

PROOF

STATE OF IOWA

Senate Journal

WEDNESDAY, FEBRUARY 11, 2004

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JOURNAL OF THE SENATE

THIRTY-FIRST CALENDAR DAY
NINETEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 11, 2004

The Senate met in regular session at 8:32 a.m., President Lamberti presiding.

Prayer was offered by the Reverend Tom Bowers, pastor of the Windsor Presbyterian Church in Des Moines, Iowa. He was the guest of Senator Ward.

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

INTRODUCTION OF RESOLUTION

[Senate Resolution 112](#), by Rehberg, a resolution declaring February 12, 2004, Marriage and Family Day.

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

RECESS

On motion of Senator Iverson, the Senate recessed at 8:34 a.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 8:39 a.m., President Lamberti presiding.

RECESS

On motion of Senator Iverson, the Senate recessed at 8:40 a.m. until 11:45 a.m.

RECONVENED

The Senate reconvened at 11:45 a.m., President Pro Tempore Angelo presiding.

ADJOURNMENT

On motion of Senator Iverson, the Senate adjourned at 11:46 a.m. until 8:30 a.m., Thursday, February 12, 2004.

APPENDIX**REPORTS OF COMMITTEE MEETINGS****APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION**

Convened: February 10, 2004, 3:10 p.m.

Members Present: Sievers, Chair; Holveck, Ranking Member; Rehberg, and Stewart.

Members Absent: Zieman, Vice Chair (excused).

Committee Business: Presentations by representatives of the Department of Administrative Services and the Office of Secretary of State.

Adjourned: 4:45 p.m.

APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Convened: February 10, 2004, 3:10 p.m.

Members Present: Tinsman, Chair; Johnson, Vice Chair; Hatch, Ranking Member; Bolkcom, and Veenstra.

Members Absent: None.

Committee Business: Presentation on the Coming to Your Senses vision program.

Adjourned: 3:40 p.m.

APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS

Convened: February 10, 2004, 3:05 p.m.

Members Present: Kettering, Chair; McKibben, Vice Chair; Warnstadt, Ranking Member; Beall, and Ward.

Members Absent: None.

Committee Business: Discussed infrastructure and capitol project.

Adjourned: 3:45 p.m.

RULES AND ADMINISTRATION

Convened: February 11, 2004, 8:35 a.m.

Members Present: Iverson, Chair; Lamberti, Vice Chair; Boettger, Courtney, Drake, Gaskill, Ragan, Sievers, and Wieck.

Members Absent: Gronstal, Ranking Member; and Dvorsky (both excused).

Committee Business: Approved SRs 111 and 112.

Adjourned: 8:40 a.m.

STATE GOVERNMENT

Convened: February 11, 2004, 10:35 a.m.

Members Present: Zieman, Chair; Sievers, Vice Chair; Kibbie, Ranking Member; Black, Connolly, Courtney, Dearden, Drake, Johnson, Ragan, Schuerer, Shull, Tinsman, Veenstra, and Ward.

Members Absent: None.

Committee Business: Passed [SF 324](#) and presentation by Department of Administrative Services.

Adjourned: 11:10 a.m.

APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

Convened: February 11, 2004, 3:05 p.m.

Members Present: Sievers, Chair; Zieman, Vice Chair; Holveck, Ranking Member; Rehberg, and Stewart.

Members Absent: None.

Committee Business: Presentations regarding Office of Governor, Terrace Hill Foundation, and Department of Revenue.

Adjourned: 3:30 p.m.

APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Convened: February 11, 2004, 3:05 p.m.

Members Present: Shull, Chair; Boettger, Vice Chair; Horn, Ranking Member; Kibbie, and Schuerer.

Members Absent: None.

Committee Business: Presentations regarding College Student Aid Commission, Iowa National Guard, and community colleges.

Adjourned: 4:05 p.m.

**APPROPRIATIONS SUBCOMMITTEE ON TRANSPORTATION,
INFRASTRUCTURE, AND CAPITALS**

Convened: February 11, 2004, 3:05 p.m.

Members Present: Kettering, Chair; McKibben, Vice Chair; Warnstadt, Ranking Member; and Ward.

Members Absent: Beall (excused).

