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**STATE OF IOWA**

# **House Journal**

**MONDAY, JANUARY 11, 2010**

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Produced daily by the State of Iowa during the sessions of the General Assembly.  
(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 11, 2010

Pursuant to chapter two (2), section two point one (2.1), Code of Iowa, the House of Representatives of the Eighty-third General Assembly of Iowa, 2010 Regular Session, convened at 10:05 a.m., Monday, January 11, 2010.

The House was called to order by the Honorable Patrick Murphy, Speaker of the House.

Prayer was offered by the Honorable Michael Blouin, former state representative from Dubuque County and Deacon at the Church of the Resurrection Catholic Church, Dubuque. He was the guest of Speaker Murphy.

## PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Speaker's granddaughter, Ashlynn Murphy from Dubuque.

The Journal of Saturday, April 25, 2009 was approved.

## INTERIM COMMUNICATIONS RECEIVED

The following communications were received during the interim and are on file in the office of the Chief Clerk:

July 17, 2009

The Honorable Chester Culver, Governor of Iowa  
State Capitol  
Des Moines, Iowa 50319

Governor Culver,

I am deeply humbled today to accept the appointment as Iowa Director of the Farm Service Agency (FSA) from President Obama and US Senator Tom Harkin. As a farmer and public servant over the last two decades, I am excited about this new opportunity to work with US Secretary of Agriculture Tom Vilsack and renew the US Department of Agriculture's commitment to Iowa farmers and rural communities.

It has been a great honor to serve the people of House District 90 over the last seven years and I am extremely grateful for their trust and support. However, the Iowa FSA position gives me the opportunity to serve all the people of Iowa. I look forward to meeting Iowa farmers and building strong, vibrant communities in every corner of our state.

I hereby offer my resignation as District 90 State Representative, effective immediately, to ensure the people of District 90 can select a new State Representative before the next legislative session begins in January.

Sincerely,

John R. Whitaker, State Representative  
Iowa House District 90

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October 14, 2009

The Honorable Chester Culver, Governor of Iowa  
State Capitol  
Des Moines, Iowa 50319

Governor Culver,

I hereby offer my resignation as District 33 State Representative, effective immediately, to ensure the people of House District 33 can select a new State Representative before the next legislative session begins in January.

Sincerely,

Dick Taylor, State Representative  
Iowa House District 33

#### SUPPLEMENTARY REPORT OF THE COMMITTEE ON CREDENTIALS

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

Curt Hanson, House District 90  
Kirsten Running-Marquardt, House District 33

BRUCE HUNTER, Chair  
LARRY MAREK  
DAWN PETTENGILL

ROD ROBERTS  
CINDY WINCKLERSTATE OF IOWA  
CERTIFICATE OF ELECTION

To the Honorable Mark W. Brandsgard, Clerk of the House of Representatives:

It is hereby certified that, at an election held on Tuesday, September 1, 2009, **CURT HANSON** was elected to the office of: **State Representative, District 90** for the residue of the term, ending on the 31<sup>st</sup> day of December, 2010. Given at the seat of government, Des Moines, Iowa, on Monday, September 14, 2009.

(Seal)

Chet Culver  
Governor

*Attest:*

Michael A Mauro  
Secretary of State

David A. Vaudt  
Auditor of State

Michael L. Fitzgerald  
Treasurer of State

Bill Northey  
Secretary of Agriculture

I hereby acknowledge receipt of the original copy of this document on the 14th day of September, 2009.

MARK W. BRANDSGARD, Chief Clerk of the House of Representatives

STATE OF IOWA  
CERTIFICATE OF ELECTION

To the Honorable Mark W. Brandsgard, Clerk of the House of Representatives:

It is hereby certified that, at an election held on Tuesday, November 24, 2009, **Kirsten Running-Marquardt** was elected to the office of: **State Representative, District 33** for the residue of the term, ending on the 31<sup>st</sup> day of December, 2010. Given at the seat of government, Des Moines, Iowa, on Monday, December 7, 2009.

(Seal)

Chet Culver  
Governor

*Attest:*

Michael A Mauro  
Secretary of State

David A. Vaudt  
Auditor of State

Michael L. Fitzgerald  
Treasurer of State

Bill Northey  
Secretary of Agriculture

I hereby acknowledge receipt of the original copy of this document on the 27th day of December, 2009.

MARK W. BRANDSGARD, Chief Clerk of the House of Representatives

McCarthy of Polk moved that the report of the committee on credentials be adopted.

The motion prevailed and the report was adopted.

Gaskill of Wapello moved that a committee of four be appointed to escort the Representatives to their desks.

The motion prevailed and the Speaker appointed Gaskill of Wapello and May of Dickinson to escort Representative Hanson to his desk and Taylor of Linn and Cownie of Polk to escort Representative Running-Marquardt to her desk.

#### COMMITTEE TO NOTIFY THE GOVERNOR

Gayman of Scott 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: Gayman of Scott, Chair; Hunter of Polk and Sweeney of Hardin.

