary	Charles H. McDonald	S/O	Grade 16,	Step 1
Legislative Secretary	Phyllis Peterson	S/O	Grade 16,	Step 1
Legislative Secretary	Greg Pklapp	S/O	Grade 18,	Step 1
Legislative Secretary	Regan Roberts	S/O	Grade 17,	Step 1
Legislative Secretary	Lynzey Tharp	S/O	Grade 18,	Step 1
Legislative Secretary	Stephanie Wells	S/O	Grade 16,	Step 1
Legislative Secretary	Mary Welter	S/O	Grade 16,	Step 1
Page	Sarah Battani	S/O	Grade 9,	Step 1
Page	Theresa Bittner	S/O	Grade 9,	Step 1
Page	Dexter Chan	S/O	Grade 9,	Step 1
Page	Lindsay Davis	S/O	Grade 9,	Step 1
Page	Jeremy Dunkin	S/O	Grade 9,	Step 1
Page	Carolyn Kistler	S/O	Grade 9,	Step 1
Page	Krista Kreiman	S/O	Grade 9,	Step 1
Page	Matt Kronlage	S/O	Grade 9,	Step 1
Page	John Lande	S/O	Grade 9,	Step 1
Page	Marguerite Moeller	S/O	Grade 9,	Step 1
Page	Samara Pals	S/O	Grade 9,	Step 1
Page	Amy Penniston	S/O	Grade 9,	Step 1
Page	Maddison Sieck	S/O	Grade 9,	Step 1
Page	Laura Thomas	S/O	Grade 9,	Step 1
Page	Allison Vennerberg	S/O	Grade 9,	Step 1
Page	Ashley Wilson	S/O	Grade 9,	Step 1

STEWART E. IVERSON, JR., Chair

REPORT OF THE COMMITTEE ON  
RULES AND ADMINISTRATION

MADAM PRESIDENT: Pursuant to [Senate Concurrent Resolution 2](#), the committee on Rules and Administration submits the following increases, reclassifications, and the effective dates of Senate employees:

Admin. Asst. to Ldr. III	Andy Warren	Step 2 to Step 3 Effective 1/04
Sec. to Leader to Conf. Sec. to Ldr.	Vicki Iverson	Grade 19, Step 2 to Grade 27, Step 2 S/O to P/PT Effective 5/03
Caucus Staff Director to Sr. Caucus Staff Director	Petricia Ward	Grade 38, Step 6 to Grade 41, Step 4 Effective 5/03
Legis. Res. Analyst I to Legis. Res. Analyst II	James Friedrich	Grade 29, Step 5 to Grade 32, Step 3 Effective 1/04
Legis. Research Analyst I	Tom Ashworth	Step 1 to Step 2 Effective 2/04
Legis. Research Analyst I	Josh Bronsink	Step 1 to Step 2 Effective 3/04
Legis. Research Analyst I	Daren Jaques	Step 1 to Step 2 Effective 2/04
Legis. Research Analyst I	Kimberly Steenhoek	Step 1 to Step 2 Effective 2/03
Legis. Research Analyst	Peter Matthes	Step 1 to Step 2 Effective 6/03
Sr. Admin. Asst. to Ldr	Eric Bakker	Step 2 to Step 3 Effective 6/03
Caucus Staff Director to Sr. Caucus Staff Director	Ron Parker	Grade 38, Step 6 to Grade 41, Step 4 Effective 9/03
Conf. Sec. to Leader	Debbie Kattenhorn	Step 3 to Step 4 Effective 1/04
Legis. Res. Analyst I to Legis. Res. Analyst II	Julie Simon	Grade 29, Step 5 to Grade 32, Step 3 Effective 1/04
Legis. Res. Analyst I to Legis. Res. Analyst II	Kerry Wright	Grade 29, Step 4 to Grade 32, Step 2 Effective 7/03
Legis. Res. Analyst I to Legis. Res. Analyst II	Rusty Martin	Grade 29, Step 5 to Grade 32, Step 3 Effective 8/03
Legis. Research Analyst I	Bridget Godes	Step 1 to Step 2 Effective 3/04
Research Analyst	Jace Mikels	Step 1 to Step 2 Effective 7/03
Secretary of the Senate	Michael E. Marshall	\$96,179 to \$100,776 Effective 6/03

Sr. Finance Officer II	Linda Laurenzo	Step 4 to Step 5 Effective 6/03
Finance Officer II	Lois Brownell	Step 5 to Step 6 Effective 6/03
Sr. Journal Editor	K'Ann Brandt	Step 3 to Step 4 Effective 6/03
Editor I	Janet Hawkins	Step 4 to Step 5 Effective 6/03
Asst. Journal Editor to Editor I	Megan Thompson	Grade 19, Step 3 to Grade 22, Step 1 Effective 6/03
Sr. Indexer	Kathy Olah	Step 3 to Step 4 Effective 6/03

STEWART E. IVERSON, JR. Chair

## REPORT OF COMMITTEE MEETING

### RULES AND ADMINISTRATION

**Convened:** January 12, 2004, 9:45 a.m.

**Members Present:** Iverson, Chair; Lamberti, Vice Chair; Gronstal, Ranking Member; Boettger, Courtney, Dvorsky, Gaskill, Ragan, and Sievers.

**Members Absent:** Drake and Wieck (both excused).

**Committee Business:** Discussion regarding reports needing committee approval.

**Adjourned:** 9:50 a.m.

### INTRODUCTION OF RESOLUTIONS

[Senate Joint Resolution 2001](#), by Fraise and Courtney, a joint resolution designating the channel catfish as the official state fish for the State of Iowa.

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

[Senate Resolution 101](#), by Kibbie and Warnstadt, a resolution urging congressional action to allow all eligible veterans to receive concurrently both their full military retired pay and military disability compensation.

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

[Senate Resolution 102](#), by Kibbie and Warnstadt, a resolution urging increased resources to ensure greater access to veterans administration hospitals.

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

#### INTRODUCTION OF BILLS

[Senate File 2001](#), by Putney, a bill for an act relating to bicycles on primary highways and providing a penalty.

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

[Senate File 2002](#), by Brunkhorst, a bill for an act relating to the regulation of target shooting near buildings and feedlots.

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

[Senate File 2003](#), by Brunkhorst, a bill for an act providing for an individual income tax deduction for contributions made to a qualified tuition program established by certain educational institutions and including effective and retroactive applicability date provisions.

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

[Senate File 2004](#), by Johnson, a bill for an act relating to requirements for securing children transported in motor vehicles and making a penalty applicable.

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

[Senate File 2005](#), by Warnstadt, a bill for an act exempting a nonprofit corporation that is a judgment creditor from the seventy-day period of limitation for the return of an execution in garnishment.

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

[Senate File 2006](#), by Zieman, a bill for an act relating to the residency of a district judge upon appointment.

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

[Senate File 2007](#), by Putney, a bill for an act relating to the use of certain commitments and responses collected from candidates for public office, and applying a penalty.

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

#### STUDY BILL RECEIVED

#### [SSB 3001](#)      **Ways and Means**

Exempting certain environmental test laboratory services from the state sales and use taxes.

#### SUBCOMMITTEE ASSIGNMENT

#### [SSB 3001](#)

WAYS AND MEANS: McKibben, Chair; Dotzler and Shull