

PROOF

STATE OF IOWA

House Journal

TUESDAY, MARCH 22, 2005

Printed daily by the State of Iowa during the sessions of the General Assembly.
An official corrected copy is available for reference in the office of the Chief Clerk.
(The official bound copy will be available after a reasonable time upon adjournment.)

JOURNAL OF THE HOUSE

Seventy-second Calendar Day - Fiftieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 22, 2005

The House met pursuant to adjournment at 8:50 a.m., Speaker Rants in the chair.

Prayer was offered by Reverend Maurice Moore, pastor of Sunnyside Baptist Church, Montrose. He was the guest of Representative Phil Wise from Lee County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Speaker Rants.

The Journal of Monday, March 21, 2005 was approved.

INTRODUCTION OF BILLS

[House File 815](#), by Huser and Jacobs, a bill for an act relating to the disposition of certain real estate transfer tax receipts by the treasurer of state.

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

[House File 816](#), by committee on appropriations, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department of the blind, the department of cultural affairs, the department of education, and the state board of regents.

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

The House stood at ease at 8:55 a.m., until the fall of the gavel.

The House resumed session at 10:31 a.m., Speaker Rants in the chair.

SPECIAL PRESENTATION

Jenkins of Blackhawk introduced to the House Greg Brkich, Doreen Hamilton and Randy Weekes, legislators from Saskatchewan, Canada, and presented them with a gift. Doreen Hamilton addressed the House briefly regarding the manner in which the Canadian

legislature is organized. They are a part of the Legislative Exchange Program from the Council of Governments.

The House rose and expressed its welcome.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Foege of Linn on request of Murphy of Dubuque.

CONSIDERATION OF BILLS Regular Calendar

House File 786, a bill for an act relating to the operating or providing of another business or activity in a health care facility, was taken up for consideration.

Carroll of Poweshiek offered the following amendment **H-1120** filed by him and Wendt of Woodbury and moved its adoption:

H-1120

- 1 Amend **House File 786** as follows:
- 2 1. By striking page 1, line 33 through page 2,
- 3 line 2, and inserting the following: "health care
- 4 facility. For the purposes of this section, "another
- 5 business or activity" shall not include laboratory
- 6 services with the exception of laboratory services for
- 7 which a waiver from regulatory oversight has been
- 8 obtained under the federal Clinical Laboratory
- 9 Improvement Amendments of 1988, Pub. L. No. 100-578,
- 10 as amended, radiological services, anesthesiology
- 11 services, obstetrical services, surgical services, or
- 12 emergency room services provided by hospitals licensed
- 13 under chapter 135B."

Amendment **H-1120** was adopted.

Carroll of Poweshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (**H.F. 786**)

The ayes were, 98:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta

Carroll	Chambers	Cohoon	Dandekar
Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Fallon
Ford	Freeman	Frevort	Gipp
Granzow	Greiner	Heaton	Heddens
Hoffman	Hogg	Horbach	Hunter
Huseman	Huser	Hutter	Jacobs
Jacoby	Jenkins	Jochum	Jones
Kaufmann	Kressig	Kuhn	Kurtenbach
Lalk	Lensing	Lukan	Lykam
Maddox	Mascher	May	McCarthy
Mertz	Miller	Murphy	Oldson
Olson, D.	Olson, R.	Olson, S.	Paulsen
Petersen	Pettengill	Quirk	Raecker
Rasmussen	Rayhons	Reasoner	Reichert
Roberts	Sands	Schickel	Schueller
Shomshor	Shoultz	Smith	Soderberg
Struyk	Swaim	Taylor, D.	Taylor, T.
Thomas	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen, J.K.	Van Fossen, J.R.
Watts	Wendt	Wessel-Kroeschell	Whitaker
Whitead	Wilderdyke	Winckler	Wise
Zirkelbach	Mr. Speaker		
	Rants		

The nays were, none.

Absent or not voting, 2:

Foegen Gaskill

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

[House File 774](#), a bill for an act relating to the petition and vote requirements for increasing or reducing board of supervisors membership in certain counties, was taken up for consideration.

Roberts of Carroll moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 774](#))

The ayes were, 98:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	Chambers	Cohoon	Dandekar

Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Fallon
Ford	Freeman	Frevert	Gipp
Granzow	Greiner	Heaton	Heddens
Hoffman	Hogg	Horbach	Hunter
Huseman	Huser	Hutter	Jacobs
Jacoby	Jenkins	Jochum	Jones
Kaufmann	Kressig	Kuhn	Kurtenbach
Lalk	Lensing	Lukan	Lykam
Maddox	Mascher	May	McCarthy
Mertz	Miller	Murphy	Oldson
Olson, D.	Olson, R.	Olson, S.	Paulsen
Petersen	Pettengill	Quirk	Raecker
Rasmussen	Rayhons	Reasoner	Reichert
Roberts	Sands	Schickel	Schueller
Shomshor	Shoultz	Smith	Soderberg
Struyk	Swaim	Taylor, D.	Taylor, T.
Thomas	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen, J.K.	Van Fossen, J.R.
Watts	Wendt	Wessel-Kroeschell	Whitaker
Whitead	Wilderdyke	Winckler	Wise
Zirkelbach	Mr. Speaker		
	Rants		

The nays were, none.

Absent or not voting, 2:

Foege Gaskill

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 767, a bill for an act relating to a schedule established by the environmental protection commission for civil penalties, was taken up for consideration.

Watts of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 767](#))

The ayes were, 69:

Alons	Anderson	Arnold	Baudler
Bell	Boal	Carroll	Chambers
Cohoon	Dandekar	De Boef	Dix
Dolecheck	Drake	Eichhorn	Elgin

Freeman	Gipp	Granzow	Greiner
Heaton	Hoffman	Horbach	Huseman
Huser	Hutter	Jacobs	Jacoby
Jenkins	Jones	Kaufmann	Kurtenbach
Lalk	Lukan	Lykam	Maddox
May	McCarthy	Mertz	Miller
Olson, S.	Paulsen	Pettengill	Quirk
Raecker	Rasmussen	Rayhons	Reasoner
Reichert	Roberts	Sands	Schickel
Shomshor	Smith	Soderberg	Struyk
Swaim	Thomas	Tjepkes	Tomenga
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wilderdyke	Wise
Mr. Speaker			
Rants			

The nays were, 29:

Berry	Bukta	Davitt	Fallon
Ford	Frevert	Heddens	Hogg
Hunter	Jochum	Kressig	Kuhn
Lensing	Mascher	Murphy	Oldson
Olson, D.	Olson, R.	Petersen	Schueller
Shoultz	Taylor, D.	Taylor, T.	Wendt
Wessel-Kroeschell	Whitaker	Whitead	Winckler
Zirkelbach			

Absent or not voting, 2:

Foege	Gaskill
-------	---------

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Jacobs of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 767, 774 and 786.**

[House File 585](#), a bill for an act relating to assisted living programs and providing for a fee, was taken up for consideration.

Upmeyer of Hancock offered amendment [H-1130](#) filed by her and Jacoby of Johnson as follows:

[H-1130](#)

1 Amend [House File 585](#) as follows:

2 1. Page 2, line 14, by inserting after the word
3 "subsection" the following: "and inserting in lieu
4 thereof the following:

5 7. "Medication setup" means assistance with
6 various steps of medication administration to support
7 a tenant's autonomy, which may include but is not
8 limited to routine prompting, cueing and reminding,
9 opening containers or packaging at the direction of
10 the tenant, reading instructions or other label
11 information, or transferring medications from the
12 original container into suitable medication dispensing
13 containers, reminder containers, or medication cups."

14 2. Page 7, line 24, by inserting after the word
15 "chapter," the following: "including the conclusion
16 of all administrative appeals processes."

17 3. By striking page 8, line 30, through page 9,
18 line 11, and inserting the following:

19 "~~h.~~ g. In the case of any officer, member of the
20 board of directors, trustee, or designated manager of
21 the program or any stockholder, partner, or individual
22 who has greater than a ten percent equity interest in
23 the program, who has or has had an ownership interest
24 in an assisted living program, adult day services
25 program, elder group home, home health agency,
26 residential care facility, or licensed nursing
27 facility in any state which has been closed due to
28 removal of program, agency, or facility licensure or
29 certification or involuntary termination from
30 participation in either the medical assistance or
31 Medicare programs, or who has been found to have
32 failed to provide adequate protection or services for
33 tenants to prevent abuse or neglect.

34 ~~i.~~ h. In the case of a certificate applicant or
35 an existing certified owner or operator who is an
36 entity other than an individual, the person is in a
37 position of control or is an officer of the entity and
38 engages in any act or omission proscribed by this
39 chapter."

40 4. Page 9, line 12, by striking the word "g." and
41 inserting the following: "i."

42 5. Page 9, by inserting after line 13, the
43 following:

44 "Sec. . Section 231C.14, Code 2005, is amended
45 by adding the following new subsection:

46 NEW SUBSECTION. 3. Preventing or interfering with
47 or attempting to impede in any way any duly authorized
48 representative of the department of inspections and
49 appeals in the lawful enforcement of this chapter or
50 of the rules adopted pursuant to this chapter. As

Page 2

1 used in this subsection, "lawful enforcement" includes
2 but is not limited to:

3 a. Contacting or interviewing any tenant of an
4 assisted living program in private at any reasonable
5 hour and without advance notice.

6 b. Examining any relevant records of an assisted
7 living program.