#### COMMITTEE TO NOTIFY THE SENATE

Lensing of Johnson 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: Lensing of Johnson, Chair; Lykam of Scott and Wagner of Linn.

#### ADOPTION OF [HOUSE CONCURRENT RESOLUTION 101](#)

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

##### [House Concurrent Resolution 101](#)

By McCarthy and Paulsen

- 1 A concurrent resolution providing for a joint
- 2 convention.
- 3 *Be It Resolved By the House Of Representatives, The*
- 4 *Senate Concurring.* That a joint convention of the two
- 5 houses of the 2010 session of the Eighty-third General

6 Assembly be held on Tuesday, January 12, 2010, at 10:00  
7 a.m.; and  
8 *Be It Further Resolved*, That Governor Chester J.  
9 Culver be invited to deliver his condition of the state  
10 message at this joint convention of the two houses of  
11 the General Assembly, and that the Speaker of the House  
12 of Representatives and the President of the Senate be  
13 designated to extend the invitation to him.

The motion prevailed and the resolution was adopted.

#### ADOPTION OF [HOUSE CONCURRENT RESOLUTION 102](#)

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

##### [House Concurrent Resolution 102](#)

By McCarthy and Paulsen

1 A concurrent resolution providing for a joint  
2 convention.  
3 *Be It Resolved By The House Of Representatives, The*  
4 *Senate Concurring*, That a joint convention of the two  
5 houses of the 2010 session of the Eighty-third General  
6 Assembly be held on Wednesday, January 13, 2010, at  
7 10:00 a.m.; and  
8 *Be It Further Resolved*, That Chief Justice Ternus  
9 be invited to present her message of the condition of  
10 the judicial branch at this convention, and recommend  
11 such matters as the Chief Justice deems appropriate,  
12 pursuant to section 602.1207 of the Code.

The motion prevailed and the resolution was adopted.

#### IMMEDIATE MESSAGES

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

The House stood at ease at 10:18 a.m., until the fall of the gavel.

The House resumed session at 10:19 a.m., Speaker Murphy in the chair.

## SPECIAL PRESENTATION

Speaker Murphy requested Majority Leader McCarthy, Minority Leader Paulsen and Chambers of O'Brien approach to present the Honorable Royd Chambers, state representative from O'Brien County, a United States flag in honor of his military service to our country in Iraq.

The House rose and expressed its appreciation.

## REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Lensing of Johnson, 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.

The House stood at ease at 10:25 a.m., until the fall of the gavel.

The House resumed session at 10:34 a.m., Speaker Murphy in the chair.

## REPORT OF THE COMMITTEE TO NOTIFY THE GOVERNOR

Gayman of Scott, 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.

## INTRODUCTION OF BILLS

[House File 2001](#), by Frevert, Wendt, Winckler, Mascher, Taylor, Murphy, D. Olson and Bukta, a bill for an act relating to utilization of the district management levy to pay the cost of employee health insurance benefits.

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

[House File 2002](#), by Schueller, a bill for an act relating to jurisdictional changes to small claims court cases.

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

[House File 2003](#), by Lykam, a bill for an act relating to frivolous actions in landlord and tenant disputes.

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

[House File 2004](#), by Swaim, a bill for an act creating a sales tax exemption for certain cremation and mortuary science services provided by licensed establishments.

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

[House File 2005](#), by Schueller, a bill for an act eliminating the continuing education requirement for used motor vehicle dealers.

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

[House File 2006](#), by Isenhardt, a bill for an act providing for the periodic repeal of state and local tax expenditures and including applicability provisions.

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

[House File 2007](#), by Lykam, Winckler, Gayman and Thede, a bill for an act concerning requirements for granting a new license to conduct gambling games on a gambling boat or structure in a county with an existing gambling boat or structure.

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

#### COMMITTEE FROM THE SENATE

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

## REMARKS BY THE MAJORITY LEADER

McCarthy of Polk addressed the House as follows:

Thank you Mr. Speaker. Mr. Speaker, ladies and gentleman of the House. It was approximately 15 months ago and I had just entered the coffee shop in the Northern part of Iowa and I noticed on the television there was breaking news. It said United States Senator, John McCain, had just suspended his presidential campaign to return to Washington, D.C. to assist President Bush with the Wall Street bailout. The news said our country was on the verge of going into another Great Depression. The Wall Street and bank bailout happened, President Bush signed it into law, and then our new President took over the reins of this country with our nation literally staring into the abyss with the potential additional collapse of the nation's automobile industry and many other sectors of our economy. The ripple effect of that national economic crisis affected every state in the country and the devastating effects that it has had have known no party bounds. States with Republican governors and Republican legislatures have been just as affected as states with Democratic governors and Democratic legislatures. In Iowa, we felt the full force of this last summer and fall where we lost over a half billion dollars and which then triggered the Governor's across the board cut.

