

PROOF

STATE OF IOWA

Senate Journal

MONDAY, JANUARY 22, 2007

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JOURNAL OF THE SENATE

FIFTEENTH CALENDAR DAY
NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, January 22, 2007

The Senate met in regular session at 1:05 p.m., President Kibbie presiding.

Prayer was offered by Reverend Rufus Johnson, pastor of the First Light Christian Fellowship and Fellowship Missionary Baptist Church in Cedar Rapids, Iowa. He was the guest of Senator Hogg.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Susan Scieszinski.

The Journal of Thursday, January 18, 2007, was approved.

RECESS

On motion of Senator Gronstal, the Senate recessed at 1:15 p.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 1:28 p.m., President Kibbie presiding.

SPECIAL GUESTS

Senator Quirnbach introduced to the Senate chamber representatives of the Iowa Special Olympics. Director Rich Fellingham and athlete Jenna Schrack spoke about the successful 2006 National Special Olympics held in Ames in July. They

presented the Senate a special plaque to thank them for their support of Special Olympics.

The Senate rose and expressed its welcome.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 1:40 p.m. until 8:45 a.m., Tuesday, January 23, 2007.

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:

IOWA ARTS COUNCIL

Study of out-of-school arts programs, pursuant to 2006 Acts, [House File 2797](#). Report received on January 19, 2007.

OFFICE OF DRUG CONTROL POLICY

2007 report on Methamphetamine Abuse in Iowa, pursuant to 2005 Acts, [Senate File 169](#). Report received on January 19, 2007.

DEPARTMENT OF ECONOMIC DEVELOPMENT

Business Training Services Annual Report, pursuant to Iowa Code section 15.113. Report received on January 19, 2007.

DEPARTMENT OF EDUCATION

Report regarding the implementation of the new statewide graduation standards, pursuant to 2006 Acts, [House File 2792](#). Report received on January 22, 2007.

Report regarding teacher pay for performance systems and the possible implementation of pay for performance pilot projects, pursuant to 2006 Acts, [House File 2792](#). Report received on January 22, 2007.

DEPARTMENT OF HUMAN SERVICES

Report regarding delinquent child support payments. Report received on January 22, 2007.

Annual Report of the Healthy and Well Kids in Iowa (hawk-i), pursuant to Iowa Code section 514I.5(7)(g). Report received on January 22, 2007.

INSTITUTE FOR TOMORROW'S WORKFORCE

Annual report, pursuant to Iowa Code section 7K.1. Report received on January 19, 2007.

AGENCY ICN REPORTS

Iowa Communications Network (ICN) usage report for FY 2006, pursuant to Iowa Code section 8D.10, were received from the following agencies:

IOWA NATIONAL GUARD — Report received on January 22, 2007.

BOARD OF REGENTS — Report received on January 22, 2007.

PRESENTATION OF VISITORS

The Chair welcomed the following visitors who were present in the Senate gallery:

Thirty-eight Iowa International Fellows from ten different countries who are attending various Iowa colleges and universities. Senator Beall.

REPORTS OF COMMITTEE MEETINGS

ECONOMIC GROWTH

Convened: Thursday, January 18, 2007, 3:05 p.m.

Members Present: Stewart, Chair; Olive, Vice Chair; Beall, Danielson, Dotzler, Hahn, Hatch, Mulder, Rielly, Schmitz, and Zaun.

Members Absent: Houser, Ranking Member; and Seymour (both excused).

Committee Business: Presentation by Great Places.

Adjourned: 4:00 p.m.

APPROPRIATIONS SUBCOMMITTEE ON ADMINISTRATION AND REGULATION

Convened: Thursday, January 18, 2007, 9:40 a.m.

Members Present: Danielson, Chair; Appel, Vice Chair; Hahn, Ranking Member; Hartsuch and Stewart.

Members Absent: None.

Committee Business: Presentations by the Department of Human Rights.

Adjourned: 11:55 a.m.

EDUCATION

Convened: Monday, January 22, 2007, 3:05 p.m.

Members Present: Schoenjahn, Chair; Appel, Vice Chair; Mulder, Ranking Member; Beall, Boettger, Connolly, Heckroth, Johnson, Kreiman, Quirmbach, Schmitz, Wood, Zaun, and Zieman.

Members Absent: Angelo.

Committee Business: Presentation by the Board of Regents.

Adjourned: 4:00 p.m.

LOCAL GOVERNMENT

Convened: Monday, January 22, 2007, 2:10 p.m.

Members Present: Quirmbach, Chair; Beall, Vice Chair; Zaun, Ranking Member; Angelo, Hartsuch, Heckroth, Houser, Kreiman, McKinley, Olive, Rielly, Schoenjahn, and Stewart.

Members Absent: None.

Committee Business: Presentation by the League of Cities.

Adjourned: 2:50 p.m.

RULES AND ADMINISTRATION

Convened: Monday, January 22, 2007, 1:15 p.m.

Members Present: Gronstal, Chair; Kibbie, Vice Chair; Lundby, Ranking Member; Angelo, Courtney, Danielson, Dearden, Dvorsky, Mulder, Ragan, and Wieck.

Members Absent: None.

Committee Business: Approved committee assignments for Governor's interim appointees.

Adjourned: 1:20 p.m.

STATE GOVERNMENT

Convened: Monday, January 22, 2007, 2:20 p.m.