8 c. Preserving evidence of any violation of this
9 chapter or of the rules adopted pursuant to this
10 chapter.

11 Sec. __. Section 231C.15, Code 2005, is amended
12 to read as follows:

13 231C.15 CRIMINAL PENALTIES AND INJUNCTIVE RELIEF.

14 ~~1.~~ A person establishing, conducting, managing, or
15 operating any assisted living program without a
16 certificate is guilty of a serious misdemeanor. Each
17 day of continuing violation after conviction or notice
18 from the department of inspections and appeals by
19 certified mail of a violation shall be considered a
20 separate offense or chargeable offense. A person
21 establishing, conducting, managing, or operating an
22 assisted living program without a certificate may be
23 temporarily or permanently restrained by a court of
24 competent jurisdiction from such activity in an action
25 brought by the state.

26 ~~2. A person who prevents or interferes with or~~
27 ~~attempts to impede in any way any duly authorized~~
28 ~~representative of the department of inspections and~~
29 ~~appeals in the lawful enforcement of this chapter or~~
30 ~~of the rules adopted pursuant to this chapter is~~
31 ~~guilty of a simple misdemeanor. As used in this~~
32 ~~subsection, lawful enforcement includes but is not~~
33 ~~limited to:~~

34 ~~a. Contacting or interviewing any tenant of an~~
35 ~~assisted living program in private at any reasonable~~
36 ~~hour and without advance notice.~~

37 ~~b. Examining any relevant records of an assisted~~
38 ~~living program.~~

39 ~~c. Preserving evidence of any violation of this~~
40 ~~chapter or of the rules adopted pursuant to this~~
41 ~~chapter.~~

42 Sec. __. NEW SECTION. 231C.16A MEDICATION SETUP
43 – ADMINISTRATION AND STORAGE OF MEDICATIONS.

44 1. An assisted living program may provide for
45 medication setup if requested by a tenant or the
46 tenant's legal representative. If medication setup is
47 provided following such request, the program shall be
48 responsible for the specific task requested and the
49 tenant shall retain responsibility for those tasks not
50 requested to be provided.

Page 3

1 2. If medications are administered or stored by an
2 assisted living program, or if the assisted living
3 program provides for medication setup, all of the
4 following shall apply:

5 a. If administration of medications is delegated
6 to the program by the tenant or tenant's legal
7 representative, the medications shall be administered
8 by a registered nurse, licensed practical nurse, or
9 advanced registered nurse practitioner licensed or
10 registered in Iowa or by the individual to whom such
11 licensed or registered individuals may properly
12 delegate administration of medications.

13 b. Medications, other than those self-administered
14 by the tenant or provided through medication setup,
15 shall be stored in locked storage that is not
16 accessible to persons other than employees responsible
17 for administration or storage of medications.

18 c. Medications shall be labeled and maintained in
19 compliance with label instructions and state and
20 federal law.

21 d. A person other than a dispensing pharmacist
22 shall not alter the prescription.

23 e. Medications shall be stored in their originally
24 received containers.

25 f. If medication setup is provided by the program
26 at the request of the tenant or tenant's legal
27 representative, or if medication administration is
28 delegated to the program by the tenant or tenant's
29 legal representative, appropriate staff of the program
30 may transfer the medications in the tenant's presence
31 from the original prescription container to medication
32 dispensing containers, reminder containers, or
33 medication cups.

34 g. Program assistance with medication
35 administration as specified in the occupancy agreement
36 shall not require the program to provide assistance
37 with the storage of medications.

38 Sec. __. Section 231C.17, subsections 1 and 3,
39 Code 2005, are amended to read as follows:

40 1. A hospital licensed pursuant to chapter 135B,
41 ~~or a health care facility licensed pursuant to chapter~~
42 135C, or an adult day services program certified
43 pursuant to chapter 231D may operate an assisted
44 living program, ~~located in a distinct part of or~~
45 ~~separate structure under the control of the hospital~~
46 ~~or health care facility, if the assisted living~~
47 program is certified pursuant to this chapter.

48 3. A certified assisted living program that
49 complies with the requirements of this chapter shall
50 not be required to be licensed or certified as a

Page 4

1 ~~health care different type of facility pursuant to~~
 2 ~~chapter 135C~~, unless the facility is represented to
 3 the public as a ~~licensed health care~~ another type of
 4 facility."

5 6. Title page, line 1, by striking the words
 6 "programs and" and inserting the following:
 7 "programs,".

8 7. Title page, line 2, by inserting after the
 9 word "fee" the following: ", and providing
 10 penalties".

11 8. By renumbering, relettering, or redesignating
 12 and correcting internal references as necessary.

Ford of Polk offered the following amendment [H-1135](#), to amendment [H-1130](#), filed by him from the floor and moved its adoption:

H- 1135

1 Amend the amendment, H-1130, to [House File 585](#), as
 2 follows:

3 1. Page 1, line 22, by striking the word "ten"
 4 and inserting the following: "~~ten~~ five".

Amendment [H-1135](#) was adopted.

On motion by Upmeyer of Hancock, amendment [H-1130](#), as amended, was adopted.

Upmeyer of Hancock asked and received unanimous consent to withdraw amendment [H-1068](#) filed by her on March 15, 2005.

Upmeyer of Hancock moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 585](#))

The ayes were, 97:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Chambers	Cohoon	Dandekar	Davitt
De Boef	Dix	Dolecheck	Drake
Eichhorn	Elgin	Fallon	Ford
Freeman	Frevert	Gipp	Granzow

Greiner	Heaton	Heddens	Hoffman
Hogg	Horbach	Hunter	Huseman
Huser	Hutter	Jacobs	Jacoby
Jenkins	Jochum	Jones	Kaufmann
Kressig	Kuhn	Kurtenbach	Lalk
Lensing	Lukan	Lykam	Maddox
Mascher	May	McCarthy	Mertz
Miller	Murphy	Oldson	Olson, D.
Olson, R.	Olson, S.	Paulsen	Petersen
Pettengill	Quirk	Raecker	Rasmussen
Rayhons	Reasoner	Reichert	Roberts
Sands	Schickel	Schueller	Shomshor
Shoultz	Smith	Soderberg	Struyk
Swaim	Taylor, D.	Taylor, T.	Thomas
Tjepkes	Tomenga	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen, J.K.	Van Fossen, J.R.	Watts
Wendt	Wessel-Kroeschell	Whitaker	Whitead
Wilderdyke	Winckler	Wise	Zirkelbach
Mr. Speaker			
Rants			

The nays were, none.

Absent or not voting, 3:

Carroll	Foegen	Gaskill
---------	--------	---------

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

[House File 587](#), a bill for an act relating to adult day services regulation and providing penalties, was taken up for consideration.

Upmeyer of Hancock offered amendment **[H-1128](#)** filed by her and Jacoby of Johnson as follows:

[H-1128](#)

- 1 Amend **[House File 587](#)** as follows:
- 2 1. Page 1, by inserting after line 32, the
- 3 following:
- 4 "___. "Medication setup" means assistance with
- 5 various steps of medication administration to support
- 6 a participant's autonomy, which may include but is not
- 7 limited to routine prompting, cueing and reminding,
- 8 opening containers or packaging at the direction of
- 9 the participant, reading instructions or other label
- 10 information, or transferring medications from the
- 11 original container into suitable medication dispensing
- 12 containers, reminder containers, or medication cups."
- 13 2. Page 5, by inserting after line 33, the

14 following:

15 "h. In the case of any officer, member of the
 16 board of directors, trustee, or designated manager of
 17 the program or any stockholder, partner, or individual
 18 who has greater than a ten percent equity interest in
 19 the program, who has or has had an ownership interest
 20 in an adult day services program, assisted living
 21 program, elder group home, home health agency,
 22 residential care facility, or licensed nursing
 23 facility in any state which has been closed due to
 24 removal of program, agency, or facility licensure or
 25 certification or involuntary termination from
 26 participation in either the medical assistance or
 27 Medicare programs, or who has been found to have
 28 failed to provide adequate protection or services for
 29 participants to prevent abuse or neglect.

30 i. In the case of a certificate applicant or an
 31 existing certified owner or operator who is an entity
 32 other than an individual, the person is in a position
 33 of control or is an officer of the entity and engages
 34 in any act or omission proscribed by this chapter."

35 3. Page 5, line 34, by striking the word "h." and
 36 inserting the following: "j."

37 4. Page 7, line 15, by inserting after the word
 38 "chapter," the following: "including the conclusion
 39 of all administrative appeals processes."

40 5. Page 7, by striking lines 28 through 33, and
 41 inserting the following:

42 "Sec. ___. Section 231D.11, Code 2005, is amended
 43 to read as follows:

44 231D.11 PENALTIES.

45 1. A person establishing, conducting, managing, or
 46 operating an adult day services program without a
 47 certificate is guilty of a serious misdemeanor. Each
 48 day of continuing violation after conviction or notice
 49 from the department of inspections and appeals by
 50 certified mail of a violation shall be considered a

Page 2

1 separate offense or chargeable offense. A person
 2 establishing, conducting, managing, or operating an
 3 adult day services program without a certificate may
 4 be temporarily or permanently restrained by a court of
 5 competent jurisdiction from such activity in an action
 6 brought by the state.