This session, therefore, will be extremely challenging...If we are to meet the needs of Iowans, while still being fiscally responsible. There is good news. In Iowa we are better prepared to meet this challenge than almost any other state in the nation. We hear a lot about massive deficits in our nation's Capitol. In Iowa, we have no deficit. We balance our budget. Indeed, the budget we are in, right now, at 5.2 billion dollars, is less than the budget we inherited three years ago at 5.3 billion dollars. In Washington, we hear a lot about massive debt. In Iowa, we have no structural debt and our level of bonding for infrastructure is the 47th lowest in the country. Unlike almost every other state in the country, Iowa has a surplus to the tune of over a half billion dollars, including our cash reserves and our ending balance. Housing starts last quarter were up 39%. Our unemployment rate has remained steady for the past three months and is one of the lowest in the country. Holiday consumption was up and personal income is expected to rise. Economists believe we have reached a stabilization period and that a recovery is on the horizon. That's the good news.

The bad news is that this recovery will not likely assist us with our work this legislative session as we begin to craft the fiscal year 2011 budget. It will be challenging, but we will get the job done. We will balance the budget and we will do so without raising taxes. We should also try doing it in a bi-partisan way. Iowans are expecting us to work together during these tough times and we are already seeing evidence that we as Iowans are able to do that, as evidenced by unanimous vote out of the government reorganization interim committee. Our thanks to Representatives Mascher and Struyk. This year, to help meet our budget challenge we will pass the largest state government organization and cost savings package in Iowa history. We will also do our best to maintain the progress we have made in education and healthcare. But no budget line-item will be left without feeling at least some pain as we pass our balanced budget. So, let us all work together, because we are all in it together. We in Iowa are fortunate. We stand better prepared to weather this economic storm than almost any other state in the country and our bi-partisan work with government reorganization and healthcare reform shows that we here in this legislature, can truly put people before politics.

It will be a challenging session...but I believe it will be a successful one. We as Iowans will meet this challenge and Iowa will be stronger as a result...with a leaner and more efficient government.

Thank you very much and let's begin our work!

## REMARKS BY THE MINORITY LEADER

Paulsen of Linn addressed the House as follows:

Thank you, Mr. Speaker. Mr. Speaker, ladies and gentlemen of the House, family and friends:

First I want to start by welcoming Representative Royd Chambers back to the House. Thank you for your service, Royd, we're very happy to have you home.

Obviously we have a difficult year ahead of us. But rather than look at this as a problem I hope this body will choose to see opportunity. Opportunity for a stronger Iowa, opportunity to create an efficient and open state government. An opportunity to give the state back to the people.

Last year we heard a lot of blame being passed out. House Republicans don't think this is helpful. Wasn't it President Truman who said, "the buck stops here?" Instead of blaming our state's troubles on someone else, House Republicans have taken action and are ready to take action again this year.

Make no mistake though, just like I said last year ... if blame is continued to be misplaced, as Republicans believe it has in the past, I will continue to talk about the pork of the last three years – the 2,600 new state employees – the 17+% spending increases. Mr. Speaker, Republicans prefer to move on; I hope Democrats feel the same.

Last year in my opening day speech I called for increased truth and transparency in state government, vowed to stand up against tax increases, and pointed out the importance of reducing the cost of government. As we worked through the year, Republicans crafted legislation to do just that. While most of it was not supported at the time, these ideas are now being revered as a good plan.

Today, those three goals have not changed. House Republicans will continue our efforts in those areas and add a few more to the list.

During the interim we went back to our home districts, met with our constituents and developed several bold solutions for the state of Iowa. The only party to put forth an agenda, we focused on empowering families, reducing budgets, and strengthening education and healthcare, just to name a few. We will put our plan into action with legislation that will hopefully be given a better reception than our efforts last year.

We will also focus on creating an environment which is welcoming to employers and encourages them to invest in our workforce, passing an affordable and responsible budget and standing up to the creeping federal intrusion into the lives of Iowans.

When we convened last year, 80,000 Iowans were out of work. When we adjourned that number had jumped to over 100,000. Now it is somewhere around 115,000 Iowans out of work. House Republicans will offer concrete and realistic ideas to put Iowans back to work.

We've repeatedly been saying we must reduce spending and we must be fiscally conservative with Iowans' tax dollars. While bloated budgets, increased spending and growing debt is now the norm—let me be very clear about where we stand—House Republicans will not support any budget that spends more money than it takes in. Balancing the budget is not good enough if it's on the backs of the property taxpayer.

The taxpayer deserves a seat at the table and House Republicans will make sure that happens.

Republicans believe state government disregarded Iowans' concerns last year. Pushing bills through at all hours of the night with little debate, removing citizens from the very building they pay for, budgets created behind closed doors, and we failed to permit them to have the final say on how marriage should be defined in Iowa.

Abraham Lincoln once said, "Public sentiment is everything. With public sentiment, nothing can fail; without it nothing can succeed."

Mr. Speaker, it's time to listen to the will of the people. House Republicans believe it's time to return state government back to the hands of Iowans, allowing their voices to be heard...they deserve a seat at the table that they pay for.

Mr. Speaker, House Republicans stand ready to move Iowa forward. Mr. Speaker House Republicans are ready to go to work. Thank you.