Committee Business: Discussed budget recommendations from the Departments of Agriculture and Natural Resources.

Adjourned: 3:35 p.m.

INTRODUCTION OF RESOLUTIONS

[Senate Joint Resolution 2007](#), by Iverson, a joint resolution authorizing the temporary use and consumption of wine in the State Capitol in conjunction with the awards ceremony of the World Food Prize Foundation.

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

[Senate Resolution 113](#), by Drake, a resolution honoring former Senator David O. Shaff.

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

INTRODUCTION OF BILLS

[Senate File 2107](#), by Iverson, 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 under Rule 28 and referred to committee on **Ways and Means**.

[Senate File 2108](#), by Hosch, a bill for an act relating to a state hazardous materials response teams commission.

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

[Senate File 2109](#), by Lundby, a bill for an act relating to property assessment and taxation, including testing and continuing education of local assessors, property assessment guidelines, equalization order notices, membership on the local board of review, protests of assessment, appeals of the action of the local board of review, employment of appraisers, assessment of certain platted lots, nullification of the 2003 equalization orders, and providing a contingent effective date and applicability date provisions.

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

[Senate File 2110](#), by committee on State Government, a bill for an act increasing the admission fee for racing and gaming establishments for purposes of the veterans trust fund.

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

STUDY BILLS RECEIVED

[SSB 3071](#) **Transportation**

Relating to disclosure requirements for the sale, lease, or trade of a motor vehicle and providing penalties.

[SSB 3072](#) **Education**

To require school districts and area education agencies to submit annually to the department of education collective bargaining contract data relating to salary and insurance costs.

[SSB 3073](#) **Education**

Relating to the development and implementation of a statewide program of educational assessment.

SSB 3074 Government Oversight

Relating to competitive bidding requirements for state agencies and establishing purchasing goals from certain businesses located in this state.

SUBCOMMITTEE ASSIGNMENTS**Senate Joint Resolution 2007**

RULES AND ADMINISTRATION: Iverson, Chair; Gronstal and Lamberti

Senate Resolution 111

RULES AND ADMINISTRATION: Iverson, Chair; Gronstal and Lamberti

Senate Resolution 112

RULES AND ADMINISTRATION: Iverson, Chair; Gronstal and Lamberti

Senate Resolution 113

RULES AND ADMINISTRATION: Iverson, Chair; Gronstal and Lamberti

Senate File 2043

EDUCATION: McKinley, Chair; Dvorsky and Redfern

Senate File 2084

TRANSPORTATION: Zieman, Chair; Dearden and Drake

Senate File 2085

EDUCATION: Brunkhorst, Chair; Holveck and Rehberg

Senate File 2089

EDUCATION: Angelo, Chair; Quirnbach and Ward

SSB 3071

TRANSPORTATION: Zieman, Chair; Putney and Warnstadt

SSB 3072

EDUCATION: Hosch, Chair; Brunkhorst and Kreiman

SSB 3073

EDUCATION: McKinley, Chair; Beall and Rehberg

SSB 3074

GOVERNMENT OVERSIGHT: Lundby, Chair; Dvorsky and Wieck

FINAL COMMITTEE REPORTS OF BILL ACTION**RULES AND ADMINISTRATION**

Bill Title: SENATE RESOLUTION 111, a resolution recognizing nursing students and faculty.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Iverson, Lamberti, Boettger, Courtney, Drake, Gaskill, Ragan, Sievers, and Wieck. Nays, none. Absent, 2: Gronstal and Dvorsky.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE RESOLUTION 112, a resolution declaring February 12, 2004, Marriage and Family Day.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Iverson, Lamberti, Boettger, Courtney, Drake, Gaskill, Ragan, Sievers, and Wieck. Nays, none. Absent, 2: Gronstal and Dvorsky.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: *SENATE FILE 2110 (formerly SF 324), a bill for an act increasing the admission fee for racing and gaming establishments for purposes of the veterans trust fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Zieman, Sievers, Kibbie, Black, Connolly, Courtney, Dearden, Drake, Johnson, Ragan, Schuerer, Shull, Tinsman, Veenstra, and Ward. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Senate Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 2110, and they were attached to the committee report.

AMENDMENT FILED

S-5005

S.F. 2102

Judiciary