7 ~~2. A person who prevents or interferes with or~~
 8 ~~attempts to impede in any way any duly authorized~~
 9 ~~representative of the department of inspections and~~
 10 ~~appeals in the lawful enforcement of this chapter or~~
 11 ~~of the rules adopted pursuant to this chapter is~~
 12 ~~guilty of a simple misdemeanor. As used in this~~

13 ~~subsection, lawful enforcement includes but is not~~
 14 ~~limited to:~~
 15 ~~a. Contacting or interviewing any participant of~~
 16 ~~an adult day services program in private at any~~
 17 ~~reasonable hour and without advance notice.~~
 18 ~~b. Examining any relevant records of an adult day~~
 19 ~~services program.~~
 20 ~~c. Preserving evidence of any violation of this~~
 21 ~~chapter or of the rules adopted pursuant to this~~
 22 ~~chapter.~~
 23 ~~3. 2. A civil penalty, as established by rule,~~
 24 ~~may apply in any of the following situations:~~
 25 ~~a. Program noncompliance with one or more~~
 26 ~~regulatory requirements has caused or is likely to~~
 27 ~~cause harm, serious injury, threat, or death to a~~
 28 ~~recipient of program services participant.~~
 29 ~~b. Program failure or refusal to comply with~~
 30 ~~regulatory requirements within prescribed time frames.~~
 31 ~~c. Preventing or interfering with or attempting to~~
 32 ~~impede in any way any duly authorized representative~~
 33 ~~of the department of inspections and appeals in the~~
 34 ~~lawful enforcement of this chapter or of the rules~~
 35 ~~adopted pursuant to this chapter. As used in this~~
 36 ~~paragraph, "lawful enforcement" includes but is not~~
 37 ~~limited to:~~
 38 ~~(1) Contacting or interviewing any participant in~~
 39 ~~an adult day services program in private at any~~
 40 ~~reasonable hour and without advance notice.~~
 41 ~~(2) Examining any relevant records of an adult day~~
 42 ~~services program.~~
 43 ~~(3) Preserving evidence of any violation of this~~
 44 ~~chapter or of the rules adopted pursuant to this~~
 45 ~~chapter."~~
 46 6. Page 8, by inserting after line 24, the
 47 following:
 48 "Sec. NEW SECTION. 231D.13A MEDICATION
 49 SETUP -- ADMINISTRATION AND STORAGE OF MEDICATIONS.
 50 1. An adult day services program may provide for

Page 3

1 medication setup if requested by a participant or the
 2 participant's legal representative. If medication
 3 setup is provided following such request, the program
 4 shall be responsible for the specific task requested
 5 and the participant shall retain responsibility for
 6 those tasks not requested to be provided.
 7 2. If medications are administered or stored by an
 8 adult day services program, or if the adult day
 9 services program provides for medication setup, all of
 10 the following shall apply:
 11 a. If administration of medications is delegated

12 to the program by the participant or the participant's
 13 legal representative, the medications shall be
 14 administered by a registered nurse, licensed practical
 15 nurse, or advanced registered nurse practitioner
 16 licensed or registered in Iowa or by the individual to
 17 whom such licensed or registered individuals may
 18 properly delegate administration of medications.
 19 b. Medications, other than those self-administered
 20 by the participant or provided through medication
 21 setup, shall be stored in locked storage that is not
 22 accessible to persons other than employees responsible
 23 for administration or storage of medications.
 24 c. Medications shall be labeled and maintained in
 25 compliance with label instructions and state and
 26 federal law.
 27 d. A person other than a dispensing pharmacist
 28 shall not alter the prescription.
 29 e. Medications shall be stored in their originally
 30 received containers.
 31 f. If medication setup is provided by the program
 32 at the request of the participant or the participant's
 33 legal representative, or if medication administration
 34 is delegated to the program by the participant or the
 35 participant's legal representative, appropriate staff
 36 of the program may transfer the medications in the
 37 participant's presence from the original prescription
 38 container to medication dispensing containers,
 39 reminder containers, or medication cups.
 40 g. Program assistance with medication
 41 administration as specified in the contractual
 42 agreement shall not require the program to provide
 43 assistance with the storage of medications."
 44 7. Page 8, line 31, by inserting before the word
 45 "Adult" the following: "1".
 46 8. Page 8, by inserting after line 34, the
 47 following:
 48 "2. A hospital licensed pursuant to chapter 135B,
 49 a health care facility licensed pursuant to chapter
 50 135C, or an assisted living program certified pursuant

Page 4

1 to chapter 231C may operate an adult day services
 2 program if the adult day services program is certified
 3 pursuant to this chapter.
 4 3. A certified adult day services program that
 5 complies with the requirements of this chapter shall
 6 not be required to be licensed or certified as another
 7 type of facility, unless the facility is represented
 8 to the public as another type of facility."
 9 9. By renumbering, redesignating, and correcting
 10 internal references as necessary.

Ford of Polk offered the following amendment [H-1136](#), to amendment [H-1128](#), filed by him from the floor and moved its adoption:

[H-1136](#)

- 1 Amend the amendment, [H-1128](#), to [House File 587](#) as
- 2 follows:
- 3 1. Page 1, line 18, by striking the word "ten"
- 4 and inserting the following: "five".

Amendment [H-1136](#) was adopted.

On motion by Upmeyer of Hancock amendment [H-1128](#), as amended, was adopted.

Upmeyer of Hancock asked and received unanimous consent to withdraw amendment [H-1069](#) filed by her on March 15, 2005.

Upmeyer of Hancock moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 587](#))

The ayes were, 98:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	Chambers	Cohoon	Dandekar
Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Fallon
Ford	Freeman	Frevert	Gipp
Granzow	Greiner	Heaton	Heddens
Hoffman	Hogg	Horbach	Hunter
Huseman	Huser	Hutter	Jacobs
Jacoby	Jenkins	Jochum	Jones
Kaufmann	Kressig	Kuhn	Kurtenbach
Lalk	Lensing	Lukan	Lykam
Maddox	Mascher	May	McCarthy
Mertz	Miller	Murphy	Oldson
Olson, D.	Olson, R.	Olson, S.	Paulsen
Petersen	Pettengill	Quirk	Raecker
Rasmussen	Rayhons	Reasoner	Reichert
Roberts	Sands	Schickel	Schueller
Shomshor	Shoultz	Smith	Soderberg

Struyk	Swaim	Taylor, D.	Taylor, T.
Thomas	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen, J.K.	Van Fossen, J.R.
Watts	Wendt	Wessel-Kroeschell	Whitaker
Whitead	Wilderdyke	Winckler	Wise
Zirkelbach	Mr. Speaker		
	Rants		

The nays were, none.

Absent or not voting, 2:

Foege Gaskill

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 710, a bill for an act relating to the regulation of elder group homes and providing penalties, was taken up for consideration.

Upmeyer of Hancock offered amendment **H-1129** filed by her and Jacoby of Johnson as follows:

H-1129

- 1 Amend **House File 710** as follows:
- 2 1. Page 1, by inserting after line 23, the
- 3 following:
- 4 "___." "Medication setup" means assistance with
- 5 various steps of medication administration to support
- 6 a tenant's autonomy, which may include but is not
- 7 limited to routine prompting, cueing and reminding,
- 8 opening containers or packaging at the direction of
- 9 the tenant, reading instructions or other label
- 10 information, or transferring medications from the
- 11 original container into suitable medication dispensing
- 12 containers, reminder containers, or medication cups."
- 13 2. Page 9, line 26, by inserting after the word
- 14 "all" the following: "administrative".
- 15 3. Page 13, by inserting after line 10, the
- 16 following:
- 17 "3. Preventing or interfering with or attempting
- 18 to impede in any way any duly authorized
- 19 representative of the department of inspections and
- 20 appeals in the lawful enforcement of this chapter or
- 21 of the rules adopted pursuant to this chapter. As
- 22 used in this subsection, "lawful enforcement" includes
- 23 but is not limited to:
- 24 a. Contacting or interviewing any tenant of an
- 25 elder group home in private at any reasonable hour and

26 without advance notice.
27 b. Examining any relevant records of an elder
28 group home.
29 c. Preserving evidence of any violation of this
30 chapter or of the rules adopted pursuant to this
31 chapter."
32 4. Page 14, by inserting after line 34, the
33 following:
34 "Sec. __. NEW SECTION. 231B.21 MEDICATION SETUP
35 – ADMINISTRATION AND STORAGE OF MEDICATIONS.
36 1. An elder group home may provide for medication
37 setup if requested by a tenant or the tenant's legal
38 representative. If medication setup is provided
39 following such request, the elder group home shall be
40 responsible for the specific task requested and the
41 tenant shall retain responsibility for those tasks not
42 requested to be provided.
43 2. If medications are administered or stored by an
44 elder group home, or if the elder group home provides
45 for medication setup, all of the following shall
46 apply:
47 a. If administration of medications is delegated
48 to the elder group home by the tenant or tenant's
49 legal representative, the medications shall be
50 administered by a registered nurse, licensed practical

Page 2

1 nurse, or advanced registered nurse practitioner
2 licensed or registered in Iowa or by the individual to
3 whom such licensed or registered individuals may
4 properly delegate administration of medications.
5 b. Medications, other than those self-administered
6 by the tenant or provided through medication setup,
7 shall be stored in locked storage that is not
8 accessible to persons other than employees responsible
9 for administration or storage of medications.
10 c. Medications shall be labeled and maintained in
11 compliance with label instructions and state and
12 federal law.
13 d. A person other than a dispensing pharmacist
14 shall not alter the prescription.
15 e. Medications shall be stored in their originally
16 received containers.
17 f. If medication setup is provided by the elder
18 group home at the request of the tenant or tenant's
19 legal representative, or if medication administration
20 is delegated to the elder group home by the tenant or
21 tenant's legal representative, appropriate staff of
22 the elder group home may transfer the medications in
23 the tenant's presence from the original prescription
24 container to medication dispensing containers,

25 reminder containers, or medication cups.
 26 g. Elder group home assistance with medication
 27 administration as specified in the occupancy agreement
 28 shall not require the elder group home to provide
 29 assistance with the storage of medications."
 30 5. By renumbering as necessary.