#### REMARKS BY THE SPEAKER

Speaker Murphy addressed the House as follows:

Well good morning, first of all I would like to say thank you. Thank you to all of you for the opportunity to serve as a representative and also as a speaker. I think from time to time we forget and, over the next 80 or so days, it's important for us to remember that we represent the people of our district and it's an honor and a privilege to do that everyday.

I think that it's important that we keep that in mind as we go through this legislative process, which is probably one of the toughest sessions probably in the last 75 years. I'd also like to welcome back Representative Chambers. You're getting that wave down pretty good, you should run for office. Welcome back, I'm glad to see that your home safely and I know that all of us are glad to see that you're safely returned. We always need to remember we still have thousands and thousands of people that give us our freedom everyday that they're serving abroad, we need to keep that in mind as we debate this year.

Welcome back legislators and staff. I want to say a special thanks to my family, especially for my wife Teri, who allows me this opportunity. It's very important for all of us to think about, today and everyday this session, our families back home or here in town and how much sacrifice they make for us to serve.

I want to take a special opportunity to welcome the two new legislators. I too was the birth child of a special election in 1989. It is a very special day the first day you spend here, especially since I got a back row seat just like these two did. It is a great opportunity and I wish the best to both Representatives Running-Marquardt and Hanson on your endeavors as long as you serve.

I want to talk a little bit on what we have to focus on this session. The national economy is still struggling. So we are going to have a focus this year on what we can do to help middle class families and small businesses and help them succeed. We want to continue our creation of good paying jobs, but we need to focus on balancing the budget, and making sure we do it without raising taxes on Iowans.

We need to create more accountability and transparency in state government. But we also need to make sure we continue the inroads we've made over the last several years to access for health care for children.

Our vision is beginning to pay off. While the national economy was last week reported that we had a zero economic growth for the last decade, Iowa bucked that trend and created 28,000 jobs during that 10 year period for about a 2% gain. We need to continue that focus this session. Iowa's one of just four states, to record a positive economic growth last year according to the Nonpartisan Economic Index. Iowa's unemployment rate has held steady while most other states continue to rise.

We also need to continue our efforts from last year when Iowa was the first state in the nation to pass the unemployment extension act that the federal government passed and Representative Ford floor-managed. There is also a 30% increase in private workers rebuilding roads and bridges, according to a study done by the DOT this year. Primarily due to the fact that we very quickly and accepted the federal ARRA funds, which was the jobs act to help put people back to work.

A leading business magazine rates Iowa as one of the best states in which to do business, up significantly from 3 years ago. We continue to be a world leader in renewable fuels of ethanol, soy diesel and wind energy of Iowa refineries and we're now 2<sup>nd</sup> in wind production.

We need to continue building a solid foundation for a stronger Iowa. Helping Iowans get the education they need and the skills to land a good paying job. There's no question that we are probably going to cut every portion of government this year, but we really need to keep our focus, on guaranteeing that our children get the education they need like my granddaughter who did the pledge of allegiance this morning. And to make sure those people who have to retool because they've lost their job or they've been laid off get the new skills they need through higher education. We need to keep targeting job creation efforts in key industries and to land companies like Google and IBM. We've been on the front end of that and they are recognizing Iowa as a leader.

We need to continue upgrading our infrastructure and investing in the renewable energy economy and improving energy efficiency and energy utilization through the Iowa Power Fund and we'll be doing bills that will do that this year. We also need to

help Iowans rebuild from the devastating storms of 2008. We made a lot of progress last year, but we need to continue to focus for those communities to rebuild and for people to have economic opportunities.

There is no question, we are asking middle class families to tighten their belts during tough economic times. That's why we need to make sure that when we look at tax credits this year. That they are totally transparent, that people get to see who's getting what, and there is no question that Iowans will expect us to very closely look at corporate tax credits and other tax credits. Do they create jobs? Do they create economic opportunities for our communities? And if they don't, then we need to deal with that. But again I think we need to push for more transparency to make sure that that occurs.

Again we will be balancing the budget without raising taxes. Our record of fiscal responsibility tops the nation. We still have a triple A bond rating. The independent nonpartisan Pew Center ranked Iowa as the second best managed state in the nation. We still have 419 million dollars in our reserve accounts, one of the few states that still does. We have federal ARRA funds that are still available most states have spent all of theirs. And the general fund expenditures this year will be less than it was three years ago. From 5.4 billion in 2007 down to 5.2 billion in 2010.

But we are also tightening our belts like middle class families. Before session started this year, we instituted a pay freeze on all employees and a hiring freeze. We are going to move to an 80 day session this year. We are asking every legislative employee to take six furlough days, and we have fewer support staff during the session. And come March 31<sup>st</sup>, you will notice it greatly because there will be no pages and no clerks, so we will have to do more work on our own. But if we're asking middle class families to make tight budget decisions, we need to show that ourselves, and we will continue to do that.

My thanks to legislators on both sides of the aisle. We have a bill worked on by the state government interim committee and we will act quickly this year to do state reorganization. It will deliver service to Iowans more efficiently, it will create more accountability of taxpayer dollars, and it will eliminate wasteful spending. We can really use that at this time. So that is a bill we will be working on in a very bi-partisan effort to try to get that accomplished.