Members Present: Connolly, Chair; Horn, Vice Chair; Zieman, Ranking Member; Appel, Behn, Danielson, Hahn, Hatch, Kettering, Kibbie, McKibben, Schmitz, and Wood.

Members Absent: Black and Gaskill (both excused).

Committee Business: Approved SSBs 1009 (as amended), 1010 (as amended), and 1028.

Adjourned: 2:50 p.m.

INTRODUCTION OF RESOLUTION

[Senate Resolution 3](#), by Gronstal, a resolution honoring the women's volleyball team from Iowa Western Community College on winning the Division I National Junior College Athletic Association volleyball tournament.

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

INTRODUCTION OF BILL

[Senate File 33](#), by Ragan, Seymour, Kreiman, Warnstadt, Schmitz, Dotzler, and Mulder, a bill for an act relating to grandparent and great-grandparent visitation.

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

STUDY BILLS RECEIVED**[SSB 1071](#) **Human Resources****

Relating to providing an appeal process for medical assistance providers.

SSB 1072 Human Resources

Relating to the regulation of hospitals and health care facilities by the department of inspections and appeals, including investigations of complaints against health care facilities and rules relating to authentication of certain orders by practitioners, and providing an immediate effective date.

SSB 1073 Human Resources

Relating to the licensing and inspection of hotels, home food establishments, and food establishments and processing plants, providing and increasing fees, making penalties applicable, making an appropriation, and providing an effective date.

SSB 1074 Ways and Means

Requiring combined corporate tax returns for unitary businesses and including a retroactive applicability date provision.

SSB 1075 Ways and Means

Relating to the policy and technical administration of the tax and related laws by the department of revenue, including administration of income, sales, use, cigarette, and tobacco taxes.

SUBCOMMITTEE ASSIGNMENT**Senate File 28**

STATE GOVERNMENT: Black, Chair; Gaskill and Schmitz

SSB 1071

HUMAN RESOURCES: Kreiman, Chair; Ragan and Seymour

SSB 1072

HUMAN RESOURCES: Quirnbach, Chair; Hatch and Mulder

SSB 1073

HUMAN RESOURCES: Dotzler, Chair; Boettger and Wood

[SSB 1074](#)

WAYS AND MEANS: Quirmbach, Chair; Bolkcom and McKibben

[SSB 1075](#)

WAYS AND MEANS: Stewart, Chair; Schmitz and Ward

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

The committee on Rules and Administration referred the following Governor's appointments to state boards, commissions, and departments to Senate standing committees, as indicated for investigation on January 22, 2007:

COMMERCE

Denise Dolan – Credit Union Review Board

ECONOMIC GROWTH

Mary Nelson – Iowa Economic Development Board

HUMAN RESOURCES

Melody Higgins – Board of Athletic Training Examiners

Michael Steele – Child Advocacy Board

Theresa Legg – Commission on the Deaf

Shirley Sorenson – Commission of Elder Affairs

Leroy Plasier – Commission of Elder Affairs

Daniel Ernst – Commission of Elder Affairs

John White – Iowa Empowerment Board

Cathy Ryba – Iowa Empowerment Board

Marguerite Macek – Iowa Empowerment Board

Ruth Krueger – Iowa Empowerment Board

Cyndi Chen – Administrator to the Division on the Status of Iowans of Asian and Pacific Islander Heritage

Ilima Young-Dunn – Commission on the Status of Iowans of Asian and Pacific Islander Heritage

Vinh Nguyen – Commission on the Status of Iowans of Asian and Pacific Islander Heritage

David Johnson – Mental Health, Mental Retardation, Developmental Disabilities, and Brain Injury Commission

Steven Sodders – Commission on Tobacco Use Prevention and Control

JUDICIARY

Paul Stageberg – Administrator of the Division of Criminal and Juvenile Justice Planning

Henry Thomas – Commission on Judicial Qualifications

Alfredo Alvarez – Board of Parole

LABOR AND BUSINESS

Christopher Godfrey – Workers' Compensation Commissioner

Julie Lord – Iowa Workforce Development Board

Roger Grobstich – Iowa Workforce Development Board

NATURAL RESOURCES AND ENVIRONMENT

Brian Wiegert – Renewable Fuel Infrastructure Board

Yvonne Wentz – Renewable Fuel Infrastructure Board

David Smitherman – Renewable Fuel Infrastructure Board

Keith Sexton – Renewable Fuel Infrastructure Board

Jill Reams-Widder – Renewable Fuel Infrastructure Board

Mary Norton – Renewable Fuel Infrastructure Board

Brenda Neville – Renewable Fuel Infrastructure Board

Jeff Hove – Renewable Fuel Infrastructure Board

K. Allen Hillgren – Renewable Fuel Infrastructure Board

Dennis Harding – Renewable Fuel Infrastructure Board

Mona Bond – Renewable Fuel Infrastructure Board

STATE GOVERNMENT

Treyla Lee-Chavis – Commission on the Status of African-Americans

Kimberly Setzer – Board of Cosmetology Arts and Sciences Examiners

Todd Christensen – Elevator Safety Board

Malinda Patch-Gray – Board of Massage Therapy Examiners

Yogesh Shah – Board of Medical Examiners

Mary Johnson – Board of Psychology Examiners

Tom Colvin – Iowa Board of Veterinary Medicine