Ford of Polk offered the following amendment [H-1137](#), to amendment [H-1129](#), filed by him from the floor and moved its adoption:

[H-1137](#)

1 Amend the amendment, [H-1129](#), to [House File 710](#) as
 2 follows:
 3 1. Page 1, by inserting after line 14 the
 4 following:
 5 "___ Page 10, line 32, by striking the word
 6 "ten" and inserting the following: "five"."
 7 2. By renumbering as necessary.

Amendment [H-1137](#) was adopted.

On motion by Upmeyer of Hancock, amendment [H-1129](#), as amended, was adopted.

Upmeyer of Hancock moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 710](#))

The ayes were, 96:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	Chambers	Cphoon	Dandekar
Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Fallon
Ford	Freeman	Frevert	Gipp
Granzow	Greiner	Heaton	Heddens
Hoffman	Hogg	Horbach	Hunter
Huseman	Huser	Hutter	Jacobs
Jacoby	Jenkins	Jochum	Jones
Kaufmann	Kressig	Kuhn	Kurtenbach
Lalk	Lensing	Lukan	Lykam
Maddox	Mascher	May	McCarthy
Mertz	Miller	Oldson	Olson, D.

Olson, R.	Olson, S.	Paulsen	Petersen
Pettengill	Quirk	Raecker	Rasmussen
Rayhons	Reasoner	Reichert	Roberts
Sands	Schickel	Schueller	Shomshor
Shoultz	Soderberg	Struyk	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes
Tomenga	Tymeson	Upmeyer	Van Engelenhoven
Van Fossen, J.K.	Van Fossen, J.R.	Watts	Wendt
Wessel-Kroeschell	Whitaker	Whitead	Wilderdyke
Winckler	Wise	Zirkelbach	Mr. Speaker
			Rants

The nays were, none.

Absent or not voting, 4:

Foege	Gaskill	Murphy	Smith
-------	---------	--------	-------

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Jacobs of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 585, 587 and 710.**

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 22, 2005, passed the following bill in which the concurrence of the House is asked:

[Senate File 206](#), a bill for an act relating to deer population management and providing penalties and appropriations.

Also: That the Senate has on March 22, 2005, passed the following bill in which the concurrence of the House is asked:

[Senate File 365](#), a bill for an act relating to the application deadline for certification of enterprise zones.

Also: That the Senate has on March 22, 2005, passed the following bill in which the concurrence of the House is asked:

[Senate File 375](#), a bill for an act creating the uniform environmental covenants Act.

MICHAEL E. MARSHALL, Secretary

On motion by Jacobs of Polk, the House was recessed at 11:40 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:15 p.m., Roberts of Carroll in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed seventy-eight members present, twenty-two absent.

Speaker Rants in the chair at 1:19 p.m.

INTRODUCTION OF BILLS

[House File 817](#), by T. Taylor, a bill for an act relating to the issuance of a restraining order on behalf of a person who is the victim of harassment or stalking and providing a penalty.

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

[House File 818](#), by T. Taylor, a bill for an act relating to eligibility requirements for qualification for unemployment compensation benefits.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 22, 2005, passed the following bill in which the concurrence of the House is asked:

[Senate File 339](#), a bill for an act relating to regional transit districts.

Also: That the Senate has on March 22, 2005, passed the following bill in which the concurrence of the House is asked:

[Senate File 369](#), a bill for an act relating to the civil commitment of a sexually violent predator.

Also: That the Senate has on March 22, 2005, passed the following bill in which the concurrence of the House is asked:

[Senate File 379](#), a bill for an act relating to the Iowa probate code, the Iowa trust code, and certain other trusts.

MICHAEL E. MARSHALL, Secretary

CONSIDERATION OF BILLS Regular Calendar

[House File 722](#), a bill for an act providing for the creation of an electronic drug database, establishing fees, providing penalties, and providing an effective date, was taken up for consideration.

Smith of Marshall offered the following amendment [H-1121](#) filed by him and moved its adoption:

[H-1121](#)

- 1 Amend [House File 722](#) as follows:
- 2 1. Page 9, by inserting after line 27 the
- 3 following:
- 4 "6. This section shall not preclude a pharmacist
- 5 or prescriber who requests and receives information
- 6 from the database consistent with the requirements of
- 7 this chapter from otherwise lawfully providing that
- 8 information to any other person for medical or
- 9 pharmaceutical care purposes."

Amendment [H-1121](#) was adopted.

Smith of Marshall moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 722](#))

The ayes were, 98:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	Chambers	Cohoon	Dandekar
Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Fallon
Ford	Freeman	Frevert	Gipp
Granzow	Greiner	Heaton	Heddens
Hoffman	Hogg	Horbach	Hunter
Huseman	Huser	Hutter	Jacobs
Jacoby	Jenkins	Jochum	Jones
Kaufmann	Kressig	Kuhn	Kurtenbach
Lalk	Lensing	Lukan	Lykam
Maddox	Mascher	May	McCarthy
Mertz	Miller	Murphy	Oldson
Olson, D.	Olson, R.	Olson, S.	Paulsen
Petersen	Pettengill	Quirk	Raecker
Rasmussen	Rayhons	Reasoner	Reichert
Roberts	Sands	Schickel	Schueller
Shomshor	Shoultz	Smith	Soderberg
Struyk	Swaim	Taylor, D.	Taylor, T.
Thomas	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen, J.K.	Van Fossen, J.R.
Watts	Wendt	Wessel-Kroeschell	Whitaker
Whitead	Wilderdyke	Winckler	Wise
Zirkelbach	Mr. Speaker		
	Rants		

The nays were, none.

Absent or not voting, 2:

Foege Gaskill

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 265 WITHDRAWN

Roberts of Carroll asked and received unanimous consent to withdraw [House File 265](#) from further consideration by the House.

[House File 726](#), a bill for an act allowing a physician assistant and an advanced registered nurse practitioner to certify an alleged intoxicated driver's incapacitated state for purposes of chemical testing, was taken up for consideration.

Eichhorn of Hamilton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 726](#))

The ayes were, 98:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	Chambers	Cohon	Dandekar
Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Fallon
Ford	Freeman	Frevert	Gipp
Granzow	Greiner	Heaton	Heddens
Hoffman	Hogg	Horbach	Hunter
Huseman	Huser	Hutter	Jacobs
Jacoby	Jenkins	Jochum	Jones
Kaufmann	Kressig	Kuhn	Kurtenbach
Lalk	Lensing	Lukan	Lykam
Maddox	Mascher	May	McCarthy
Mertz	Miller	Murphy	Oldson
Olson, D.	Olson, R.	Olson, S.	Paulsen
Petersen	Pettengill	Quirk	Raecker
Rasmussen	Rayhons	Reasoner	Reichert
Roberts	Sands	Schickel	Schueller
Shomshor	Shoultz	Smith	Soderberg
Struyk	Swaim	Taylor, D.	Taylor, T.
Thomas	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen, J.K.	Van Fossen, J.R.
Watts	Wendt	Wessel-Kroeschell	Whitaker
Whitead	Wilderdyke	Winckler	Wise
Zirkelbach	Mr. Speaker		
	Rants		

The nays were, none.

Absent or not voting, 2:

Foege Gaskill

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

[House File 739](#), a bill for an act relating to education technology, including the creation of an Iowa learning technology commission and pilot program, and the establishment of a research triangle and clearinghouse, was taken up for consideration.

Boal of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 739](#))

The ayes were, 53:

Alons	Anderson	Arnold	Baudler
Boal	Carroll	Chambers	Davitt
De Boef	Dix	Dolecheck	Drake
Eichhorn	Elgin	Freeman	Gipp
Granzow	Greiner	Heaton	Hoffman
Horbach	Huseman	Huser	Hutter
Jacobs	Jenkins	Jones	Kaufmann
Kurtenbach	Lalk	Lukan	Maddox
May	Olson, S.	Paulsen	Raecker
Rasmussen	Rayhons	Roberts	Sands
Schickel	Soderberg	Struyk	Tjepkes
Tomenga	Tymeson	Upmeyer	Van Engelenhoven
Van Fossen, J.K.	Van Fossen, J.R.	Watts	Wilderdyke
Mr. Speaker			
Rants			

The nays were, 45:

Bell	Berry	Bukta	Cohoon
Dandekar	Fallon	Ford	Frevert
Heddens	Hogg	Hunter	Jacoby
Jochum	Kressig	Kuhn	Lensing
Lykam	Mascher	McCarthy	Mertz
Miller	Murphy	Oldson	Olson, D.
Olson, R.	Petersen	Pettengill	Quirk
Reasoner	Reichert	Schueller	Shomshor
Shoultz	Smith	Swaim	Taylor, D.
Taylor, T.	Thomas	Wendt	Wessel-Kroeschell
Whitaker	Whitead	Winckler	Wise
Zirkelbach			

Absent or not voting, 2:

Foege	Gaskill
-------	---------

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Jacobs of Polk asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 722, 726 and 739.**

HOUSE FILE 409 WITHDRAWN

Boal of Polk asked and received unanimous consent to withdraw House File 409 from further consideration by the House.