But we won't give up on our children in this state either, or our states future. We can build a strong diversified economy that creates more good paying jobs and continue to improve our schools for the next generations so they can succeed better than we have. And make sure our kids have access in this state to healthcare.

We face many challenges but Iowans are counting on us. It is time for us to put politics aside, work together for the betterment of this state. We are all sent here to represent different people, and to represent them to move this great state forward. We've made a lot of progress in the recent years and we want to continue that progress. There's no question that we will have less dollars, but it is now time for us to get to work.

## RULE 57 SUSPENDED

McCarthy of Polk asked and received unanimous consent to suspend rule 57, relating to committee notice and agenda, for committee meetings today after adjournment.

### 2010 HOUSE COMMITTEE REVISIONS

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

#### STANDING COMMITTEES APPOINTED

##### ADMINISTRATION AND RULES – 14 Members

Wessel-Kroeschell, Chair	Jacoby	Miller, H.	Roberts
Gayman*	Kaufmann	Murphy	Upmeyer
Deyoe**	Lukan	Paulsen	
Abdul-Samad	McCarthy	Reasoner	

##### AGRICULTURE – 21 Members

Mertz, Chair	Bukta	Huseman	Struyk
Marek*	De Boef	Miller, H.	Sweeney
Drake**	Dolecheck	Olson, S.	Wenthe
Bailey	Frevert	Rayhons	Worthan
Beard	Gayman	Reasoner	Zirkelbach
Bell			

##### APPROPRIATIONS – 25 Members

Oldson, Chair	Cownie	Hunter	Roberts
Wenthe*	De Boef	Huseman	Swaim
Raecker**	Dolecheck	Jacoby	Taylor
Alons	Gayman	Kressig	Watts
Bailey	Heaton	Lukan	Winckler
Cohoon	Heddens	Reichert	Worthan
			Zirkelbach

##### COMMERCE – 23 Members

Petersen, Chair	Kressig	Quirk	Struyk
Reasoner*	Lukan	Rants	Wagner
Soderberg**	Oldson	Reichert	Wenthe
Helland	Olson, D.	Sands	Windschitl
Jacoby	Olson, T.	Shomshor	Zirkelbach
Kelley	Pettengill	Sorenson	

## ECONOMIC GROWTH- 21 Members

Thomas, Chair	Cownie	May	Sorenson
Ford*	Horbach	Miller, H.	Steckman
Forristall**	Jacoby	Schueller	Swaim
Anderson	Kelley	Schultz	Thede
Bailey	Marek	Soderberg	Wenthe
Chambers			

## EDUCATION - 23 Members

Wendt, Chair	Cohoon	Koester	Sweeney
Ficken*	Cownie	Mascher	Thede
May**	Dolecheck	Miller, L.	Tymeson
Abdul-Samad	Ford	Palmer	Willems
Bukta	Forristall	Raecker	Winckler
Chambers	Kelley	Steckman	

## ENVIRONMENTAL PROTECTION - 21 Members

Olson, D., Chair	Frevert	Kressig	Schultz
Kearns*	Gaskill	Lensing	Smith
Olson, S.**	Gayman	Lukan	Soderberg
Anderson	Hagenow	Miller, H.	Watts
Deyoe	Hanson	Reichert	Whitead
Drake			

## GOVERNMENT OVERSIGHT - 9 Members

Lensing, Chair	Baudler	Olson, S.	Swaim
Ford*	Berry	Sorenson	Whitead
Watts**			

## HUMAN RESOURCES - 21 Members

Smith, Chair	Forristall	Mascher	Steckman
Berry*	Heaton	Olson, T.	Thede
Miller, L.**	Heddens	Petersen	Upmeyer
Abdul-Samad	Hunter	Schulte	Wendt
Alons	Koester	Soderberg	Wessel-Kroeschell
Baudler			

## JUDICIARY - 21 Members

Swaim, Chair	Helland	Mertz	Schultz
Palmer*	Horbach	Oldson.	Smith
Anderson**	Huser	Olson, R.	Struyk
Baudler	Kaufmann	Olson, T.	Wessel-Kroeschell
Ford	Lensing	Schulte	Willems
Heaton			

## LABOR – 17 Members

Olson, R., Chair	Chambers	Huser	Tymeson
Willems*	Cownie	Kearns	Van Engelenhoven
Horbach**	Grassley	Mascher	Watts
Abdul-Samad	Hunter	Taylor	Winckler
Burt			

## LOCAL GOVERNMENT – 21 Members

Gaskill, Chair	Deyoe	Kuhn	Tjepkes
Kressig*	Ford	Olson, D.	Van Engelenhoven
Wagner**	Grassley	Roberts	Whitead
Arnold	Huser	Schueller	Winckler
Burt	Isenhardt	Sorenson	Windschitl
Cohoon			

## NATURAL RESOURCES – 21 Members

Bell, Chair	Ficken	May	Steckman
Beard*	Hanson	Mertz	Sweeney
Rayhons**	Huseman	Palmer	Thede
Arnold	Lykam	Running-Marquardt	Upmeyer
Baudler	Marek	Schultz	Whitead
Deyoe			