Roberts of Carroll in the chair at 1:47 p.m.

House File 742, a bill for an act relating to the Iowa early intervention block grant program by changing the reporting requirements, extending the repeal of the chapter establishing the program, and providing an effective date, was taken up for consideration.

Tymeson of Madison offered the following amendment H-1085 filed by her and moved its adoption:

H-1085

- 1 Amend House File 742 as follows:
- 2 1. Page 1, by striking lines 13 through 15, and
- 3 inserting the following: "include district-by-
- 4 district information showing the allocation received
- 5 for early intervention block grant program purposes,
- 6 the total number of students enrolled in grade four in
- 7 each district, and the number of students in each
- 8 district who are not proficient in reading in grade
- 9 four for the most recent reporting period, as well as
- 10 for each reporting period starting with the school
- 11 year beginning July 1, 1999."

Amendment H-1085 was adopted.

Tymeson of Madison moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 742)

The ayes were, 97:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	Chambers	Cphoon	Dandekar
Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Fallon
Ford	Freeman	Gipp	Granzow

Greiner	Heaton	Heddens	Hoffman
Hogg	Horbach	Hunter	Huseman
Huser	Hutter	Jacobs	Jacoby
Jenkins	Jochum	Jones	Kaufmann
Kressig	Kuhn	Kurtenbach	Lalk
Lensing	Lukan	Lykam	Maddox
Mascher	May	McCarthy	Mertz
Miller	Murphy	Oldson	Olson, D.
Olson, R.	Olson, S.	Paulsen	Petersen
Pettengill	Quirk	Raecker	Rants, Spkr.
Rasmussen	Rayhons	Reasoner	Reichert
Sands	Schickel	Schueller	Shomshor
Shoultz	Smith	Soderberg	Struyk
Swaim	Taylor, D.	Taylor, T.	Thomas
Tjepkes	Tomenga	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen, J.K.	Van Fossen, J.R.	Watts
Wendt	Wessel-Kroeschell	Whitaker	Whitead
Wilderdyke	Winckler	Wise	Zirkelbach
Roberts, Presiding			

The nays were, 1:

Frevert

Absent or not voting, 2:

Foege

Gaskill

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 740, a bill for an act relating to the duties and responsibilities of school districts, area education agencies, and the department of education by expanding school district audit requirements, requiring the department to submit an achievement gap report, changing deadlines and adding reporting requirements related to dropout and dropout prevention programs, changing testing requirements for the issuance of high school equivalency diplomas, eliminating certain requirements for school district payments and settlements, authorizing school site sale revenues to be used for physical plant and equipment levy fund expenditures, allowing school districts to establish nonprofit entities or organizations, eliminating Code provisions related to extended school programs and evening and part-time schools, providing for changes to open enrollment requirements, deadlines, and authorizations, repealing a school district lawful fence requirement, providing for the

confidentiality of records regarding a child receiving competent private instruction, eliminating a requirement that school bus drivers submit a certificate of physical fitness annually, expanding the penalties for school bus drivers in violation of Code requirements, revising requirements for prior authorization and a certificate of need for local option and services tax for school infrastructure fund use, and reinstating open enrollment eligibility under a certain circumstance related to desegregation plans, was taken up for consideration.

RULE 31.8 SUSPENDED

Kaufmann of Cedar asked and received unanimous consent to suspend Rule 31.8, related to the timely filing of amendments, for the immediate consideration of amendment [H-1133](#).

Kaufmann of Cedar offered amendment [H-1133](#) filed by him from the floor as follows:

[H-1133](#)

- 1 Amend [House File 740](#) as follows:
- 2 1. Page 5, line 34, by inserting after the figure
- 3 "22" the following: ", except that the entity or
- 4 organization shall provide for the anonymity of a
- 5 donor at the written request of the donor".
- 6 2. Page 6, line 24, by striking the word "[April](#)"
- 7 and inserting the following: "[March](#)".
- 8 3. Page 7, line 23, by striking the word "[April](#)"
- 9 and inserting the following: "[March](#)".
- 10 4. Page 7, line 28, by striking the word "[April](#)"
- 11 and inserting the following: "[March](#)".
- 12 5. Page 7, line 32, by striking the word "[April](#)"
- 13 and inserting the following: "[March](#)".
- 14 6. Page 8, line 32, by striking the word "[April](#)"
- 15 and inserting the following: "[March](#)".
- 16 7. Page 9, line 16, by striking the word "[April](#)"
- 17 and inserting the following: "[March](#)".
- 18 8. Page 12, by striking lines 10 through 22.
- 19 9. Page 12, by inserting after line 25 the
- 20 following:
- 21 "Sec. . RETROACTIVE APPLICABILITY FOR NONPROFIT
- 22 SCHOOL ORGANIZATIONS. The provisions of section
- 23 279.60, as enacted by this Act, authorizing the board
- 24 of directors of a school district to establish and
- 25 authorize expenditures for the operational support of
- 26 an entity or organization for the sole benefit of the

27 school district and its students, apply to entities or
 28 organizations established by the board of directors of
 29 a school district before, on, or after July 1, 2005."
 30 10. Title page 1, line 21, by inserting before
 31 the word "revising" the following: "and".
 32 11. Title page 2, by striking lines 1 through 3
 33 and inserting the following: "for school
 34 infrastructure fund use, and including a retroactive
 35 applicability provision."
 36 12. By renumbering as necessary.

Raecker of Polk offered the following amendment [H-1147](#), to amendment [H-1133](#), filed by him from the floor and moved its adoption:

[H-1147](#)

1 Amend the amendment, H-1133, to [House File 740](#) as
 2 follows:
 3 1. Page 1, by inserting after line 1 the
 4 following:
 5 "___ Page 5, line 30, by inserting after the
 6 word "Code." the following: "The entity or
 7 organization shall reimburse the school district for
 8 expenditures made by the school district on behalf of
 9 the entity or organization.""
 10 2. By renumbering as necessary.

Amendment [H-1147](#) was adopted.

On motion by Kaufmann of Cedar, amendment [H-1133](#), as amended, was adopted.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 740](#))

The ayes were, 98:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	Chambers	Cohoon	Dandekar
Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Fallon
Ford	Freeman	Frevert	Gipp
Granzow	Greiner	Heaton	Heddens

Hoffman	Hogg	Horbach	Hunter
Huseman	Huser	Hutter	Jacobs
Jacoby	Jenkins	Jochum	Jones
Kaufmann	Kressig	Kuhn	Kurtenbach
Lalk	Lensing	Lukan	Lykam
Maddox	Mascher	May	McCarthy
Mertz	Miller	Murphy	Oldson
Olson, D.	Olson, R.	Olson, S.	Paulsen
Petersen	Pettengill	Quirk	Raecker
Rants, Spkr.	Rasmussen	Rayhons	Reasoner
Reichert	Sands	Schickel	Schueller
Shomshor	Shoultz	Smith	Soderberg
Struyk	Swaim	Taylor, D.	Taylor, T.
Thomas	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen, J.K.	Van Fossen, J.R.
Watts	Wendt	Wessel-Kroeschell	Whitaker
Whitead	Wildurdyke	Winckler	Wise
Zirkelbach	Roberts, Presiding		

The nays were, none.

Absent or not voting, 2:

Foege Gaskill

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

INTRODUCTION OF BILLS

House File 819, by committee on appropriations, a bill for an act relating to asset disregard under the medical assistance program for the purchase of a certified long-term care insurance policy, providing for a repeal, providing a contingent effective date, and providing an appropriation.

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

House File 820, by committee on appropriations, a bill for an act concerning state liquor activities, including liquor prices set by the alcoholic beverages division, moneys appropriated from liquor sale revenues for substance abuse treatment, and state liquor warehouse and trucking operations and providing an effective date.

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

[House File 821](#), by committee on appropriations, a bill for an act relating to the establishment of a prescription drug assistance clearinghouse program by the commissioner of insurance, and providing for a contingent appropriation.

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

SENATE MESSAGES CONSIDERED

[Senate File 206](#), by committee on natural resources and environment, a bill for an act relating to deer population management and providing penalties and appropriations.

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

[Senate File 339](#), by committee on transportation, a bill for an act relating to regional transit districts.

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

[Senate File 365](#), by committee on economic growth, a bill for an act relating to the application deadline for certification of enterprise zones.

Read first time and referred to committee on **economic growth**.

[Senate File 369](#), by committee on judiciary, a bill for an act relating to the civil commitment of a sexually violent predator.

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

[Senate File 375](#), by committee on natural resources and environment, a bill for an act creating the uniform environmental covenants Act.

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

[Senate File 379](#), by committee on judiciary, a bill for an act relating to the Iowa probate code, the Iowa trust code, and certain other trusts.

Read first time and **passed on file**.

House File 745, a bill for an act relating to the criminal offense of theft of leased or rented personal property and making penalties applicable, was taken up for consideration.

J.R. Van Fossen of Scott moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 745](#))

The ayes were, 98:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	Chambers	Cohoon	Dandekar
Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Fallon
Ford	Freeman	Frevert	Gipp
Granzow	Greiner	Heaton	Heddens
Hoffman	Hogg	Horbach	Hunter
Huseman	Huser	Hutter	Jacobs
Jacoby	Jenkins	Jochum	Jones
Kaufmann	Kressig	Kuhn	Kurtenbach
Lalk	Lensing	Lukan	Lykam
Maddox	Mascher	May	McCarthy
Mertz	Miller	Murphy	Oldson
Olson, D.	Olson, R.	Olson, S.	Paulsen
Petersen	Pettengill	Quirk	Raecker
Rants, Spkr.	Rasmussen	Rayhons	Reasoner
Reichert	Sands	Schickel	Schueller
Shomshor	Shoultz	Smith	Soderberg
Struyk	Swaim	Taylor, D.	Taylor, T.
Thomas	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen, J.K.	Van Fossen, J.R.
Watts	Wendt	Wessel-Kroeschell	Whitaker
Whitead	Wilderdyke	Winckler	Wise
Zirkelbach	Roberts,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Foege Gaskill

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

[House File 754](#), a bill for an act relating to a homestead exemption waiver notice contained in a written contract affecting agricultural land, was taken up for consideration.

Eichhorn of Hamilton offered the following amendment [H-1099](#) filed by him and moved its adoption:

[H-1099](#)

- 1 Amend [House File 754](#) as follows:
- 2 1. Page 1, line 21, by striking the words "real
- 3 estate" and inserting the following: "[a written](#)
- 4 [contract](#)".

Amendment [H-1099](#) was adopted.

Eichhorn of Hamilton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 754](#))

The ayes were, 98:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	Chambers	Cohoon	Dandekar
Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Fallon
Ford	Freeman	Frevert	Gipp
Granzow	Greiner	Heaton	Heddens
Hoffman	Hogg	Horbach	Hunter
Huseman	Huser	Hutter	Jacobs
Jacoby	Jenkins	Jochum	Jones
Kaufmann	Kressig	Kuhn	Kurtenbach
Lalk	Lensing	Lukan	Lykam
Maddox	Mascher	May	McCarthy
Mertz	Miller	Murphy	Oldson
Olson, D.	Olson, R.	Olson, S.	Paulsen
Petersen	Pettengill	Quirk	Raecker
Rants, Spkr.	Rasmussen	Rayhons	Reasoner
Reichert	Sands	Schickel	Schueller
Shomshor	Shoultz	Smith	Soderberg
Swaim	Taylor, D.	Taylor, T.	Thomas
Tjepkes	Tomenga	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen, J.K.	Van Fossen, J.R.	Watts
Wendt	Wessel-Kroeschell	Whitaker	Whitead

Wilderdyke Winckler Wise Zirkelbach
 Roberts,
 Presiding

The nays were, none.

Absent or not voting, 2:

Foege Gaskill

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 757, a bill for an act relating to the disposition of abandoned vehicles, was taken up for consideration.

Jones of Mills moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 757](#))

The ayes were, 98:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	Chambers	Cphoon	Dandekar
Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Fallon
Ford	Freeman	Frevert	Gipp
Granzow	Greiner	Heaton	Heddens
Hoffman	Hogg	Horbach	Hunter
Huseman	Huser	Hutter	Jacobs
Jacoby	Jenkins	Jochum	Jones
Kaufmann	Kressig	Kuhn	Kurtenbach
Lalk	Lensing	Lukan	Lykam
Maddox	Mascher	May	McCarthy
Mertz	Miller	Murphy	Oldson
Olson, D.	Olson, R.	Olson, S.	Paulsen
Petersen	Pettengill	Quirk	Raecker
Rants, Spkr.	Rasmussen	Rayhons	Reasoner
Reichert	Sands	Schickel	Schueller
Shomshor	Shoultz	Smith	Soderberg
Struyk	Swaim	Taylor, D.	Taylor, T.
Thomas	Tjepkes	Tomenga	Tymeson
Upmeyer	Van Engelenhoven	Van Fossen, J.K.	Van Fossen, J.R.
Watts	Wendt	Wessel-Kroeschell	Whitaker

Whitead	Wilderdyke	Winckler	Wise
Zirkelbach	Roberts,		
Presiding			

The nays were, none.

Absent or not voting, 2:

Foege	Gaskill
-------	---------

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE FILE 255 WITHDRAWN

Jones of Mills asked and received unanimous consent to withdraw [House File 255](#) from further consideration by the House.

House File 758, a bill for an act providing for the regulation of commercial canine operations, was taken up for consideration.

S. Olson of Clinton moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 758](#))

The ayes were, 97:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	Chambers	Cohoon	Dandekar
Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Fallon
Ford	Freeman	Frevert	Gipp
Granzow	Greiner	Heaton	Heddens
Hoffman	Hogg	Horbach	Hunter
Huseman	Huser	Hutter	Jacobs
Jacoby	Jenkins	Jochum	Jones
Kaufmann	Kressig	Kuhn	Kurtenbach
Lalk	Lensing	Lukan	Lykam
Maddox	Mascher	May	McCarthy
Mertz	Miller	Murphy	Oldson
Olson, D.	Olson, R.	Olson, S.	Paulsen
Petersen	Pettengill	Quirk	Raecker
Rants, Spkr.	Rasmussen	Rayhons	Reasoner
Reichert	Sands	Schickel	Schueller

Shoultz	Smith	Soderberg	Struyk
Swaim	Taylor, D.	Taylor, T.	Thomas
Tjepkes	Tomenga	Tymeson	Upmeyer
Van Engelenhoven	Van Fossen, J.K.	Van Fossen, J.R.	Watts
Wendt	Wessel-Kroeschell	Whitaker	Whitead
Wilderdyke	Winckler	Wise	Zirkelbach
Roberts, Presiding			

The nays were, 1:

Shomshor

Absent or not voting, 2:

Foege Gaskill

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

[HOUSE FILE 435](#) WITHDRAWN

S. Olson of Clinton asked and received unanimous consent to withdraw [House File 435](#) from further consideration by the House.

[House File 764](#), a bill for an act relating to the unemployment rate of contribution of a person who acquires an organization, trade, or business and providing penalties, was taken up for consideration.

Quirk of Chickasaw moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 764](#))

The ayes were, 96:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	Chambers	Cohoon	Dandekar
Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Fallon
Ford	Freeman	Frevert	Gipp
Granzow	Greiner	Heaton	Heddens
Hoffman	Hogg	Horbach	Hunter
Huseman	Huser	Hutter	Jacobs
Jacoby	Jenkins	Jochum	Jones

Kaufmann	Kressig	Kuhn	Kurtenbach
Lalk	Lensing	Lukan	Lykam
Maddox	Mascher	May	McCarthy
Mertz	Miller	Murphy	Oldson
Olson, D.	Olson, R.	Olson, S.	Paulsen
Petersen	Pettengill	Quirk	Raecker
Rasmussen	Rayhons	Reasoner	Reichert
Sands	Schickel	Schueler	Shomshor
Shoultz	Smith	Soderberg	Swaim
Taylor, D.	Taylor, T.	Thomas	Tjepkes
Tomenga	Tymeson	Upmeyer	Van Engelenhoven
Van Fossen, J.K.	Van Fossen, J.R.	Watts	Wendt
Wessel-Kroeschell	Whitaker	Whitead	Wilderdyke
Winckler	Wise	Zirkelbach	Roberts, Presiding

The nays were, none.

Absent or not voting, 4:

Foegel	Gaskill	Rants, Spkr.	Struyk
--------	---------	--------------	--------

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 768, a bill for an act relating to the publishing of notice of recommendations to grant permits for diversion, storage, and withdrawal of water, was taken up for consideration.

Greiner of Washington offered the following amendment **H-1076** filed by her and moved its adoption:

H-1076

- 1 Amend **House File 768** as follows:
- 2 1. Page 1, line 3, by striking the word "permit"
- 3 and inserting the following: "new permit or
- 4 modification of a permit".
- 5 2. Page 1, line 4, by inserting after the word
- 6 "section" the following: "to a community public water
- 7 supply".
- 8 3. Page 1, line 6, by striking the word "copy"
- 9 and inserting the following: "brief summary".

Amendment **H-1076** was adopted.

Greiner of Washington moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 768](#))

The ayes were, 99:

Alons	Anderson	Arnold	Baudler
Bell	Berry	Boal	Bukta
Carroll	Chambers	Cphoon	Dandekar
Davitt	De Boef	Dix	Dolecheck
Drake	Eichhorn	Elgin	Fallon
Foege	Ford	Freeman	Frevert
Gipp	Granzow	Greiner	Heaton
Heddens	Hoffman	Hogg	Horbach
Hunter	Huseman	Huser	Hutter
Jacobs	Jacoby	Jenkins	Jochum
Jones	Kaufmann	Kressig	Kuhn
Kurtenbach	Lalk	Lensing	Lukan
Lykam	Maddox	Mascher	May
McCarthy	Mertz	Miller	Murphy
Oldson	Olson, D.	Olson, R.	Olson, S.
Paulsen	Petersen	Pettengill	Quirk
Raecker	Rants, Spkr.	Rasmussen	Rayhons
Reasoner	Reichert	Sands	Schickel
Schueller	Shomshor	Shoultz	Smith
Soderberg	Struyk	Swaim	Taylor, D.
Taylor, T.	Thomas	Tjepkes	Tomenga
Tymeson	Upmeyer	Van Engelenhoven	Van Fossen, J.K.
Van Fossen, J.R.	Watts	Wendt	Wessel-Kroeschell
Whitaker	Whitead	Wilderdyke	Winckler
Wise	Zirkelbach	Roberts, Presiding	

The nays were, none.