## PUBLIC SAFETY – 21 Members

Lykam, Chair	Bukta	Kuhn	Reichert
Burt*	Hagenow	Lukan	Sands
Baudler**	Hanson	Olson, R.	Tjepkes
Alons	Heddens	Olson, S.	Whitead
Bell	Kressig	Rayhons	Worthan
Berry			

## REBUILD IOWA AND DISASTER RECOVERY – 17 Members

Schueller, Chair	Helland	Kuhn	Sands
Berry *	Huser	Olson, T.	Sorenson
Grassley**	Jacoby	Pettengill	Taylor
Burt	Kaufmann	Running-Marquardt	Thomas
De Boef			

## STATE GOVERNMENT – 21 Members

Mascher, Chair	Gaskill	Pettengill	Running-Marquardt
Beard*	Isenhardt	Quirk	Schulte
Struyk**	Kaufmann	Raecker	Taylor
Cohoon	Koester	Rants	Wendt
Drake	Lensing	Roberts	Willems
Frevert			

## TRANSPORTATION – 21 Members

Quirk, Chair	Cohoon	Koester	Roberts
Kelley*	Gaskill	Lykam	Wagner
Tjepkes**	Hagenow	Marek	Wendt
Abdul-Samad	Hanson	May	Wenthe
Arnold	Huseman	Olson, D.	Worthan
Bell			

## VETERANS AFFAIRS – 17

Zirkelbach, Chair	Bukta	Kearns	Thomas
Whitead*	Ficken	Mascher	Van Engelenhoven
Chambers**	Gayman	Rants	Watts
Alons	Isenhardt	Sweeney	Windschitl
Bailey			

## WAYS AND MEANS – 25 Members

Shomshor, Chair	Grassley	Miller, L.	Struyk
Olson, T.*	Hagenow	Olson, D.	Thomas
Sands**	Helland	Petersen	Wagner
Bell	Isenhardt	Pettengill	Wendt
Bukta	Kaufmann	Reasoner	Willems
Forristall	Kelley	Steckman	Windschitl
Frevert			

## ETHICS – 6 Members

Miller, H., Chair	Pettengill**	Raecker
Olson, T.*	Palmer	Tymeson

## HOUSE APPROPRIATIONS SUBCOMMITTEES

## ADMINISTRATION AND REGULATION – 9 Members

Hunter, Chair	Drake	Helland	Kelley
Reasoner*	Gaskill	Kearns	Wagner
Alons**			

## AGRICULTURE AND NATURAL RESOURCES – 9 Members

Reichert, Chair	Beard	Mertz	Sweeney
Marek*	Grassley	Olson, D.	Tymeson
De Boef**			

## ECONOMIC DEVELOPMENT – 9 Members

Kressig, Chair	Forristall	Schueller	Soderberg
Isenhardt*	Running-Marquardt	Schultz	Thomas
Cownie**			

## EDUCATION – 9 Members

Winckler, Chair	Chambers	Frevert	May
Hanson*	Ficken	Koester	Wenthe
Dolecheck**			

## HEALTH AND HUMAN SERVICES – 9 Members

Heddens, Chair	Miller, L.	Schulte	Smith
Thede*	Rayhons	Shomshor	Wessel-Kroeschell
Heaton**			

## JUSTICE SYSTEMS – 9 Members

Taylor, Chair	Anderson	Olson, R.	Willems
Palmer*	Horbach	Tjepkes	Zirkelbach
Worthan**			

## TRANSPORTATION, INFRASTRUCTURE AND CAPITALS – 9 Members

Cohoon, Chair	Burt	Lykam	Pettengill
Bailey*	Hagenow	Petersen	Sands
Huseman**			

\* Vice Chair

\*\* Ranking Member

On motion by McCarthy of Polk, the House was recessed at 10:57 a.m., until 1:30 p.m.

## AFTERNOON SESSION

The House reconvened at 1:33 p.m., Speaker Murphy in the chair.

## HOUSE FILES 111 and 217 WITHDRAWN

Gaskill of Wapello asked and received unanimous consent to withdraw House Files 111 and 217 from further consideration by the House.

## COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

## AUDITOR OF STATE

Annual report concerning the Attorney General's Office reimbursements, pursuant to Chapters 22 and 139A, Code of Iowa.

Report of the review of targeted small business procurement activities, pursuant to Chapter 11.46, Code of Iowa.

## BOARD OF PAROLE

Annual report of savings with the Iowa Communications Network (ICN), pursuant to Chapter 8D.10, Code of Iowa.

## BOARD OF REGENTS

Annual report of the College Bound and IMAGES Programs, pursuant to Chapters 262.92, 261.101 and 262.93, Code of Iowa.

Annual reports on Patents and Licenses, Iowa Values Fund, and Progress of Regents Institutions on Tech Transfer, pursuant to Chapters 262B.3, 15G.111(2) and 2009 Iowa Acts, Chapter 176, Code of Iowa.