Absent or not voting, 1:

Gaskill

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

[HOUSE FILE 489](#) WITHDRAWN

Greiner of Washington asked and received unanimous consent to withdraw [House File 489](#) from further consideration by the House.

IMMEDIATE MESSAGES

S. Olson of Clinton asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 740, 742, 745, 754, 757, 758, 764 and 768.**

House File 674, a bill for an act relating to distribution of secondary and farm-to-market road funds, was taken up for consideration.

Rayhons of Hancock moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 674](#))

The ayes were, 90:

Alons	Anderson	Arnold	Baudler
Berry	Boal	Bukta	Carroll
Chambers	Cohoon	Dandekar	Davitt
De Boef	Dix	Dolecheck	Drake
Eichhorn	Elgin	Fallon	Foege
Ford	Freeman	Frevert	Gipp
Granzow	Greiner	Heaton	Heddens
Hoffman	Hogg	Horbach	Hunter
Huseman	Huser	Hutter	Jacobs
Jacoby	Jenkins	Jochum	Jones
Kaufmann	Kressig	Kuhn	Kurtenbach
Lalk	Lensing	Lukan	Lykam
Maddox	Mascher	May	McCarthy
Mertz	Miller	Murphy	Olson, D.
Olson, S.	Paulsen	Pettengill	Quirk
Raecker	Rasmussen	Rayhons	Reasoner
Reichert	Sands	Schueller	Shomshor
Shoultz	Smith	Soderberg	Struyk
Swaim	Taylor, D.	Taylor, T.	Thomas
Tjepkes	Tomenga	Upmeyer	Van Engelenhoven
Van Fossen, J.K.	Van Fossen, J.R.	Watts	Wessel-Kroeschell
Whitaker	Wilderdyke	Winckler	Wise
Zirkelbach	Roberts,		
	Presiding		

The nays were, 9:

Bell	Oldson	Olson, R.	Petersen
Rants, Spkr.	Schickel	Tymeson	Wendt
Whitead			

Absent or not voting, 1:

Gaskill

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Jacobs of Polk asked and received unanimous consent that [House File 674](#) be immediately messaged to the Senate.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 21, 2005, he approved and transmitted to the Secretary of State the following bills:

[House File 141](#), an Act relating to the training and certification of designated security personnel working at commercial establishments with a liquor control license or wine or beer permit.

[House File 281](#), an Act relating to certain penalties for filing false affidavits and the time for examining and determining a correct return under the state inheritance tax and increasing the amount of property that may be transferred to minors under certain conditions and including a retroactive applicability date provision.

[Senate File 139](#), an Act relating to negotiable instruments, by providing for liabilities among certain parties, and providing a statute of limitations.

[Senate File 141](#), an Act relating to reimbursement to owners of aboveground petroleum storage tanks for costs associated with the upgrade or permanent closure of aboveground petroleum storage tanks.

Also: the Governor announced that on March 22, 2005 he approved and transmitted to the Secretary of State the following bill:

[Senate File 169](#), an Act relating to the regulation of substances which are precursors to amphetamine and methamphetamine and providing a penalty and effective dates.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

MARGARET A. THOMSON
Chief Clerk of the House

- 2005\850 Natalie Bohling, Greenfield – For being listed in the Nestle Very Best In Youth 2005 publication and for being a finalist in its award program.
- 2005\851 Harold and Sis Adamson, Greenfield – For celebrating their 72nd wedding anniversary.
- 2005\852 Robert and Evelyn Asberry, Exira – For celebrating their 50th wedding anniversary.
- 2005\853 Charles and Roxie Haden, Panora – For celebrating their 50th wedding anniversary.
- 2005\854 Bob and Ilah Rumble, Casey – For celebrating their 50th wedding anniversary.
- 2005\855 Ivel and ZonaBelle Carroll, Panora – For celebrating their 66th wedding anniversary.
- 2005\856 Wylma Layland, Audubon – For celebrating her 80th birthday.
- 2005\857 Wayne Mass, Audubon – For celebrating his 80th birthday.
- 2005\858 Nyal Pierce, Guthrie Center – For celebrating his 85th birthday.
- 2005\859 Leota Cox, Bagley – For celebrating her 90th birthday.
- 2005\860 Midred Jeske, Eldora – For celebrating her 90th birthday.
- 2005\861 Ruth Calkins, Iowa Falls – For celebrating her 85th birthday.
- 2005\862 Eleanor Glaza, Iowa Falls – For celebrating her 95th birthday.
- 2005\863 Earl Roy Klein, Ackley – For celebrating his 80th birthday.
- 2005\864 Ruth Oelmann, Ackley – For celebrating her 80th birthday.
- 2005\865 Marvin and Marge Nolte, Ackley – For celebrating their 50th wedding anniversary.
- 2005\866 Bernie and Phyllis Schnoes, Paullina – For celebrating their 50th wedding anniversary.

- 2005\867 Vernon and Vivian Steinke, Sibley – For celebrating their 65th wedding anniversary.
- 2005\868 Marie C. Hatting, Ashton – For celebrating her 90th birthday.
- 2005\869 Gene and Jean Wiese, Manning – For being named Iowa Master Farmers.
- 2005\870 Eileen Weidemann, Hawkeye – For celebrating her 85th birthday.
- 2005\871 Dorothy Hoffman, Oelwein – For celebrating her 98th birthday.
- 2005\872 LaVonna Bolte, Tripoli – For celebrating her 85th birthday.
- 2005\873 Hulda Oltrogge, Maynard – For celebrating her 85th birthday.
- 2005\874 Valesca H. Donaldson, Denver – For celebrating her 95th birthday.
- 2005\875 Dan Taylor, Sumner – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2005\876 Haley Miller, Keokuk – For being named to the 2005 Class 3A All-Tournament Team.
- 2005\877 Courtney Boyd, Keokuk – For being named to the 2005 Class 3A All-Tournament Team.
- 2005\878 Dr. Philip Caropreso, Keokuk – For being elected president of the Iowa Chapter of the American College of Surgeons.
- 2005\879 Mahlon “Bud” Olsen, Rowley – For celebrating his 80th birthdays.
- 2005\880 Lowell and Ruth Manross, Independence – For celebrating their 60th wedding anniversary.
- 2005\881 Benita Sankey, Independence – For celebrating her 94th birthday.
- 2005\882 Gerald and Geraldine Daisy, Arlington – For celebrating their 60th wedding anniversary.
- 2005\883 Robert A. Lamphier, Fayette – For celebrating his 80th birthday.
- 2005\884 Maria Seeland, Elkader – For celebrating her 90th birthday.
- 2005\885 Alfred Streicher, Strawberry Point – For celebrating his 98th birthday.
- 2005\886 Margaret Mueller, Monona – For celebrating her 96th birthday.
- 2005\887 Joe Lahr, Delaware – For celebrating his 89th birthday.

- 2005\888 Doris Burrack, Arlington – For celebrating her 95th birthday.
- 2005\889 Mr. and Mrs. Glenn Sufficool, Esmann Island – For celebrating their 60th wedding anniversary.
- 2005\890 Forrest and Charline Scanlan, Manchester – For celebrating their 60th wedding anniversary.
- 2005\891 Erma Glover, Donahue – For celebrating her 90th birthday.
- 2005\892 Virginette Barnes, DeWitt – For celebrating her 80th birthday.
- 2005\893 Aileen Boyd, Mason City – For celebrating her 107th birthday.
- 2005\894 Floretta Wilson, Mason City – For celebrating her 80th birthday.
- 2005\895 Cody Ryan, Keokuk – For being named to the Southeast Conference all-conference first team in boys basketball.
- 2005\896 Zach Gatton, Keokuk – For being named to the Southeast Conference all-academic team in boys basketball.
- 2005\897 Alex Schulte, Keokuk – For being named to the Southeast Conference all-academic team in boys basketball.
- 2005\898 Brandon Underwood, Keokuk – For being named to the Southeast Conference all-academic team in boys basketball.
- 2005\899 Seth Cooper, Keokuk – For receiving first team all-conference wrestling honors in the Southeast Conference.
- 2005\900 Matt Briggs, Keokuk – For receiving first team all-conference wrestling honors in the Southeast Conference.
- 2005\901 Chad Stark, Keokuk – For receiving second team all-conference wrestling honors in the Southeast Conference.
- 2005\902 Kyle Riddle, Keokuk – For receiving second team all-conference wrestling honors in the Southeast Conference.
- 2005\903 Brett Kelley, Keokuk – For receiving second team all-conference wrestling honors in the Southeast Conference.
- 2005\904 Ryan Helenthal, Keokuk – For receiving second team all-conference wrestling honors in the Southeast Conference.
- 2005\905 Tyler Mueller, Keokuk – For receiving second team all-conference wrestling honors in the Southeast Conference.
- 2005\906 Trisha Phelps, Winfield – For being selected to attend the Iowa American Legion Auxiliary Girls State.

- 2005\907 Dorothy Mulder, Reinbeck – For celebrating her 100th birthday.
- 2005\908 Robert Schrier, Traer – For celebrating his 80th birthday.
- 2005\909 Pearl McKinley, Traer – For celebrating her 80th birthday.
- 2005\910 Marvin Ohrt, Clutier – For celebrating his 80th birthday.
- 2005\911 Bob and Leora McKibben, Liscomb – For celebrating their 55th wedding anniversary.
- 2005\912 Mr. and Mrs. Russell Nelson, Dysart – For celebrating their 65th wedding anniversary.
- 2005\913 Robert and Marcella Caslavka, Cultier – For celebrating their 50th wedding anniversary.
- 2005\914 Mr. and Mrs. Jack Crowley, Tipton – For celebrating their 50th wedding anniversary.
- 2005\915 Clyde Racey, Solon – For celebrating his 95th birthday.
- 2005\916 Jean Crist, Stanwood – For celebrating her 80th birthday.
- 2005\917 Genevieve Rockwell, Oskaloosa – For celebrating her 90th birthday.
- 2005\918 Mildred Van Zee, Oskaloosa – For celebrating her 80th birthday.
- 2005\919 Richard and Joyce Van Weelden, Oskaloosa – For celebrating their 60th wedding anniversary.
- 2005\920 Walter Gravitt, Oskaloosa – For celebrating his 90th birthday.
- 2005\921 Donald and Marjorie Graves, Clinton – For celebrating their 70th wedding anniversary.
- 2005\922 Christopher Douglas Thede, Denison – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2005\923 Nathan Robert Odland, Newton – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2005\924 Daniel Stephen Monroe, Newton – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2005\925 Sarah Jensen, Sioux City – For being named a State of Iowa Scholar.
- 2005\926 Cara Destigter, Sioux City – For being named a State of Iowa Scholar.

SUBCOMMITTEE ASSIGNMENTS

[House File 533](#)

Ways and Means: Struyk, Chair; McCarthy and Soderberg.

[House File 534](#)

Ways and Means: Lalk, Chair; Eichhorn and Hogg.

[House File 640](#)

Ways and Means: Upmeyer, Chair; Davitt and Kurtenbach.

[House File 670](#)

Ways and Means: Soderberg, Chair; Tomenga and Winckler.

[House File 689](#)

Ways and Means: Kaufmann, Chair; Davitt and Tomenga.

[House File 721](#)

Ways and Means: Soderberg, Chair; Paulsen, Reasoner, Schueller and Struyk.

[House File 725](#)

Ways and Means: Lalk, Chair; Davitt and Upmeyer.

[House File 733](#)

Ways and Means: Struyk, Chair; Schueller and Soderberg.

[House File 734](#)

Ways and Means: Paulsen, Chair; Shomshor and J.K. Van Fossen.

[House File 750](#)

Ways and Means: Upmeyer, Chair; Reasoner and J.K. Van Fossen.

[House File 751](#)

Ways and Means: Drake, Chair; Jochum and Tomenga.

[House File 755](#)

Ways and Means: Paulsen, Chair; Davitt and Upmeyer.

[House File 756](#)

Ways and Means: Drake, Chair; Frevert and Paulsen.

[House File 763](#)

Ways and Means: Tomenga, Chair; Schueller and Struyk.

[House File 766](#)

Ways and Means: Drake, Chair; Kurtenbach and Shoultz.

[House File 773](#)

Ways and Means: Paulsen, Chair; Jochum and Kaufmann.

[House File 783](#)

Ways and Means: Struyk, Chair; Huser and Lalk.

[House File 788](#)

Ways and Means: Carroll, Chair; Upmeyer and Winckler.

[House File 790](#)

Ways and Means: Tomenga, Chair; Davitt and Upmeyer.

[House File 791](#)

Ways and Means: Boal, Chair; Drake and Jochum.

[House File 794](#)

Ways and Means: Struyk, Chair; Lalk, McCarthy, Reasoner and Soderberg.

[House File 795](#)

Ways and Means: Soderberg, Chair; Lalk and Schueller.

[House File 796](#)

Ways and Means: Soderberg, Chair; Schueller and Struyk.

[House File 813](#)

Appropriations: Horbach, Chair; Bell and Jacobs.

[Senate Joint Resolution 6](#)

Administration and Rules: S. Olson, Chair; Boal, Bukta, Carroll, Dolecheck, Gipp, Heddens, Jacobs, Miller, Murphy, Rants, Reasoner, Roberts and Whitaker.

Senate Joint Resolution 7

Administration and Rules: S. Olson, Chair; Boal, Bukta, Carroll, Dolecheck, Gipp, Heddens, Jacobs, Miller, Murphy, Rants, Reasoner, Roberts and Whitaker.

Senate File 200

Agriculture: Struyk, Chair; Huseman and Mertz.

Senate File 201

Agriculture: Lalk, Chair; Frevert and Kaufmann.

Senate File 321

Public Safety: Sands, Chair; Reasoner and Van Engelenhoven.

Senate File 331

Public Safety: Horbach, Chair; Berry and Eichhorn.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 285

Ways and Means: Tomenga, Chair; Lalk and Schueller.

House Study Bill 286

Ways and Means: Soderberg, Chair; Reasoner and Struyk.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 288 Oversight

Concerning restrictions on retailer use of monitor vending machines to sell lottery products.

H.S.B. 289 Ways and Means

Relating to property taxation by requiring funding of essential services by cities and counties, modifying property assessment guidelines, creating a property assessment appeal board to hear appeals of the actions of local boards of review, tying together the assessment limitations of certain classes of property, and including a retroactive applicability date provision.

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.

MARGARET A. THOMSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly [House File 709](#)), relating to the establishment of a prescription drug assistance clearinghouse program by the commissioner of insurance, and providing for a contingent appropriation.

Fiscal Note is not required.

Recommended **Do Pass** March 21, 2005.

Committee Bill (Formerly [House File 731](#)), concerning state liquor activities, including liquor prices set by the alcoholic beverages division, moneys appropriated from liquor sale revenues for substance abuse treatment, and state liquor warehouse operations.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 21, 2005.

Committee Bill (Formerly [House File 736](#)), relating to asset disregard under the medical assistance program for the purchase of a certified long-term care insurance policy, providing for a repeal, providing a contingent effective date, and providing an appropriation.

Fiscal Note is not required.

Recommended **Do Pass** March 21, 2005.

RESOLUTION FILED

[HR 24](#), by Jacoby, a resolution to recognize the 50th anniversary of the creation of county conservation boards.

Laid over under **Rule 25**.

AMENDMENTS FILED

<u>H-1138</u>	<u>H.F. 811</u>	Jochum of Dubuque
		Ford of Polk
<u>H-1139</u>	<u>H.F. 810</u>	Hunter of Polk
<u>H-1140</u>	<u>H.F. 810</u>	Hunter of Polk
<u>H-1141</u>	<u>H.F. 810</u>	Hunter of Polk
<u>H-1142</u>	<u>H.F. 703</u>	Struyk of Pottawattamie
<u>H-1143</u>	<u>H.F. 777</u>	Swaim of Davis
<u>H-1144</u>	<u>H.F. 669</u>	Anderson of Page
<u>H-1145</u>	<u>H.F. 583</u>	Anderson of Page
<u>H-1146</u>	<u>H.F. 785</u>	Carroll of Poweshiek
<u>H-1148</u>	<u>H.F. 810</u>	Sands of Louisa
<u>H-1149</u>	<u>H.F. 729</u>	Frevert of Palo Alto
<u>H-1150</u>	<u>H.F. 809</u>	Fallon of Polk
Bell of Jasper		Berry of Black Hawk
Bukta of Clinton		Cohoon of Des Moines
Davitt of Warren		Ford of Polk
Frevert of Palo Alto		Heddens of Story
Hunter of Polk		Huser of Polk
Jacoby of Johnson		Jochum of Dubuque
Kressig of Black Hawk		Kuhn of Floyd
Lensing of Johnson		Lykam of Scott
Mascher of Johnson		Mertz of Kossuth
Miller of Webster		Murphy of Dubuque
Oldson of Polk		D. Olson of Boone
R. Olson of Polk		Petersen of Polk
Pettengill of Benton		Quirk of Chickasaw
Reasoner of Union		Reichert of Muscatine
Schueller of Jackson		Shomshor of Pottawattamie
Shoultz of Black Hawk		Smith of Marshall
Swaim of Davis		D. Taylor of Linn
T. Taylor of Linn		Thomas of Clayton
Wendt of Woodbury		Wessel-Kroeschell of Story
Whitaker of Van Buren		Whitead of Van Buren
Winckler of Scott		Wise of Lee
Zirkelbach of Jones		
<u>H-1151</u>	<u>H.F. 810</u>	Winkler of Scott
<u>H-1152</u>	<u>H.F. 789</u>	Carroll of Poweshiek
<u>H-1153</u>	<u>H.F. 808</u>	Mertz of Kossuth
		D. Olson of Boone

<u>H-1154</u>	<u>H.F. 589</u>	Kurtenbach of Story
<u>H-1155</u>	<u>H.F. 809</u>	Hogg of Linn
<u>H-1156</u>	<u>H.F. 808</u>	Hogg of Linn
		Shoultz of Black Hawk
<u>H-1157</u>	<u>H.F. 776</u>	Raecker of Polk
		Lensing of Johnson
<u>H-1158</u>	<u>H.F. 809</u>	Ford of Polk
<u>H-1159</u>	<u>H.F. 769</u>	Roberts of Carroll
		Smith of Marshall
<u>H-1160</u>	<u>H.F. 810</u>	Sands of Louisa
<u>H-1161</u>	<u>H.F. 809</u>	Kuhn of Floyd
<u>H-1162</u>	<u>H.F. 809</u>	Murphy of Dubuque

On motion by Jacobs of Polk the House adjourned at 3:29 p.m., until 8:45 a.m., Wednesday, March 23, 2005.