Annual report on the sale of the ISU Ankeny Experimental Farm and use of proceeds, pursuant to Chapter 266.39F, Code of Iowa.

Annual reports on the University of Iowa Hospitals and Clinics, pursuant to Chapter 263A.13, Code of Iowa.

FY 2009 Postsecondary Enrollment Program and Specific Expenditures, pursuant to Chapter 262.9(9), Code of Iowa.

Request for approval on proposals of the FY 2010 Grow Iowa Values Fund, pursuant to Chapter 15E, Code of Iowa.

## DEPARTMENT OF ADMINISTRATIVE SERVICES

Affirmative Action and Diversity Plan, pursuant to Chapter 19B, Code of Iowa.

Annual report for FY 2009, pursuant to Chapter 7E.3.4, Code of Iowa.

Annual report of the Iowa Communications Network (ICN), pursuant to Chapters 8D.3(3)(g) and 8D.14, Code of Iowa.

Internal service funds report, pursuant to Chapter 8A.123(5), Code of Iowa.

## DEPARTMENT OF ECONOMIC DEVELOPMENT

Report on activities of the Iowa Commission on Volunteer Services, pursuant to Chapter 15H.2(2)(h), Code of Iowa.

DEPARTMENT OF EDUCATION  
Iowa Autism Council

Annual report, pursuant to Chapter 256.35A(4), Code of Iowa.

Annual Condition of Education Report, pursuant to Chapter 256, Code of Iowa.

DEPARTMENT OF HUMAN RIGHTS

Annual report of usage of the Iowa Communications Network (ICN), pursuant to Chapter 8D.10, Code of Iowa.

DEPARTMENT OF HUMAN SERVICES  
Child Support Recovery Unit

Report of the Deficit Reduction Act, pursuant to the 2009 Iowa Acts.

Report of Independent Living foster care program, pursuant to Chapter 234.35(4), Code of Iowa.

Annual report of child abuse to Juvenile Court Services, pursuant to 2009 Iowa Acts, section 17.

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

Annual report on Community Health Centers, pursuant to Chapter 230A, Code of Iowa.

Iowa Medicaid annual DUR report, pursuant to Chapter 249A.24(3), Code of Iowa.

Report on the Lean government exchange with the Department of Management, Office of Lean Enterprise, pursuant to Chapter 7E, Code of Iowa.

Report of protocol for persons responsible for child care and child abuse, pursuant to Chapter 235A, Code of Iowa.

DEPARTMENT OF INSPECTIONS AND APPEALS

Annual report of usage with the Iowa Communications Network (ICN), pursuant to Chapter 8D.10, Code of Iowa.

DEPARTMENT OF JUSTICE

Annual report of the Prosecutor Intern Program, pursuant to Chapter 13.2(12), Code of Iowa.

DEPARTMENT OF NATURAL RESOURCES

Annual report of the 2008 Greenhouse Gas Emissions, pursuant to Chapter 455B.851, Code of Iowa.

Annual report of the Safe Drinking Water Act, pursuant to Chapter 466, Code of Iowa.

#### DEPARTMENT OF PUBLIC HEALTH

Annual report on electronic exchange of health information by health care providers, pursuant to Chapter 135.156, Code of Iowa.

#### DEPARTMENT OF PUBLIC SAFETY

Annual report, pursuant to Chapter 7E.3(4), Code of Iowa.

Annual report of savings with Iowa Communications Network (ICN) for FY 2009, pursuant to Chapter 8D.10, Code of Iowa.

#### DEPARTMENT OF REVENUE

Quarterly report of cost incurred, pursuant to Chapter 421.17(27)(h)(j), Code of Iowa.

#### DEPARTMENT OF TRANSPORTATION

Annual report of Improvement Program, pursuant to Chapter 7A.9, Code of Iowa.  
Use of reversions report, pursuant to Chapter 307.46(2), Code of Iowa.

#### DEPARTMENT OF VETERANS AFFAIRS

Annual report for fiscal year 2009, pursuant to Chapter 1187(4), 2008 Iowa Acts.

Report of teleconferencing usage of the Iowa Communications Network (ICN), pursuant to Chapter 8D.10, Code of Iowa.

#### IOWA CIVIL RIGHTS COMMISSION

Annual report of usage with the Iowa Communications Network (ICN), pursuant to Chapter 8D.10, Code of Iowa.

#### IOWA COMMUNICATIONS NETWORK

Annual report, pursuant to Chapter 8D.14, Code of Iowa.

#### IOWA DIVISION OF BANKING

Iowa Communications Network (ICN) savings report, pursuant to Chapter 8D.10, Code of Iowa.

#### IOWA DIVISION OF CRIMINAL AND JUVENILE JUSTICE PLANNING

Annual report of compliance, pursuant to Chapter 223(a)(3)(D)(ii), Code of Iowa.

## IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD

Annual report on non-usage of the Iowa Communications Network (ICN), pursuant to Chapter 8D.10, Code of Iowa.

## IOWA FINANCE AUTHORITY

Report on the status of the State Housing Trust Fund, pursuant to 2006 Iowa Acts, Chapter 1185(49), Code of Iowa.

## IOWA HIGHER EDUCATION LOAN AUTHORITY

Annual report, pursuant to Chapter 261A.21, Code of Iowa.

## IOWA HOSPITAL ASSOCIATION

Report of IPERS reduced retirement waiting period for licensed health care professionals, pursuant to Chapter 97B.52A, Code of Iowa.

## IOWA LAW ENFORCEMENT ACADEMY

Annual report of usage of the Iowa Communications Network (ICN), pursuant to Chapter 8D.10, Code of Iowa.

## IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Annual report, pursuant to 2006 Iowa Acts, Chapter 1092(7), Code of Iowa.

Annual report for fiscal year 2009, pursuant to Chapter 12F.5, Code of Iowa.

## IOWA PUBLIC TELEVISION

Annual report of usage with the Iowa Communications Network (ICN), pursuant to Chapter 8D.10, Code of Iowa.

## IOWA SCHOOLS JOINT INVESTMENT TRUST

Annual report, pursuant to Chapter 12b.10A(7), Code of Iowa.

## IOWA UTILITIES BOARD

Annual report of renewable energy tax credit eligibility study, pursuant to Chapters 476B and 476C(8), Code of Iowa.

First report on small wind innovation zones, pursuant to chapter 476.48(1)(c), Code of Iowa.

## HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

**H.S.B. 500 Administration and Rules**

Relating to the deadline for requesting the drafting of bills by members and to requirements for consideration of amendments.

**H.S.B. 501 Administration and Rules**

Relating to session timetable changes.

**H.S.B. 502 Administration and Rules**

Relating to compensation payable by the General Assembly.

**H.S.B. 503 Administration and Rules**

Relating to admittance to the floor of the house, the issuance of certificates of recognition or condolence, and the requirements for consideration of amendments.

**H.S.B. 504 Economic Growth**

Relating to economic development including changes to the administration of certain economic development programs and to the terms served by members of the economic development board and including effective date provisions.

**H.S.B. 505 Economic Growth**

Establishing an Iowa innovation council in the department of economic development.

**H.S.B. 506 Ethics**

Relating to ethics laws by establishing disclosure requirements, providing jurisdictional authority, and allowing certain procedures in resolving ethics complaints.

**H.S.B. 507 Human Resources**

To allow therapeutically certified optometrists to supply therapeutic contact lenses.

**H.S.B. 508 Human Resources**

Relating to the diagnosis of substance-related disorders and problem gambling or pathological gambling disorders.

**H.S.B. 509 Human Resources**

Relating to the disclosure of disease information reported to a public health department.

**H.S.B. 510 Human Resources**

Relating to the provision of health benefit coverage for certain cancer treatment delivered pursuant to approved cancer clinical trials and including applicability provisions.

**H.S.B. 511 Human Resources**

Relating to benefit coverage for medication therapy management.

**H.S.B. 512 Rebuild Iowa and Disaster Recovery**

Relating to disclosure concerning the availability of flood insurance and sewer back-up insurance coverage and flood damage to property being transferred.

**H.S.B. 513 Rebuild Iowa and Disaster Recovery**

Relating to the distribution of moneys from the disaster aid individual assistance grant fund.

**H.S.B. 526 Education**

Delaying the establishment of the categorical state percent of growth for the budget year beginning July 1, 2011, for purposes of the state school foundation program, and including effective date provisions.

**H.S.B. 527 Education**

Relating to school improvement and the approval and revocation of charter schools, the establishment of innovation zone schools by consortia of school districts and area education agencies, and the implementation of interventions for persistently lowest-achieving schools.

**H.S.B. 528 Education**

Requiring a school district to spend down its unexpended general fund balance prior to levying additional property taxes.

**H.S.B. 531 Education**

Delaying the establishment of the state percent of growth for the budget year beginning July 1, 2011, for purposes of the state school foundation program, and including effective date provisions.

**H.S.B. 544 Education**

Relating to the school budget review committee by modifying its membership and by modifying the committee's duties related to school district unusual financial circumstances.

**COMMITTEE RECOMMENDATIONS**

MR. SPEAKER: The Chief Clerk of the House respectfully reports

that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

MARK W. BRANDSGARD  
Chief Clerk of the House

COMMITTEE ON ADMINISTRATION AND RULES

**Committee Bill** (Formerly [House Study Bill 500](#)), relating to the deadline for requesting the drafting of bills by members and to requirements for consideration of amendments.

Fiscal Note is not required.

Recommended **Do Pass** January 11, 2010.

**Committee Bill** (Formerly [House Study Bill 501](#)), relating to session timetable changes.

Fiscal Note is not required.

Recommended **Do Pass** January 11, 2010.

RESOLUTION FILED

[HR 101](#), by Willems, a resolution urging ratification of the Comprehensive Nuclear Test Ban Treaty.

Laid over under **Rule 25**.

On motion by McCarthy of Polk the House adjourned at 1:36 p.m., until 9:00 a.m., Tuesday, January 12, 2010.